



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

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Jay Schenirer, District 5
Kevin McCarty, District 6
Darrell Fong, District 7
Bonnie Pannell, Vice-Mayor, District 8

DRAFT Minutes

Tuesday, December 13, 2011

6:00 PM

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
John F. Shirey, City Manager
Russ Fehr, City Treasurer

NOTICE TO THE PUBLIC

You are welcomed and encouraged to participate in this meeting. Public comment is taken on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard 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 available on the City's Website and located in racks inside the chamber and should be completed and submitted to the Assistant 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 and estimated time for 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 Actions; 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.

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DRAFT Minutes

Tuesday, December 13, 2011

6:00 PM

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 - 6:00 p.m.

Regular session called to order by Mayor Kevin Johnson at 6:05 p.m. Tuesday, December 13, 2011 at the Sacramento City Hall Council Chamber.

Members Present: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, and Jay Schenirer and Mayor Kevin Johnson.

Pledge of Allegiance - led by a member of the public.

Closed Session Report – None.

Special Presentations/General Communications

a. **Welcome to Smashburger**

Action: Presented by Member Sandy Sheedy.

b. **Recognizing Lydia Abreu's Service**

Action: Presented by Treasurer Russell Fehr.

Public Comments-Matters Not on the Agenda (2 minutes per speaker) (Actual: 35 minutes)

1. Occupy Sacramento
 - a. David Witkins
 - b. Christopher Macdonald
 - c. Christina Kay
 - d. Kim Sloan
 - e. Megan Crose
 - f. Kim Doss
 - g. Tim Boyd
 - h. Mac Worthy
 - i. Nathan Jacobsen
 - j. Bobbi Knapp
 - k. Patricia Soberanis
 - l. Yasmeen Gayle
 - m. Laurie Funaroff
 - n. John Reiger

- o. James Battles
- p. Kevin Carter
- q. Leo Benavidez
- r. Brett Schlottmann
- s. Russell Rawlings
- t. Autumn Thomas
2. Roger Dickenson Information
 - a. Mac Worthy
3. Sacramento Kings Half Season
 - a. Mike Barnbaum
4. American River Parkway
 - a. Dr. Shelley Slaynelimevida
 - b. Mary Tappel

Consent Calendar (Items 1 - 19) Estimated Time: 5 minutes (Actual: 1 minute)

Action: **Moved/Seconded:** Member Robert King Fong/Kevin McCarty

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Sandy Sheedy and Mayor Kevin Johnson.

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item.

1. **2012 Updated Conflict of Interest Code**
Report # 2011-01010
Location: Citywide
Action: Adopted **Resolution No. 2011-663** 1) adopting the Conflict of Interest Code for the City of Sacramento; and 2) repealing Resolutions 2010-071, 2011-113 and 2011-269.
Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Office of the City Clerk
2. **Election to the Retirement Hearing Commission**
Report # 2011-01006
Location: Citywide
Action: Received and filed.
Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Office of the City Clerk
3. **Minutes Approval**
Report # 2011-01014
Location: Citywide
Action: Approved City Council, Financing Authority, Housing Authority and Redevelopment Agency Minutes for October 4, October 11, October 18, October 25, November 1, November 8, and November 15, 2011.
Contact: Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk
4. **Confirmation of Boards/Commission Appointments**
Report # 2011-01023
Location: Citywide
Action: Confirmed board/commission appointment(s): Preservation Commission – Chad Moffett (Category B).
Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808 8093, Office of the City Clerk
5. **Citation and Arrest Authority to Certain Community Development Department Employees**
Report # 2011-00998
Location: Citywide
Action: **Withdrawn** to adopt a Resolution granting citation and arrest authority to the designated staff of the Community Development Department.
Contact: Tina Lee -Vogt, Program Manager, (916) 808-5114, Community Development Department

