REPORT TO COUNCIL
City of Sacramento

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

Consent
July 15, 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 10, 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 June 10, 2008

Meetings of Sacramento
City Council
Redevelopment Agency
Housing Authority
Financing Authority

Minutes

Tuesday, June 10, 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
Russell 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

Tuesday, June 10, 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 p.m. Tuesday, June 10, 2008 at the Sacramento City Hall Council Chamber. All members present. Councilmember Cohn left at 2:55 p.m.

Special Presentations/General Communications

a. Recognition of the 9th Annual Sacramento Environmental Commission's Award to the City's Planning Academy

Action: Award presented by Val Siebal to Carol Shearly on behalf of the City's Planning Academy.

b. Annual Update by the Sacramento Yolo Mosquito & Vector Control District

Action: Public comment given by Kim Glazzard. David Brown, Manager, Sacramento/Yolo Mosquito & Vector Control District, presented update information.

c. Proclamation recognizing Sacramento Army Week -- June 9-15, 2008

Action: Proclamation presented to Major Foxworth and Major Dolmo

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

Consent Calendar (Items 1 - 26)

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 (Water/Fong) 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 20, 2008
Location: (Citywide)

Recommendation: Approve the afternoon and evening City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for May 20, 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 Corporation to open 06/06/08 with applications due 07/11/08.

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) 1314-A Del Paso Boulevard Project**
Location: North Sacramento Redevelopment Project Area (District 2)

Recommendation: Adopt 1) a **Redevelopment Agency Resolution** approving the Replacement Housing and Relocation Plans for the project; and 2) a **City Council Resolution** approving the Relocation Plan for the eligible tenants at 1314-A Del Paso Boulevard.

Contact: Lisa Bates, Deputy Director, (916) 440-1322; Chris Pahule, Assistant Director of Housing and Community Development, (916) 440-1350, Sacramento Housing and Redevelopment Agency.

Action: Adopted Redevelopment Agency Resolution No. 2008-040 and City Council Resolution No. 2008-368.

4. **Sacramento Army Depot Enterprise Zone**
Location: (District 6)

Recommendation: Adopt a **Resolution** authorizing the Sacramento Housing and Redevelopment Agency to submit the requisite information to the State of California Housing and Community Development Department for an expansion of the Sacramento Army Depot Enterprise Zone to include 61.15 acres along the south side of Florin Road east of French Road and take all actions reasonably necessary to implement.

Contact: Gregory H. Wessel, Assistant Director for Housing and Community Development, (916) 440-1346 Geoffrey Ross, Program Manager for Housing and Community Development, (916) 440-1357, Sacramento Housing and Redevelopment Agency.

Action: Adopted Resolution No. 2008-369.

5. **(City Council/Housing Authority/Redevelopment Agency) Casa de Angelo Apartments Project**
Location: 3151 Notre Dame Drive (District 6)

Recommendation: Adopt 1) a **Housing Authority Resolution** a) approving documents authorizing up to $6,324,600 in tax-exempt bonds to finance the acquisition and rehabilitation of the 100-unit project; and; b) authorizing the Interim Executive Director, or her designee, to execute all documents necessary to issue the bonds; 2) a **City Resolution** a) authorizing the Sacramento Housing and Redevelopment Agency

to transfer City Home Investment Partnership funds for an Agency loan of up to $1,200,000 for the project and; b) authorizing the Interim Executive Director, or her designee, to execute loan documents with Dawson Holdings, Inc. or related entity (Developer); and 3) a **Redevelopment Agency Resolution** a) authorizing the Agency to transfer $1,900,000 in low/moderate tax increment funds to the project and; b) authorizing the Interim Executive Director, or her designee, to execute an Owner Participation Agreement and loan documents with Dawson Holdings, Inc.

Contact: Lisa Bates, Deputy Executive Director, (916) 440-1330, Christine Weichert, Assistant Director Housing and Community Development, (916) 440-1353, Sacramento Housing and Redevelopment Agency.

