



**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, District 8

**DRAFT Minutes**

**Tuesday, November 30, 2010**

**6:00 P.M.**

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

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

**CHARTER OFFICERS**

Eileen Teichert, City Attorney  
Shirley Concolino, City Clerk  
Gus Vina, Interim 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 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.

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# DRAFT MINUTES

Tuesday, November 30, 2010

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 6:04 p.m. Tuesday, November 30, 2010 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 Roman Phillips, student participant in Youth @ City Council Program.

## **Special Presentations/General Communications (Actual Time: 20 minutes)**

### a. **Oath of Office for Districts 3, 5 and 7**

**Action:** Oath of Office given by Shirley Concolino to Steve Cohn; given by Senator Darrell Steinberg to Jay Schenirer; given by Derrick Fong to Darrell Fong.

## Public Comments-Matters Not on the Agenda (2 minutes per speaker)

- |   |  |
|---|--|
| 1. New Member Congratulations<br>a. Mike Barnbaum                       | 4. River City Wellness Location<br>a. Anthony Vasquez<br>b. Stefanie Vasquez |
| 2. Medical Marijuana Dispensaries<br>a. Ryan Landers<br>b. Pete Toplean | 5. False Testimony<br>a. Marlene Murphy                                      |
| 3. Medical Marijuana Dispensaries<br>a. Jennifer Caldwell               | 6. CPS<br>a. Jessie Brandon  |

## Consent Calendar (Items 1- 23) Estimated Time: 5 minutes (Actual Time: 2 minutes)

**Action:** Moved/Seconded: Member Bonnie Pannell/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.

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 November 16, 2010.**  
**Location:** (Citywide)  
**Action:** Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for November 16, 2010.  
**Contact:** Shirley Concolino, City Clerk (916) 808-7200, Office of the City Clerk.
2. **Confirmation of Board and Commission Appointments**  
**Location:** (Citywide)  
**Action:** Confirmed board/commission appointment to the 65<sup>th</sup> Street Redevelopment Advisory Committee – John Febbo (category C-1).  
**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Katia Ligaiviu, Deputy City Clerk, (916) 808-7200, Office of the City Clerk.
3. **Open an Application Period for Various Boards and Commissions**  
**Location:** (Citywide)  
**Action:** Opened an application period on 12/1/10 for Community Racial Profiling Commission with applications due on 01/07/11.  
**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Katia Ligaiviu, Deputy City Clerk, (916) 808-7200, Office of the City Clerk.
4. **Open an Application Period for Various Boards and Commissions**  
**Location:** (Citywide)  
**Action:** Opened an application period on 12/01/10 for the 1) Sacramento Heritage, Inc. Board of Directors with applications due 01/07/11 and 2) Sacramento Youth Commission with applications due 01/07/11.  
**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Katia Ligaiviu, Deputy City Clerk, (916) 808-7200, Office of the City Clerk.
5. **November 2, 2010 General Election Results**  
**Location:** (Citywide)  
**Action:** Moved/Seconded: Member Sandy Sheedy/Member Robert King Fong  
**Yes:** Members Angelique Ashby, Steve Cohn, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy and Mayor Kevin Johnson.  
**Absent:** Lauren Hammond and Robbie Waters  
Removed from consent calendar for approval by Council prior to newly elected members being sworn in. A motion **passed** to adopt **Resolution No. 2010-672** declaring the results of the November 2, 2010, general municipal election as certified by the County Registrar of Voters.  
**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk.

**6. Supplemental Agreement: Services Related to Labor Negotiations**

**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2010-673** authorizing the City Manager and City Attorney to execute Supplemental Agreement No. 3 to Agreement 2010-0343 with Renne Sloan Holtzman & Sakai, LLP in the amount of \$16,000 to increase the total agreement to an amount not to exceed \$108,000 for services related to labor negotiations.

