REPORT TO COUNCIL
City of Sacramento

915 I Street, Sacramento, CA 95814-2604
www. CityofSacramento.org

CONSENT
March 25, 2008

Honorable Mayor and Members of the City Council, Financing Authority
Housing Authority, and Redevelopment Agency

Title: Approval of Council Minutes

Location/Council District: (Citywide)

Recommendation:

Approve the afternoon and evening City Council, Redevelopment Agency, Housing Authority and Financing Authority for March 4, 2008.

Contact: Shirley Concolino, City Clerk, (916) 808-7200

Presenters: None

Department: City Clerk

Division: None

Organization No: 0700

Financial Considerations: None.

Environmental Considerations: None.

Policy Considerations: None.

ESBD Considerations: Not Applicable.

Respectfully Submitted by: Shirley Concolino
Shirley Concolino, City Clerk

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Minutes for March 4, 2008

MINUTES

Tuesday, March 4, 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 2:06 on Tuesday, March 4, 2008 at the Sacramento City Hall Council Chamber. All members present. Councilmember McCarty arrived at 2:10 p.m.

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

Consent Calendar (Items 1 - 20)

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/Fong; Absent -McCarty) to adopt the Consent Calendar in one motion except as indicated.

1. **(City Council/ Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for February 12, 2008**
   Location: (Citywide)

   Recommendation: Approve the afternoon and evening City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for February 12, 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 appointments to the Stockton Blvd. Redevelopment Advisory Committee – John Cranshaw (Category E) and David Lathrop (Category D)

   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. **Open an Application Period for Various Boards and Commissions**
Location: (Citywide)

Recommendation: Open an application period for: 1) Transportation Programming Guide Community Advisory Committee to open 3/5/08 with applications due 4/4/08; and 2) Sacramento Disabilities Advisory Committee to open 3/5/08 with applications due 4/4/08.

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

4. **Summary Vacation of the Portion of Two Alleys Bounded by Beaumont Street, Empress Street, Dixeanne and El Camino Avenue**
Location: 275 feet of the alley running east to west between Empress Street and Beaumont Street and the most northern 50 feet of alley running north to south between El Camino and Dixieanne Avenues (District 2)

Recommendation: Adopt a **Resolution** vacating the public alleyway reserving to the City a twenty (20) foot public service easement within both portions of the subject alleys.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918; Thomas Adams, Engineering Technician, (916) 808-7929, Development Services Department.

Action: Adopted Resolution No. 2008-118

5. **Administrative Matter: Fulton Avenue Development Project (CB39) Funding Correction**
Location: 3701 Fulton Avenue (District 1)

Recommendation: Adopt a **Resolution** amending Resolution 2007-792 to 1) correctly identify the Capital Improvement Project (CIP) number for the FY2007/08 (FY08) Economic Development (ED) Utilities Program (ZO06) and 2) reduce the FY08 ED Utilities Program (ZO06) funding transfer from $264,807 to $153,362 to the project.

Contact: Dean Peckham, Senior Project Manager, (916) 808-7063, Economic Development Department.

Action: Adopted Resolution No. 2008-119

6. **Change Order: Fulton Avenue Development Phase II Project(B18333005)**
Location: Fulton Avenue & Business 80 (District 2)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute Change Order No. 1 to Contract Number 2007-278 in the amount of $380,872 with Marques Pipeline for the project.

Contact: Dean Peckham, Senior Project Manager, (916) 808-7063, Economic Development Department, Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

Action: Adopted Resolution No. 2008-120

7. **Agreement: Shared Training of an Emergency Medical Technician's (EMT) - B Course**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) approving the Memorandum of Understanding (MOU) with Sacramento City Unified School District Regional Occupational Program (SCUSD ROP) regarding Shared Training of an EMT-B course which expires 6/30/2010; and 2) authorizing the City Manager or authorized designee to execute and renew the agreement upon expiration.

Contact: Joseph A. D. Jackson, Assistant Fire Chief of Emergency Medical Services, (916) 264-8100, Fire Department.

Action: Removed from Consent Calendar by Mayor Fargo. Moved, seconded, carried (Fong/Pannell) to adopt Resolution No. 2008-121.

8. **Change Order/Supplemental Agreement: Capitol Garage HVAC Replacement Project (VD51, V15420000)**
Location: 1015 L Street (District 1)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager or the City Manager's designee to execute Change Order No. 6 to Contract No. 2007-019 with Purdy Builders, Inc. in an amount not to exceed $9,600; 2) authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 2 to Agreement No. 2007-0170 with Analytical Planning Services, Inc. (APSI) in an amount not to exceed $21,760; and 3) resetting the City Manager's signature authority for this project.

