



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

## Summary

**Tuesday, April 22, 2008**

**City Hall-915 I Street, 1<sup>st</sup> Floor Council Chamber**

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

### CITY COUNCIL

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

### CHARTER OFFICERS

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

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### 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 and all written material received is available at the meeting for public review.

Meetings are broadcast live on Metrocable, Channel 14, AT&T Broadband Cable System and rebroadcast on the Saturday following the date of the meeting. (Check Listings)

Live videostreams and indexed archives of meetings are available via the internet. Visit <http://www.cityofsacramento.org/clerk/council-agendas/>.

Meeting facilities are accessible to persons with disabilities. If you require special assistance to participate in the meeting, notify the Office of the City Clerk at (916) 808-7200 at least 48 hours prior to the meeting.

# SUMMARY

**Tuesday, April 22, 2008**

**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** - A regular meeting of the Sacramento City Council was called to order by Mayor Fargo at 2:08 p.m. Tuesday, April 22, 2008 at the Sacramento City Hall Council Chamber. All members present; Lauren Hammond arrived at 2:20 p.m.

### **Special Presentations/General Communications**

- a. **2008 Festival de la Familia Presentation and Invitation**  
**Action:** Presented by Suzie Guzman, Board President and Laurie Hensley, Event Coordinator.
- b. **2008 School Phone Book Recycling Contest Winners**  
**Action:** Check presented to Earl Warren Elementary School by Doug Huston, Waste Reduction Coordinator

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

## Consent Calendar (Items 1 – 17)

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 (Waters/Pannell; Absent - Hammond) to adopt the Consent Calendar in one motion except as indicated.

1. **(City Council/ Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for April 1, 2008**  
**Location:** (Citywide)  
**Recommendation:** Approve the afternoon and evening City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for April 1, 2008  
**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 board/commission appointment to the 65<sup>th</sup> Street Redevelopment Advisory Committee – Elizabeth Cantu (Category C-1).

**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.

**3. Confirmation: Council Recess Schedule for 2008**

**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** 1) adding Tuesday, December 16, 2008; and 2) ratifying Tuesday, July 1, 2008; Tuesday, July 8, 2008; Tuesday, December 23, 2008; and Tuesday, December 30, 2008 as dates where regular City Council meetings need not be held for the 2008 schedule.

**Contact:** Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk.

**Action:** Adopted Resolution No. 2008-226.

**4. Administrative Policy Instruction: Public Records Act Requests**

**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** approving the Administrative Policy Instruction for Citywide handling of Public Records Act Requests.

**Contact:** Shirley Concolino, City Clerk (916) 808-5442; Sandra Talbott, Assistant City Attorney (916) 808-5346.

**Action:** Adopted Resolution No. 2008-227.

**5. (City Council/Redevelopment Agency) Del Paso Boulevard Streetscape Improvement Project – El Camino Avenue to Arden Way**

**Location:** North Sacramento Redevelopment Area, Del Paso Boulevard (District 2)

**Recommendation:** 1) Adopt a **City Resolution** a) approving findings of insufficient alternative funds, and b) authorizing the City Manager or his designee to amend the City's FY 07/08 operating budget to appropriate \$250,000 for the Del Paso Blvd. Streetscape Improvement Project; and 2) adopt a **Redevelopment Agency Resolution** a) authorizing the Interim Executive Director or her designee to increase the Project budget by \$300,000, and b) make related findings.

**Contact:** Lisa Bates, Deputy Executive Director, (916) 440-1316, Chris Pahule, Assistant Director, (916) 440-1350, Sacramento Housing and Redevelopment Agency.

**Action:** Moved, seconded, carried (Waters/Pannell; Absent - Fargo (recused)) to adopt City Resolution No. 2008-228 and Redevelopment Agency Resolution No. 2008-020.

