REPORT TO COUNCIL
City of Sacramento

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

CONSENT
June 24, 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 June 5, 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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City Council
Redevelopment Agency
Housing Authority
Financing Authority

Minutes

Thursday, June 5, 2008

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

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

CITY COUNCIL

Heather Fargo, Mayor
Raymond L. Tretheway III, District 1
Sandy Sheedy, District 2
Steve Cohn, Vice-Mayor, District 3
Robert King Fong, District 4
Lauren Hammond, 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

NOTICE TO THE PUBLIC

You are welcomed and encouraged to participate in this meeting. Public comment is taken (3 minutes maximum) on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard at the end of the meeting 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 located in racks inside the chamber and should be completed and submitted to the 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 of 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.

Meetings are broadcast live on Metrocable, Channel 14, AT&T Broadband Cable System and rebroadcast on the Saturday following the date of the meeting. (Check Listings)

Live videostreams and indexed archives of meetings are available via the internet. Visit http://www.cityofsacramento.org/clerk/council-agendas/.

Meeting facilities are accessible to persons with disabilities. If you require special assistance to participate in the meeting, notify the Office of the City Clerk at (916) 808-7200 at least 48 hours prior to the meeting.

MINUTES

Thursday, June 5, 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 2:15 p.m. Thursday, June 5, 2008 at the Sacramento City Hall Council Chamber. Members Cohn, McCarty and Tretheway were absent.

Special Presentations/General Communications

a. **Pops in the Park**

Action: Gary, Chris and Robin Little invited all to the annual Pops in the Park

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

Consent Calendar (Items 1 - 23)

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 (Hammond/Fong; Absent – Cohn/McCarty/Tretheway) to adopt the Consent Calendar in one motion except as indicated.

1. **(City Council/ Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for May 13, 2008**
   Location: (Citywide)

   Recommendation: Approve the afternoon and evening City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for May 13, 2008.

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

   Action: Approved recommendation.

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

   Recommendation: Open an application period for the Sacramento Economic & Employment Development to open 06/06/08 with applications due 07/18/08.

   Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Katia Ligaiviu, Deputy City Clerk, (916) 808-7200, Office of the City Clerk.

Action: Approved recommendation.

3. **(City Council/Redevelopment Agency/Housing Authority) Agreement/Contract: Purchase and Tenant Improvements at 801 12th Street**
Location: 801 12th Street (District 1)

Recommendation: Adopt a **City Council**, **Redevelopment Agency** and **Housing Authority Resolutions**: 1) authorizing the Executive Director or designee to execute the Agreement of Purchase and Sale and Joint Escrow Instructions between the Sacramento Housing and Redevelopment Agency (Agency) and CRHMFA Homebuyers Fund, a California Joint Powers Authority, for real property at 801 12th Street (Property); 2) authorizing the Executive Director or designee to execute a financing agreement with Banc of America Public Capital Corporation and execute all documents and take all necessary actions to secure not more than Thirteen Million Dollars in financing for the purchase of the Property and associated tenant improvements; 3) authorizing the Executive Director or designee to execute a contract with the current property service providers once the Agency owns the Property, on their existing terms; 4) authorizing the Executive Director or designee to execute an interim lease agreement with CRHMFA Homebuyers Fund once the Agency owns the Property; 5) authorizing the Executive Director or designee to execute a contract with the assisting broker to take additional actions as necessary; 6) authorizing the Executive Director or designee to solicit and award professional services contracts and to solicit and award to the lowest responsive and responsible bidder contracts for tenant and other improvements for the Property as necessary to make it ready for occupancy by the Agency, subject to available budget; and 7) authorizing the Executive Director or designee to execute such additional documents and to take such additional actions as reasonably necessary to implement the Resolution.

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

Action: Adopted City Council Resolution No. 2008-340, Redevelopment Agency Resolution No. 2008-038 and Housing Authority Resolution No. 2008-007.