Action: Adopted Housing Authority Resolution No. 2008-008, City Resolution No. 2008-370 and Redevelopment Agency Resolution No. 2008-041.

6. **Agreement: Golf Course Maintenance Equipment [2/3 Vote Required]**
Location: Haggin Oaks Golf Course (District 2) Bing Maloney Golf Course (District 5), Bartley Cavanaugh Golf Course (District 7)

Recommendation: Adopt a **Resolution** 1) suspending competitive bidding; 2) authorizing the purchase of golf course maintenance equipment; and 3) authorizing the City Manager to execute an agreement with Rocky Mountain Turf in an amount not to exceed $370,000.

Contact: Douglas C. Parker, Golf Manager, (916) 808-6315, Convention Culture and Leisure Department, Craig Lymus, Interim Procurement Services Manager, (916) 808-6202, Finance Department.

Action: Adopted Resolution No. 2008-371.

7. **(City Resolution/Redevelopment Agency) Distribution of Revenue from Sale of Sheraton Hotel and Related City Garage**
Location: (District 1)

Recommendation: 1) Adopt a **City Resolution** authorizing the City Manager: a) to amend the Parking Fund (Fund 412 / 6004) budget to accept $7,350,000 of the net proceeds from the sale of the Sheraton Hotel/Garage, b) to loan $6,000,000 from the Parking Fund (Fund 412 / 6004) to the Redevelopment Agency to be repaid with 6% interest pursuant to attached repayment schedule, and c) to execute required loan documents; 2) adopt a **Redevelopment Agency Resolution** a) amending the Agency's budget to receive 25% of the net proceeds from the sale of the Sheraton Hotel/Garage less funds distributed to the Parking Fund (Fund 412/6004), and $6,000,000 which will be loaned to the Agency from the Parking Fund at 6% interest for use in downtown catalyst projects, and b) authorizing the Interim Executive Director to execute required documents for repayment to the Parking Fund.

Contact: Sheri Smith, Economic Development Project Manager, (916) 808-7204; Leslie Fritzsche, Downtown Economic Development Manager, Economic Development Services, (916) 808-5450; Howard Chan, Parking Manager, (916) 808-7488, Transportation Department.

Action: Adopted City Resolution 2008-372 and Redevelopment Agency Resolution No. 2008-042.

8. **Grant: Acceptance of Annual Federal Funds for California Task Force Seven (CA TF-7), Urban Search and Rescue (US&R) Team (G12500800).**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager, or his designee, to accept annual federal funding in the amount of $1,008,929; 2) establishing a multi-year operating grant; 3) establishing an $1,008,929 revenue and expenditure budget; and 4) authorizing the City Manager, or his designee, to pay previously charged, grant-related expenses out of the multi-year operating grant for CA TF-7, US&R Team.

Contact: Ed Vasques, Assistant Fire Chief, (916) 264-7522; Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department.

Action: Adopted Resolution No. 2008-373

9. **Contract: Sewer Rodder Truck Bodies**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) awarding a one-year contract to Municipal Maintenance Equipment, Inc., the lowest responsive and responsible bidder, in an amount not to exceed $176,747 for the purchase and installation of three sewer rodder truck bodies; and 2) authorizing the City Manager or the City Manager's designee to execute the contract.

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

Action: Adopted Resolution No. 2008-374

10. **Agreement: Workers' Compensation Utilization Review and Nurse Case Management Services**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute an agreement with Allied Managed Care, Inc., for services for a term of thirty-six (36) months with the City's option to renew for two (2) twelve-month periods at a cost not to exceed $200,000 per year.

Contact: Patrick Flaherty, Risk Manager, (916) 808-8587, Human Resources Department.

Action: Adopted Resolution No. 2008-375 as amended.

