

SPECIAL MEETING
SACRAMENTO CITY COUNCIL
FEBRUARY 15, 1962

The Honorable City Council met in special session on this date at hour of 3:15 o'clock P. M. , Mayor McKinney presiding and roll call was answered as follows:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

Executed copies of the Call issued by the Mayor and presented by the City Clerk were ordered filed. The Call stated the purpose of the meeting to be that of discussing an actuarial report in regard to pensions of retired City employees and to present such other matters as may regularly come before said body or be presented by the City Manager.

Mayor McKinney introduced Mr. Lyle Lack, Retirement System Manager, who in turn introduced the members of the City Retirement Board.

The City Manager addressed the Council and explained the composition of the Retirement Board and thereupon introduced Mr. Ralph R. Nelson, Retirement System Actuary, who reviewed the background on the City Retirement System since its inception.

Councilman Nielsen arrived.

Mr. Nelson then presented a report on "Investigation and Valuation of Sacramento City Employees' Retirement System" as of June 30, 1960, containing an additional report on contemplated changes relative to increasing allowances of retired employees.

260

The report was discussed generally and Mr. Nelson answered questions of the Council concerning contributions, benefits and general provisions of the retirement system, and the contemplated changes.

Mr. Lyle Lack, Retirement System Manager, distributed copies of the Annual Report of the City Employees' Retirement Board for the yearing ending June 30, 1961, the same being ordered placed on file.

Council adjourned at hour of 5:50 o'clock P. M.

APPROVED BY THE CITY COUNCIL ON DATE OF
FEBRUARY 21, 1962

James B. McKinney
MAYOR

ATTEST:

Reginald H. Boye
CITY CLERK

REGULAR MEETING
SACRAMENTO CITY COUNCIL
FEBRUARY 15, 1962

The Honorable City Council met in Regular Session on this date at hour of 7:50 o'clock P. M., Mayor McKinney presiding and roll call was answered as follows:

Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

The City Clerk reported having furnished each member with a copy of proceedings of previous meeting. The minutes of Regular Meeting of February 8, 1962, were ordered approved.

This having been the date set for hearing and no protests having been received, the City Manager presented and Councilman Mering moved that the following resolution be adopted:

RESOLUTION APPROVING ASSESSMENT NO. 3501

Resolution approving assessment in the matter of the construction of a street lighting system, complete in 38th Avenue from the centerline of 24th Street to the Easterly line of Fernandez Drive; Fernandez Drive from the Westerly production of the Northerly line of Lot 455 of Freeport Village Unit No. 3 (as the same is recorded in the office of the Sacramento County Recorder) to the Southerly Boundary of said Freeport Village Unit No. 3. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1962 on file in office of the City Clerk).

261

Seconded by Councilman Domich and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

This having been the date set for continuation of the appeal of the Christ Methodist Church from the Planning Commission's action denying a special use permit to erect a church building with off-street parking in an R - 1 One Family Zone, North side of Gardendale Road, 24th Street, portion of Lot 7, Gardendale Subdivision, the matter was brought to the floor at this time.

Upon the advise of the City Clerk and the City Planning Director, Councilman Mering moved that the hearing be continued to an unspecified time at the request of the appellant. Seconded by Councilman Domich and carried by the following vote:

262

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

Mayor McKinney requested that the Planning Director advise the Council when the matter should be again before the Council.

This having been the date set for nominations to the Ann Land and Bertha Henschel Memorial Fund Commissions, vice Alvia S. Molander, Mildred M. Travis and Sam Finegold resigned, Councilman Seymour placed in nomination Rosemary Bradley. Seconded by Councilman Murphy.

Councilman Talkin thereupon placed in nomination, Dr. Herbert Yee.

Councilman Rouse thereupon placed in nomination, Frank Goldstein.

263

There being no further nominations, Councilman Mering moved that nominations for the foregoing Commission be closed. Seconded by Councilman Seymour and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

Mayor McKinney announced that in accordance with established practice of the Council, appointments would be made at the meeting of February 21, 1962.

