



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

# **DRAFT Minutes**

**Tuesday, October 20, 2009**

**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**

Kevin Johnson, Mayor  
Raymond L. Tretheway III, District 1  
Sandy Sheedy, District 2  
Steve Cohn, District 3  
Robert King Fong, District 4  
Lauren Hammond, Vice-Mayor, 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  
Russ Fehr, City Treasurer

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## **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, October 20, 2009**

**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.

**Roll Call** - Regular session called to order by Mayor Kevin Johnson at 6:01 p.m. Tuesday, October 20, 2009 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

**Pledge of Allegiance** – led by Member Robbie Waters.

**Closed Session Report**– None.

1. Safeground/Homelessness
  - a. James L Edwards III
  - b. James Gilland
  - c. Tracie Bailey
  - d. Carol Carlile
2. MLK & Broadway RAC Meeting
  - a. Joany Titherington
3. Oak Park Community
  - a. Ron Emslie

## Consent Calendar (Items 1 - 12) Estimated Time: 05 minutes

**Action:** Moved/Seconded: Member Robbie Waters/Member Bonnie Pannell

**Yes:** Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

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

1. **(City Council/Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for October 6, 2009.**

**Location:** (Citywide)

**Action:** Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for October 6, 2009.

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

**2. Open an Application Period for Various Boards and Commissions**

**Location:** (Citywide)

**Action:** Opened an application period on 10/21/09 for: 1) Administration, Investment & Fiscal Management Board with applications due 12/04/09; 2) Oak Park Redevelopment Advisory Committee with applications due 12/04/09; 3) 65<sup>th</sup> Street Redevelopment Advisory Committee with applications due 12/04/09; 4) Design Commission with applications due 12/04/09; 5) Preservation Commission with applications due 12/04/09; 6) Small Business Development & Employment Advisory Board with applications due 12/18/09; 7) Board of Plumbing Examiners with applications due 12/18/09; 8) Stockton Blvd. Redevelopment Advisory Committee with applications due 01/15/10; 9) Housing Code Advisory & Appeals Board with applications due 01/29/10; 10) Transportation Programming Guide Community Advisory Committee with applications due 02/26/10; 11) North Sacramento Redevelopment Advisory Committee with applications due 03/05/10; 12) Animal Care Services Citizens Advisory Committee with applications due 03/26/10; 13) Sacramento Army Redevelopment Advisory Committee with applications due 03/26/10; 14) Sacramento City/County Bicycle Advisory Committee with applications due 04/02/10; 15) Small Business Development & Employment Advisory Board with applications due 04/02/10; Sacramento Disabilities Advisory Committee with applications due 04/09/10 and 16) Sacramento Youth Commission with applications due 04/30/10.

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

**3. (Pass for Publication) Ordinance Amendment: Rezoning for General Plan Consistency and Land Use Change**

**Location:** (Citywide)

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

**Yes:** Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Removed for public comment heard from Sandra Betancourt and a motion **passed** to 1) Review a) Resolution No. 2009 approving an addendum to the previously certified 2030 General Plan MEIR; b) an Ordinance rezoning various parcels to bring into consistency with the 2030 General Plan; c) Resolution No. 2009 amending the 2030 General Plan Land Use Diagram (technical corrections); d) Resolution No. 2009 amending the text of the 2030 General Plan (technical corrections); and 2) pass for publication the Ordinance title as required by Sacramento City Charter 32(c) to be adopted October 27, 2009.

**Contact:** Teresa Haenggi, Associate Planner, (916) 808-7554, Jim McDonald AICP, Senior Planner, (916) 808-5723, Community Development Department.

**4. Assessment Districts: Amendments to the Fiscal Year 2009/10 Approved Operating Budget**

**Location:** (Citywide)

**Action:** Adopted 1) **Resolution No. 2009-652** amending the Fiscal Year (FY) 2009/10 Approved Operating Budget for specified Property and Business Improvement Districts; 2) **Resolution No. 2009-653** amending the FY2009/10 Approved Operating Budget for the Annual 1972 Act Finance Districts; 3) **Resolution No. 2009-654** amending the FY2009/10 Approved Operating Budget for the Annual Finance Districts under City Code 3.124; 4) **Resolution No. 2009-655** amending the FY2009/10 Approved Operating Budget for the Annual Finance Districts under City Code 3.128.

**Contact:** Sini Makasini, Administrative Analyst, (916) 808-7967; Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

**5. Agreement/Purchase and Sale of Real Property: Manor Recreation & Swimming Club (L19801000)**

**Location:** 6000 61st Street (District 6)

**Action:** Adopted **Resolution No. 2009-656** 1) authorizing the City Manager or the City Manager's designee to execute an agreement for Purchase and Sale of Real Property with the Manor Recreation & Swimming Club in the amount of \$506,415; and 2) authorizing the City Manager or the City Manager's designee to execute such additional documents and to take such additional actions as necessary to implement the agreement.