11. **Agreement: Workers' Compensation Bill Review Services**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute an agreement with StrataCare, Inc., for services for a term of thirty-six (36) months with the City's option to renew for two (2) twelve-month periods at a cost not to exceed $300,000 per year.

Contact: Patrick Flaherty, Risk Manager, (916) 808-8587, Human Resources Department.

Action: Adopted Resolution No. 2008-376.

12. Agreements: Payment for Park Easements in North & South Natomas Project (L19008000) (Continued from 6-5-08)
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: Assessor's Parcel Numbers [APN] 274-0220-047, 274-0220-053, 274-0220-058, 225-0180-042, 225-0220-099, and 225-0220-100; 2) accepting $500,000 from the Sacramento Regional County Sanitation District into the CIP Reimbursable Fund, Fund 248 (3702), for easements on APNs 274-0220-047, 274-0220-053, 274-0220-058, 225-0180-042, 225-0220-099, and 225-0220-100; 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 parks capital projects to be determined.

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

Action: Adopted Resolution No. 2008-377.

13. Agreement: Healthy Kids, Healthy Future Regional Project
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager, or his designated representative, to execute an agreement and any extensions or amendments related thereto with Healthy Kids, Healthy Future, Inc. to provide staff services for this regional project; and 2) establishing a revenue and expenditure grant budget in the amount of $326,462 to support the project from July 1, 2008, through June 30, 2010.

Contact: Janet Baker, Operations Manager, (916) 808-8234; Bonnie Ferreira, Program Manager, (916) 929-1724, Parks and Recreation Department.

Action: Adopted Resolution No. 2008-378.

14. Contract: Hopkins Park Improvements Project (LX23) (L19181001)
Location: 2305 Matson Drive (District 8)

Recommendation: Adopt a **Resolution** 1) approving the contract specifications and awarding the contract to Parker Landscape Development for the improvement of the project for an amount not to exceed $235,438; 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. 2008-379.

15. Power Inn Area Property and Business Improvement District – Annual Proceedings FY2008/09
Location: Power Inn Industrial Corridor south of Highway 50 and is comprised of approximately 671 individual parcels and 400 property owners (District 6)

Recommendation: Adopt a **Resolution** adopting the Power Inn Area PBID annual budget, and levying assessment.

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

Action: Withdrawn by Councilmember McCarty.

16. Stockton Boulevard Property and Business Improvement District – Annual Proceedings FY2008/09
Location: Includes approximately 262 individual parcels and 194 property owners (Districts 5 and 6)

Recommendation: Adopt a **Resolution** adopting the Stockton Boulevard PBID annual budget, and levying assessment.

Contact: Jodie Vong, Administrative Analyst, (916) 808-8243; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.

Action: Adopted Resolution No. 2008-381.

17. Willowcreek Maintenance Assessment District – Annual Report
Location: West of Natomas Main Drain and south of I-80 (District 1)

Recommendation: Adopt a **Resolution** adopting the Willowcreek Maintenance Assessment District Annual Budget and Levy Assessment for FY2008/09.

Contact: Salina Cheung, Program Specialist, (916) 808-5236; Mark Griffin, Fiscal Manager (916) 808-8788, Planning Department.

Action: Adopted Resolution No. 2008-382.

18. Downtown Sacramento Property and Business Improvement District – Annual Proceedings FY2008/09
Location: The Downtown Sacramento PBID is comprised of approximately 66 City blocks and includes 468 individual parcels of land (Districts 1 and 3)

Recommendation: Adopt a **Resolution** adopting the Downtown Sacramento PBID Annual Budget and Levying Assessment.

Contact: Jodie Vong, Administrative Analyst, (916) 808-8243; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.

Action: Adopted Resolution No. 2008-383.

19. Natomas Joint Vision
Location: Unincorporated portion of the Natomas Basin within Sacramento County adjacent to District 1

Recommendation: Adopt a **Resolution** authorizing the Planning Department to carry over $155,000 in Fiscal Year (FY) 2007/08 appropriation authority into FY2008/09 to complete work on the Natomas Joint Vision Sphere of Influence amendment.