Mr. Frank Kent, Director of the Crocker Art Gallery, appeared and addressed the Council reporting of the estimated cost of the proposed gallery catalogue and briefly explained the type of catalogue which he proposes.

After a discussion on the matter, Councilman Christensen moved that the Council favor inclusion of the amount of \$6,000.00 in the 1962-63 Budget as the City's share of the cost of printing the catalogue of the artifacts contained in the Crocker Art Gallery. Seconded by Councilman Talkin and carried by the following vote:

264

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

265

In accordance with bids received on date of February 8, 1962 and recommendation of the City Manager, filed on this date, Councilman Seymour moved that the bid of Grason Electric Co., in amount of \$8,129.00, be accepted for the furnishing and installing of Floodlighting Equipment at the City Hall and that the Mayor and City Clerk be authorized to execute Contract No. 416 when same has been prepared and approved by the City Attorney. Seconded by Councilman Domich and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with the Director of Recreation and Parks report and recommendation of the City Manager, filed on this date, Councilman Seymour moved that the following resolution be adopted:

RESOLUTION NO. 43

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That the City of Sacramento does hereby accept all of the terms and conditions as set forth in that certain agreement dated February 15, 1962, by and between the CITY OF SACRAMENTO and DEWEY S. BAKER, JR., therein called the CONCESSIONAIRE, covering the confectionary stands at WILLIAM LAND PARK, located near the Zoo.

266

That the Mayor and City Clerk are hereby authorized to execute said Agreement for and on behalf of the City of Sacramento.

Seconded by Councilman Mering and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour, and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the Director of Recreation and Parks and recommendation of the City Manager, filed on this date, Councilman Seymour moved that the following resolution be adopted:

RESOLUTION NO. 44

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That the City of Sacramento, a municipal corporation, does hereby approve and accept all of the terms and conditions set forth in that certain AGREEMENT dated February 15, 1962 by and between CITY OF SACRAMENTO, and RAYMOND E. SILVA, therein called CONCESSIONAIRE, COVERING the right and privilege of operating and maintaining an AMUSEMENT CONCESSION at WILLIAM LAND PARK in city of Sacramento.

267

BE IT FURTHER RESOLVED that the Mayor and City Clerk be hereby authorized and directed to execute said Agreement for and on behalf of the City of Sacramento.

Seconded by Councilman Christensen and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

268

With letter of transmittal, which was ordered filed, the City Manager presented and Councilman Murphy moved that plans and specifications for Curb and Gutter Improvement on Portions of 16th, 29th and 30th Streets in the City of Sacramento, be adopted and the City Clerk instructed to advertise for bids thereon to be received up to the hour of 5:00 o'clock P. M. on date of March 1, 1962 and Seconded by Councilman Mering and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

269

With letter of transmittal, which was ordered filed, the City Manager presented and Councilman Domich moved that plans and specifications for the installation of Water Transmission Mains on "M" Street, 41st Street to Elvas Avenue and Ties, at an estimated cost of \$345,000.00, be adopted and the City Clerk instructed to advertise for bids thereon to be received up to the hour of 5:00 o'clock P. M. on date of March 8, 1962. Seconded by Councilman Rouse and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

270

With letter of transmittal, which was ordered filed, the City Manager presented and Councilman Seymour moved that specifications for furnishing various sizes of Galvanized Water Pipe, at an estimated cost of \$5,500.00, for Stores A stock, be adopted and the City Clerk instructed to advertise for bids thereon to be received up to the hour of 5:00 o'clock P. M. on date of March 1, 1962. Seconded by Councilman Talkin and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

February 15, 1962

In accordance with report of the City Controller and recommendation of the City Manager, Councilman Murphy moved that the following resolution be adopted:

RESOLUTION NO. 45

RESOLUTION AMENDING RULES AND REGULATIONS GOVERNING PERSONNEL EXPENSE CLAIMS (CHANGE IN SECTION 3 AND ADDITION OF SECTION 6). (REFERENCE IS HEREBY MADE TO ORIGINAL RESOLUTION ADOPTED ON THIS DATE AND SET OUT IN FULL IN RESOLUTION RECORD 1962 ON FILE IN OFFICE OF THE CITY CLERK).