6. **Change Order and Appropriation of Funds: Del Paso Boulevard Streetscape Improvements Project - El Camino Avenue to Arden Way (PN: TF81, T15056300)**  
**Location:** Del Paso Boulevard between Arden Way and El Camino Avenue (District 2)  
**Recommendation:** Adopt a **Resolution** 1) authorizing the City Manager to execute Change Order No. 4 to Contract 2006-242 in the amount of \$239,072 with Martin Brothers Construction, Inc. to compensate the contractor for the increased quantities in the sidewalk, driveway and curb and gutter replacement; and 2) increasing the project budget by transferring \$250,000 of Sacramento Housing and Redevelopment Agency funds (Fund 3701) to the project.  
**Contact:** Ofelia Avalos, Assistant Engineer, (916) 808-5515; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.  
**Action:** Moved, seconded, carried (Water/Pannell; Absent – Hammond; Fargo [recused]) to adopt Resolution No. 2008-229.
7. **Administrative Matter: CopperStone Villages II & III -Amendment to Resolution 2008-166**  
**Location:** (Citywide)  
**Recommendation:** Adopt a **Resolution** amending Resolution 2008-166 correcting a typographical error on condition of approval F10.  
**Contact:** Paul Phillely, Junior Planner, (916) 808-5714; Nedzlene Ferrario, Senior Planner (916) 808-7826, Development Services Department.  
**Action:** Adopted Resolution No. 2008-230.
8. **Administrative Matter: Solar Cities America 2008 Grant- Amendment to Resolution 2008-009**  
**Location:** (Citywide)  
**Recommendation:** Adopt a **Resolution** amending Resolution 2008-009 adding a provision authorizing the City Manager, or his designee, to establish a new grant project and revenue and expenditure budget in the amount of \$200,000 in the Economic Development Citywide Division relating to a Solar Cities America 2008 Grant.  
**Contact:** Lorrie Lowry, Administrative Analyst, (916) 808-5448, Economic Development Department.  
**Action:** Removed from consent by Mayor Fargo. Moved, seconded, carried (Waters/Pannell; Abstain – Tretheway) to adopt Resolution No. 2008-231.

**9. Purchase/Contract/Cooperative Agreements: Parts for Fleet Equipment [2/3 Vote Required]**

**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** 1) suspending competitive bidding in the best interests of the City; 2) authorizing the City Manager or the City Manager's designee to award and execute a contract to United Rotary Brush Corporation for the purchase of street sweeper brooms in a total amount not to exceed \$240,000 through August 31, 2008; 3) approving the use of a County of Sacramento (County) contract with Cell Energy, Inc. to purchase automotive batteries in a total amount not to exceed \$190,000 per fiscal year beginning in FY2007/08 and continuing for as long as the contract is available for use; 4) approving the use of a County contract with Western Truck Parts and Equipment to purchase heavy duty truck parts in a total amount not to exceed \$425,000 through June 14, 2008; 5) approving the use of a County contract with Sacramento Truck Center to purchase heavy duty equipment parts in a total amount not to exceed \$270,000 through June 14, 2008; 6) authorizing the City Manager or the City Manager's designee to execute purchases in the amounts specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year; and 7) ratifying prior purchases with United Rotary Brush Corporation and Parts Plus in a combined amount of \$54,000.

**Contact:** Keith Leech, Fleet Manager, (916) 808-5869, General Services Department.

**Action:** Adopted Resolution No. 2008-232.

**10. (Pass for Publication) Amending City Code Chapter 3.60 for Clarification of Volunteers on Public Projects**

**Location:** (Citywide)

**Recommendation:** 1) Review an Ordinance amending Section 3.60.010 and adding Section 3.60.195 to the Sacramento City Code relating to payment of prevailing wages to volunteers on public projects; 2) pass for publication the Ordinance title as required by Sacramento City Charter section 32(c) to be adopted April 29, 2008.

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

**Action:** Approved recommendation.

**11. Parking Restrictions on Portions of 24<sup>th</sup> Street**

**Location:** 24<sup>th</sup> Street, west side between Sakura Court and 4<sup>th</sup> Avenue (District 5)

**Recommendation:** Adopt a **Resolution** modifying parking restrictions on 24<sup>th</sup> Street, west side between Sakura Court and 4<sup>th</sup> Avenue from "2-Hour Parking, Except with Permit, Between 8:00 a.m. and 6:00 p.m., Monday through Friday," to "No Parking, Except with Permit, 24 hours per day, Seven Days per Week."