Contact: Scot Mende, New Growth Manager, (916) 808-4756; Diane Morrison, Administrative Officer, (916) 808-7535, Planning Department.

Action: Adopted Resolution No. 2008-384.

20. Neighborhood Water Quality District – Annual Report
Location: Five separate subdivisions, Buena Park, Meadowview Estates, Steamboat Bend, Sheldon 20 and Hampton Station (District 8)

Recommendation: Adopt a **Resolution** adopting the Neighborhood Water Quality District Annual Budget and Levy Assessment for FY2008/09.

Contact: Salina Cheung, Program Specialist, (916) 808-5236; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.

Action: Adopted Resolution No. 2008-385.

21. Natomas Crossing Neighborhood Traffic Management Program Project (PN: TN75, S15071136)
Location: Generally bounded by Endeavor Way on the north, Innovator Drive and Truxel Road on the east, Tanzanite Avenue on the south and Airport Road on the west (District 1)

Recommendation: Adopt a **Resolution** approving the Natomas Crossing Neighborhood Traffic Management Plan (NTMP) Project - Phase 1 Traffic Calming Plan.

Contact: Debb Newton, Program Analyst, (916) 808-6739; Angie Louie, Senior Engineer, (916) 808-7921, Transportation Department.

Action: Adopted Resolution No. 2008-386.

22. Agreement: Del Paso Road & Interstate 5 Interchange Signalization Project (PN: SU46, S15084900
Location: (District 1)

Recommendation: Adopt a **Resolution** 1) approving the professional services agreement with Mark Thomas & Company, Inc. to perform preliminary engineering, attain environmental approval and prepare the final design for the project for $313,906; 2) authorizing the City Manager to execute a contract; and 3) approving the transfer of $300,000 from the North Natomas Finance Plan (Fund 3201) to the project.

Contact: Cecilyn Foote, Associate Engineer (916) 808-6843; Tim Mar, Supervising Engineer (916) 808-7531, Transportation Department.

Action: Adopted Resolution No. 2008-387.

23. Contract: 2008 Speed Humps Project (PN: S15071200)
Location: Various Locations in Council Districts 1, 2, 3, 4, 5, 6 and 8.

Recommendation: Adopt a **Resolution** 1) approving the specifications; 2) awarding the contract to Central Valley Engineering and Asphalt Inc. for an amount not to exceed $134,587; and 3) authorizing the City Manager to execute the contract.

Contact: Edward Williams, Associate Engineer, (916) 808-8288; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

Action: Removed from consent calendar by Councilmember Hammond. Moved, seconded, carried (Hammond/Pannell) to adopt Resolution No. 2008-388.

24. Vacation of a Portion of the Alley Adjacent to Loaves and Fishes at North C Street
Location: Public alleyway located between North C Street and North 12th Street (District 1)

Recommendation: Adopt a **Resolution** vacating a portion of the public alleyway located between North C Street and North 12th street for the Loaves and Fishes expansion project.

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

Action: Adopted Resolution No. 2008-389.

25. Interim Ordinance: Assumption of Flood Risk in Natomas Area [6 Votes Required]
Location: Natomas Basin (District 1)

Recommendation: Adopt the Interim **Ordinance** relating to Assumption of the Risk of Flood-Related Property Damage for New Construction or Substantial Improvements in the Natomas Area, and declaring the Ordinance to be an emergency measure, to take effect immediately upon adoption.

Contact: David L. Brent, Engineering Manager, (916) 808-1420; Bill Busath, Supervising Engineer, (916) 808-1434, Utilities Department.

Action: Adopted Ordinance No. 2008-034.

26. (Pass for Publication) Ordinance: Utility User Tax Rate Reduction and Update for Communications Services
Location: (Citywide)

Recommendation: Pass for Publication an ordinance to reduce the Utility User Tax on users of communications services from 7.5% to 7%, and to update the definitions to

include modern communications technologies within the tax base so all technologies and users are treated the same.

