



Meetings of Sacramento City Council Financing Authority Housing Authority

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, Vice-Mayor, 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, District 8

DRAFT Minutes

Tuesday, November 13, 2012

6:00 p.m.

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

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

CHARTER OFFICERS

Sandra Talbott, Interim 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 Recommendation; 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, November 13, 2012

6:00 p.m.

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 6:00 p.m. Tuesday, November 13, 2012 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, Jay Schenirer and Mayor Kevin Johnson

Pledge of Allegiance - led by Youth at City Council representative Morgan Parker

Special Presentations/General Communications

a. Presentation of Code Enforcement Award

Action: Presented by Member Sandy Sheedy

b. Resolution Honoring Animal Care Services Manager Gina Knepp

Action: Presented by Member Sandy Sheedy

Public Comments-Matters Not on the Agenda (2 minutes per speaker) (Actual: 12 minutes)

1. Arena
 - a. Danny Projos
 - b. Ron Loutzenhiser
 - c. Michael Tavares
2. General Concerns
 - a. Tim Boyd
 - b. Mac Worthy
 - c. Mike Barnbaum

Consent Calendar (Items 1 - 13) **Estimated Time: 5 minutes** (Actual: 6 minutes)

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

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

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

- 1. City Board & Commission Term Expiration List for 2013**
Report # 2012-00890
Location: Citywide
Action: Public comment given by Mac Worthy; received and filed.
Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk
- 2. Minutes Approval**
Report # 2012-00630
Location: Citywide
Action: Public comment given by Mac Worthy; passed **Motion No. 2012-268** approving Draft Minutes for July 19, July 24, July 31, August 9, August 14, August 21 and August 28, 2012.
Contact: Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk
- 3. Confirmation of Board/Commission Appointment(s)**
Report # 2012-00928
Location: District 5
Action: Public comment given by Mac Worthy; passed **Motion No. 2012-269** confirming board/commission appointment(s): 1) Sacramento Youth Commission – Nayshia Streator (Category A-5).
Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk
- 4. Agreement: Technical Support Services for the CitizenServe Case Management System**
Report # 2012-00889
Location: Citywide
Action: Passed **Motion No. 2012-270** authorizing the City Manager, or the City Manager's designee to execute a Professional Services Agreement with Online Solutions, LLC to provide the Community Development Department with the use, support and maintenance of Citizenserve software for three years in an amount not-to-exceed \$191,700.00.
Contact: Phong Nguyen, Information Technology Supervisor, (916) 808-8148, Community Development Department
- 5. Budget Amendment for K Street Streetscape/St. Rose of Lima Park (B18217000)**
Report # 2012-00899
Location: 7th and K Streets/St. Rose of Lima Park, District 1
Action: **Continued to November 20, 2012** a Resolution approving the appropriation of \$280,000 from Park Development Impact Fee Fund (PIF), Fund 3204 and \$50,000 from Quimby Act Fund, Fund 2508 for a total of \$330,000 to K Street Streetscape (B18217000) for improvements to St. Rose of Lima Park.
Contact: Denise Malvetti, Sr. Project Manager, Economic Development Department, (916) 808-7064; J.P. Tindell, Park Planning & Development Manager, Department of Parks and Recreation, (916) 808-1955

6. Contract: Fire Plan Review Services

Report # 2012-00915

Location: Citywide

Action: Public comment given by Mac Worthy; passed **Motion No. 2012-271:** 1) awarding a contract for fire plan review services to CSG Consultants, Inc. with an initial term from date of award and ending on June 20, 2013 with a one year renewal option in a total amount not to exceed \$200,000; and 2) authorizing the City Manager, or his designee, to execute the contract specified above and any and all extension(s), provided that sufficient funds are available in the budget adopted for the applicable Fiscal Years.