- 6. Ordinance Amendment-Sacramento Metropolitan Arts Commission** (Passed for Publication on 12-6-11, Published 12-9-11) **[To Be Delivered]**
Report # 2011-00674
Location: Citywide
Action: Adopted **Ordinance No. 2011-052** amending Chapter 2.84 of Title 2 of the Sacramento City Code relating to the Sacramento Metropolitan Arts Commission.
Contact: Rhyena Halpern (916) 808-3992, Sacramento Convention Culture and Leisure Department
- 7. Cars on K Street (T15095300)**
Report # 2011-01007
Location: K Street, District 4
Action: Adopted **Resolution No. 2011-665:** 1) authorizing the transfer of \$144,474 from the 11th/12th Street Right of Way Improvements (T15046200-Fund 2007) to the Cars on K Street Improvement Project (T15095300-Fund 2007), 2) ratifying Change Order No. 1 and Change Order No.2 with Navajo Pipelines, Inc. for the Cars on K Street Improvement Project and 3) authorizing the City Manager to execute Change Order No. 3 with Navajo Pipelines, Inc. in the amount of \$144,568.00 and 4) resetting the City Manager's change order authority.
Contact: Denise Malvetti, Senior Project Manager, (916) 808-7064, Economic Development Department and Nader Kamal, Special Projects Engineer, (916) 808-7035, Department of Transportation
- 8. Agreement: Enterprise Performance Management (EPM)**
Report # 2011-01001
Location: Citywide
Action: Adopted **Resolution No. 2011-666:** 1) authorizing the City Manager or his designee to execute a supplemental agreement with RCW Services Inc. in the amount of \$50,000 to assist in development and maintenance of the City's EPM system, for a total not-to-exceed amount of \$198,600 and a term limit through July 1, 2013; and 2) resetting the City Manager's authority to issue additional supplemental agreements for City Agreement 2009-0987.
Contact: Dawn Holm, Budget Manager, (916) 808-5574, Finance Department
- 9. Contract: Animal Shelter Pet Food**
Report # 2011-00986
Location: 2127 Front Street, District 1
Action: Adopted **Resolution No. 2011-667:** 1) awarding an initial one-year contract with two one-year renewal options to Hill's Pet Nutrition, Inc. for dog and cat food in a total amount not to exceed \$60,000; and 2) authorizing the City Manager or the City Manager's designee to execute the contract specified above and to enter into such extensions provided that sufficient funding is available in the budget adopted for the applicable fiscal year(s).
Contact: Gina Knepp, Acting Animal Care Services Manager, (916) 808-8333, General Services Department

- 10. Contract: Integrated Pest Management Services**
Report # 2011-00983
Location: Citywide
Action: Adopted **Resolution No. 2011-668:** 1) awarding a five-year contract to Applied Pest Management, Inc., the lowest responsive and responsible bidder, for the purchase of integrated pest management services for City buildings and property in an amount not to exceed \$225,000 for the five-year period; and 2) authorizing the City Manager or the City Manager's designee to execute the contract specified above.
Contact: Marc Robles, Program Analyst, (916) 808-6343; Craig Lymus, Acting Procurement Services Manager, (916) 808-5524, General Services Department
- 11. Memorandum of Understanding to Fund Operations at the Comprehensive Alcohol Treatment Center**
Report # 2011-00981
Location: Citywide
Action: Adopted **Resolution No. 2011-669** authorizing the City Manager to execute a Memorandum of Understanding with Sacramento County to fund operations at the Comprehensive Alcohol Treatment Center for Fiscal Year 2011/2012.
Contact: Derrick Lim, Manager, (916) 808-2260, Parks and Recreation
- 12. Agreement: United States Olympic Committee Grant for Paralympic Programs**
Report # 2011-00984
Location: Citywide
Action: Adopted **Resolution No. 2011-670** 1) authorizing the City Manager or his designee to execute the agreement with the United States Olympic Committee (USOC) Paralympic Division to accept grant funding for organizing regional Paralympic sport development programs to benefit veterans with disabilities in Northern California in an amount not to exceed \$150,000 from July 1, 2011 through September 30, 2012; 2) authorizing the City Manager or his designee to enter into any extensions, amendments, or other related documents with the USOC to implement this grant agreement; 3) authorizing the City Manager or his designee to enter into agreements with the United States Olympic Committee (USOC) Paralympic Division to accept grant funding for organizing regional Paralympic sport development programs for the next two fiscal years through FY 2014, subject to approval by the City Attorney, if the agreement terms are substantially the same as the FY 2012 grant agreement and no additional General Fund expenditures are required above the amount budgeted for the Access Leisure program; 4) authorizing the City Manager or his designee to adjust the necessary operating revenue and expenditure budgets to accept the grant funds and implement the Paralympic sports programs.
Contact: Bernadette Cheek, Administrative Analyst, (916) 808-6097; David Mitchell, Operations Manager, (916) 808-6076; Alan Tomiyama, Recreation Manager, (916) 808-8958, Department of Parks and Recreation

