

REGULAR MEETING
SACRAMENTO CITY COUNCIL
DECEMBER 13, 1951

The Honorable City Council met in regular session on this date at hour of 8:02 o'clock P. M. Mayor Geisreiter presiding and roll call was answered as follows: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

The City Clerk reported having furnished each member with a copy of proceedings of previous meeting. The minutes of Regular Meeting of December 6, 1951, were thereupon approved.

The following bids were received and referred to the City Manager for a report:

Club House, Bing Maloney Golf Course

5 BIDS,
Club House,
Bing Maloney
Golf Course
REF. MNGR.

<u>Bidders</u>	<u>Total Price</u>	<u>Bid Deposit</u>
Gavel & Flanders Construction Co. 229 W Street Sacramento, California	\$ 97,632.00	Bond--\$5,000.00
Guth & Schmidt 2821 - S Street Sacramento, California	99,896.00	Bond--5% of amt. bid
Lawrence Construction Co. 3020 - V Street Sacramento, California	100,446.00	Bond--5% of amt. bid
Donald G. Carter 724 - 56th Street Sacramento, California	94,678.00	Bond--5% of amt. bid
J. A. Waterbury Construction Co. & Frederick J. Chapek 605 Fremont Way Sacramento, California	103,882.00	Bond--5% of amt. bid

1821

In response to request of Councilman Macaulay, the City Manager rendered a verbal report concerning action of alleged brutality by Police Officers to a Sacramento youth.

The City Manager also presented two editorials from the Sacramento Union concerning the above matter which were read and ordered placed on file.

The City of Sacramento received a flag from the United States Treasury Department for City employees splendid record in purchase of war bonds by the payroll deduction method.

This having been the date set for hearing and no protests having been received, the City Manager presented the following resolution recommending its adoption:

RESOLUTION APPROVING ASSESSMENT NO. 2875

Resolution approving assessment in the matter of the Issuance of the Assessment on the improvement of the Alley between V and W Streets from the Easterly line of 32nd Street to the Westerly line of 33rd Street. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1951-52 on file in office of the City Clerk).

1822

Councilwoman Cooledge moved that foregoing resolution be adopted. Seconded by Councilman Bahnfleth and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

This having been the date set for hearing and no protests having been received, the City Manager presented the following resolution recommending its adoption:

RESOLUTION ORDERING WORK NO. 2903

Resolution ordering work which calls for bids to be received on December 27, 1951, in the matter of the improvement of the Alley running Northerly and Southerly, being 24 feet in Width, lying Westerly of and adjacent to Lots 7, 9, and 10 of H. L. Nelson Tract (as the same is shown on the official Plat thereof filed in the office of the Sacramento County Recorder), from the center line of Stockton Boulevard to the Northerly line of Lot 10 of said H. L. Nelson Tract, produced Westerly. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1951-52 on file in office of the City Clerk).

1823

Councilman Bahnfleth moved that foregoing resolution be adopted. Seconded by Councilman Seymour and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen,

R. A. A. #2875
Impr. alley
V-W, 32-33
Sts.
ADOPTED

R. O. W. #2903
Impr. alley
adj. to Lots
7, 9 & 10, H.
L. Nelson Tr.
bids Dec. 27
ADOPTED

Sayre, Seymour, Wood.

The Chair recognized Mr. Anthony Septinelli who was present in the audience.

1824

The City Manager presented and Councilman Wood moved that agreement between the City of Sacramento and Jacinto Developments, Inc., covering a water system in Tallac Village be approved. Seconded by Councilman Sayre and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

Agreement Jacinto Developments Inc. Tallac Village water system APPROVED

1825

In accordance with report of the City Engineer and recommendation of the City Manager and bid received on date of December 6, 1951, Councilman Macaulay moved that the bid of the Reliable Elevator Works, in amount of \$9,045.00, be accepted for furnishing and installing various electrical traffic signal controls. Seconded by Councilman Seymour and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

BID, Reliable Elevator Wks. \$9045. traffic signal contro ACCEPTED

1826

In accordance with bids received on date of December 6, 1951 and recommendation of the City Manager filed on this date, Councilwoman Cooledge moved that the bid of Cyclone Fence Division in amount of \$1,435.00, be accepted for furnishing and erecting a Chain Link Fence around the Tennis Courts at William Curtis Park. Seconded by Councilman Nielsen and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

BID, Cyclone Fence Div. \$1435. chain link fence, Wm. Curtis Pk ACCEPTED

Communication from Inks Bros. requesting that action in connection with the problem of traffic in the vicinity of 59th Street and Broadway be postponed until some future date, was received and ordered filed.