4. **(Redevelopment Agency) Modification to Disposition Development Agreement: Ebner/Empire Hotel**
Location: 116 and 118 K Street, Old Sacramento Historic District (District 1)

Recommendation: Adopt a **Redevelopment Agency Resolution** 1) approving an amendment to section 6.4 of the Disposition and Development Agreement (DDA) modifying the formula for disbursement of Agency funds with the third party lender 2) authorizing the authorizing the City Manager, as the Agency's designee, to execute amendments to the associated loan documents reflecting the change in disbursement of funds.

Contact: Sheri Smith, Economic Development Project Manager, (916) 808-7204; Leslie Fritzsche, Downtown Development Manager, (916) 808-7223, Economic Development Department.

Action: Adopted Redevelopment Agency Resolution No. 2008-039.

5. **Cooperative Agreement/Purchase: Pharmaceutical Supplies**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) approving the use of the cooperative purchase contract between King County, Washington and Bound Tree Medical for the purchase of pharmaceutical supplies from Bound Tree Medical; and 2) authorizing the City Manager to execute purchases of pharmaceuticals from Bound Tree Medical in an amount up to $90,000 per year for three years in a total amount not to exceed $270,000 through December 31, 2010.

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

Action: Adopted Resolution No. 2008-341.

6. **Grant: California Task Force Seven (CA TF-7), Urban Search and Rescue (US&R) Team Response to Space Object Re-Entry (G12901300)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager, or his designee, to accept federal funding for expenses related to the deployment of one member of CA TF-7 that responded to the Space Object Re-Entry as part of the US&R Incident Support Team (IST).

Contact: Greta Ossman, Administrative Analyst, (916) 808-1010; Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department.

Action: Adopted Resolution No. 2008-342.

7. **Citation Authority for Animal Control Officers**
Location: (Citywide)

Recommendation: Adopt a **Resolution** granting citation authority to the Animal Control Officers in the Animal Care Services Division of the Department of General Services in order to enforce certain provisions of the City Code, California Penal Code and all applicable Federal, State and local ordinances related to animal care services.

Contact: Hector Cazares, Division Manager, (916) 808-7433, Donna Wicky, Administrative Officer, (916) 808-6719, General Services Department.

Action: Adopted Resolution No. 2008-343.

8. **Cooperative Agreement/ Purchase: Automotive Fuel Credit Cards**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) approving the use of State of California contract (DGS-OFA-OPPS-06) with Voyager Fleet Systems, Inc. for automotive fuel credit cards in an amount not to exceed $400,000 annually for as long as the contract is available for use; and 2) authorizing the City Manager or the City Manager's designee to execute purchases provided that sufficient funds are available in the budget adopted for the applicable fiscal years.

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

Action: Adopted Resolution No. 2008-344.

9. **Supplemental Agreement: Electronic Citywide Accounting and Personnel System (eCAPS) Project (A07000600)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute Supplemental Agreement No. 3 to City Agreement No. 2006-1397 with Pacific Consulting Group, Inc. to provide quality assurance consulting services for the eCAPS project for an amount not to exceed $11,490.

Contact: Stephen R. Ferguson, Chief Information Officer, (916) 808-8600, Information Technology Department.

Action: Adopted Resolution No. 2008-345.

10. **Agreements: Payment for Park Easements in North & South Natomas Project (L19006000)**
Location: An undeveloped neighborhood park site on the Garden Highway in South Natomas; and Tanzanite Park and the West Canal Bike Trail in North Natomas / (District 1)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute all agreements and other documents necessary to grant to the Sacramento Regional County Sanitation District permanent sanitary sewer line easements affecting six parcels owned by the City's Department of Parks and Recreation; 2) accepting $500,000 from the Sacramento Regional County Sanitation District into the CIP Reimbursable Fund, Fund 248 (3702); 3) establishing a new Capital Improvement Program (CIP) for the project; and 4) appropriating $500,000 from the CIP Reimbursable Fund, Fund 248 (3702), into the project for reimbursement of City Real Estate Services staff time on this project (not to exceed $12,000) and for improvements to the undeveloped neighborhood park site.

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

Action: Continued to June 10, 2008.