13. **Agreement: FY2011/12–FY2013/14 Methodist Hospital of Sacramento Neighborhood Policing Program**
Report # 2011-01020
Location: Citywide
Action: Adopted **Resolution No. 2011-671** authorizing the City Manager, or the City Manager's designee, to: 1) enter into a two-year six-month agreement with the Methodist Hospital of Sacramento for the provision of neighborhood police services from January 1, 2012 through June 30, 2014, for a total not to exceed amount of \$525,952; 2) establish a project for the agreement (#E11006200); 3) adjust the project (#E11006200) revenue and expenditure budgets up to \$525,952; 4) maintain two (2.00) currently existing police officer positions unless the agreement is terminated; and 5) adjust revenue and expense budgets based on actual services rendered to the Methodist Hospital of Sacramento.
Contact: Katherine Lester, Acting Captain, (916) 808-0306, Police Department
14. **Grant: California Office of Traffic Safety Sobriety Checkpoint Mini-Grant Program**
Report # 2011-01022
Location: Citywide
Action: Adopted **Resolution No. 2011-672** authorizing the City Manager or the City Manager's designee to: 1) accept up to \$104,211.91 in grant funding from the California Office of Traffic Safety (OTS); 2) adjust the necessary grant expense and revenue budgets in an amount not to exceed \$104,211.91; and 3) establish a grant project for the OTS Sobriety Checkpoint Mini-Grant Program (#G11009900).
Contact: Steve Quinn, Lieutenant, Metro Operations, (916) 808-0701, Police Department.
15. **Agreement: Tow Services**
Report # 2011-01017
Location: Citywide
Action: Adopted **Resolution No. 2011-673** authorizing the City Manager, or the City Manager's designee, to: 1) execute a tow services agreement with thirty (30) contractors from January 1, 2012 to December 31, 2012 with two (2), one (1) year options to renew through December 31, 2014; and 2) enter into additional rotational tow services agreement with contractors in future open enrollment periods through December 31, 2014.
Contact: Steve Quinn, Acting Captain, (916) 808-0701, Police Department
16. **Multi-Year Operating Project/Agreement: NextGen Mobile Data Computers with In-Car Video Systems [2/3 Vote Required]**
Report # 2011-01018
Location: Citywide
Action: Adopted **Resolution No. 2011-674** authorizing the City Manager, or the City Manager's designee, to: 1) reject all bids submitted under Bid No.B121381001 (Mobile Data Computers with In Car Video Systems); 2) suspend further competitive bidding in the best interest of the City, for Mobile Data Computers with In-Car Video Systems; 3) award a contract to Lehr Auto, for the purchase of Mobile Data Computer (MDC) and Digital In-Car-Camera (ICC) systems for all police patrol and specialty units in an amount not to exceed \$3,887,183.19; 4) establish a Multi-Year Operating Project (MYOP) for the NextGen project (I11000100); 5) increase the appropriate revenue and expense budgets in the Cal-ID LiveScan (E11000500) project in an amount not to exceed \$276,222 and in the Regional Transit (E11004400) project in amounts not to exceed \$142,545; 6) increase the appropriate Police Department operating budget reimbursements in an amount not to exceed \$1.45 million (General Fund – 1001); and 7) increase the appropriate expense

budgets in the NextGen project (I11000100) in an amount not to exceed \$1.45 million (General Fund – 1001).

Contact: Kevin Gardner, Acting Captain, (916) 566-6565, Police Department

17. Agreement: FY2011/12-FY2013/14 Mercy General Hospital Neighborhood Policing Program

Report # 2011-01019

Location: Citywide

Action: Adopted **Resolution No. 2011-675** authorizing the City Manager, or designee, to: 1) rescind Resolution No. 2011-556; 2) enter into a two-year agreement with the Mercy General Hospital of Sacramento for the provision of neighborhood police services from January 1, 2012 to December 31, 2013, for a total not to exceed amount of \$839,604; 3) establish a project for the agreement (#E11006100); 4) adjust the project (#E11006100) revenue and expenditure budgets up to \$839,604; 5) maintain authorization for four (4.00) currently existing police officer positions unless the agreement is terminated; 6) adjust revenue and expense budgets based on actual services rendered to the Mercy General Hospital of Sacramento.

