REPORT TO COUNCIL
City of Sacramento

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

CONSENT
November 18 , 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 October 28, 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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Meetings of Sacramento
City Council
Redevelopment Agency
Housing Authority
Financing Authority

Minutes

Tuesday, October 28, 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/.

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MINUTES

Tuesday, October 28, 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, October 28, 2008 at the Sacramento City Hall Council Chamber. Councilmember Cohn absent.

Special Presentations/General Communications

a. Introduction of Parkway Elementary Fifth Grade Class

Action: Councilmember Pannell introduced the Parkway Elementary Fifth Grade class, teachers and principal

b. Preserve America Communities Designation Certificate to the City of Sacramento

Action: Certificate presented to the Mayor and Council by Roberta Deering

Consent Calendar (Items 1 - 13)

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 (Fong/Tretheway; 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 October 7, 2008**
Location: (Citywide)

Recommendation: Approve the afternoon and evening City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for October 7, 2008.

Contact: Shirley Concolino, City Clerk, (916) 808-5442, 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: 1) Ann Land/Bertha Henschel Memorial Fund Commission – Ellen J. Powell; 2) Cities/County Solid Waste Advisory Committee – Steven Lowell Peterson (Category A-2); 3) Sacramento Sports Commission – Michael T. Ault (Category A) and Pamela N. Johns

(Category A); 4) 65th Street Redevelopment Advisory Committee – Michael Klein (Category D) and David Diepenbrock (Category B); and 5) Sacramento Youth Commission – Rian Nguy (Category B-1), Sam Gammon (Category B-1) and Rha'mond Jackson (Category (B-2).

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

Action: Approved recommendation

3. **(Redevelopment Agency) Acquisition of 1737 Kathleen Avenue**
Location: 1737 Kathleen Avenue, North Sacramento Redevelopment Area (District 3)

Recommendation: Adopt a **Redevelopment Agency Resolution** 1) authorizing the purchase of 1737 Kathleen Avenue for just compensation, which is Fair Market Value as determined by an independent appraisal; and 2) amending the 2008 Sacramento Housing and Redevelopment Agency (SHRA) budget to transfer $300,000 from a Bank of America Line of Credit Housing Funds to the project to fund all actions necessary to purchase this property.

Contact: Lisa Bates, Deputy Executive Director, (916) 440-1316; Sarah Hansen, Redevelopment Manager, Community Development, (916) 440-1399, ext. 1415, Sacramento Housing and Redevelopment Agency.

Action: Adopted Redevelopment Agency Resolution No. 2008-075.

4. **(Pass for Publication) Natomas Central Rezone (P08-066)**
Location: Northwest Corner of Kos Island Avenue and Natomas Central Drive (District 1)

Recommendation: 1) Review a) a Resolution approving the addendum to the Mitigated Negative Declaration and Mitigation Monitoring Plan; b) a Resolution to amend the General Plan by redesignating approximately 2.3 acres of Parks-Recreation-Open Space and 2.9 acres of Medium Density Residential (16-29 du/na) to Low Density Residential (4-15 du/na); c) a Resolution to amend the North Natomas Community Plan by redesignating approximately 2.3 acres of Parks/Open Space and 8 acres of General Public Facilities to Medium Density Residential; d) an Ordinance to rezone approximately 8 acres of R-1-PUD, 2.3 acres of A-OS-PUD and 2.9 acres of R-2B-PUD to R-1A-PUD; e) a Resolution to amend the Natomas Central Planned Unit Development by re-designating approximately 8 acres from elementary school and 2.3 acres of park to Medium Density Residential; f) a Resolution to approve the tentative map, subdivision modifications and special permit for the Natomas Central Rezone project; g) a Resolution to amend the Inclusionary Housing Plan for the Natomas Central Planned Unit Development; and 2) pass for publication the Ordinance title as required by Sacramento City Charter 32c to be adopted November 6, 2008.

Contact: Lindsey Alagozian, Senior Planner, (916) 808-2659, Gregory Bitter, Principal Planner, (916) 808-7816, Development Services Department.

Action: Approved staff recommendation.

5. **Supplemental Agreement: Delta Shores Project**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute Supplemental 2 to City Agreement No. 2007-0064 in the amount of $44,020 with PBS&J (formerly EIP Associates) to fund additional services required during the preparation of the Environmental Impact Report (EIR) and to complete the Final EIR related to the Delta Shores Project, bringing the total not to exceed amount to $258,140.

Contact: Rochelle Wicky Amrhein, Associate Planner (916) 808-7601, Tom Buford, Senior Planner, (916) 808-7931, Development Services Department.