**Contact:** Patti Bisharat, Assistant City Manager, (916) 808-8107, Office of the City Manager, Sandra Talbott, Assistant City Attorney, (916) 808-5346, Office of the City Attorney.

**7. Agreement: Old Sacramento Garbage Collection District**

**Location:** Old Sacramento (District 1)

**Action:** Adopted **Resolution No. 2010-674** 1) approving and authorizing the Interim City Manager, or his designee, to enter into an exclusive franchise agreement with Allied Waste Services of North America, LLC (Allied) for solid waste collection and diversion services in the Old Sacramento Garbage Collection District; 2) renaming the Old Sacramento Waterfront Restroom CIP (M17700000) to the Old Sacramento Service Courts and Support Facilities CIP and modifying the scope of the CIP.

**Contact:** Leslie Wisniewski, Administrative Officer, (916) 808-8920, Barbara Bonebrake, Director, Convention, Culture & Leisure, (916) 808-8225, Convention, Culture and Leisure Department.

**8. Administrative Matter: Sacramento Municipal Utility District (SMUD) System Enhancement Program Priority List; North 7<sup>th</sup> Street Utility Underground Project (B18219400)**

**Location:** (District 1)

**Action:** Adopted **Resolution No. 2010-675** amending Resolution 2010-532 to 1) establish a revenue and expenditure budget for the North 7<sup>th</sup> Street Utility Underground Project (B18219400) in an amount not to exceed \$977,341 in the Capital Reimbursable Fund (Fund 3702) and 2) update the not to exceed estimate amounts for the SMUD contract from \$750,000 to \$809,874 to include the contingency allocation and for the AT&T contract from \$160,000 to \$167,467.

**Contact:** Diana Sasser, Project Manager, (916) 808-5519, Jim Rinehart, Economic Development Director, (916) 808-5054, Economic Development Department.

**9. Sewer Credits Approval: 2500 R Street Housing Project**

**Location:** 1802 26<sup>th</sup> Street, District 1

**Action:** Adopted **Resolution No. 2010-676** awarding a total of 34 Sacramento Regional County Sanitation District (SRCSD) sewer connection fee credits to Pacific Housing, Inc. for the 2500 R Street housing project.

**Contact:** Jennifer Witz, Administrative Analyst, (916) 808-2796, Economic Development Department.

- 10. Appropriation of Special-tax Revenue from Natomas Central Community Facilities District No. 2006-02**  
**Location:** North Natomas (District 1)  
**Action:** Adopted **Resolution No. 2010-677** appropriating \$1,179,104 from special taxes collected for Natomas Central Community Facilities District No. 2006-02 (CFD 2006-02) to allow for the reimbursement of eligible developer costs  
**Contact:** Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.
- 11. Annexation No. 19 to the Neighborhood Park Maintenance Community Facilities District (CFD) No. 2002-02 - Initiate Proceedings**  
**Location:** District 3  
**Action:** Adopted **Resolution No. 2010-678** of intention annexing territory for Annexation No. 19 to the Neighborhood Park Maintenance CFD No. 2002-02 and set a time and place for a public hearing on January 11, 2011  
**Contact:** Diane Morrison, Program Specialist, (916) 808-7535, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.
- 12. Neighborhood Park Maintenance Community Facilities District No. 2002-02**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2010-679** of intention providing for the future annexation of territory to the Neighborhood Park Maintenance Community Facilities District No. 2002-02 upon the unanimous approval of the property owners and to levy a special tax within the annexed territory to finance parks maintenance services  
**Contact:** Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.
- 13. Change Order: Fuel Site Compliance Services**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2010-680** authorizing the City Manager or the City Manager's designee to execute Contract Supplement No. 1 to Contract No. 2008-200 with Walton Engineering, Inc. for fuel site compliance services for the City's fuel storage and dispensing sites in an amount not to exceed \$95,000 for a revised total contract amount not to exceed \$250,000.  
**Contact:** Keith Leech, Fleet Manager, (916) 808-5869, General Services Department.
- 14. Change Order: Fleet Towing Services**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2010-681** authorizing the City Manager or the City Manager's designee to execute Contract Supplement No. 1 to Contract No. 2008-242 with College Oak Towing for fleet towing services in an amount not to exceed \$350,117 for a revised total contract amount not to exceed \$733,000.  
**Contact:** Keith Leech, Fleet Manager, (916) 808-5869, General Services Department.

