REPORT TO COUNCIL
City of Sacramento

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

CONSENT
May 20, 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 April 29, 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

Table of Contents:

Minutes for April 29, 2008

MINUTES

Tuesday, April 29, 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 2:08 p.m. Tuesday, April 29, 2008 at the Sacramento City Hall Council Chamber. Councilmember Cohn absent; all others present

Special Presentations/General Communications – None.

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

Consent Calendar (Items 1 - 15)

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/Sheedy; Absent - Cohn) to adopt the Consent Calendar in one motion except as indicated

1. **(City Council/ Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for April 10, 2008**
   Location: (Citywide)

   Recommendation: Approve the afternoon and evening City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for April 10, 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: 1) Sacramento Commission of History & Science – Mary E. Barber and Christopher Clark (Category B); 2) Development Oversight Commission – Darryl Chin (Category B); 3) Design Commission – Phyllis A. Newton (Category F); 4) Board of Plumbing Examiners – Keith Winkle (Category A) and William S. Haley (Category B) and 5) Sacramento Housing & Redevelopment Commission – Arnold Mohr (Category A-1).

   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. **(Pass for Publication) Leavitt Estates (P07-134)**
Location: (District 5)

Recommendation: 1) Review a) a Resolution approving the environmental exemption under California Environmental Quality Act (CEQA) Guidelines Section 15332 (Infill Development); b) a Resolution approving the tentative map and special permit to allow the construction of 17 single-family residences; c) an Ordinance approving a rezoning from Standard Single-Family Executive Airport Overlay [R-1 (EA-4)] to Single-Family Alternative Executive Airport Overlay [R-1A (EA-4)] relating to the Leavitt Estates project; and 2) pass for publication the Ordinance title as required by the Sacramento City Charter 32c to be adopted May 6, 2008.

Contact: Paul Philley, Junior Planner, (916) 808-5714; Nedzlene Ferrario, Senior Planner, (916) 808-7826, Development Services Department.

Action: Approved recommendation

4. **Sewer Credit Approval: Golden Corral**
Location: 7700 W. Stockton Boulevard (District 8)

Recommendation: Adopt a **Resolution** awarding a total of 22.18 Sacramento Regional County Sanitation District (SRCSD) connection fee credits to the project known as Golden Corral.

Contact: Noreen James, Project Manager, (916) 808-5470, Economic Development Department.

Action: Adopted Resolution No. 2008-242

5. **Sewer Credit Approval: Jackson Labs**
Location: 4910 Raley Boulevard (District 2)

Recommendation: Adopt a **Resolution** awarding a total of 66.86 Sacramento Regional County Sanitation District (SRCSD) connection fee credits to the project known as Jackson Lab.

Contact: Noreen James, Project Manager, (916) 808-5470, Economic Development Department.

Action: Adopted Resolution No. 2008-243

6. **Contract/Purchase: Boom Trucks**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager or the City Manager's designee to award and execute a contract with Terex Utilities, Inc. for the purchase of up to four boom trucks in an amount not to exceed $634,000.

Contact: Keith Leech, Fleet Manager, (916) 808-5869, General Services Department.

Action: Adopted Resolution No. 2008-244

7. **Contract: Coloma Community Center Fire Alarm System Upgrade (LW86, L13000500)**
Location: 4623 T Street, Council District 6

Recommendation: Adopt a **Resolution** 1) approving the construction plans and specifications; and 2) authorizing the City Manager or the City Manager's designee to award and execute a construction contract to Simplex Grinnell L.P. in an amount not to exceed $155,000 to allow earlier notification of a fire incident in the building.

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

Action: Withdrawn

8. **Agreement: Labor Agreement in the Fire Department Unit [To Be Delivered]**
Location: (Citywide)

Recommendation: Adopt a **Resolution** approving a labor agreement with the Fire Department Unit, Local 522, if ratified by the unit April 25, 2008.

Contact: Dee Contreras, Director of Labor Relations, or Ed Takach, Labor Relations Officer, (916) 808-5424, Labor Relations Department.

Action: Adopted Resolution No. 2008-245

9. **Contracts: Sports Official Services**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) awarding a three-year contract with two, one-year options to renew with the Greater Sacramento Softball Association (GSSA) to provide softball officials for a cumulative amount not to exceed $559,354; 2) awarding a one-year contract with four, one-year options to renew with the Sacramento Metropolitan Officials Association (SMOA) to provide baseball, basketball and volleyball officials for a cumulative amount not to exceed $170,865; 3) authorizing the City Manager or the City Manager's designee to execute the contracts with the renewal options provided that sufficient funds are available in the budget of the Community Recreation Services organization in FY2010/11 and FY2011/12 for GSSA and in FY2008/09 through FY2011/12 for SMOA.