Contact: Marty Hanneman, Assistant City Manager, (916) 808-5704, Patti Bisharat, Director of Governmental Affairs, (916) 808-8197, Office of the City Manager.

Action: Approved recommendation.

Public Hearings (Items 27 - 32)

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

27. FY2008/09 Proposed Budget- Department of Parks and Recreation (Noticed on 4-4-08)
Location: (Citywide)

Recommendation: Conduct a public hearing on the FY2008/09 Proposed Budget for the Department of Parks and Recreation and upon conclusion adopt an intent motion to approve the budget as proposed with technical changes contained in Attachment 4 of this report.

Contact: Jim Combs, Director, (916) 808-8526, Lori Harder, Support Services Manager, (916) 808-5172, Parks and Recreation Department.

Action: Public comment given by Jerry Levitt, Pat Day, Sister Jeanne Felian, Beth White, Patricia beck, Dorsey Griffen, Ellen Taylor, Eileen Thomas, Melissa Oritz-Gray, Nisha Kopadia and Dawn Dunlap. Moved, seconded, **withdrawn** (Tretheway/Pannell; Absent - Cohn) to close the public hearing and to remove Tier II from the proposed reductions to be funded by the Sheraton Hotel sale overage. Council directed staff to return at the City Council Special Meeting, scheduled for Thursday, June 12, 2008 with new reduction proposals based on input from Council and anticipating $500,000 to be used to reduce proposed reductions.

28. FY2008/09 Proposed Budget and 2008-2013 Proposed Capital Improvement Program (CIP): Changes and Technical Adjustments and Report Back (Noticed on 4-4-08)
Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion approve an intent motion to implement changes and technical adjustments to the FY2008/09 Proposed Operating and CIP Budgets.

Contact: Leyne Milstein, Budget Manager, (916) 808-8491, Finance Department.

Action: No public comment. Moved, seconded, carried (Hammond/Fong; Absent - Cohn) to approve recommendation. There were no technical adjustments made to the Capital Improvement Program.

29. **Reports Back: FY2008/09 Proposed Budget - Sacramento Public Library Authority** (Noticed on 4-4-08)
Location: (Citywide)

Recommendation: Conduct a public hearing on the FY2008/09 Proposed Budget determining the General Fund contribution to the Sacramento Public Library Authority and, upon conclusion, adopt an intent motion to approve the budget as proposed.

Contact: Anne Marie Gold, Library Director, (916) 264-2830; Rick Teichert, Deputy Director - Administrative Services, (916) 264-2737, Sacramento Public Library.

Action: Public comment given by April Butcher. Moved, seconded, **withdrawn** (Fong/Water; Absent - Cohn) an intent motion to review options of keeping current staffing levels at existing libraries until new libraries come online. Direction given to staff to return to the Special Meeting scheduled for Thursday, June 12, 2008, outlining, in writing, all possible options.

30. **Power Inn Road Maintenance District** (Noticed on 5-16-08)
Location: 14th Avenue to the Regional Transit lightrail overcrossing (District 6)

Recommendation: Conduct a public hearing and upon conclusion, adopt a **Resolution** confirming the Assessment Diagram and the Assessment and Levying the Assessment for FY 2008/09 for the Power Inn Road Maintenance District.

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

Action: No public comment. Moved, seconded, carried (McCarty/Fong; Absent - Cohn) to close the public hearing and adopt Resolution No. 2008-390.

31. **Village Garden Maintenance District** (Noticed on 5-16-08)
Location: North Sacramento includes Village Garden North Subdivision, Units 1 through 5 (District 2)

Recommendation: Conduct a public hearing and upon conclusion, adopt a **Resolution** confirming the assessment diagram and the assessment and levying the assessment for Fiscal Year 2008/09 for the Village Garden Landscape Maintenance District.

