



**Meetings of Sacramento
City Council
Redevelopment Agency
Housing Authority
Financing Authority**

CITY COUNCIL

Heather Fargo, Mayor
Raymond L. Tretheway III, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, Vice-Mayor, District 4
Lauren Hammond, District 5
Kevin McCarty, District 6
Robbie Waters, District 7
Bonnie Pannell, District 8

Summary

Tuesday, September 5, 2006

City Hall-915 I Street, 1st Floor Council Chamber

Published by the Office of the City Clerk (916) 808-7200

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
Ray Kerridge, City Manager
Tom Friery, City Treasurer

NOTICE TO THE PUBLIC

You are welcomed and encouraged to participate in this meeting. Public comment is taken (3 minutes maximum) on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard at the end of the meeting as noted on the agenda. Comments on controversial items may be limited and large groups are encouraged to select 3-5 speakers to represent the opinion of the group.

Notice to Lobbyists: When addressing the legislative bodies you must identify yourself as a lobbyist and announce the client/business/organization you are representing (City Code 2.15.160).

Speaker slips are located in racks inside the chamber and should be completed and submitted to the City Clerk.

Government Code 54950 (The Brown Act) requires that a brief description of each item to be transacted or discussed be posted at least 72 hours prior to a regular meeting. The City posts Agendas at City Hall as well as offsite meeting locations.

The order of Agenda items are listed for reference and may be taken in any order deemed appropriate by the legislative body.

The Agenda provides a general description and staff recommendations; however, the legislative bodies may take action other than what is recommended. Full staff reports are available for public review on the City's website and include all attachments and exhibits. "To Be Delivered" and "Supplemental" reports will be published as they are received. Hard copies are available at the Office of the City Clerk. (25 cents per page)

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SUMMARY

Tuesday, September 5, 2006

City Hall – 915 I Street- First Floor Council Chamber

All items listed are heard and acted upon by the Sacramento City Council unless otherwise noted.

Open Session - 2:00 p.m.

Roll Call – 2:20 p.m. Mayor Fargo, Councilmembers Hammond and Pannell absent. Vice Mayor Fong presided over the meeting.

Special Presentations/General Communications

Action: None.

In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.

Consent Calendar (Items 1- 14)

All items listed under the Consent Calendar are considered and acted upon by one motion. Anyone may request an item be removed for separate consideration.

Action: Moved, seconded, carried (McCarty//Waters; Absent – Fargo, Hammond, Pannell) to adopt the Consent Calendar in one motion except as indicated.

1. **(City Council/Redevelopment Agency/Housing Authority/Financing Authority)
Approval of Minutes for August 22, 2006**

Location: (Citywide)

Recommendation: Approve afternoon and evening City Council, Redevelopment Agency, Housing Authority Minutes, and Financing Authority for August 22, 2006.

Contact: Shirley Concolino, City Clerk, (916) 808-7200, Office of the City Clerk.

Action: Approved recommendation.

2. **Confirmation of Board and Commission Appointments**

Location: (Citywide)

Recommendation: Confirmation of the following: 1) Paulina Montanez-Montes and Fam Saechao (Category A), Emily Anuszczy, Leslie Faeth, Anna C. Flohr and Annie Tsay (Category B) to the Sacramento Youth Commission; 2) Exer Toney (Category D) to the Army Depot Redevelopment Advisory Committee; 3) Jennifer Tachera and Daniel Joseph Pane (Category A) to the Sacramento Metropolitan Arts Commission; and 4) Greg Voelm (Category D3) to the Sacramento Commission of History and Science.

Consent Calendar (continued from previous page)

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Ruci Katia, Deputy City Clerk, (916) 808-7200, Office of the City Clerk.

Action: Approved recommendation with one exception. Subsection 4, Greg Voelm appointment was withdrawn.

3. **Open Application Period for Various Boards/Commissions/Committees**

Location: (Citywide)

Recommendation: Open an application period for: 1) City/County Solid Waste Advisory Committee to fill two (2) position (s), opening on September 8, 2006 with applications due on October 6, 2006; and 2) Capitol Area Development Authority to fill one (1) position, opening on September 8, 2006 with applications due on October 6, 2006.

Contact: Ruci Katia, Deputy City Clerk, (916) 808-7200, and Stephanie Mizuno, Assistant City Clerk, Office of the City Clerk.

Action: Approved recommendation.

4. **Grant: North Natomas Regional Park Riparian Improvements and Southside Lake Rehabilitation Phase II Projects**

Location: North Natomas Regional Park, Council District 1; Southside Park (District 4)

Recommendation: Adopt 1) a **Resolution** approving the application for grant funds for the Local Agency Program Fiscal Year 2007-2008 under the Habitat Conservation Fund Program of the California Wildlife Protection Act of 1990 for the projects; and 2) a **Resolution** a) authorizing the City Manager or designated appointee to execute all necessary agreements, b) establishing related revenue and expenditure budgets for the grant funds; and c) appropriating the grant funds contingent on receipt of award associated with the 2006 Habitat Conservation Program Grant for the projects.