Contact: Alan Tomiyama, Recreation Manager, (916) 808-8958; Susan Vieth, Superintendent, (916) 808-1575, Parks and Recreation Department.

Action: Withdrawn

10. **Contract/Agreement: Shasta Community Park Phase 1 Project (LV42, L19159100)**
Location: 7407 Shasta Avenue (District 8)

Recommendation: Adopt a **Resolution** 1) approving the contract specifications; 2) authorizing the City Manager to award and execute the contract to PBM Construction, Inc. for an amount not to exceed $2,610,217; and 3) authorizing the City Manager to execute an agreement to purchase $206,850 of Swainson's hawk foraging habitat mitigation credits from Wildlands, Inc. for the project and the Valley Hi/North Laguna Creek Library.

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

Action: Adopted Resolution No. 2008-246

11. Shasta Community Park Phase 2 Capital Improvement Program (CIP), LV44 (L19159200)
Location: 7407 Shasta Avenue (District 8)

Recommendation: Adopt a **Resolution** 1) establishing a new CIP; 2) appropriating $2,400,000 from the Park Development Impact Fees, Fund 791 (3204); and 3) appropriating $600,000 from the Quimby Act Fees, Fund 710 (2508), for the project.

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

Action: Adopted Resolution No. 2008-247

12. Report Back: William Land Park Parking Restrictions
Location: William Land Park (District 4)

Recommendation: Adopt a **Resolution** modifying parking restrictions on portions of 19th Street from "Two-Hour Parking, Monday through Friday" to "No Parking Anytime" and on portions of 18th Street from "Two-Hour Parking, Monday through Friday" to "One-Hour Parking, Monday through Friday.

Contact: Janet Baker, Operations Manager, (916) 808-8234, Parks and Recreation Department; Howard Chan, Parking Services Manager, (916) 808-7488, Transportation Department.

Action: Adopted Resolution No. 2008-248

13. Sacramento Works for Youth Employer Sponsorship Program
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing SETA to accept funding from the general public to support the Sacramento Works for Youth Employer Sponsorship Program.

Contact: Christine Welsch, Workforce Development Manager, (916) 263-3866, Sacramento Employment and Training Agency.

Action: Removed for public comment given by Christine Welsch. Moved, seconded, carried (Hammond/Pannell; Absent – Cohn) to adopt Resolution No. 2008-249

14. Sacramento Employment and Training Agency (SETA) Fiscal Year 2007-2008 Agency Budget
Location: (Citywide)

Recommendation: Adopt a **Resolution** approving modification to the Fiscal Year 2007-2008 Budget for the Sacramento Employment and Training Agency in the amount of $77,494,481.

Contact: Rick Pryor, Fiscal Department Chief, (916) 263-1677, Sacramento Employment Training Agency.

Action: Adopted Resolution No. 2008-250

15. **Supplemental Agreement: Lower American River Projects**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute Supplemental Agreement No. 2 to City Agreement No. 2007-0666 with Roderick M. Hall for the Lower American River Projects for an amount not to exceed $33,000 for professional services on behalf of the Water Forum Successor Effort, that is staffed and managed by the City-County Office of Metropolitan Water Planning (CCOMWP) to provide additional services to be accomplished during the current fiscal year.

Contact: Kathy Howard Administrative Analyst, (916) 808-1995, Sarah Foley Program Manager, (916) 808-1997, Utilities Department.

Action: Adopted Resolution No. 2008-251

Public Hearings (Item 16)

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

16. **Vacation of a Portion of the Public Utility Easement Within the Vacated Alley Bounded by Beaumont Street, Empress Street, Dixieanne and El Camino Avenue** (Noticed on 4-15-08)
Location: The 90 feet of the previously vacated alley running east to west between Empress Street and Beaumont Street (District 2)

Recommendation: Conduct a public hearing and upon conclusion, adopt a **Resolution** vacating a portion of the public utility easement along the alleyways within the vacated alley bounded by Beaumont Street, Empress Street, Dixieanne and El Camino Avenue.

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

Action: No public comment. Moved, seconded, carried (Sheedy/Fong; Absent – Cohn) to close the public hearing and adopt Resolution No. 2008-252

Staff Reports (Items 17 and 18)

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

17. **Report Back**: **Memorial Auditorium Granite War Memorial Tablet Placement (CIP PC71)**
Location: (District 3)

Recommendation: Adopt a **Resolution** approving the placement of the Granite War Memorial Tablets in the exterior landscape of the Memorial Auditorium.

Contact: Judy Goldbar, General Manager, Convention Center Complex (916) 808-5291; Tina McCarty, Administrative Officer, Convention Center Complex (916) 808-8220, Convention Culture and Leisure Department.