**Contact:** Marianne Wetzel, Supervisor, Real Estate Services Section, (916) 808-6270, Jan Ebert, Real Property Agent, (916) 808-1968, General Services Department, Mary de Beauvieres, Principal Planner, (916) 808-8722, Parks and Recreation Department.

**6. Agreement: Ben Ali/Plover School Park**

**Location:** 1741 Fianza Avenue / Council District 3

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

**Yes:** Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Removed for public comment heard from Sandra Betancourt and a motion **passed** to adopt **Resolution No. 2009-657** 1) authorizing the City Manager to execute an agreement between the City of Sacramento and the Twin Rivers Unified School District (District) for a public park project; and 2) approving the appropriation of \$325,513 of the original \$1 million for District 3/Ben Ali Improvements from the Community Reinvestment Capital Improvement Program (CRCIP) bond funds and \$4,487 of Parks and Recreation FY2009/10 operating budget funds for the design and construction of the public park by the District.

**Contact:** Dave Mitchell, Operations Manager, (916) 808-6076, Parks and Recreation Department.

- 7. FY2009/10 Bulletproof Vest Partnership (BVP) Program**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2009-658** 1) authorizing the City Manager, or designee, to accept \$18,772 of federal funding awarded to the Sacramento Police Department (SPD) by the U.S. Department of Justice, Office of Justice Programs BVP Program; and 2) authorizing the City Manager, or designee, to increase the necessary expense and revenue budgets by \$18,772.  
**Contact:** James Maccoun, Captain, (916) 808-0841, Police Department.
- 8. (Pass for Publication) Ordinance Amendment: Valet Parking**  
**Location:** (Citywide)  
**Action:** 1) Reviewed an Ordinance adding Chapter 10.46 to the Sacramento City Code relating to Valet Parking; and 2) passed for publication the ordinance title as required by Sacramento City Charter 32c to be adopted October 27, 2009.  
**Contact:** Dean Fujimoto, Operations General Supervisor, (916) 808-5579, Transportation Department.
- 9. Southside Park Neighborhood Traffic Management Program Project (S15071139)**  
**Location:** R Street/S Street Alley on the north, 9<sup>th</sup> Street on the east, W Street on the south and 3<sup>rd</sup> Street on the west (District 4)  
**Action:** Adopted **Resolution No. 2009-659** approving the Southside Park Neighborhood Traffic Management Plan (NTMP) Project - Phase 1 Traffic Calming Plan.  
**Contact:** Debb Newton, Program Analyst, (916) 808-6739, Angie Louie, Senior Engineer, (916) 808-7921, Transportation Department.
- 10. Agreement: Federal Congressional Consulting Services for Flood Control Issues (W14000500)**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2009-660** authorizing the City Manager to sign a Professional Services Agreement with Troutman Sanders Public Affairs Group LLC (Troutman Sanders), for federal support and secure funding for critical flood control projects for a one year term in an annual amount not to exceed \$187,350, with the option to extend the term for up to two additional one year terms.  
**Contact:** Marty Hanneman, Director of Utilities, (916) 808-7508, David L. Brent, Engineering Services Manager, (916) 808-1420, Utilities Department.
- 11. Agreement: Lower American River Flow Management Standard Environmental Impact Report**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2009-661** authorizing the City Manager to sign a Memorandum of Understanding (MOU) with Sacramento County for an amount not to exceed \$160,000, for the Sacramento County Department of Environmental Review and Assessment (DERA) to provide technical support during preparation of the Environmental Impact Report (EIR) necessary for the Water Forum Successor Effort lower American River Flow Management Standard.

**Contact:** Kathy Howard, Administrative Analyst (916) 808-1995, Tom Gohring, Executive Director (916) 808-1998, Sarah Foley, Program Manager (916) 808-1997, Utilities Department.

12. **Contract: American Recovery and Reinvestment Act (ARRA) Water Meter Retrofit Project Phase 11A (PN: Z14010000)**  
**Location:** Residential and commercial properties in the City of Sacramento (District 2)  
**Action:** Adopted **Resolution No. 2009-662** awarding the contract for the project to Florez Paving to retrofit approximately 15,000 to 17,000 residential and commercial properties within the City of Sacramento for an amount not to exceed \$1,339,058.  
**Contact:** David L. Brent, Engineering Services Manager, (916) 808-420, Dan Sherry, Supervising Engineer (916) 808-1419, Utilities Department.

### Public Hearings (Items 13 and 14)

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

13. **Estimated Time: 5 minutes**  
**North Natomas Public Land Acquisition Fee Update 2009** (Noticed on 10-7-09 and 10-14-09)  
**Location:** North Natomas Financing Plan Area (District 1)  
**Action:** Moved/Seconded: Member Ray Tretheway/Member Robert King Fong  
**Yes:** Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.  
Conducted a public hearing with no public comment and upon conclusion, a motion **passed** to adopt **Resolution No. 2009-663** revising the fee for the North Natomas Public Land Acquisition Fee.  
**Contact:** Sini Makasini, Administrative Analyst, (916) 808-7967, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.
14. **Estimated Time: 1 minute**  
**Call-Up: Club Center Treepole for Verizon (P09-003)** (Noticed on 9-11-09, Continued from 9-22-09, 10-6-09, 10-13-09)  
**Location:** (Citywide)  
**Action:** Moved/Seconded: Member Robert King Fong/Member Sandy Sheedy  
**Yes:** Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.  
A motion **passed** to continue to November 3, 2009.  
**Contact:** Elise Gumm, LEED AP, Associate Planner, (916) 808-1927, Lindsey Alagozian, Senior Planner, (916) 808-2659, Community Development Department.