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

Action: No public comment. Moved, seconded, carried (Sheedy/Tretheway; Absent – Cohn) to close the public hearing and adopt Resolution No. 2008-391.

32. **(Redevelopment Agency) 2008-2012 Five Year Implementation Plan for Del Paso Heights Redevelopment Project Area** (Noticed on 5-12-08)
Location: (District 2)

Recommendation: Conduct a public hearing and upon conclusion adopt a **Redevelopment Agency Resolution** 1) approving the Five-Year Implementation Plan for the project; 2) making finding that the use of Low- and Moderate-Income Housing Funds outside the Redevelopment Project Area would benefit the Project Area; and 3)

authorizing the aggregation of housing production using Low- and Moderate-Income Funds in other project areas and other areas of Redevelopment Agency jurisdiction.

Contact: Lisa Bates, Deputy Director, Housing and Community Development, (916) 440-1322; Chris Pahule, Assistant Director of Housing and Community Development, (916) 440-1350, Sacramento Housing and Redevelopment Agency.

Action: No public comment. Moved, seconded, carried (Sheedy/Tretheway; Absent - Cohn) to close the public hearing adopt Redevelopment Agency Resolution No. 2008-043.

Public Comments-Matters Not on the Agenda

a. Sylvia Ruiz – janitor contract
b. Laura Rico – janitor contract

Council Comments-Ideas, Questions and Meeting/Conference Reports

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

Closed Session

City Council

1) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. 718 K Street LLC v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008 00000578.

2) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. 718 K Street LLC v. City of Sacramento and Redevelopment Agency of the City of Sacramento, Sacramento County Superior Court Case No. 07CS00811.

3) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. K Street League, et al. v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008 00000573.

4) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Mohanna v. City of Sacramento, Sacramento County Superior Court Case No. 07CS01436.

5) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Mohanna v. Delta Oilfield Services, Inc., Sacramento County Superior Court Case No. 07AS02655.

6) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Redevelopment Agency of the City of Sacramento v. M.H. Mohanna, et al, Sacramento County Superior Court Case No. 34-2008-00003595.

7) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Redevelopment Agency of the City of Sacramento v. M.H. Mohanna, et al, Sacramento County Superior Court Case No. 34-2008-00003588.

Redevelopment Agency of the City of Sacramento

1) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Redevelopment Agency of City of Sacramento v. Saca Development, LLC, et al., Sacramento County Superior Court Case No. 07AS00636.

2) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. M.H. Mohanna v. Overland Pacific & Cutler LLC, et al, as amended to include the Redevelopment Agency of the City of Sacramento, Sacramento County Superior Court Case No. 07AS03616.

3) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. 718 K Street LLC v. Overland Pacific & Cutler LLC and the Redevelopment Agency of the City of Sacramento et al., Sacramento County Superior Court Case No. 07AS03618.

4) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. 718 K Street LLC v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008 00000578.

5) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. K Street League, et al. v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008 00000573.

6) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. 718 K Street LLC v. City of Sacramento and Redevelopment Agency of the City of Sacramento, Sacramento County Superior Court Case No. 07CS00811.

7) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Redevelopment Agency of the City of Sacramento v. M.H. Mohanna, et al, Sacramento County Superior Court Case No. 34-2008-00003595.

8) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Redevelopment Agency of the City of Sacramento v. M.H. Mohanna, et al, Sacramento County Superior Court Case No. 34-2008-00003588.

Recess to Closed Session - 4:10 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 6:08 p.m. Tuesday, June 10, 2008 at the Sacramento City Hall Council Chamber. Councilmember Cohn absent

Closed Session Report – None.

Pledge of Allegiance – led by Mayor Fargo

Special Presentations/General Communications

a. **Proclamation recognizing National Homeownership Month – June 2008**

Action: Proclamation accepted by La Shelle Dozier, Interim Director, SHRA

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

Public Hearings (Items 33 and 34)

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

33. **Natomas Landing (P99-091)** (Noticed on 5-30-08)
Location: Northeast corner of Del Paso Road and El Centro Road (District 1)

Recommendation: Continue to July 15, 2008.