**Contact:** Ramon Gibbons, Operations General Supervisor, (916) 808-5871, Transportation Department.

**Action:** Adopted Resolution No. 2008-233.

12. **Parking Restrictions on 42<sup>nd</sup> Street, Portions of Y Street and 1<sup>st</sup> Avenue**  
**Location:** 42<sup>nd</sup> Street, portions of Y Street and 1<sup>st</sup> Avenue (District 5)  
**Recommendation:** Adopt a **Resolution** modifying parking restrictions on 42<sup>nd</sup> Street, and portions of Y Street and 1<sup>st</sup> Avenue, from “No Parking, Except with Permit, 8:00 a.m. to 6:00 p.m.” to “No Parking, Except with Permit, 24 hours per Day, Seven Days per Week.”  
**Contact:** Ramon Gibbons, Operations General Supervisor, (916) 808-5871, Transportation Department.  
**Action:** Adopted Resolution No. 2008-234.
13. **Center Parkway Bridges Rehabilitation Project (PN: RR17/T15048901)**  
**Location:** Center Parkway Bridge over Union House Creek and the Center Parkway Bridge over Elder Creek (Districts 7 and 8)  
**Recommendation:** Adopt a **Resolution** 1) approving the preliminary design, and 2) adopting the Mitigated Negative Declarations and the Mitigation Reporting Plans.  
**Contact:** Ricky Chuck, Senior Civil Engineer, (916) 808-5050; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.  
**Action:** Adopted Resolution No. 2008-235.
14. **Agreement: Roseville Road Bridge Replacement Project (PN: RR46 / T15068500)**  
**Location:** Roseville Road over Arcade Creek, between Haggin Oaks Golf Course and the Union Pacific Railroad Tracks (District 2)  
**Recommendation:** Adopt a **Resolution** 1) authorizing the City Manager to execute a Professional Services Agreement with David Evans and Associates (D.E.A.) for an amount not to exceed \$1,030,043 to perform preliminary engineering, coordinate the project with Caltrans, prepare an environmental document, and prepare the final design and construction documents; and 2) appropriating funds.  
**Contact:** Matthew Johns, Assistant Engineer, (916) 808-5760; Ryan Moore, Senior Engineer, (916) 808-8279, Transportation Department.  
**Action:** Adopted Resolution No. 2008-236. AG 2008-0333
15. **Highway Safety Improvement Program Grant Funds and the Safe Routes to School Grant Funds**  
**Location:** The Rio Linda Boulevard & Bell Avenue Signal Upgrade Project is located at the intersection of Rio Linda Boulevard and Bell Avenue and the Robla Elementary Safe Routes to School Project is located near the intersection of Marysville Boulevard and Rio Linda Boulevard (District 2)  
**Recommendation:** Adopt a **Resolution** 1) establishing Transportation Capital Improvement Projects (CIP) for the Rio Linda Boulevard and Bell Avenue Signal Upgrade Project (PN: SU51 / S15084700), the Robla Elementary Safe Routes to School Project (PN: TI71 / T15085700); 2) authorizing the City Manager to execute agreements with Caltrans for the two projects for amounts of \$364,590 and \$650,000 respectively; and 3) appropriating funds.

**Contact:** Matthew Johns, Assistant Engineer, (916) 808-5760; Ryan Moore, Supervising Engineer, (916) 808-8279, Transportation Department.

**Action:** Adopted Resolution No. 2008-237.

**16. Change Order: Capitol/L Alley Sewer Replacement Project (PN: XN38, X14010016)**

**Location:** (District 3)

**Recommendation:** Adopt a **Resolution** approving Change Order No. 1 to Contract 2007-242 with Navajo Pipelines, Inc., for additional work not expected due to unforeseen existing conditions of the project for an amount of \$9,982.60.

**Contact:** David L. Brent, Engineering Services Manager, (916) 808-1420; Rick Batha, Supervising Engineer, (916) 808-1448, Utilities Department.

**Action:** Removed from consent by Councilmember Waters. Moved, seconded, carried (Waters/McCarty; Absent - Hammond) to adopt Resolution No. 2008-238.

**17. Supplemental Agreement: Water Forum Successor Effort**

**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** authorizing the City Manager to execute Supplemental Agreement No. 1 to City Agreement No. 2007-0668 with HDR Engineering Inc. for an amount not to exceed \$98,000 for professional services on behalf of the Water Forum Successor Effort that is staffed and managed by the City-County Office of Metropolitan Water Planning (CCOMWP).

**Contact:** Kathy Howard, Administrative Analyst (916) 808-1995, Sarah Foley, Program Manager (916) 808-1997, Utilities Department.

**Action:** Adopted Resolution No. 2008-239.

**Public Hearings (Item 18)**

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

**18. 65<sup>th</sup> Street Transit Village Supplemental Environmental Impact Report Project (SEIR) (M04-091) (Noticed on 4-8-08)**

**Location:** 65<sup>th</sup> Street Transit Village Area generally bounded on the north by the UP Rail line and Folsom Boulevard, on the east by the UP Rail line, on the south by the Light Rail line and US Highway 50 and on the west by the SMUD property approximately 170 feet west of 61<sup>st</sup> Street (Districts 3 & 6)

**Recommendation:** Conduct a public hearing and upon conclusion, adopt 1) a **Resolution** certifying the Supplemental Environmental Impact Report and Findings of Fact; and 2) a **Resolution** adopting the amended Mitigation Monitoring Plan for the project.

**Contact:** Fedolia "Sparky" Harris, Senior Planner, 916-808-2996; Jennifer Hageman, Senior Planner, 916-808-5538, Transportation Department.