## Discussion Calendar/Staff Reports (Items 15 - 17)

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

**15. Estimated Time: 45 minutes**

**Report Back: Citywide Content Management (CCM) - Meeting and Exceeding City Sustainability Goals (API 57)**

**Location:** (Citywide)

**Action:** Received and filed.

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

**16. Estimated Time: 30 minutes**

**(City Council/Financing Authority) Community Center Theater Renovation Project**

**Location:** 1301 L Street (District 1)

**Action:** Moved/Seconded: Member Ray Tretheway/Member Robert King Fong

**Yes:** Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Public comment heard from Richard Lewis, Laurence Walters, Kevin Greene, Steve Hammond, Ron Cunningham, Ulrich Samietz, Larry Stanfill, Rod Gideons, Richard Ginzell, and Randy Pargary; and a motion **passed** to adopt 1) **City Resolution No. 2009-664** a) accepting the current project conceptual design; b) directing staff to issue a Request for Qualifications (RFQ) for architectural services to complete the design work necessary for the project; c) authorizing staff, on an annual basis, to make the necessary revenue and expense adjustments in the Community Center Operating budget and Community Center CIP (M17100100) to account for the ticket facility fee; d) authorizing staff to transfer \$446,500 from the Community Center fund to the Community Center CIP; 2) **City Resolution No. 2009-665** declaring the City’s official intent to reimburse certain expenditures from proceeds of Community Center Theater Renovation Bonds; and; 3) **Financing Authority Resolution No. 2009-003** declaring the Authority’s official intent to reimburse certain expenditures from proceeds of Community Center Theater Renovation Bonds.

**Contact:** Tina McCarty, Administrative Officer, Sacramento Convention Center Complex, (916) 808-8220, Convention, Culture and Leisure Department.

**17. Estimated Time: 10 minutes**

**Agreements/Supplemental Agreement: Track Relocations Project [To Be Delivered]**

**Location:** Downtown next to Sacramento Valley Station between I Street Bridge and 7<sup>th</sup> Street (District 1)

**Action:** Moved/Seconded: Member Ray Tretheway/Member Steve Cohn

**Yes:** Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

A motion **passed** to adopt 1) **Resolution No. 2009-666 as amended** approving Track Relocation Project Construction and Property Agreements with the following entities: (a) Union Pacific Railroad Company (UPRR); (b) Qwest Communications Corporation (Qwest); and (c) Sacramento Municipal Utilities District (SMUD); 2) **Resolution No. 2009-667** approving Service Tunnel Agreement with Amtrak and Appropriating \$2.67 million to the Track Relocation Project (T15029005); and 3) **Resolution No. 2009-668** approving Supplemental Agreement No. 8 to City Agreement No. 2008-0034 with TranSystems to (a) increase the total consideration in an amount not to exceed \$1.2 million; and (b) resetting the City Manager's authority.

**Contact:** Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

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

### **1. Report Back**

- a. Member Robert King Fong-Community Development Department audit and North Natomas building permit issue.
- b. Member Sandy Sheedy-Community Development Department audit and North Natomas building permit issue in public not closed session.
- c. Member Kevin McCarty-2<sup>nd</sup> Request to schedule bottled water company issue and tiered rate structures.
- d. Member Steve Cohn-Add Community Development Department North Natomas permitting issue to Audit Committee Agenda for October 27, 2009.
- e. Mayor Kevin Johnson- Agendize the North Natomas building permit issue and the discussion of the release of confidential information on October 27, 2009.

### **2. Board and Commission Appointments**

- a. Downtown/Riverfront Streetcar Policy Study Steering Committee
  1. Member Ray Tretheway
  2. Member Steve Cohn
  3. Member Lauren Hammond-Alternate
  4. Steve Hammond-Category B
  5. Mike McKeever-Category B
  6. Jason Danny Goff-Category B
- b. Utilities Rate Advisory Commission
  1. Melvin Howard Johnson-Category B
- c. Sacramento Youth Commission
  1. Julian Nagler-Category A5
  2. Alexis Thompson-Category A5
  3. Julian Wilson-Category A1
  4. Diamond Garnett-Category A1
- d. Sacramento Sports Commission
  1. Scott Maxwell-Category C
- e. Animal Care Services Citizens Advisory Committee
  1. Cynthia Dawn Delany-Category A

- f. Sacramento Disabilities Advisory Commission
  - 1. David Leon Bain
- g. Sacramento Youth Commission
  - 1. TreShawn Weatherspoon-Category A-2

**Adjourned** at 7:35 pm.