11. **Contract: Southside Park Lake Improvements Phases 1 & 2 (LS48, L19162101/LS49, L19162100)**
Location: 2115 6th Street, Downtown (District 4)

Recommendation: Adopt a **Resolution** 1) approving the contract specifications and awarding the contract to Hemington Landscape Services for an amount not to exceed $281,400; and 2) authorizing the City Manager to execute the contract for the project

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

Action: Adopted Resolution No. 2008-347.

12. **Contract: McKinley Park Irrigation Improvements Phase 1 (LT89, L19137100)**
Location: 601 Alhambra Boulevard (District 3)

Recommendation: Adopt a **Resolution** 1) approving the contract specifications and awarding the contract to Saenz Landscape Construction for an amount not to exceed $174,920; and 2) authorizing the City Manager to execute the contract for the project.

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

Action: Adopted Resolution No. 2008-348.

13. **Citywide Landscaping and Lighting Assessment District - Initiate Annual Proceedings Fiscal Year 2008/09**
Location: (Citywide)

Recommendation: Adopt 1) a **Resolution** directing filing of Annual Report for fiscal year (FY) 2008/09 for the Citywide Landscaping and Lighting Assessment District; and 2) a **Resolution** approving Engineer's Annual Report and Intention to Order Maintenance of Improvements for FY2008/09 for the Citywide Landscaping and Lighting Assessment District and setting a time and place for a Public Hearing for June 24, 2008.

Contact: Brian Wong, Program Specialist, (916) 808-5778; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.

Action: Adopted Resolution Nos. 2008-349 and 2008-350.

14. **Contract: 2008 City Street Overlay Project (PN: RM81/R15072010)**
Location: Various Streets (District 1, 2, 6)

Recommendation: Adopt a **Resolution** 1) approving plans and specifications; 2) awarding the construction contract to JA Gonsalves & Son Construction, Inc. for an amount not to exceed $668,843; and 3) authorizing the City Manager to execute the contract.

Contact: Zuhair Amawi, Associate Civil Engineer, (916) 808-7620; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

Action: Adopted Resolution No. 2008-351.

15. **Change Order: Del Paso Road Widening Project (PN: T15055400)**
Location: Del Paso Road between Town Center Drive and the East Drainage Canal (District 1)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute Change Order No. 6 to Contract No. 2007-167 with Sierra Nevada Construction, Inc. for the construction of a pedestrian ramp and retaining wall, placement and grading of additional top soil, and installation of an additional landscape and irrigation system in the amount of $89,007; and 2) resetting City Manager's authority.

Contact: Greg Smith, Associate Engineer, (916) 808-8364; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

Action: Adopted Resolution No. 2008-352.

16. **Emergency Ordinance: Use of Bicycles on Malls During the Repair of Interstate 5 [2/3 Vote Required]** (Continued from 5-27-08)
Location: (District 1)

Recommendation: 1) Adopt an emergency **Ordinance** during the period from May 30, 2008, through July 15, 2008 allowing bicycle riding to be permitted at the following locations: 4th Street between J and L Streets and K Street between 4th Street and 2nd Street; 2) direct staff to monitor the safety conditions resulting from bicyclists using these areas.

Contact: Edward Cox, Program Analyst, (916) 808-8434, Transportation Department.

Action: Removed from Consent Calendar. Public comment given by Walt Seiffert. Moved, seconded, carried (Hammond/Fong; Absent – Cohn/McCarty/Tretheway) to adopt Ordinance No. 2008-030 as amended.

17. **Ordinance: Amending City Code Sections 12.56.020, 12.60.020, 12.64.020, and 12.64.050 Relating to Trees** (Passed for publication on 5-27-08, published on 5-30-08)
Location: (Citywide)

Recommendation: Adopt an **Ordinance** amending Sections 12.56.020, 12.60.020, 12.64.020 and 12.64.050 of the City Code transferring the decision authority to the Director of Transportation; provide an enhanced definition for heritage trees; provide remedies for the preservation of heritage trees, other than removal; and, clarify noticing dates.