Contact: Brian Reilly, Senior Engineer, (916) 808-8427; Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

Action: Adopted Resolution No. 2008-122

9. **Amendment: On-Call Master Consultant Services List for Public Facilities**
Location: (Citywide)

Recommendation: Adopt a **Resolution** amending the On-Call Master Consultant Services List for Public Facilities to remove vendors that did not finalize agreements.

Contact: Yadi Kavakebi, Facilities & Real Property Superintendent, (916) 808-8432; Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

Action: Adopted Resolution No. 2008-123

10. **Agreement: Department of General Services Labor Compliance Field Investigation and Administrative Services**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager or the City Manager's designee to execute a one-year agreement with Diversified Contract Management Group in an amount not to exceed $153,508 for the services.

Contact: Malyssa Berry, Contracts Analyst/Labor Compliance Officer, (916) 808-1242; Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

Action: Adopted Resolution No. 2008-124

11. Reimbursement/Credit Agreement/Time Extension: Meadows Park Project (CIP LW58) (L19138000)
Location: End of Terracina Drive and south of Del Paso Road (District 1)

Recommendation: Adopt a **Resolution** 1) releasing the Irrevocable Standby Letter of Credit (No. NZS903481) in the amount of $2,831,172 for the project; 2) extending the time to complete the park to September 30, 2010; and 3) retaining the payment of $515,368 pursuant to Reimbursement/Credit Agreement No. 2007-0065 from Pardee Homes Corporation that is deposited into Fund 791 (Park Development Impact Fees) for any City related costs until the park is completed.

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

Action: Adopted Resolution No. 2008-125

12. South Land Park Hills Neighborhood Traffic Management Program Project (PN: TN74, S15071126)
Location: Generally bounded by 43rd Avenue on the north, 13th Street on the east, and South Land Park Drive on the south and west. (District 4)

Recommendation: Adopt a **Resolution** approving the South Land Park Drive Neighborhood Traffic Management Program (NTMP) Project – Phase 1 Traffic Calming Plan.

Contact: Cindy Bates, Program Analyst, (916) 808-6738; Angie Louie, Senior Engineer, (916) 808-7921, Transportation Department.

Action: Adopted Resolution No. 2008-126

13. Contract: Florin Road Median Landscaping Project (Phase 2) – Freeport Boulevard to 21st Street (PN: RJ27, T15015401) (Continued from 2-26-08)
Location: Florin Road between Freeport Boulevard and 21st Street (Districts 5 and 8)

Recommendation: Adopt a **Resolution** 1) approving plans and specifications; and 2) awarding the contract to Central Pacific Construction in an amount not to exceed $291,967.

Contact: Faramarz Ansari, Associate Civil Engineer, (916) 808-1166; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

Action: Continued to March 11, 2008

14. Supplemental Agreement: Department of Transportation Labor Compliance Field Investigation & Administrative Services (JN: 431/15001121)
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to approve and execute Supplement Agreement No. 1 to Agreement No. 2007-0228 with DCM Group, Inc. in the amount of $119,999 for the services.

Contact: David Flores, Jr., Administrative Analyst, (916) 808-8930; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Transportation Department.

Action: Adopted Resolution No. 2008-127

15. January 2008 Monthly Investment Transactions Report
Location: (Citywide)

Recommendation: Receive and file.

Contact: Lydia Abreu, Investment and Operations Manager, (916) 808-5168; Shirley Tupaz, Investment Operations Analyst, (916) 808-5168, Office of the City Treasurer.

Action: Received and filed.

16. Contract: Cured-In-Place-Pipe (CIPP) Rehabilitation Project(PN:XI91, X14002100)
Location: Various locations (Districts 1, 3, 4, 5, 6)

Recommendation: Adopt a **Resolution** 1) approving the contract plans and specifications; and 2) awarding the contract to Michels Corporation for an amount not to exceed $545,979 for the project.

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

Action: Adopted Resolution No. 2008-128

17. Drain Inlet Replacement 2008 (PN: XN42, X14010020)
Location: Various locations

Recommendation: Adopt a **Resolution** 1) approving the contract plans and specifications; and 2) awarding the contract to Florez Paving for an amount not to exceed $298,603; and 3) transferring $206,000 from the Drain Inlet Replacement FY2005 Project (PN: XN16, X14010004) to the project.

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

Action: Removed from Consent Calendar by Councilmember Sheedy. Moved, seconded, carried (Sheedy/Tretheway) to adopt Resolution No. 2008-129.

18. Fairbairn Water Treatment Plant (FWTP) Low Lift Pumps – Phase II Project (PN: ZL71, Z14005500)
Location: 7501 College Town Drive near California State University Sacramento (District 3)

Recommendation: Adopt a **Resolution** 1) approving the contract plans and specifications ; 2) awarding the contract to Johnson Mechanical Contractors Inc., for an amount not to exceed $253,808; and 3) transferring funds from Water Fund Base Reserve (PN: ZE46, Z14000700) to the project.