15. **Agreement: Sacramento Regional Radio Communications System (SRRCS) [2/3 Vote Required]**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2010-682** 1) suspending competitive bidding in the best interests of the City; and 2) authorizing the City Manager or his designee to execute a ten-year Licensing Agreement between the City of Sacramento (City) and County of Sacramento (County) for the City's use of and participation in the Sacramento Regional Radio Communications System  
**Contact:** Xavier Covarrubias, Information Technology Supervisor, (916) 808-8512, Ignacio Estevez, Program Manager, (916) 808-7349, Information Technology Department.
16. **Agreement: Youth and Teen Programming**  
**Location:** (District 5)  
**Action:** Adopted **Resolution No. 2010-683** 1) authorizing the City Manager, or his designee, to execute an agreement with NeighborWorks Home Ownership Center Sacramento Region (NeighborWorks) for the City to provide youth and teen programming for 12-17 year olds at the Oak Park Community Center on Friday nights from February through September 2011.  
**Contact:** Sylvia Fort, Division Manager, (916) 808-8381, Laura Bjornsen, Recreation Superintendent, (916) 808-7753, Parks and Recreation Department.
17. **Grant: FY2010/11 Methodist Hospital of Sacramento Neighborhood Policing Grant Program**  
**Location:** (District 8)  
**Action:** Adopted **Resolution No. 2010-684** 1) authorizing the City Manager, or the City Manager's designee, to accept on behalf of the City of Sacramento up to \$204,000 in grant funding for the time period of December 4, 2010 to December 4, 2011 for Neighborhood Policing Services for the Methodist Hospital of Sacramento Campus and immediate area; 2) authorizing the City Manager, or the City Manager's designee, to execute an Agreement with the City and Catholic Healthcare West to implement Neighborhood Policing Services; 3) authorizing the City Manager, or the City Manager's designee to increase SPD staffing by two (2.00) Police Officer Full Time Equivalent (FTE) positions; 4) authorizing the City Manager, or the City Manager's designee, to establish a grant project (#E11005700) for the Methodist Hospital of Sacramento Policing Grant; and 5) authorizing the City Manager, or the City Manager's designee, to increase the appropriate grant revenue and expense budget adjustments by \$204,000.  
**Contact:** Dan Schiele, Captain, South Command, (916) 277-6150, Police Department.
18. **Agreement: Aircraft Maintenance [2/3 Vote Required]**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2010-685** 1) suspending competitive bidding in the best interest of the City of Sacramento for the purchase of aircraft maintenance services; and 2) awarding a nonprofessional services agreement to Mather Aviation, LLC for aircraft maintenance services with an initial term of two (2) years with two (2) one-year renewal options for a total term of four (4) years in a total amount not to

exceed \$690,000, and authorize the City Manager, or the City Manager's designee, to exercise the renewals options provided that sufficient funds are available in the budget adopted for the applicable Fiscal Year(s).

**Contact:** Mike McCarthy, Captain, Sacramento Police Department, (916) 808-0701, Police Department.

**19. Contract: Portable Surveillance Camera Trailers (G11006500)**

**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2010-686** awarding a contract to Absolute Surveillance, the lowest responsive and responsible bidder, for the purchase of three (3) surveillance trailers in an amount not to exceed \$245,009.61.

**Contact:** Keith Leech, Fleet Manager, (916) 808-5869, Brian Louie, Deputy Chief, (916) 808-0800, General Services Department.