Contact: Joe Benassini, Urban Forest Services Manager, (916) 808-6258, Transportation Department.

Action: Adopted Ordinance No. 2008-031.

18. **Agreements: Funding for Sacramento Intermodal Transportation Facility Depot Retrofit Project (PN: CF47/T15029003)**
Location: Sacramento Valley Station/Depot, southwest corner of 5th & I Streets, a portion of future Intermodal Transportation Facility, Central City (District 1)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager or his designee to execute an agreement with the California Department of Transportation for State Transportation Improvement Program (STIP) Rail Project grant funding; 2) authorizing the City Manager to execute an agreement with Sacramento Regional Transit for the initial portion of the Federal Transit Administration 2006 Earmark; 3) appropriating $240,000 in federal grant funds (Fund511/3703) to the project; 4) appropriating $60,000 in state grant funds (Fund 512/3704) to the project; 5) transferring $350,000 in Historic Places funds (Fund 292/2024) from the Historic Renovation Project (PN: CF44, T15029002) to the project; and 6) authorizing the City Manager to execute an agreement with Regional Transit for the balance of the Federal Transit Administration 2006 Earmark to appropriate $1,092,500 in federal grant funds (Fund 511/3703) to the project.

Contact: Hinda Chandler, Senior Architect, (916) 808-8422; Francesca Halbakken, Operations Manager, (916) 808-7194, Transportation Department.

Action: Removed from Consent Calendar. Moved, seconded, carried (Pannell/Hammond; Absent – Cohn/McCarty/Tretheway) to adopt Resolution No. 2008-353 as amended.

19. **Railyards 5th Street Public Parking Garage Conceptual Design Study**
Location: (District 1)

Recommendation: Adopt a **Resolution** directing staff to proceed with the conceptual design phase for the proposed Railyards 5th Street Public Parking Garage.

Contact: Howard Chan, Parking Services Manager, Transportation Department, (916) 808-7488 Yadi Kavakebi, Facilities & Real Property Superintendant, (916) 808-8432, General Services Department.

Action: Adopted Resolution No. 2008-354.

20. **Contract: 2008 Seal Coat Project (PN: R15072012) and H Street Bike Lane Project**
Location: Various streets in all Council Districts and bike trails (Districts 1, 2, 3 and 6)

Recommendation: Adopt a **Resolution** 1) approving plans and specifications; 2) awarding the contract for the 2008 Seal Coat Project in an amount not to exceed $4,322,058 to Valley Slurry Seal Co.; and transferring funds in the amount of $4,787,733; and 3) approving the Categorical Exemption for the H Street Bike Lane Project.

Contact: Greg Smith, Associate Engineer, (916) 808-8364; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

Action: Adopted Resolution No. 2008-355.

21. **Traffic Controller Cabinets**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) ratifying past payments to Jam Services, Incorporated for the purchase of traffic cabinets in the amount of $327,937; and 2) authorizing staff to pay an outstanding invoice for goods already received in the amount of $66,136 to Jam Services, Incorporated.

Contact: Juan Montanez, Division Manager, Street Services, Department of Transportation, (916) 808-2254, Transportation Department.

Action: Adopted Resolution No. 2008-356.

22. **Contract: Sluice Flood Gate Replacement at Blue Diamond Almond Growers (PN: XN33; X14010012)**
Location: (District 1)

Recommendation: Adopt a **Resolution** 1) approving contract plans and specifications; and 2) award the contract to T&S Construction to complete the project for an amount not to exceed $156,330.

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

Action: Adopted Resolution No. 2008-357.

23. **Agreement: Reimbursement for Pipeline Abandonments Associated with Sacramento Area Flood Control Agency's Levee Widening Project (ZJ46, Z14002100)** (Continued from 5-27-08)
Location: Robert T. Matsui Waterfront Park (District 1)

Recommendation: Adopt a **Resolution** authorizing the City Manager to sign an agreement with the Sacramento Area Flood Control Agency (SAFCA) to reimburse SAFCA's costs to abandon pipelines as requested by the City, for an amount not to exceed $127,000.