Seconded by Councilman Mering and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

271

List of cash expenditures from Contingent Fund for the month of January, 1962, in amount of \$2,152.67, was received and ordered placed on file.

272

With letter of transmittal, which was ordered filed, the City Manager presented and Councilman Seymour moved that revised plans and specifications for the construction of a Swimming Pool and Youth Center in Cabrillo Park, at an estimated cost of \$95,000.00, be adopted and the City Clerk instructed to advertise for bids thereon to be received up to the hour of 5:00 o'clock P. M. on date of March 8, 1962. Seconded by Councilman Domich and carried by the following vote:

273

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

Councilman Mering addressed the Council concerning an additional cost in the construction of the Senior Citizens Building and introduced and moved adoption of the following resolution:

RESOLUTION NO. 46

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That the sum of \$3,752.70 be transferred from CAPITAL OUTLAY #100 FUND to SENIOR CITIZENS' RESERVE FUND 124-15.

274

Seconded by Councilman Seymour and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report and recommendation of the City Planning Commission, Councilman Talkin moved that a hearing be set for hour of 7:45 o'clock P. M. on date of March 1, 1962, on the proposed rezoning of property designated on City Assessor's records as Parcel 12-B, Map 31, and property designated on City Assessor's Plat of Meadowview Colony as Parcel "A", and Lots E-F-T-U-V and W of Meadowview Colony (Southwest corner of Meadowview Road and Franklin Boulevard) from the "A-1" Agricultural Zone to the "A-2" Exclusive Agricultural Zone. Seconded by Councilman Mering and carried by the following vote:

275

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the City Attorney, which was ordered filed, Councilman Domich moved that the City Attorney be authorized to prepare a petition seeking exclusion of annexed territory from the Elk Grove Irrigation District. Seconded by Councilman Mering.

After discussion of the foregoing motion, Councilman Murphy moved that the motion be amended by adding "if said petition involves litigation that it be referred to the property owners to seek the withdrawal". Seconded by Councilman Domich and roll call on the amendment resulted as follows:

276

AYES: Councilmen Domich, Murphy and Talkin.

ABSENT: Councilman Nielsen.

NOES: Councilmen Christensen, McKinney, Mering, Rouse and Seymour

Mayor McKinney thereupon announced that the motion to amend had failed and called for the roll call on the original motion which resulted as follows:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

Councilman Talkin addressed the Council and suggested that a future park be named in honor of W.A. Jimmie Hicks, former Mayor and Councilman of the City of Sacramento.

277

Communication from the Creative Arts League of Sacramento favoring a separate cultural center was received and referred to the Citizens Core Area Advisory Committee.

278

Communication from the Women's League of the Pioneer Congregational Church commending the City Council for leaving game tables in the Plaza Park, was received, read and ordered placed on file.

In accordance with report of the Assistant City Attorney, Councilman Seymour introduced the following ordinance and moved that it be brought to immediate vote:

ORDINANCE NO. 2364, FOURTH SERIES

279

AN ORDINANCE CHANGING THE DISTRICTS ESTABLISHED BY ORDINANCE NO. 1963, FOURTH SERIES, PASSED MAY 17, 1956, AND ENTITLED: "AN ORDINANCE ESTABLISHING ZONES WITHIN THE CITY OF SACRAMENTO AND ESTABLISHING CLASSIFICATIONS OF LAND USES IN SUCH ZONES; REGULATING THE HEIGHT OF BUILDINGS AND OPEN SPACES FOR LIGHT AND VENTILATION; ADOPTING MAPS OF SAID CITY SHOWING BOUNDARIES AND THE CLASSIFICATIONS OF SUCH ZONING; DEFINING THE TERMS USED IN SAID ORDINANCE; PROVIDING FOR THE AMENDMENT AND THE ENFORCEMENT THEREOF; PRESCRIBING PENALTIES FOR ITS VIOLATION AND REVOKING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH," BY REMOVING CERTAIN TERRITORY FROM "A-1" AGRICULTURAL ZONE, AND PLACING SAME IN "R-1" ONE FAMILY ZONE AND R-3 LIGHT DENSITY MULTIPLE FAMILY ZONE, AND REPEALING ORDINANCE NO. 2304, FOURTH SERIES, PASSED JUNE 15, 1961.

Seconded by Councilman Murphy and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

Councilman Seymour thereupon moved that foregoing ordinance be adopted. Seconded by Councilman Murphy and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the Assistant City Attorney, Councilman Seymour introduced the following ordinance moving that it be brought to immediate vote:

ORDINANCE NO. 2365, FOURTH SERIES

280

AN ORDINANCE CHANGING THE DISTRICTS ESTABLISHED BY ORDINANCE NO. 1963, FOURTH SERIES, PASSED MAY 17, 1956, AND ENTITLED: "AN ORDINANCE ESTABLISHING ZONES WITHIN THE CITY OF SACRAMENTO AND ESTABLISHING CLASSIFICATIONS OF LAND USES IN SUCH ZONES; REGULATING THE HEIGHT OF BUILDINGS AND OPEN SPACES FOR LIGHT AND VENTILATION; ADOPTING MAPS OF SAID CITY SHOWING BOUNDARIES AND THE CLASSIFICATIONS OF SUCH ZONING; DEFINING THE TERMS USED IN SAID ORDINANCE; PROVIDING FOR THE AMENDMENT AND THE ENFORCEMENT THEREOF; PRESCRIBING PENALTIES FOR ITS VIOLATION AND REVOKING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH," BY REMOVING CERTAIN TERRITORY FROM A-1 AGRICULTURAL ZONE, AND PLACING SAME IN R-1 ONE FAMILY ZONE, R-3 LIGHT DENSITY MULTIPLE FAMILY ZONE, AND REPEALING ORDINANCE NO. 2319, FOURTH SERIES, PASSED AUGUST 3, 1961.

Seconded by Councilman Mering and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

Councilman Seymour thereupon moved that foregoing ordinance be adopted. Seconded by Councilman Mering and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman Domich moved that the following resolution be adopted:

RESOLUTION NO. 47

281

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

February 15, 1962

That MRS. J. BABICH is hereby granted a revocable permit to utilize the following described city-owned property for construction and maintenance of planters and parking area in conformance with City requirements:

That portion of City-owned Fruitridge Road right of way on the north side of Fruitridge Road; north of a line parallel to and 5 feet north of the north curb of Fruitridge Road, from a point 30 feet west of the west property line of Franklin Blvd. , westerly 145 feet.

This permit is granted on the condition that said permittee shall protect and save the City of Sacramento harmless from all damages, costs and causes of action in connection with the granting of this permit; that permittee shall determine the location of and protect and support all utilities in the public right of way, and shall bear the cost of any necessary reconstruction.

BE IT FURTHER RESOLVED that vehicular access to Fruitridge Road from this frontage shall be prohibited.

Seconded by Councilman Mering and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman Seymour moved that the following resolution be adopted:

RESOLUTION NO. 48

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That HENRY TAKETA is hereby granted a revocable permit for encroachment of footings into the public right of way below sidewalk grade on the southeast corner of 4th and "O" Streets. The area to be encroached upon is described as follows:

The southerly 6 inches of the "O" Street right of way from the east property line of 4th Street easterly to a point 35 feet east of the east property line of 4th Street.