**20. Highway Safety Improvement Program (HSIP) Application**

**Location:** Mack Road and Valley Hi Drive/La Mancha Way (District 8)

**Action:** Adopted **Resolution No. 2010-687** approving the submission of an application for Highway Safety Improvement Program (HSIP) funding to modify the intersection at Mack Road and Valley Hi Drive/La Mancha Way to enhance safety at the intersection.

**Contact:** Evangeline Lucas Lee, Associate Engineer, (916) 808-7612, Angie Louie, Senior Engineer, (916) 808-7921, Transportation Department.

**21. Summary Vacation of a Portion of the Alley Bounded Between 50<sup>th</sup>, 51<sup>st</sup>, P Streets and Highway 50**

**Location:** Alley adjacent to 1725 50<sup>th</sup> Street (District 3)

**Action:** Adopted **Resolution No. 2010-688** vacating a portion of the public right-of-way (alley) between 50<sup>th</sup>, 51<sup>st</sup>, P Street and Highway 50.

**Contact:** Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Thomas Adams, Engineering Technician, (916) 808-7929, Transportation Department.

**22. (Housing Authority) Employee Pre-Tax Payroll Deduction Plan for Purchasing Service Credit**

**Location:** (Citywide)

**Action:** Adopted **Housing Authority Resolution No. 2010-012** authorizing a pre-tax payroll deduction plan for California Public Employees Retirement system (CalPERS) service credit purchases.

**Contact:** La Shelle Dozier, Executive Director, (916) 440-1319, James Shields, Director of Administration, (916) 440-1308, Sacramento Housing and Redevelopment Agency.

**23. Purchase/Cooperative Agreements: Aggregate and Asphaltic Concrete Materials**  
**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2010-689** 1) approving the use of Cooperative Purchasing Agreement (WA00026801) between the County of Sacramento and Teichert Aggregates for the purchase of asphaltic concrete and aggregate materials in an annual not-to-exceed amount of \$2.5 million, and 2) approving the use of a Cooperative Purchasing Agreement (WA00026802) between the County of Sacramento and Granite Construction Company for the use of asphaltic concrete and aggregate materials in an annual not-to-exceed amount of \$2.0 million.

**Contact:** Juan Montanez, Street Services Manager, (916) 808-2254, and Ramon Gibbons, Operations General Supervisor, (916) 808-5871, Transportation Department.

**Public Hearings (Item 24)**

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

**24. Estimated Time: 20 minutes (Actual Time: 25 minutes)**

**Proposed Rezones and Land Use Designation and Text Changes to the 2030 General Plan (LR10-005)** (Noticed on 11-12-10, Passed for Publication on 11-23-10, Published on 11-26-10)

**Location:** (Citywide)

**Action:** Moved/Seconded: Member Sandy Sheedy/Member Kevin McCarty

**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 John LeGro, Paul Williams, Shamsheer Chima, Ronald Love, Jonathan Schnal and Kristina McBurney; and upon conclusion a motion **passed** adopting 1) **Resolution No. 2010-690** approving environmental review of General Plan Land Use and Text Amendments and Rezoning; 2) **Ordinance No. 2010-042** rezoning various parcels to bring into consistency with the 2030 General Plan; 3) **Resolution No. 2010-691** amending the 2030 General Plan Land Use and Urban Form Diagram; and 4) **Resolution No. 2010-692** approving General Plan text amendments.

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

**Discussion Calendar (Item 25)**

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

**25. Estimated Time: 5 minutes (Actual Time: 14 minutes)**

**Proposed Resolution Supporting the Uniting American Families Act**

**Location:** (Citywide)

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

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

Public comment given by Gina Caprio, Kathleen Montgomery, Enrique Marjarrez, Dan Roth and Wendy Rae Hill; after which a motion **passed** adopting **Resolution No. 2010-693** supporting the Uniting American Families Act, as recommended by the Law and Legislation Committee

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

**Council Comments-Ideas, Questions and Meeting/Conference Reports – None.**

**Adjournment – 7:42 p.m.**