Contact: David L. Brent, Engineering Manager, (916) 808-1420, Utilities Department.

Action: Adopted Resolution No. 2008-358.

Public Hearings (Items 24- 27)

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

24. **1418 E Street Garage Unit (P07-022)** (Noticed on 5-23-08, passed for publication on 5-27-08, published on 5-30-08)
Location: 1418 E Street (District 3)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** approving the Environmental Exemption; 2) an **Ordinance** amending the Comprehensive Zoning Code (Title 17 of the Sacramento City Code) to rezone a property from Multi-Family (R-3A) zone to Multi-Family (R-4-R) zone; and 3) a **Resolution** approving the project with a Plan Review.

Contact: Jennifer Matthews, Junior Planner, (916) 808-5591; Stacia Cosgrove, Senior Planner, (916) 808-7110, Development Services Department.

Action: No public comment. Moved, seconded, carried (Fong/Sheedy; Absent – Cohn/McCarty/Tretheway; Noes - Hammond) to close the public hearing and adopt Resolution Nos. 2008-359, 2008-360 as amended, and Ordinance No. 2008-032.

25. **Granite Park Residential (P07-090)** (Noticed on 5-23-08, passed for publication on 5-27-08, published on 5-30-08)
Location: 600' east of Power Inn Road on the north side of Cucamonga Avenue (District 6)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** certifying the Addendum to a previously certified Environmental Impact Report and approving the Mitigation Monitoring Plan; 2) a **Resolution** amending the General Plan Land Use Map from Regional Commercial and Office to Low Density Residential; 3) a **Resolution** approving the PUD Guidelines and Schematic Plan amendments; 4) a **Resolution** approving a Tentative Subdivision Map, Subdivision Modifications; and a Special Permit; and 5) an **Ordinance** rezoning from the Office Building-Solid Waste Restricted-Planned Unit Development (OB-SWR-PUD) to the Single-family Alternative-Solid Waste Restricted-Planned Unit Development (R-1A-SWR-PUD).

Action: No public comment. Moved, seconded, carried (Pannell/Sheedy; Absent – Cohn/McCarty/Tretheway) to close the public hearing and adopt Resolution Nos. 2008-361, 2008-362, 2008-363, 2008-364 and Ordinance No. 2008-033.

26. **Report Back: Parks and Recreation Fees and Charges - Picnic Areas, Swimming and Sports Field Reservations** (Noticed on 5-27-08)
Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion adopt a **Resolution** approving the proposed Parks and Recreation Fees and Charges for picnic areas, swimming and sports field reservations.

Contact: Alan Tomiyama, Recreation Manager, (916) 808-8958; Jonathan Rewers, Parks and Recreation Analyst, (916) 808-7590, Parks and Recreation Department.

Action: No public comment. Moved, seconded, carried (Fong/Sheedy; Absent – Cohn/McCarty/Tretheway) to close the public hearing and adopt Resolution No. 2008-365.

27. **FY2008/09 Proposed Budget-Fire Department** (Noticed on 4-4-08)
Location: (Citywide)

Recommendation: Conduct a public hearing on the FY2008/09 Proposed Budget for the Fire Department and upon conclusion, adopt an intent motion to approve the budget as proposed.

Contact: Ray Jones, Fire Chief, (916) 808-1011, Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department.

Action: Public comment given by Jaymes Butler, Paolo Nardi, Ryan Chin, Mary Carnaham, Amina Azees, Jennifer Kennedy, Lisa Kaplan, cach Granger, Aaron Donan, Matt Kelly, Bill Camp, Tom Lawson, Gene Dibble and Roger Gillerstrom.

Moved, seconded (Fong/Pannell) to close the public hearing and approve recommendation. Moved, seconded, carried (Fong/Pannell; Absent – Cohn/McCarty/Tretheway) to withdraw motion and direct staff to bring back additional options to be heard at a special budget hearing meeting on June 12, 2008 at 6:00 p.m.