Traffic condition 59th St. & Brdwy; contd Dec. 27th.

Communication from the Sacramento Branch of Northern California Food Dealers Association requesting that action on foregoing matter be postponed was also received and ordered filed.

1827

Communications from the Sacramento City Unified School District and from the Sacramento Council of Parent-Teacher Associations calling attention to the hazard to school children at 59th Street and Broadway, were received and placed on file.

After consideration, Councilwoman Cooledge moved that hearing relative to foregoing matter be continued to date of December 27, 1951 and that the Traffic Engineer furnish information at that time concerning traffic problems throughout the City, incidental to similar locations as the one at 59th Street and Broadway. Seconded by Councilman Hendren and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

1828

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman Seymour moved that application of the Valley Mattress Company for a standby water connection at 4160 - 14th Avenue be denied inasmuch as the City's water pressure is low during part of the summer season at this point and also due to the fact that said location is outside the City limits. Seconded by Councilman Wood and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

Req. Valley Mattress Co. standby water connection, 4160-14th Ave DENIED

1829

The City Manager presented a proposed budget prepared by the Traffic Engineer covering the operation and maintenance of the City's Off-Street Parking Lots for the balance of the fiscal year ending June 30, 1952; said budget to be financed from parking lot revenues in the manner prescribed in Council Resolution No. 361 adopted June 28, 1951.

Councilman Hendren moved that foregoing budget be approved. Seconded by Councilman Seymour and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

BUDGET, maintenance City's Off-St. Parking Lots bal. fiscal yr. ending June 30, 1952. APPROVED

1830

Application of the Golden State Company, Ltd., for closure of 19th Street from B and C Alley to B Street and B and C Alley from 19th Street East to Western Pacific Railroad, was considered at this time.

After discussion and in accordance with reports of the Superintendent of Water, the City Engineer, the City Planning Director and the City Manager, Councilman Seymour moved that the following resolution granting a revocable permit to the Golden State Company, Ltd., be adopted:

RESOLUTION NO. 471

WHEREAS, heretofore and on December 6, 1951, the GOLDEN STATE COMPANY, LTD. of No. 214-19th Street, Sacramento, California, petitioned the Honorable City Council stating that it desired to add to the size of its processing and distribution plant, in order to facilitate its increased

RESN. #471 Rev. permit close No. 1/2 B St. B-C Sts. & alley B-C, 19th St. - W. P. R. Co. (Golden State) ADOPTED

operations within the 19 northern counties which it serves. That it had acquired property across the street from its present plant, and in order to complete this extension, a portion of 19th Street and the alley between "B" and "C" Streets and 19th Street and the westerly right-of-way line of the Western Pacific Railroad; and

WHEREAS, thereafter the Council referred said matter to the City Manager's office, and on December 13, 1951, the Council received a recommendation from the Manager requesting that a revocable permit be granted in accordance with the following terms and conditions, which were accepted by the Sacramento Division Manager for said company,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That a revocable permit be, and is hereby, granted to the GOLDEN STATE COMPANY, LTD. to erect and maintain a building upon the following described parcels of real property belonging to the City of Sacramento, to-wit:

- 1. 19th Street from the south line of the "B" and "C" Alley north to "B" Street.
- 2. "B" - "C" Alley from 19th Street East to Western Pacific Railroad right-of-way.

That said property is to be used for the purposes of constructing an addition to the Dairy Products Processing Plant of said company and public thoroughfare upon said street is prohibited, and said permit is granted upon the following terms and conditions, to-wit:

That the Company agrees to construct and maintain a concrete tunnel of sufficient size, and approved by the City Engineer, to allow for the repair and maintenance of a 24" water main which is located on 19th Street and runs in a general northerly and southerly direction in connection with the Filtration Plant water line on North "B" Street.

That the construction over the alley 19th Street to the Western Pacific right-of-way shall be such as to allow for the inspection, repair and maintenance of the water and sewer lines therein installed, or to be installed.