Contact: David L. Brent, Engineering Manager, (916) 808-1420; Dave Hansen, Supervising Engineer, (916) 808-1421, Utilities Department.

Action: Adopted Resolution No. 2008-130

19. Reimbursement Agreement/Contract: Sump 2A Pump Replacement Project (X14003200 , Fund 3702) [2/3 Votes Required]
Location: (District 4)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to sign the Reimbursement Agreement for the project with the Sacramento Regional County Sanitation District (SRCSD); 2) amending the fiscal year 07/08 Capital Grants Capital Improvement and Revenue Budgets by adding $825,000 for the project); 3) suspending competitive bidding, in the best interests of the City, for the purchase of a Wemco Hidrostal pump; and 4) authorizing the City Manager to sign a contract with MuniQuip of Roseville, CA, in an amount not to exceed $442,911.50 for the purchase of the Hidrostal pump including, freight, field testing, and sales tax.

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

Action: Adopted Resolution No. 2008-131.

20. (Pass for Publication) City-County Solid Waste Advisory Committee/Local Task Force
Location: (Citywide)

Recommendation: 1) Review an Ordinance amending Chapter 2.100 of the Sacramento City Code, relating to the City-County Solid Waste Advisory Committee/Local Task Force; and b) pass for publication an Ordinance Title as required by Sacramento City Charter 32 (c) to be adopted on March 18, 2008.

Contact: Edison Hicks, Integrated Waste General Manager, (916) 808-4949, Marty Strauss, Integrated Waste Planning Superintendent, (916) 808-4934, Utilities Department.

Action: Approved recommendation

Public Hearings (Item 21)

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

21. Oak Park Historic District Amendment: Nomination of 3333 3rd Avenue, 3414 4th Avenue, and 3623 4th Avenue to the Sacramento Register as Contributing Resources (M07-083) (Noticed on 2-21-08, passed for publication on 2-26-08, published on 2-29-08)
Location: (District 5)

Recommendation: Conduct a public hearing and upon conclusion 1) adopt an **Ordinance** designating and adding three structures at 3333 3rd Avenue, 3414 4th Avenue and 3623 4th Avenue as Contributing Resources to the Oak Park Downtown Historic District in the Sacramento Register of Historic and Cultural Resources (Sacramento Register).

Contact: Roberta Deering, Senior Planner for Historic Preservation, (916) 808-8259; William Crouch, Urban Design Manager, (916) 808-8013, Development Services Department.

Action: No public comment. Moved, seconded, carried (Hammond/Fong; Absent - Waters) to close the public hearing and adopt Ordinance No. 2008-011.

Staff Reports (Items 22 -27)

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

22. State Legislative Update [Oral Report]
Location: (Citywide)

Recommendation: Receive and file.

Contact: Patti Bisharat, Director of Governmental Affairs, (916) 808-8197, Office of the City Manager.

Action: Approved recommendation

23. Naming of Sam J. Burns - Exhibit Hall A at the Sacramento Convention Center
Location: (District 1)

Recommendation: Adopt a **Resolution** approving the naming of Exhibit Hall A at the Sacramento Convention Center the Sam J. Burns - Exhibit Hall A.

Contact: Barbara Bonebrake, Director, (916) 808-7733, Convention, Culture and Leisure Department, Patti Bisharat, Director of Government Affairs, (916) 808-8197, City Manager's Office

Action: Public comment given by Sam Jackson, Michael Ault and Mark Stivers. Moved, seconded, carried (Tretheway/Cohn) to adopt Resolution No. 2008-132

24. (City Council/Redevelopment Agency) Richards Redevelopment Plan Amendment, Railyards Redevelopment Plan Report
Location: Richards Boulevard Redevelopment Project Area, (District 1)

Recommendation: Adopt a 1) **Redevelopment Agency Resolution** approving the proposed Railyards Redevelopment Plan and Richards Boulevard Redevelopment Plan Amendment, 2) **Redevelopment Agency Resolution** approving and requesting

a Joint Public Hearing with the City Council to consider approval of the proposed Redevelopment Plan and Amendment and final Environmental Impact Report, and approving and adopting Rules Governing Participation and Preferences by Property Owners and Business Occupants in the Railyards Redevelopment Project; 3) **City Resolution** a) acknowledging receipt of the Report to Council from the Redevelopment Agency, and b) consenting to and calling for a Joint Public Hearing to consider approval of the proposed Redevelopment Plan and Amendment and final Environmental Impact Report

Contact: Rachel Hazlewood, Senior Project Manager, (916) 808-8645; David Harzoff, Economic Development Manager, (916) 808-5385, Economic Development Department.

Action: No public comment. Moved, seconded, carried (Tretheway/Fong) to adopt Redevelopment Agency Resolution Nos. 2008-010, 2008-011 and City Resolution No. 2008-133.