The revocable permit is granted upon the following conditions:

1. Said permittee shall protect and save the City of Sacramento harmless from all damages, costs and causes of action in connection with the granting of this permit.
2. Permittee shall determine the location of and protect and support all utilities in the public right of way and shall bear the cost of any necessary reconstruction.
3. The granting of this permit does not in any way constitute approval of the rest of the project.

Seconded by Councilman Talkin and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

The City Manager presented and Councilman Mering moved that the following resolution be adopted:

RESOLUTION NO. 49

RESOLUTION CANCELLING TAXES ON VARIOUS CITY PARCELS IN ACCORDANCE WITH REQUESTS OF THE CALIFORNIA STATE DIVISION OF HIGHWAYS). (REFERENCE IS HEREBY MADE TO ORIGINAL RESOLUTION ADOPTED ON THIS DATE AND SET OUT IN FULL IN RESOLUTION RECORD 1962 ON FILE IN OFFICE OF THE CITY CLERK).

Seconded by Councilman Rouse and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman Mering moved that the following resolution be adopted:

RESOLUTION OF AWARD NO. 3563

Resolution of award to Lentz Construction Co., in amount of \$154,688.30, in the matter of improvement of Ways, Circle, Streets, Avenue and Rights of Way within and adjacent to South Land Park Hills Unit No. 26 (as the same is recorded in the office of the Sacramento County Recorder). (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1962 on file in office of the City Clerk).

Seconded by Councilman Christensen and carried by the following vote:

281

282

283

284

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman Mering moved that the following resolutions be adopted:

RESOLUTION APPROVING MAP AND DIAGRAM NO. 3576

285

Resolution approving map and diagram in the matter of the improvement of Industrial Parkway, as the same is shown and designated on the Plat of Fuller Industrial Park Unit No. 2 (as the same is recorded in the office of the Sacramento County Recorder); Power Inn Road from the Easterly production of the centerline of 39th Avenue to the Westerly production of the Southerly Boundary of said Fuller Industrial Park Unit No. 2. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1962 on file in office of the City Clerk).

Seconded by Councilman Christensen and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

RESOLUTION APPROVING PLANS, GRADES AND SPECIFICATIONS NO. 3576

285

Resolution approving plans, grades and specifications in the matter of the improvement of Industrial Parkway, as the same is shown and designated on the Plat of Fuller Industrial Park Unit No. 2 (as the same is recorded in the office of the Sacramento County Recorder); Power Inn Road from the Easterly production of the centerline of 39th Avenue to the Westerly production of the Southerly Boundary of said Fuller Industrial Park Unit No. 2. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1962 on file in office of the City Clerk).

Seconded by Councilman Christensen and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

RESOLUTION OF INTENTION NO. 3576

285

Resolution of intention, which sets a hearing for date of March 8, 1962, in the matter of the improvement of Industrial Parkway, as the same is shown and designated on the Plat of Fuller Industrial Park Unit No. 2 (as the same is recorded in the office of the Sacramento County Recorder).

Power Inn Road from the Easterly production of the centerline of 39th Avenue to the Westerly production of the Southerly Boundary of said Fuller Industrial Park Unit No. 2. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1962 on file in office of the City Clerk).

Seconded by Councilman Christensen and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman Mering moved that the following resolution be adopted:

RESOLUTION EXTENDING TIME NO. 3519

286

Resolution extending time to Granite Construction Co. for an additional thirty (30) days in the matter of the improvement of Ways, Drives, Court and Rights of Way within and adjacent to South Land Park Hills Unit No. 42 (as the same is recorded in the office of the Sacramento County Recorder). (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1962 on file in office of the City Clerk).

Seconded by Councilman Christensen and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman Mering moved that the following resolution be adopted:

RESOLUTION EXTENDING TIME NO. 3549

287

Resolution extending time to A. Teichert & Son, Inc., for an additional sixty (60) days in the matter of the improvement of Way, Drive, Avenue, Boulevard and Rights of Way within and adjacent to South Land Park Hills Unit No. 31 (as the same is recorded in the office of the Sacramento County Recorder). (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1962 on file in office of the City Clerk).