That the City shall also have the right to install such future utility services within said area as may be necessary.

That the City of Sacramento reserves the right to revoke this permit upon giving one year's notice in advance to the permittee thereof to remove at its own cost all buildings and structures erected thereon.

That the permittee hereof agrees to hold the City of Sacramento harmless from all damages and claims by reason of the use of these premises.

Seconded by Councilman Nielsen and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

In accordance with recommendation of the City Manager, Councilman Bahnfleth moved that the work of the Soule' Steel Company in the construction of a 40 x 60 foot Steel Building at the City Corporation Yard for use of the Plumbing Division be accepted as of date of December 10, 1951. Seconded by Councilman Seymour and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

The Controller of the State of California presented a copy of the audit of the City of Sacramento under Chapter 47, Executive Order A-180, Statutes of 1944 which was received and ordered filed.

The City Clerk reported Ann Land Commission terms of Mrs. R. E. Mittelstaedt and Lorna V. Sitton as expiring on date of January 4, 1952.

The City Clerk also reported to the effect that various Council appointments effective January 1, 1952 could be made by the Incumbent Council or the new Council Elect.

Invitation to the dedication of the Hiram Johnson Village on December 16, 1952, was received, read and ordered filed.

Communication from the Sacramento County Nurses Association endorsing the fluoridation of Sacramento drinking water was received and ordered filed.

Constr. bldg. at Corp. Yard Soule' Steel Co. accepted as of Dec. 10th.

Rept. of State Audit re allotment Sewage Treatment Site, FILED

City Clerk reported Ann Land Com'n. terms expir'g. Jan. 4th (Mrs. R. E. Mittelstaedt & L. V. Sitton) 5-year terms; also rept'd. re var. Council app'ts. eff. Jan. 1, 1952

Invit. dedication Hiram Johnson Village, Dec. 16 FILED

omn. Sac'to. nty. Nurses Assn. re fluoridation. Filed

1831

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1835

Service Charge of the League of California Cities for the year 1952, in amount of \$2200.00, was considered at this time.

L. C. C. serv. charge 1952, \$2200.00 APPROVED

1836

Councilman Seymour moved that the foregoing amount be approved for payment. Seconded by Councilman Wood and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

1837

Communication from Karl Rorhirsch concerning condition of Sewage Plant property was received and referred to the City Manager.

Comn. Karl Rorhirsch re condition sewage plant property REF. MNGR.

1838

Communication from the State Division of Highways approving the restriction of parking on Freeport Boulevard, Bidwell Way - Seventh Avenue; Stockton Boulevard, 8th - 9th Avenues; Fifth Street, P - Q Streets, was received and ordered filed.

Comn. State Div. of Hiways apprv. restriction park'g. Freeport Blvd. Stkn. Blvd. etc. FILED

1839

The City's Annual Membership Dues in the United States Conference of Mayors, in amount of \$500.00, for the year 1952, was received and considered at this time.

U.S. Conf. of Mayors 1952 membership dues \$500.00 APPROVED

Councilwoman Cooledge moved that foregoing dues, in amount of \$500.00, be approved for payment. Seconded by Councilman Macaulay and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

Having been continued to this date, hearing in connection with the appeal of Ralph and Sophie Gomez versus denial by the City Planning Commission of the former's request to rezone the North 40 feet of Lot 8 in the Block bounded by B and C, 23rd and 24th Streets, the matter was considered at this time.

Petition of property owners protesting the proposed rezoning was received and ordered filed.

The City Manager thereupon presented and Councilman Seymour moved that the following ordinance rezoning the North 40 feet of Lot 8 in the Block bounded by and between B and C, 23rd and 24th Streets, from the Multiple to the Commercial Zone be brought to an immediate vote:

ORDINANCE NO. 1630, FOURTH SERIES

AN ORDINANCE CHANGING THE DISTRICTS ESTABLISHED BY ORDINANCE NO. 1000, FOURTH SERIES, PASSED DECEMBER 14, 1943, AND ENTITLED: "AN ORDINANCE REGULATING AND RESTRICTING THE USE OF PROPERTY IN THE CITY OF SACRAMENTO; PROVIDING FOR ITS ENFORCEMENT; PRESCRIBING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ALL ORDINANCES IN CONFLICT HERewith, " BY REMOVING CERTAIN TERRITORY FROM MULTIPLE FAMILY DISTRICT, "H" HEIGHT AND AREA DISTRICT AND PLACING SAME IN COMMERCIAL DISTRICT, "F" HEIGHT AND AREA DISTRICT.