Contact: Lori Harder, Support Services Manager, 808-5172; Jonathan Rewers, Parks and Recreation Analyst, 808-7590, Parks and Recreation Department.

Action: Adopted Resolution Nos. 2006-656 and 2006-657.

5. **Grant/Agreements: Ninos Parkway Phase III**

Location: Ninos Parkway between Edmonton Drive and West El Camino Avenue, (District 1)

Recommendation: Adopt a **Resolution** 1) supporting the development of a Recreational Trails Program Grant up to \$200,000 for the development of Ninos Parkway Phase III and 2) a **Resolution** authorizing the City Manager or designated appointee to execute all necessary agreements, establish related revenue and expenditure budgets for the grant funds and appropriate the grant funds contingent on receipt of award.

Contact: Lori Harder, Support Services Manager, (916) 808-5172; Jonathan Rewers, Parks and Recreation Analyst, (916) 808-7590, Parks and Recreation Department.

Action: Adopted Resolution Nos. 2006-658 and 2006-659.

6. Contract: Bid No. B061181098-Purchase of Chemicals and Fertilizers

Location: (Citywide)

Recommendation: Adopt a **Resolution:** 1) adopting specifications; 2) accepting the lowest responsible bids received in response to Procurement's solicitation for golf course and park chemicals and fertilizers for use by Parks & Recreation, Capital City Golf and the Department of Utilities, and 3) awarding contracts to Target Specialty Products and Western Farm Service in an annual amount not to exceed \$550,000.

Contact: Doug Parker, Golf Manager, (916) 433-6314, Marc Robles, Buyer II, Procurement Services, (916) 808-6343, Convention Culture & Leisure, Parks & Recreation, and Department of Utilities.

Action: Moved, seconded, /carried (Tretheway/Cohn; Absent – Fargo, Hammond, Pannell) to adopt Resolution No. 2006-660 with direction to staff to report back within two weeks on the types of fertilizers and insecticides are being used on golf course grasses. CO No. 2006-249 and CO No. 2006-250.

7. Contract: Richfield Park, CIP (LX61)

Location: 1908 Expedition Way (District 8)

Recommendation: Adopt a **Resolution:** 1) approving the contract specifications for the park; 2) accepting Parker Landscape Development as the low, responsible bidder for the base bid; 3) appropriating \$95,000 from Park Impact Fee, Fund 791, Planning Area 11 for the park; 4) awarding the construction contract to Parker Landscape Development; and 5) authorizing the City Manager to execute the construction contract with Parker Landscape Development in the amount of \$389,453.83.

Contact: J.P. Tindell, Interim Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

Action: Adopted Resolution No. 2006-661. CO No. 2006-251.

8. Contract: Muir Park Children's Park (LZ21)

Location: 1515 C Street (District 3)

Recommendation: Adopt a **Resolution:** 1) approving the contract specifications for park; 2) accepting Olympic Land Construction as the low, responsible bidder for the project; 3) awarding the construction contract to Olympic Land Construction; and 4) authorizing the City Manager to execute the construction contract with Olympic Land Construction in the amount of \$484,605.

Contact: J.P. Tindell, Interim Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

Action: Adopted Resolution No. 2006-662. CO No. 2006-252.

9. **Contract: South Land Park Drive Reconstruction (PN: TR21)**
Location: South Land Park Drive from Sutterville Road to Moss Drive (District 4)
Recommendation: Adopt a **Resolution** 1) appropriating \$270,000 (Fund 201 - Measure A construction) to the project; 2) directing staff to bring a Measure A (Fund 201) reallocation request in the amount of \$270,000 to the Sacramento Transportation Authority (STA) Board for approval; 3) approving the contract plans and specifications for the project and awarding the contract to Gold Valley Construction, Inc. for an amount not to exceed \$944,269.
Contact: Salam Shehadeh, Assistant Engineer, (916) 808-8299; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.
Action: Adopted Resolution No. 2006-663. CO No. 2006-253.
10. **Contract/Purchase: Purchase of Utility Trucks [2/3 Vote Required]**
Location: (Citywide)
Recommendation: Adopt a **Resolution** 1) suspending competitive bidding; and 2) authorizing the City Manager or his designee to execute a contract with Edward R. Bacon Company in an amount not to exceed \$157,600 for the purchase of two (2) utility trucks.
Contact: Keith Leech, Fleet Manager, 808-5869; Christine Slay, Senior Buyer (916) 808-6344, General Services Department.
Action: Adopted Resolution No. 2006-664. CO No. 2006-254.
11. **Contract: Granite Regional Park 24/7 Soccer Field Project (CIP LV98)**
Location: (District 6)
Recommendation: Adopt a **Resolution:** 1) approving the contract specifications for the project; 2) awarding the contract to West Fork Construction, Inc.; and 3) authorizing the City Manager to execute the construction contract for the project in an amount not to exceed \$689,854.
Contact: J.P. Tindell, Interim Park Development Manager, (916) 808-1955, Parks and Recreation Department.
Action: Adopted Resolution No. 2006-665. CO No. 2006-255.
12. **North Natomas Community Facilities District No. 4 (CFD)**
Location: (Citywide)
Recommendation: Adopt a **Resolution** authorizing reimbursement from the future bond proceeds associated with the North Natomas Community Facilities District (CFD) No. 4, Series D Bonds.
Contact: Janelle Gray, Public Finance and Banking Manager, 808-8296; Karolyn Pelka, Treasury Analyst, 808-6787; Mark Griffin, Fiscal Manager, 808-8788. City Treasurer's Office and Planning Department.
Action: Adopted Resolution No. 2006-666.