Contact: Katherine Lester, Acting Captain, (916)808-0800, Police Department

18. Contract: Del Paso Boulevard Streetscape Project (T15098400)

Report # 2011-01002

Location: Del Paso Boulevard corridor bound by Arden Way and State Route 160, District 2

Action: Adopted **Resolution No. 2011-676:** 1) approving plans and specifications for the project; 2) appropriating and transferring of funds; and 3) authorizing the City Manager to execute a construction contract with McGuire & Hester for an amount not to exceed \$2,505,252.

Contact: Matthew Johns, Assistant Engineer, (916) 808-5760; Nicholas Theocharides, Engineering Services Manager, (916) 808-8280, Department of Transportation

19. Bike Parking Program (K15125200)

Report # 2011-00990

Location: Citywide

Action: Adopted **Resolution No. 2011-677:** 1) establishing the Bike Parking Program (K15125200) as a new Capital Improvement Project (CIP); 2) authorizing the City Manager to execute a memorandum of understanding with the Sacramento Metropolitan Air Quality Management District (SMAQMD); and 3) appropriating funds.

Contact: Ed Cox, Program Analyst, (916) 808-8434; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

Public Hearings (Item 20)

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

20. Temporary Street Closure of Alleys/Street Located in Council District 2, Temporary Closure of Traffic Proceeding No. TSC11-04 (Noticed on 11-18-11)

Report # 2011-00993 **Estimated Time: 10 Minutes** (Actual: 5 minutes)

Location: Various alleys/streets, District 2

Action: Moved/Seconded: Member Sandy Sheedy/Darrell Fong

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, and Sandy Sheedy.

Absent: Mayor Kevin Johnson.

Action: Conducted a public hearing and upon conclusion a motion passed adopting **Resolution No. 2011-678** authorizing the temporary closure of the subject alleys and streets to through vehicular and pedestrian traffic.

Contact: Thomas Adams, Engineering Technician II, (916) 808-7929; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

Discussion Calendar (Item 21 - 23)

Discussion Calendar items include an oral presentation including those recommending “receive and file”.

21. Adoption of the 2012 State and Federal Legislative Program

Report # 2011-00894| Estimated Time: 20 Minutes (Actual: 5 minutes)

Location: Citywide

Action: Moved/Seconded: Member Jay Schenirer/Sandy Sheedy

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Sandy Sheedy and Mayor Kevin Johnson.

Public comment heard from Mac Worthy and a motion **passed** adopting the proposed 2012 State and Federal Legislative Program.

Contact: Michelle Heppner, Special Projects Manager, (916) 808-1226, Office of the City Manager

22. Entertainment and Sports Complex Update and Parking Monetization

Report # 2011-01016 Estimated Time: 90 Minutes (Actual: 160 minutes)

Location: District 3

Action: Moved/Seconded: Member Robert King Fong/Steve Cohn

Yes: Members Angelique Ashby, Steve Cohn, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, and Mayor Kevin Johnson.

No: Members Darrell Fong and Sandy Sheedy.

A motion **passed** authorizing staff to issue a Request for Qualification (RFQ) for parking monetization.

Contact: John Dangberg, Assistant City Manager, (916) 808-1222, Office of the City Manager

23. Homeless Issues [Oral Report]

Report # 2011-01024 Estimated Time: 45 Minutes (Actual:1 minute)

Location: Citywide

Action: Discussion as requested by Member Jay Schenirer **continued to January 10, 2012.**

Contact: John Shirey, City Manager, (916) 808-5407, Office of the City Manager

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

- a. Mayor Kevin Johnson
 - 1. Agendize in early January 2012 Charter Reform Initiative for June 2012 Ballot
- b. Member Sandy Sheedy
 - 1. Agendize by February 21, 2012 a measure for June 2012 re ESC - (1) if we have the terms for the arena and a general outline of the parking lease to seek voter approval; or (2) if we don't have detailed information, then an advisory question regarding the construction of an arena, the parking lease and new City debt.

2. Board/Commission Appointments

- a. Human Rights and Fair Housing Commission
 - 1. Loren Reed
 - 2. Scott Patterson
- b. Natomas Basin Conservancy board of Directors
 - 1. David Christophel (Incumbent)
 - 2. Michael Bradbury (Incumbent)
- c. Planning Commission
 - 1. Philip Harvey (District 2)

Adjourned at 10:50 pm in memory of Edward Mitchell Elmore