1840

Seconded by Councilman Hendren and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

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

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman Sayre moved that the following resolution appropriating \$3,078.41 out of Special Deposits, Resolution of Intention No. 2866, to cover engineering services in connection with the plans to improve a portion of Colonial Village Unit No. 2, be adopted:

RESOLUTION NO. 472

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

That the City Controller be, and he is hereby authorized and directed, to expend the sum of \$3078.41 out of SPECIAL DEPOSITS (RESOLUTION OF INTENTION NO. 2866) to cover services in connection with Plans for Street Improvements and Sewerage System for portion of Colonial Village Unit No. 2. Said work was authorized by the City Engineer and approved by the City Council on date of May 24, 1951, as per Resolution of Intention No. 2866.

1841

Seconded by Councilman Seymour and carried by the following vote:

ORD. #1630 Rezoning No. 40' Lot 8, Blk. B-C, 23-24 Sts. Mult. to Com'l. Zone (Ralph & Sophie Gomez) ADOPTED

RESN. #472 Auth. Controller expend \$3078.41 Colonial Villa No. 2 ADOPTED

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

With letter of transmittal, which was ordered filed, the City Manager presented and Councilman Seymour moved that the following resolution withdrawing an application heretofore filed with the State Department of Finance for an appropriation of \$3,500.00 to be used in developing ground plans at the Municipal Airport, be adopted:

RESOLUTION NO. 473

RESOLUTION WITHDRAWING APPLICATION AND RESCINDING RESOLUTION (WHERE ALLOTMENT HAS BEEN MADE)

WHEREAS, the State of California, under Chapter 47, Statutes of 1944 (Fourth Extra Session), as amended, has appropriated funds to provide financial assistance to local agencies, defined therein as counties, cities, or cities and counties of the State of California, so that they may engage in a large public works construction program; and

WHEREAS, the City of Sacramento, hereinafter called "Local Agency" has submitted to the Director of Finance, under the aforesaid Act and the rules and regulations prescribed thereunder, an application for an allotment in the sum of Three Thousand Five Hundred and No/100 Dollars (\$3,500.00) as the State's share of the estimated cost of plan preparation or site acquisition for a public works project, described in said application, as Ground Plans for Municipal Airport, which application is identified under Application No. 47/849; and

WHEREAS, the Director of Finance has by Executive Order No. P-778 or the State Allocation Board has by Resolution No. _____, on September 10, 1947 approved the aforesaid application and allotted to the Local Agency the sum of Three Thousand Five Hundred and No/100 (\$3,500.00); and

WHEREAS, the Local Agency desires to withdraw the aforesaid application because funds are to be used for another project,

NOW, THEREFORE, BE IT RESOLVED that the Local Agency hereby requests the Director of Finance or the State Allocation Board to withdraw the aforesaid application and rescind its Executive Order or Resolution No. P-778; and

BE IT FURTHER RESOLVED that Local Agency does hereby rescind its Resolution No. 350, adopted May 9, 1947, authorizing the submission to the Director of Finance of the aforementioned application; and

BE IT FURTHER RESOLVED that certified duplicate copies of this resolution be forwarded to the Director of Finance, one of which will be for the use of the State Controller.

Seconded by Councilman Bahnfleth and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

Together with report on subject, which was ordered filed, the City Manager presented the following resolution recommending its adoption:

RESOLUTION RESCINDING ALL PROCEEDINGS HAD OR TAKEN UNDER NO. 2869

RESOLVED by the City Council of the City of Sacramento that all Proceedings Had or Taken Under No. 2869 for the improvement of the Alley between V and W Streets from the Easterly line of 10th Street, to the Westerly line of 11th Street, in the City of Sacramento, be, and the same are hereby RESCINDED AND ABANDONED.