- 13. Truxel Road at Natomas Marketplace North Entrance Project (PN: ST21)**
Location: Truxel Road at North Driveway Entrance to Natomas Market Place (District 1)
Recommendation: Adopt a **Resolution** rejecting all bids received July 26, 2006 for the project.
Contact: Ricky Chuck, Senior Civil Engineer, (916) 808-5050; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.
Action: Adopted Resolution No. 2006-667.
- 14. Howe Avenue Fiber Optic Cable Installation Project (JN: 9348)**
Location: Howe Avenue from Fair Oaks Boulevard to Arden Way within both City and County limits. (District 3)
Recommendation: Adopt a **Resolution** rejecting all bids for the project due to an irregularity in the bid process.
Contact: David L. Brent, Engineering Manager, (916) 808-1420, Dave Hansen, Supervising Engineer, (916) 808-1421, Department of Utilities.
Action: Adopted Resolution No. 2006-668.

Staff Reports (Item 15 - 19)

Staff reports include an oral presentation including those recommending receive and file.

- 15. Contract/Purchase: Bid No. B061181074-Hybrid Sedans**
Location: (Citywide)
Recommendation: Adopt a **Resolution** 1) authorizing the City Manager or his designee to adopt specifications; 2) accepting the lowest responsive bid in response to Procurement's solicitation for hybrid sedans; and 3) authorizing the City Manager or his designee to execute a contract with Elk Grove Honda for the purchase of 24 hybrid sedans in an amount not to exceed \$600,000.
Contact: Keith Leech, Fleet Manager, 808-5869; Christine Slay, Senior Buyer (916) 808-6344, General Services Department.
Action: Moved, seconded, carried (Cohn/Tretheway; Absent – Fargo, Hammond, Pannell) to adopt Resolution No. 2006-669.
- 16. Disease Prevention Demonstration Project** (Passed for publication on 8-29-06, Published on 09-01-06)
Location: (Citywide)
Recommendation: Conduct a public hearing and upon conclusion, adopt an **Ordinance** adding Chapter 9.10 to the Sacramento City Code (SCC) relating to the creation and adoption of a Disease Prevention Demonstration Project.
Contact: Patti Bisharat, Director of Governmental Affairs, (916) 808-5704, Office of the City Manager.
Action: Public comment given by Jerry Camous, Michael Martuez, Andrew Signey and Tim Boyd. Moved, seconded, carried (Tretheway/Hammond; Absent – Fargo; Noes – Sheedy/Waters) to adopt Ordinance No. 2006-048.