Contact: David Hung, Associate Planner, (916) 808-5530; Lindsey Alagozian, Senior Planner, (916) 808-2659, Development Services Department.

Action: No public comment. Moved, seconded, carried (Tretheway/Fong; Absent - Cohn) to continue to July 22, 2008. Staff will renotice the public hearing for this date.

34. **FY2008/09 Proposed Budget and Utility Rate, Fee and Charge Adjustments – Department of Utilities** (Noticed on 4-4-08)
Location: (Citywide)

Recommendation: Conduct a public hearing on the FY2008/09 Proposed Utility Service Rate Increase and Proposed Budget for the Utilities Department and upon conclusion of the hearing 1) adopt an intent motion to approve the FY2008/09 Utilities Operating and Capital Improvement Program Budgets, as amended; and 2) adopt a **Resolution** amending the Sewer and Solid Waste Service Fee and Charge Reports; and 3) continue to June 24, 2008 the public hearing regarding amendments to the Water Service Fee and Charge Report.

Contact: Jamille Moens, Business Service Manager, (916) 808-5988, Utilities Department.

Action: Public comment given by Harold Duffey, Bill Edgar, Duane Nakuno, Walt Siefert, William White, Jr., Don McNerny, Veronica Lawson, Felipe Garcia and Marian Endes. As of this date, June 10, 2008, protests received opposing the fee increase for Utility Service Rates, Fees and Charges total 156 which is less than 1%.

Moved, seconded, carried (Fong/Tretheway; Absent – Cohn) to adopt an intent motion to approve the FY2008/09 Utilities Operating and Capital Improvement Program Budgets.

Moved, seconded, carried (Fong/Waters; Absent – Cohn; Noes – Sheedy/McCarty) to close the public hearing and adopt Resolution No. 2008-392 as amended to approve the Solid Waste fee increases.

Moved, seconded, carried (Fong/Waters; Absent – Cohn; Noes – Sheedy) to adopt Resolution No. 2008-394 as amended to include the sewer fee increases and to continue the public hearing regarding amendments to the water service fee and charge report to June 24, 2008.

Staff Reports (Item 35)

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

35. **Supplemental Agreement: Municipal Solid Waste Transfer, Transport, Disposal, Processing and Recovered Materials Diversion and Purchase of Recyclables Location:** (Citywide)

Recommendation: Adopt a **Resolution** 1) approving and authorizing the City Manager to execute Supplemental No. 2 to City Agreement No. 98-131 between the City of Sacramento and BLT Enterprises of Sacramento, Inc. (the "Service Agreement") modifying the service fee to include a separate fuel cost adjustment component and providing for transfer of 25,000 tons of municipal solid waste that would otherwise be delivered to the BLT facility to the Sacramento County North Area Recovery Station or another in region disposal facility for a two year period terminating on July 14, 2010; 2) extending the term of City Agreement 2007-1285 for four additional years with a new expiration date of February 12, 2013; and 3) directing staff to take the necessary steps to secure the long term disposal to an in-region facility within 12 to 24 months.

Contact: Marty Hanneman, Assistant City Manager, (916) 808-5704, Edison Hicks, Integrated Waste General Manager, (916) 808-4949, Utilities Department.

Action: No public comment. Moved, seconded, carried (Fong/Waters; Absent – Cohn; Noes-McCarty; Abstain - Sheedy) to adopt Resolution No. 2008-393.

Public Comments-Matters Not on the Agenda – None.

Council Comments-Ideas, Questions and Meeting/Conference Reports

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

Adjournment – 9:50 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the June 10, 2008 meeting as approved by the Sacramento City Council.

_____

Shirley Concolino, City Clerk