Councilman Bahnfleth moved that foregoing resolution be adopted. Seconded by Councilwoman Cooledge and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

Together with report on subject, which was ordered filed, the City Manager presented the following resolution recommending its adoption:

RESOLUTION RESCINDING ALL PROCEEDINGS HAD OR TAKEN UNDER NO. 2876

RESOLVED by the City Council of the City of Sacramento that All Proceedings Had or Taken Under No. 2876 for the improvement of the Alley between S and T Streets from the Easterly line of 13th Street to the Westerly line of 14th Street, in the City of Sacramento, be, and the same are hereby Rescinded and Abandoned.

Councilman Bahnfleth moved that foregoing resolution be adopted. Seconded by Councilwoman Cooledge and carried by the following vote:

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

ESN. #473
Withdrawing
application
ground plans
for Airport
(State Dept. of
Finance)
ADOPTED

Resn. Rescind-
ing Proceed'gs
#2869 Impr.
alley V-W,
10-11 Sts.
ADOPTED

Resn. Rescind-
ing Proceed'gs
#2876 Impr.
alley S-T,
13-14 Sts.
ADOPTED

1842

1843

1844

1845

Petition from residents living in the vicinity of 10th Avenue between 32nd and 33rd Streets flooding of streets and sidewalks during storm periods was received and ordered filed.

Pet'n. re flood-
ing of sts. &
sidewalks dur-
ing storm, vic.
10th Ave., 32-
33 Sts. Filed

1846

Application of Henry J. Schafer for permission to conduct dancing in conjunction with restaurant business at premises 1946 Broadway was received and referred to the City Manager for a report.

Pet'n. dance
lic. 1946 Brdwy
(H. J. Schafer)
REF. MNGR.

1847

In accordance with application and recommendation of the City Manager, Councilman Seymour moved that permit be granted the Sacramento Service Station Equipment Company to install two - 4,000 gallon underground gasoline storage tanks on private property at existing service station located at the northwest corner of 16th and P Streets. Seconded by Councilman Bahnfleth and carried by the following vote:

Req. Sac'to.
Serv. Stn. Equi-
Co. 2-4,000
gal. gas tanks,
NW Cor. 16th
& P Sts.
GRANTED

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

1848

Communication from Thomas J. Shea requesting permission to install a taxi stand at 1031 6th Street was received and referred to the City Manager with power to act.

Req. Thomas
J. Shea, taxi
stand, 1031-
6th St.
REF. MNGR.

1849

Application from the Pacific Telephone & Telegraph Company for permission to install a submarine cable across the Sacramento River 435 feet south of the "I" Street Bridge was received and referred to the City Manager for a report.

Applc. P. T. & T.
Co. install
cable across
Sac'to. River
so. of I St.
Bridge
REF. MNGR.

Councilman Bahnfleth verbally reported concerning matters of general interest pertaining to the Municipal Zoo.

1850

Councilman Wood addressed the Council and requested that the City Manager investigate the illegal use of City sidewalk for display purposes by a merchant on "K" Street. So ordered.

Illegal use of
sidewalk for
display pur-
poses by
merchant on
K St. (Wood).
REF. MNGR.

1851

Councilman Wood addressed the Council and requested an investigation of the dangerous location of a fire hydrant on 6th Street between K and L Streets.

Dangerous
position of fire
hydrant, 6th,
K-L Sts.
(Wood)
REF. MNGR.

Councilman Seymour addressed the Council and complimented the Police and Fire Departments for their quick action in subduing a fire at the Grebitus Company's Jewelry Store.

In response to question of Councilman Nielsen, the City Manager reported progress relative to proposed swimming pool at Southside Park.

1852

Councilman Hendren addressed the Council and moved that the Board of Fire Underwriters of the Pacific be requested to be present at Special Council Meeting on Tuesday, December 18, 1951 in order to answer any questions that may arise concerning the American River Fire District. Seconded by Councilman Macaulay and carried by the following vote:

SPEC. MTG.
re Municipal
Services in
Fringe Areas
at 9 a.m. Tue
Dec. 18, 1951

AYES: Councilmen Bahnfleth, Cooledge, Geisreiter, Hendren, Macaulay, Nielsen, Sayre, Seymour, Wood.

Council adjourned at hour of 10:08 o'clock P. M.

APPROVED BY THE CITY COUNCIL ON DATE OF
DECEMBER 20TH, 1951

Bert Geisreiter
MAYOR

ATTEST:

H. G. Denton
CITY CLERK