Seconded by Councilman Christensen and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman Mering moved that the following resolution be adopted:

RESOLUTION NO. 3580

WHEREAS, a petition has been filed with the City Council requesting that proceedings be adopted for the construction of a Water Distribution System, complete with all necessary appurtenances in 71st Street, from the centerline of Fruitridge Road to the Southerly Boundary of Richland (as the same is shown on the official Plat thereof filed in the office of the Sacramento County Recorder), in the City of Sacramento, and

WHEREAS, the signers of said petition state that they are all of the Owners of more than 60% of the area liable for Assessment for said work and improvement, and they expressly "WAIVE" the provisions of Division 4 of the "Streets and Highways Code of the State of California" (The Special Assessment Investigation, Limitation and Majority Protest Act of 1931), as amended and all investigations, proceedings and reports provided for therein, and

288

WHEREAS, the said petition has been checked by the City Engineer's Office and found that the WAIVER is signed by the Owners of more than 60% of the Area liable for Assessment for said work.

NOW, THEREFORE BE IT RESOLVED by the City Council that the said petition is hereby approved and granted, and

BE IT FURTHER RESOLVED, that the City Council hereby finds and determines that the WAIVER in said petition is signed by the Owners of more than 60% of the Area liable for said work and improvement and hereby directs that proceedings for said work be authorized as provided in Division 7 of the said Streets and Highways Code, THE IMPROVEMENT ACT OF 1911.

Seconded by Councilman Christensen and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

Communication from the League of California Cities relative to a proposed request to Governor Brown to place a telephone franchise amendment on the Special Session of the State Legislative Agenda, was received, read and discussed at this time.

289

Upon the recommendation of the City Manager, Councilman Christensen moved that the City cooperate with the League of California Cities and support the request for placing said telephone franchise amendment on the Special Session of the State Legislature Agenda. Seconded by Councilman Talkin and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

League of California Cities bulletin relative to the resolutions and principles adopted at the League's Special Conference on Metropolitan Issues, was received and ordered placed on file.

290

Request from the Disabled American Veterans Auxiliary for use of the Memorial Auditorium on Thursday, March 1, 1962, for the "Annual Baby Show" was received and referred to the City Manager for a report.

291

Request from Sacramento Municipal Utility District for a grant of right of way to the Sacramento Municipal Utility District and the Pacific Telephone and Telegraph Company for the southwesterly section of the City for power and telephone lines was received and referred to the City Manager for a report.

292

Requests from the State Division of Highways, for the cancellation of taxes on various City parcels, were received and referred to the City Manager for a report.

293

Communication from the Masonic Lawn Association, dated February 8, 1962, offering to purchase a small strip of land on the South boundary of the City Cemetery extending from the Riverside Boulevard to Laburnum Avenue at a price of \$1,500.00 for the land plus \$500.00 for the estimated cost of relocating of water line was received and discussed at this time.

294

Upon recommendation of the City Manager, Councilman Seymour moved that said offer for purchase of the aforementioned strip of land, be accepted. Seconded by Councilman Talkin and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour and Talkin.

ABSENT: Councilman Nielsen.

295

Councilman Domich moved that Councilman Nielsen and Mering be authorized to leave the State to appear at Washington, D. C. on behalf of the proposed Auburn-Folsom South Unit Project of the Central Valley Water Project. Seconded by Councilman Talkin and carried by the following vote:

AYES: Councilmen Christensen, Domich, McKinney, Mering, Murphy, Rouse, Seymour, Talkin.

ABSENT: Councilman Nielsen.

Council adjourned at hour of 9:05 o'clock P. M.

APPROVED BY THE CITY COUNCIL ON DATE OF
FEBRUARY 21, 1962

James B. McKinney
MAYOR

ATTEST:

Reginald H. Byggs
CITY CLERK