Action: Adopted Resolution No. 2008-692.

6. **Administrative Matter: Revolving Loan Fund Grant Program**
Location: (Citywide)

Recommendation: Adopt a **Resolution** correcting a typographical error on the identified grant fund and project number for the Brownfield Revolving Loan Fund Grant Program and repealing Resolution 2008-475.

Contact: Diana Sasser, Project Manager, (916) 808-5519, Katrina Morgan, Administrative Officer, (916) 808-8646, Economic Development Department.

Action: Adopted Resolution No. 2008-693.

7. **Contract: Citywide Elevator, Escalator and Lift Repair and Maintenance Services**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) awarding a two year contract for citywide elevator, escalator and lift repair and maintenance services to Elevator Technology in a total amount not to exceed $349,520 for the two year period; and 2) authorizing the City Manager or the City Manager's designee to execute the contract provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).

Contact: Tony Alexander, General Supervisor, (916) 808-6360, Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

Action: Removed from Consent Calendar for discussion by Councilmember Waters. Moved, seconded, carried (Waters/Pannell; Absent-Cohn) to adopt Resolution No. 2008-694.

8. **Agreement: Installation and Maintenance of Communications Equipment and Antennas at McClatchy Park**
Location: McClatchy Park, 3526 5th Avenue (District 5)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager or the City Manager's designee to execute an agreement for Issuance of a Revocable Permit with Metro PCS for installation and maintenance of communications equipment and antennas at McClatchy Park; and 2) authorizing the City Manager or the City Manager's designee to establish the necessary financial accounts needed for the

administration of the Neighborhood Enhancement Program/Project that will be funded from the proceeds of this agreement.

Contact: Bill Sinclair, Program Manager, (916) 808-1905, General Services Department and J. P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

Action: Adopted Resolution No. 2008-695.

9. **Grant Agreement: Sacramento Metropolitan Air Quality Management District (SMAQMD) E85 Fuel Facility Program**
Location: (Citywide)

Recommendation: Adopt a **Resolution** a) authorizing the acceptance and execution of a 2008 SMAQMD grant agreement in the amount of $66,500 for the purchase and installation of an E85 fueling facility; and b) establishing revenue and expenditure budgets in the amount of $66,500 in the Fuel Management and Support Equipment Program (C13000100).

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

Action: Adopted Resolution No. 2008-696.

10. **Reimbursement Agreement: Natomas Joint Vision**
Location: Unincorporated portion of the Natomas Basin within Sacramento County adjacent to District 1

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute an agreement with Sacramento County for reimbursement of the City for consultant and staff costs incurred for preparation of the Natomas Joint Vision Visioning Plan.

Contact: Scot Mende, New Growth Manager, (916) 808-4756, Planning Department.

Action: Adopted Resolution No. 2008-697.

11. **Contract: Parking Garage Tickets**
Location: Downtown (Districts 1 and 3)

Recommendation: Adopt a **Resolution** 1) awarding Southland Printing Company, the lowest responsive and responsible bidder, a one-year contract with two one-year options to renew, to purchase parking garage tickets for an anticipated cost of $72,000 per year; and 2) authorizing the City Manager or the City Manager's designee to execute the contract specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).

Contact: Cathy Peterson, Operations General Supervisor, (916) 808-1952, Transportation Department.

Action: Adopted Resolution No. 2008-698.

12. **Agreement: Regional Water Authority (RWA) and Sacramento Regional County Sanitation District (SRCSD) Water Conservation Incentives Project**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute an agreement with the Regional Water Authority (RWA) for the project for an amount not to exceed $92,000; and 2) amending the FY 2008/09 Water Fund Revenue and Expenditure Budget in the amount of $46,000.

Contact: Marty Hanneman, Interim Utilities Director, (916) 808-5704, Julie Friedman, Water Conservation Administrator, (916) 808-7898, Utilities Department.

Action: Adopted Resolution No. 2008-699.

13. **Agreement: Proposition 50 - Regional Toilet Replacement Program**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute an agreement with the Regional Water Authority (RWA) for an amount not to exceed $212,625; and 2) amending the FY2008/09 Water Fund Revenue and Expenditure Budgets in the amount of $157,250.

Contact: Marty Hanneman, Interim Utilities Director, (916)808-5704, Julie Friedman, Water Conservation Administrator, (916) 808-7898, Utilities Department.

Action: Adopted Resolution No. 2008-700.