Contact: Michael Bartley, Assistant Chief, (916) 808-1620, Fire Department

7. Agreement: Online Application Services

Report # 2012-00917

Location: Citywide

Action: Passed **Motion No. 2012-272:** 1) awarding a three-year contract with four one-year options to GovernmentJobs.com, Inc., d/b/a NEOGOV for online application services, in an annual amount not to exceed \$18,600 for a total amount not to exceed \$130,200 for a potential maximum seven year term; and 2) authorizing the City Manager or the City Manager's designee to execute the contract with GovernmentJobs.com, Inc., d/b/a NEOGOV and exercise the renewal options specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).

Contact: Geri Hamby, Director of Human Resources, (916) 808-7173; Kenneth Cosgrove, Human Resources Manager, (916) 808-7473, Department of Human Resources

8. Capital Improvement Program: McKinley Park Playground Rebuild (L19137400)

Report # 2012-00901

Location: 601 Alhambra Boulevard, District 3

Action: Public comment given by Steve Swindel; passed **Resolution No. 2012-378:** 1) establishing a new Capital Improvement Program (CIP) for the McKinley Park Playground Rebuild (L19137400) project; 2) appropriating \$323,379 from the General Fund (Fund 1001) to L19137400; 3) reimbursing \$323,379 from the Risk Management Fund (Fund 6502) to the General Fund (Fund 1001); 4) appropriating \$36,000 from Community Plan Area 1, Park Development Impact Fees (Fund 3204) to L19137400; 5) appropriating \$83,000 from Community Plan Area 1, Quimby Act Fees, (Fund 2508) to L19137400; 6) appropriating \$196,000 from Community Plan Area 6, Park Development Impact Fees (Fund 3204) to L19137400; 7) appropriating \$9,000 from Community Plan Area 6, Quimby Act Fees (Fund 2508) to L19137400; 8) transferring \$18,000 of Citywide Landscape and Lighting District Funds (Fund 2232) from the CD 3 Park Projects (L19000200) to L19137400; and 9) transferring \$21,000 of Citywide Landscape and Lighting District funds (Fund 2232) from the Sports Court Rehab (L19003000) project to L19137400.

Contact: Dennis Day, Associate Landscape Architect, (916) 808-7633; J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Department of Parks and Recreation

9. Agreement: Harry Renfree Baseball Field in Del Paso Regional Park

Report # 2012-00905

Location: 3565-3615 Auburn Boulevard, District 2

Action: Passed **Motion No. 2012-273** authorizing the City Manager, or the City Manager's designee, to execute an Exclusive Right to Negotiate agreement with Hobo Sports Inc. to provide for an evaluation of the organizational and financial capacity to

design, finance, renovate and operate the Harry Renfree Baseball Field in Del Paso Regional Park.

Contact: Shannon Brown, Park Maintenance Manager, (916) 808-4070; Murray Levison, Administrative Officer, (916) 808-6195, Department of Parks and Recreation

10. Agreements: Landscape Architecture Design Services

Report # 2012-00896

Location: Wild Rose Park, 5200 Kankakee Drive, District 1; McClatchy Park, 3500 5th Avenue, District 5; Park Site FB2, 6000 61st Street, District 6

Action: Passed **Motion No. 2012-274** authorizing the City Manager, or City Manager's designee, to enter into Professional Services Agreements for landscape architecture design services with: 1) Stantec Architecture, Inc. for the Park Site FB2 Development (L19801100) project in an amount not to exceed \$185,148; 2) Callander Associates for the McClatchy Park Redevelopment Project (L19136500) in an amount not to exceed \$198,221; and 3) The HLA Group for the Wild Rose Park Development (L19187001) project in an amount not to exceed \$172,820.

Contact: Gary Hyden, Supervising Landscape Architect, (916) 808-1949; J.P. Tindell, Park Planning & Development Manager, (916) 808-1955; Department of Parks and Recreation

11. 4th Street and I Street Intersection Modification Project (T15068200)

Report # 2012-00874

Location: I Street between 5th Street and Interstate 5, District 3 and 4

Action: Passed **Resolution No. 2012-379:** 1) transferring \$85,000 (Fund 2001) from the Major Street Improvements Project (T15138000); and 2) resetting the City Manager's administrative authority for the 4th Street and I Street Intersection Modification Project (T15068200).