Information Reports (Item 28)

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

28. **Notification of Final Map and Subdivision Improvement Agreement for Natomas Field Phase 1B (P04-236)**
Location: South side Arena Boulevard, east of East Commerce Way

Recommendation: Receive and file.

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

Action: Received and filed.

Public Comments-Matters Not on the Agenda

a. Bob Stutel – criticism of Mayor and campaign.
b. Mark Brandes – helicopters flying over I-5; leafblowers too noisy; life jackets needed to be worn on area rivers.

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 54956.9 (c), pertaining to the initiation of litigation. One potential case

Recess to Closed Session – 4:30 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 6:15 p.m. Thursday, June 5, 2008 at the Sacramento City Hall Council Chamber. Members McCarty and Tretheway were absent.

Pledge of Allegiance – led by Mayor Fargo.

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

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

Public Hearings (Items 29 and 30)

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

29. Appeal of Metro PCS at Washington Plaza (P08-003) (Noticed on 5-23-08)
Location: 1318 E Street (District 3)

Recommendation: Conduct a public hearing and upon conclusion 1) adopt a **Resolution** approving the Environmental Exemption per the California Environmental Quality Act. Section 15332; and 2) adopt a **Resolution** denying the appeal of the Planning Commission approval for a request to install six (6) façade mounted cellular

panel antennas on the elevator penthouse atop a nine story apartment complex on approximately 0.45 acres in the Multi-Family (R-3A) zone.

Contact: Jason Hone, Planner, (916) 808-5749; Stacia Cosgrove, Senior Planner, (916) 808-7110, Development Services Department.

Action: Public comment given by Belva Edwards, Norberto Gutierrez, Mary Morant, Mark Blackburn, Ken Crouse and Bill Grant. Moved, seconded, carried (Cohn/Hammond; Absent –McCarty/Tretheway/Waters) to close the public hearing and adopt Resolution Nos. 2008-366 and 2008-367.

Moved, seconded, carried (Cohn/Sheedy; Absent – McCarty/Tretheway; Abstain – Hammond) to waive the applicant's $298 appeal fee.

30. FY2008/09 Proposed Budget-Police Department (Noticed on 4-4-08)
Location: (Citywide)

Recommendation: Conduct a public hearing on the FY2008/09 Proposed Budget for the Police Department and upon conclusion, adopt an intent motion to approve the budget as proposed with minor adjustments to unfunded position classifications.

Contact: Scott LaCosse, Captain (916) 808-2292; Allena Price, Sr. Accountant Auditor (916) 808-0854, Police Department.

Action: Public comment given by Paolo Nardi. Moved, seconded, carried (Hammond/Waters; Absent – McCarty/Tretheway; Noes - Sheedy) to close the public hearing and approve recommendation.

Staff Reports (Item 31)

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

31. Sacramento Youth Commission Year-End Report
Location: (Citywide)

Recommendation: Receive and file.

Contact: Sylvia Fort, Division Manager, (916) 808-8381; Kim Mohler, Recreation Superintendent, (916) 808-8378, Parks and Recreation Department.

Action: Received and filed.

Public Comments-Matters Not on the Agenda

a. Bill Grant – taking a break and will not return to council until after election in November
b. Cyle Botello – would like to see an online chat feature for community participation and asked for council assistance in making Sacramento a happier place
c. Mike Barnbaum – traffic pattern and construction concerns

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. Board/Commission Appointment
   1. North Sacramento Redevelopment Advisory Committee
      a. Shane Curry (category A – business owner)
      b. Colleen Mulligan (category D – community based organization)

b. Reports Back
   1. Sheedy – report on number of hours expended, and associated costs by the City Manger, City Attorney, Police Chief and all staff, (to include the Sheriff if possible) for time spent on campaign related issues, and particularly time spent responding to the request to release the police report of a closed police investigation.

c. Meeting/Conference Reports – None.

Adjournment – 8:20 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the June 5, 2008 meeting as approved by the Sacramento City Council.

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Shirley Concolino, City Clerk