**Action:** No public comment. Moved, seconded, carried (Cohn/McCarty) to close the public hearing and adopt Resolution Nos. 2008-240 and 2008-241.

### **Staff Reports (Item 19)**

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

**19. AB 1234 Ethics Training [To Be Delivered]**

**Location:** (Citywide)

**Recommendation:** Receive and file.

**Contact:** Eileen Teichert, City Attorney, (916) 808-5346, Richard Archibald, Assistant City Attorney, (916) 808-5346, Office of the City Attorney, Patti Bisharat, Governmental Affairs, (916) 808-9197, Office of the City Manager.

**Action:** Received and filed.

### **Public Comments-Matters Not on the Agenda – None.**

### **Council Comments-Ideas, Questions and Meeting/Conference Reports**

- a. Board/Commission Appointment - None.
- b. Reports Back – None.
- c. Meeting/Conference Reports – None

### **Closed Session**

#### **City Council**

- a. Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. HJTA v. City of Sacramento; Sacramento County Superior Court Case No. 07CS00810.

#### **Sacramento Housing and Redevelopment Agency**

- b. Pursuant to Government Code section 54956.8 for a matter pertaining to real property negotiations. Authorization to negotiate with CRHMF Homebuyers Fund, Inc. for the acquisition of the real property located at 801 12th Street, Sacramento, California. (APN 006 0051 021 0000). The purpose is to confer with the Agency's chief negotiators, LaShelle Dozier, James Shields, Dana Phillips and Don Cavier regarding the price, terms and conditions of the acquisition.

### **Recess to Closed Session – 4:40 p.m.**

## Reconvene – 6:00 p.m.

**Roll Call** - A regular meeting of the Sacramento City Council was called to order by Mayor Fargo at 6:10 p.m. on Tuesday, April 22, 2008 at the Sacramento City Hall Council Chamber. All members present

**Pledge of Allegiance** – led by Mayor Fargo.

**Closed Session Report** – None.

The City Attorney shall determine if any actions taken by the City Council or legislative bodies in Closed Session shall require a reporting on those actions as required by Law (Government Code §54957.1 (a) (3) (B)).

### **Special Presentations/General Communications**

- a. **Recognizing April 18-26, 2008 as “Creek Week”**  
**Action:** Resolution presented to Walter S. Ueda Family.
- b. **Recognizing April 13, 2008 as the “15<sup>th</sup> Anniversary of Sacramento Children’s Chorus”**  
**Action:** Resolution presented to Lynn Stevens, Artistic Director, Sacramento Children’s Chorus.

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. **Joint Public Hearings on the Proposed Railyards Redevelopment Plan Adoption and Richards Boulevard Redevelopment Plan Amendment** (Noticed on 3-25-08, 4-1-08, 4-8-08 and 4-15-08)  
**Location:** Richards Boulevard Redevelopment Project Area (District 1)  
**Recommendation:** Conduct Joint Public Hearings of the City Council and Redevelopment Agency and, upon conclusion, continue consideration of the Proposed Railyards Redevelopment Plan and Seventh Amendment to the Richards Boulevard Redevelopment Plan and related actions to May 6, 2008.  
**Contact:** Rachel Hazlewood, Senior Project Manager, (916) 808-8645; David Harzoff, Economic Development Manager, (916) 808-5385, Economic Development Department.  
**Action:** Public comment by Bruce Griesenbeck and Johan Otto. Moved, seconded, carried (Tretheway/Cohn) to close the public hearing and continue to May 6, 2008.

## **Staff Reports (Item 21)**

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

### **21. 2030 General Plan-Fiscal Impact Model**

**Location:** (Citywide)

**Recommendation:** Review and Comment.

**Contact:** Tom Pace, Long Range Planning Manager, (916) 808-6848, Planning Department.

**Action:** Received with Council comments.

## **Public Comments-Matters Not on the Agenda**

- a. Ron Emslie-solicitation in Oak Park streets
- b. Request for a May 1<sup>st</sup>- International Worker's Day Proclamation/Sanctuary City
  - 1. Al Rojas
  - 2. Fatima Garcia
  - 3. Walter Kawamoto
  - 4. Eric Vega
  - 5. E Paramo Hernandez
  - 6. Efren M Gutierrez

## **Council Comments-Ideas, Questions and Meeting/Conference Reports**

- a. Board/Commission Appointment
  - 1. Sacramento Youth Commission- Jillian Wilson (District 1)
  - 2. Del Paso Heights Redevelopment Advisory Committee- Dora Perry (District 2)
- b. Reports Back
  - 1. Member McCarty-Animal rescue in regards to home foreclosures
- c. Meeting/Conference Reports – None.

**Adjournment** – 7:48 p.m.