Contact: Zuhair Amawi, Associate Civil Engineer, (916) 808-7620; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

12. Agreement: Ramona Avenue Extension Project – Purchase of Preservation Credits and Appropriation of Federal Funds (T15018400)

Report # 2012-00813

Location: Ramona Avenue from Brighton Avenue to Folsom Boulevard, Districts 3 and 6

Action: Public comment given by Mac Worthy; passed **Resolution No. 2012-380:** 1) approving an agreement with Wildlands Inc. to purchase 1.158 acres of vernal pool preservation credit for the price of \$147,066 from the Laguna Terrace East Conservation Bank; and 2) appropriating \$90,386 in federal funds to the Ramona Avenue Extension Project (T15018400).

Contact: Jesse Gothan, Associate Engineer, 808-6897; Nicholas Theocharides, Engineer Services Manager, 808-5065, Department of Public Works

13. Establish Capital Improvement Project and Appropriate Funds:

Downtown/Riverfront Streetcar Transit Project

Report # 2012-00891

Location: Central Business District and Midtown, District 4

Action: Passed **Resolution No. 2012-381:** 1) establishing the Downtown/Riverfront Streetcar Transit Project (S15131800) as a new Capital Improvement Project, and 2) appropriating \$38,750 (Fund 2012) to the Downtown/Riverfront Streetcar Transit Project (S15131800).

Contact: Fedolia "Sparky" Harris, Senior Planner (916) 808-2996; Hector Barron, City Traffic Engineer (916) 808-2669, Department of Public Works

Public Hearings (Item 14 - 18)

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

14. Housing Case Fees and Penalties – Findings of Fact for Special Assessment

Liens (Noticed on 10/01/2012)

Report # 2012-00879

Estimated Time: 5 Minutes (Actual: 4 minutes)

Location: Citywide

Action: Moved/Seconded: Member Sandy Sheedy /Member Angelique Ashby

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

Conducted a public hearing with public comment given by Mac Worthy; upon conclusion passed **Resolution No. 2012-382 as amended** placing liens on the properties for the amount listed on Exhibit A for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

Contact: Ron O'Connor, Operations Manager, (916) 808-8183, Community Development Department

15. Neighborhood Code Compliance Case Fees and Penalties - Findings of Fact for Special Assessment Liens (Noticed on 10/01/12)

Report # 2012-00868

Estimated Time: 5 Minutes (Actual: 3 minutes)

Location: Citywide

Action: Moved/Seconded: Member Sandy Sheedy /Member Angelique Ashby

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

Conducted a public hearing and upon conclusion passed **Resolution No. 2012-383 as amended** placing liens on the properties for the amount listed on Exhibit A for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

Contact: Ron O' Connor, Operations Manager (916) 808-8183, Community Development Department