17. **Possession and Consumption of Alcoholic Beverages** (Passed for Publication on 8-29-06, Published on 9-1-06)
Location: (Citywide)
Recommendation: Adopt an **Ordinance** amending Section 9.04.050 of Title 9 of the City Code pertaining to Consumption of Alcoholic Beverages in public and adding Section 9.04.055 to Chapter 9.04 of the City Code to prohibit possession of open containers of alcoholic beverages in public places.
Contact: Sylvia Moir, Lieutenant, (916) 433-0728, Police Department.
Action: Moved, seconded, carried (Cohn/Tretheway; Absent – Fargo, Hammond, Pannell) to adopt Ordinance No. 2006-049.
18. **Cooling and Notice of Cooling Centers in Residential Hotels (Passed for Publication on 8-29-06, Published on 9-1-06)**
Location: (Citywide)
Recommendation: Adopt an **Ordinance** amending Chapter 8.100 of Title 8 of the Sacramento City Code to require cooling and notice of cooling centers in residential hotels.
Contact: Max Fernandez, Code Enforcement Director, (916) 808-7940, Bob Chase, Chief Building Official, (916) 808-8024, Code Enforcement Department.
Action: Public comment given by Pete Noack and Geohard Colletti. Moved, seconded, carried (Hammond/Sheedy; Absent - Fargo) to adopt Ordinance No. 2006-050.
19. **(Redevelopment Agency/City Council) Washington Square III and Sherwood Court Apartments**
Location: 929 E street and 1218 D Street (District 1)
Recommendation: Adopt 1) a Redevelopment Agency **Resolution** authorizing the Executive Director or her designee to a) execute a loan commitment and related loan agreements with Community Housing Opportunities Corporation (CHOC); and b) amend the Agency budget to transfer \$500,000 from Merged Downtown Tax Allocation Bond funds to the apartments; and 2) a City **Resolution** authorizing the Executive Director or her designee to a) execute a loan commitment and related loan agreements with CHOC; and b) amend the Agency budget to transfer \$1,138,000 from City HOME funds to the apartments.
Contact: Jim Hare, Assistant Director, Housing Policy and Development, (916) 440-1399 ext. 1313, Sheri Smith, Housing Finance Analyst, (916) 440-1399 ext. 1209, Sacramento Housing and Redevelopment Agency.
Action: No public comment. Moved, seconded, carried (Tretheway/Sheedy; Absent – Fargo, Hammond, Pannell) to adopt Redevelopment Agency Resolution No. 2006-049 and City Resolution No. 2006-670.

Public Comments- Matters Not on the Agenda

- a. Tim Boyd – Loss of POP officers

Council Comments-Ideas, Questions and Meeting/Conference Reports

- a. **Board/Commission Appointments by Mayor Fargo**
None.
- b. **Report Backs**
 - 1. Hammond – requested that she be allowed to bring forward to council a resolution for consideration regarding a public road in southern California being converted to a toll road. There was no opposition from the council.
- c. **Meeting/Conference Reports**
None.

Recessed – 4:00 p.m.

Reconvened – 7:00 p.m.

Roll Call – 7:05 p.m. Councilmember McCarty absent.

Pledge of Allegiance - led by Shirley Concolino, City Clerk

Special Presentations/General Communications

- a. **September 2006 as “Childhood Cancer Awareness Month”**

Action: Continued to a future date.

In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.

Public Hearings (Item 20)

Public hearings may be reordered by the Mayor at the discretion of the legislative bodies.

- 20. **R Street Urban Design and Development Plan** (Noticed on 8-23-06)
Location: Encompasses the blocks bounded by Q Street on the north, S Street on the south, I-5 on the west, and 29th Street on the east. (Districts 1, 4, and 6)
Recommendation: Conduct a public hearing and upon conclusion adopt a 1) **Resolution** adopting the Mitigated Negative Declaration and the Mitigation Monitoring Plan for the R Street Urban Design Guidelines; 2) a **Resolution** amending the Central City Community Plan with regard to street cross sections and pedestrian circulation between the 9th and 19th Streets; 3) a **Resolution** amending the Central City Neighborhood Design Guidelines with new guidelines for 9th to 19th Streets; and 4) receive and file the R Street Urban Design and Development Plan and R Street Infrastructure Assessment Update Memo.
Contact: Tara B. Goddard, Assistant Planner, (916) 808-8332; Fedolia “Sparky” Harris, Senior Planner, (916) 808-2996; Dana Allen, Senior Environmental Planner, (916) 808-2762, Planning Department.

Action: Public comment given by Jill Pompei and Lynne Freeman. Moved, seconded, carried (Cohn/Fong; Absent – McCarty) to close the public hearing and adopt Resolution Nos. 2006-671, 2006-672 and 2006-673 as amended.

Staff Reports (Item 21)

Staff reports include an oral presentation including those recommending receive and file.

21. 2006 “Renaissance Park” Program Projects

Location: Hopkins Park, Council Johnston Park, Richardson Village Park, Council and Valley Hi Park (Districts 2, 7 and 8)

Recommendation: Receive and file.

Contact: Janet Baker, Operations Manager, (916) 808-8234; Jonathan Rewers, Parks and Recreation Analyst, (916) 808-7590, Parks and Recreation Department.

Action: Received and filed.

Public Comments- Matters Not on the Agenda

- a. Daniel Pacheco – thanking council for their humane approach to medical marijuana
- b. Mike Barnbaum – announced upcoming September community events

Council Comments-Ideas, Questions and Meeting/Conference Reports

- a. **Board/Commission Appointments by Mayor Fargo**
 - 1. Del Paso Heights Redevelopment Advisory Committee
 - a. Nettie Scroggins
 - b. Mary Ann Roberts
- b. **Report Backs**
 - 1. Sheedy – possibility of prohibiting overnight parking in industrial areas
- c. **Meeting/Conference Reports**
 - 1. None.

Adjourned – 8:45 p.m.