25. Audubon Certification [Oral Report]
Location: (Citywide)

Recommendation: Receive and file.

Contact: Doug Parker, Golf Manager, (916) 433-6315, Cary Jung, Administrative Officer, (916) 808-5898, Convention, Culture and Leisure Department.

Action: Received and filed

26. Voluntary Separation Program
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) establishing the Voluntary Separation Program (VSP); 2) applying it to unrepresented employees; and 3) allowing recognized employee organizations to accept the program as provided herein.

Contact: Dee Contreras, Director, (916) 808-5424, Labor Relations; Geri Hamby, Director, (916) 808-7173, Human Resources Department.

Action: No public comment. Moved, seconded, carried (Cohn/Fong) to adopt Resolution No. 2008-134 as amended.

27. First Year Progress Report on Sacramento's Ten Year Plan to End Chronic Homelessness
Location: (Citywide)

Recommendation: Receive and file.

Contact: Diane Luther, Director of the Ending Chronic Homelessness Initiative (ECHI), 447-7063 x337; Jim Hare, Assistant Director Housing and Community Development, (916) 440-1313, Sacramento Housing and Redevelopment Agency.

Action: Received and filed.

Public Comments-Matters Not on the Agenda – None.

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. Board/Commission Appointments
   1. Sacramento Heritage, Inc. Board of Directors
      a. Janice Calpo
   2. Community Racial Profiling Commission
      a. Ernest Carter (incumbent)
   3. Sacramento Environmental Commission
      a. Matthew R. Jones
   4. Civil Service Board
      a. Errol G. Chisom
   5. Small Business Development & Employment Advisory Board
      a. Jim Rinehart

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. In re Methyl Tertiary Butyl Ether ("MTBE") Products Liability Litigation, United States District Court for the Southern District of New York Case No. MDL 1358 (SAS).

Recess to Closed Session – 3:58 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, March 4, 2008 at the Sacramento City Hall Council Chamber. All members present

Pledge of Allegiance – led by Councilmember Pannell

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)).

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

Public Hearings (Items 28 and 29)

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

28. **Residential Rental Housing Inspection Program** (Noticed on 2-12-08, passed for publication on 2-19-08, published on 2-22-08, continued from 2-26-08)
Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion 1) adopt an **Ordinance** adding Chapter 8.120 of the Sacramento City Code relating to Rental Housing Inspections; 2) adopt a **Resolution** approving fees, staffing and resources for the Rental Housing Inspection Program as defined in newly adopted Sacramento City Municipal Code Chapter 8.120.050; 3) direct Code Enforcement staff to create a Rental Housing Inspection Program Unit.

Contact: Max Fernandez, Director of Code Enforcement, (916) 808-7940; Randy Stratton, Code Enforcement Manager, (916) 808-6497, Code Enforcement Department.

Action: Public comment given by Jim Lofrgren, Katina Caskey, Mark Stivers, Valerie Feldman, Betty Gwiazdon, Constance Slider, Dave Pierner, Theressa Saechao, Carl Carpenter, Michael Dunne, Eric Rasumssen, Greg DeGieve, Rachael, Iskow Steven Rosen and Maurice Reed. Mary Brill submitted a speaker slip in support of the program. Moved, seconded, carried (Pannell/McCarty) to close the public hearing and adopt Ordinance No. 2008-012 and Resolution No. 2008-135.

29. **Northgate 880/Panhandle (M05-03))** (Passed for publication on 6-12-07, published on 6-15-07, noticed on 7-19-07; continued from 6-26-07, 7-24-07, 7-31-07, 8-14-07, 9-4-07, 09-18-07 (Intent Motion),10-2-07, 10-16-07,10-23-07,11-13-07, and 12-4-07, continued from 1-8-08, 2-19-08)
Location: South of Elkhorn Boulevard, north of Interstate 80, west of Northgate Boulevard and Sorento Road, and east of Gateway Park Boulevard and the Northpointe Park Planned Unit Development / Adjacent to Council District 1

Recommendation: Continue to April 1, 2008.

Contact: Scot Mende, New Growth Manager, (916) 808-4756; Arwen Wacht, Associate Planner, (916) 808-1964, Planning Department.

Action: No public comment. Moved, seconded, carried (Tretheway/Pannell) to continue to April 10, 2008.

Public Comments-Matters Not on the Agenda

a. Bob Moreno – to congratulate and present the bronze medal to Ray Tretheway for a fundraising 10K run he did this past week

Council Comments-Ideas, Questions and Meeting/Conference Reports

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

Adjournment – 7:25 p.m. in memory of Randall Butler

This is to certify that the foregoing is a true and correct copy of the minutes of the March 4, 2008 meeting as approved by the Sacramento City Council.

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Shirley Concolino, City Clerk