Public Hearings (Item 14)

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

14. **North Natomas Financing Plan 2008 Update**
Location: (District 1)

Recommendation: Adopt a **Resolution** approving the North Natomas Nexus Study and Financing Plan 2008 Update, including an increase in the development impact fees for the Public Facilities Fee, and amending the standard-form North Natomas Development Agreement to implement changes in the procedure for adjusting the amount of the Public Facilities Fee and the mix of public facilities financed by that fee.

Contact: Mark Griffin, Fiscal Manager, (916) 808-8788, Carol Shearly, Director, (916) 808-5893, Planning Department.

Action: No public comment. Moved, seconded, carried (Tretheway/Fong; Absent – Cohn) to continue to December 2, 2008.

Staff Reports (Items 15 and 16)

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

15. **Grant: Hollow Sidewalks/Raised Streets Historic Survey**
Location: (District 1 and 4)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager, or his/her designee, to accept grant awards from the United States Department of the Interior and the Capitol City Preservation Trust, and 2) increasing the Development Services Department's Grant Operating and Grant Revenue Budgets in the amount of $18,000.

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

Action: Moved, seconded, carried (Tretheway/Fong; Absent – Cohn) to adopt Resolution No. 2008-702.

16. **Agreements: Sacramento River Parkway Project**
Location: Riverside Boulevard (District 4)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager or his designee to submit a Proposition 84 River Parkways grant application in an amount not to exceed $400,000 to the California State Resources Agency for the acquisition of an addition of property to the project, 2) authorizing the City Manager or designated appointee to execute all necessary agreements, establish related revenue and expenditure budgets for the grant funds, and appropriate the grant funds contingent on receipt of award.

Contact: Camille Wise, Resource Development Specialist, (916) 808-8830, Raymond Constantino, Assistant Planner, (916) 808-8826, Parks and Recreation Department.

Action: Moved, seconded, carried (Fong/Hammond; Absent – Cohn) to adopt Resolution No. 2008-703.

Public Comments-Matters Not on the Agenda – None.

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. Board/Commission Appointments
   1. 65th Street Redevelopment Advisory Committee
      a. Shawn Smith (Category A-4)
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 – 2:38 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, October 28, 2008 at the Sacramento City Hall Council Chamber. Councilmember Cohn absent.

Pledge of Allegiance – led by

Closed Session Report – None.

Public Hearings (Item 17)

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

17. **The Creamery Project (P07-123)** (Noticed on 10-17-08, passed for publication on 10-21-08, published on 10-24-08)
Location: 1013 D Street, Sacramento (District 1)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** approving the Mitigated Negative Declaration and Mitigation Monitoring Plan; 2) a **Resolution** amending the General Plan for the project site; 3) a **Resolution** amending the Central City Community Plan for the project site; 4) an **Ordinance** amending the Comprehensive Zoning Ordinance relating to the Creamery project; and 5) a **Resolution** approving the tentative map, special permits and variance entitlements necessary to develop the project.

Contact: Evan Compton, Acting Senior Planner, (916) 808-5260; Gregory Bitter, Principal Planner, (916) 808-7816, Development Services Department.

Action: Public comment given by Marcus Whisenant, Kristin Finney, Evan Edgar and V. Govender. Moved, seconded, carried (Tretheway/Pannell; Absent – Cohn/Fong) to close the public hearing and adopt Resolution Nos. 2008-704, 2008-705, 2008-706, 2008-707, and Ordinance No. 2008-051 with the following direction: 1) city and applicant to share cost of noise mitigation to reach a full 20 decibal reduction, and 2) applicant to agree to full disclosure of adjacent industrial uses.

Staff Reports (Item 18)

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

18. **Establishment of Development Impact Fee Deferral Program** (Passed for publication on 10-21-08, published on 10-24-08)
Location: (Citywide)

Recommendation: Adopt an **Ordinance** adding Chapter 18.52 to Title 18 of the Sacramento City Code relating to the establishment of a Development Impact Fee Deferral Program as part of an Economic Stimulus Strategy.

Contact: Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Economic Development Department; William Thomas, Director, (916) 808-1918, Development Services.

Action: Moved, seconded, carried (Hammond/Sheedy; Absent – Cohn) to adopt Ordinance No. 2008-052.

Public Comments-Matters Not on the Agenda

a. John Dahilig – code enforcement concerns
b. Don Souza – terrorism in city and nation
c. David DeLuz – opposing proposed Natomas Finance Plan

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. Board/Commission Appointments – None.
b. Reports Back
   1. Hammond – check possibility of charging Thunder Valley buses, and other bus lines, and their passengers for City parking needs.
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 October 28, 2008 meeting as approved by the Sacramento City Council.

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Shirley Concolino, City Clerk