- 16. Rapp Tentative Map and Rezone (P11-056)** (Passed for publication on 10-30-12, published on 11-2-12, Noticed on 10-29-12)
Report # 2012-00867 **Estimated Time: 10 Minutes** (Actual: 5 minutes)
Location: 501 Jessie Avenue (northwest corner of Jessie Avenue/ Taylor Street), District 2
Action: Moved/Seconded: Member Sandy Sheedy /Member Angelique Ashby
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson
 Conducted a public hearing with public comment given by Mac Worthy; upon conclusion, 1) passed **Resolution No. 2012-384** determining Project is Exempt from review under the California Environmental Quality Act, 2) passed **Resolution No. 2012-385** approving a tentative map and subdivision modification in the proposed Standard Single-Family (R-1) zone, and 3) passed **Ordinance No. 2012-044** rezoning 4.56 net acres from Agricultural (A) zone to Standard Single-Family (R-1) zone.
Contact: David Hung, Associate Planner, (916) 808-5530; Lindsey Alagozian, Senior Planner, (916) 808-2659, Community Development Department
- 17. Display Way and Fee Drive Sign Relocation** (Noticed on 10-29-12)
Report # 2012-00870 **Estimated Time: 15 Minutes** (Actual: 5 minutes)
Location: District 2
Action: Moved/Seconded: Member Sandy Sheedy /Member Bonnie Pannell
Yes: Members Angelique Ashby, Darrell Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson
Recused: Member Robert King Fong
Absent: Member Steve Cohn
 Recommendation: Conduct a public hearing and upon conclusion passed a) **Resolution No. 2012-386** declaring the project exempt from environmental review; and b) **Resolution No. 2012-387** approving the Display Way and Fee Drive Sign Relocation Project.
Contact: Antonio Ablog, Associate Planner (916) 808-7702, Community Development Department
- 18. Third Party Appeal (Alexander Tkachenko) Elder Creek Market (P06-107)**
 (Noticed on 10-29-12)
Report # 2012-00871 **Estimated Time: 30 Minutes** (Actual: 15 minutes)
Location: District 6
Action: Moved/Seconded: Member Kevin McCarty /Member Bonnie Pannell
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson
 Conducted a public hearing with public comment given by Mac Worthy; upon conclusion passed a) **Resolution No. 2012-388** declaring the project exempt from environmental review; and b) **Resolution No. 2012-389** approving Special Permits for the Elder Creek Market Project.
Contact: Antonio Ablog, Associate Planner (916) 808-7702, Community Development Department

Discussion Calendar (Item 19)

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

19. American and Sacramento River Parkway Plans 2012 Implementation Program Report # 2012-00851 **Estimated Time: 45 Minutes** (Actual: 120 minutes)

Location: Districts, 3, 4, and 7

Action: Moved/Seconded: Member Darrell Fong /Member Robert King Fong
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson

Public comment given by Mac Worthy, Gerry Rohlfer, Jaime Favila, Albut Balivgut, Matthew Keesling, Cory Brown, Emily Kachorek, Roy Pfiingsten, Dan Allison, John Deeter, Andy Sawyer, Tom Higgins, Jim Geary, Alan Wade, Ron Beals, Rick Bettis, Charles Foley, Anne Geraghty, Janet Fullwood, Gerald Adams, Stan Jones, Keith Jones, Dan Gorfain, Lance Olson, Jim Brown, Anne Rudin, Jose Vallejo, Pat Marie McDaniel, Kathryn Favila, Robert Gomez, Jeff Hunt, Michael Di Grazia, John Brophy Luther Nishimura, Robert Goddard, Jeff Omand, Mike Nelson, Cynthia Snyder, Rachel Genus, Roxanna Ray, Larry Forrar, Rosie Walker and Celia Green; upon conclusion passed **Resolution No. 2012-390:** 1) approving the American and Sacramento River Parkway Plans 2012 Implementation Program; 2) establishing a new Capital Improvement Program (CIP) for the River Parkway Plans Implementation (L19016500) project; 3) transferring \$100,000 from the Regional Park/Parkway Acquisition/ Development (L19003500) project to L19016500; 4) authorizing the City Manager, or City Manager’s designee to negotiate with public agencies and private parties for public access trail easements; and 5) authorizing the City Manager, or City Manager’s designee, to coordinate with local, state, and federal agencies regarding associated flood protection permit and easement compliance and removal of unpermitted encroachments.
Contact: J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Parks and Recreation Department

Information Reports (Item 20)

These items are for information only and are not eligible for action at this time.

20. Notification of Final Map and Subdivision Improvement Agreement for 7114 Indian Lane

Report # 2012-00938

Location: District 5

Action: Received and filed.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Public Works Department

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests - None
2. Board/Commission Appointments
 - a. Capitol Area Development Authority
 1. Robert Lagomarsino

Adjournment – 9:32 p.m. in memory of Tim Howe