Action: Public comment given by Richard Clowdus, John Radov, Dennis Kauffinson, D.E. Woosley, Frederick Fletcher, John Canfield, Don Harper, Robert Bradley, Larry Ellsworth, Gayle Culuko, Susan Bush and Liz West. Moved, seconded, carried (Waters/Sheedy; Absent – Cohn) to continue the item and defer to a subcommittee which would include less than a majority of council members for further review and outreach to report back to council no later than Veterans Day, November 11, 2008.

18. Workshop: Waste to Energy (WTE) Project
Location: (Citywide)

Recommendation: Receive and file.

Contact: Marty Hanneman, Assistant City Manager, (916) 808-5704 , Office of the City Manager, James R. Rinehart, Economic Development Manager, (916) 808-5054, Economic Development Department, Edison Hicks, Integrated Waste General Manager, (916) 808-4949

Action: Public comment given by Tom Blees and Scott Smithline. Received and filed.

Information Reports (Items 19 and 20)

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

19. Withdrawal of Councilmember Call-up of the T-Mobile on El Camino Avenue (P06-195)
Location: 650 El Camino Avenue (District 2)

Recommendation: Receive and file.

Contact: Elise Gumm, Assistant Planner, (916) 808-1927; Stacia Cosgrove, Senior Planner, (916) 808-7110, Development Services Department.

Action: Received and filed

20. Report Back: Department of General Services Emergency Contracts
Location: (Citywide)

Recommendation: Receive and file.

Contact: Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

Action: Received and filed

Public Comments-Matters Not on the Agenda

a. Bruce Pomer – police department procedure and processes regarding reported child abuse allegations

Council Comments-Ideas, Questions and Meeting/Conference Reports

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

Closed Session

City Council

a) Pursuant to Government Code section 54957 for a matter pertaining to personnel to consider the appointment of the City Treasurer.

Recess to Closed Session – 5:06 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 6:12 p.m. Tuesday, April 29, 2008 at the Sacramento City Hall Council Chamber. Councilmember Cohn absent; all others present

Pledge of Allegiance – led by Boy Scout Troop 50.

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)).

Special Presentations/General Communications

a. **Jazz Festival**
Action: Presentation made by Jean Berthenstein

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

Public Hearings (Items 21 and 22)

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

21. Sheraton Garage Alley Right of Way Vacation (Noticed on 4-15-08)
[To Be Delivered]
Location: Alleyway located east of 12th Street running north to south between I Street and J Street (District 3)

Recommendation: Conduct a public hearing and upon conclusion adopt a **Resolution** vacating the public right-of-way located inside the City parking garage at 1223 J Street. The right-of-way opens onto I Street and is a north-to-south extension of the east-to-west alley between 12th Street and the garage.

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

Action: No public comment. Moved, seconded, carried (Tretheway/Sheedy; Absent – Cohn/Hammond/Fong) to close the public hearing and adopt Resolution No. 2008-254.

22. Northgate 880/Panhandle (M05-031/P05-077)
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: Close the public hearing and re-notice at a future date.

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 (Sheedy/Waters/ Absent – Cohn/Hammond/Fong) to close the public hearing

Staff Reports (Items 23 and 24)

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

23. Ordinance: Amending City Code Chapter 3.60 for Clarification of Volunteers on Public Projects (Passed for publication on 4-15-08, published on 4-18-08)
Location: (Citywide)

Recommendation: Adopt an **Ordinance** amending Section 3.60.010 and adding Section 3.60.195 to the Sacramento City Code relating to payment of prevailing wages to volunteers on public projects.

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

Action: No public comment. Moved, seconded, carried (Tretheway/Sheedy; Absent - Cohn) to adopt Ordinance No. 2008-018.

24. Sacramento Foreclosure Trends and Potential Local Initiatives
Location: (Citywide)

Recommendation: Receive and comment.

Contact: Cindy Cavanaugh, Assistant Director, (916) 440-1317; Mary Lyon, Assistant Director, (916) 440-1399, x1241; Geoffrey M. Ross, Program Manager, (916) 440-1357, Sacramento Housing and Redevelopment Agency.

Action: No public comment. Received and filed.

Public Comments-Matters Not on the Agenda

a. Bill Grant – community centers

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. Board/Commission Appointment - None.

b. Reports Back

1. Sheedy – requested City Manager to check into 920 Del Paso Blvd as it's missing in the SPD.

2. Fong – requested City Manager and/or City Attorney to (1) ascertain if police report on the investigation of allegations of sexual misconduct by Kevin Johnson toward teenage girl at St. HOPE should be made public; (2) report back on the police department's response to and handling of the investigation of the allegation.

c. Meeting/Conference Reports – None

Adjournment – 8:00 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the April 29, 2008 meeting as approved by the Sacramento City Council.

_____

Shirley Concolino, City Clerk