REPORT TO COUNCIL
City of Sacramento

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

CONSENT
January 27, 2009

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 January 13, 2009.

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

Presenters: None

Department: City Clerk

Division: None

Organization No: 0700

Financial Considerations: None.

Environmental Considerations: None.

Policy Considerations: None.

ESBD Considerations: Not Applicable.

Respectfully Submitted by: Shirley Concolino
Shirley Concolino, City Clerk

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Minutes for January 13, 2009

Minutes

Tuesday, January 13, 2009

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-Regular session called to order by Mayor Johnson at 2:05 p.m. Tuesday, January 13, 2009 at the Sacramento City Hall Council Chamber.

Members Present: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Consent Calendar (Items 1 -13)

Action: Moved/Seconded: Member Robbie Waters/Member Kevin McCarty

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Member Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters, and Mayor Kevin Johnson

Motion **Passed** to adopt the Consent Calendar in one motion except as indicated at each item.

1. **Appointments to Joint Power Authorities [To Be Delivered]**
Location: (Citywide)

Action: Introduced Mayoral appointment of Councilmembers to the Joint Power Authorities with a modification appointing Ray Tretheway to Sacramento Area Flood Control Agency (SAFCA) and Sandy Sheedy as an alternate; scheduled to be confirmed by a majority vote of the City Council on January 20, 2009.

Contact: Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk.

2. **Agreements: Fiscal Year (FY)2008/09 County Contributions to City Organizations (Continued from 12-9-08)**
Location: (Citywide)

Action: Adopted **Resolution No. 2009-017** 1) authorizing the City Manager or his designee to execute agreements regarding contributions from Sacramento County for the FY2008/09 operations of the Sacramento Archives and Museum Collection Center; Sacramento Metropolitan Arts Commission, Sacramento History Museum, the Discovery Museum Science and Space Center, and Sacramento Sports Commission.

Contact: Karolyn Pelka, Administrative Officer, (916) 808-5898, Barbara E. Bonebrake, Director, Convention, Culture & Leisure, (916) 808-8225, Convention, Culture and Leisure Department.

3. **Appointment of Executive Director of the Sacramento Housing and Redevelopment Agency**
Location: (Citywide)

Action: Adopted **Resolution No. 2009-018** appointing La Shelle Dozier as Executive Director of the Sacramento Housing and Redevelopment Agency.

Contact: Ray Kerridge, City Manager, (916) 808-5704, Office of the City Manager, Terry Schutten, County Executive, (916) 874-7482, County of Sacramento.

4. **(Pass for Publication) Shovel Ready Investment Protection (M08-048)**
Location: (Citywide)

Action: 1) Reviewed: a) an Ordinance pertaining to the extension of certain land use entitlements and building permits in properties within the Natomas Basin; b) an Ordinance pertaining to a three-year extension of certain land use entitlements and building permits; and 2) pass for publication the ordinance titles as required by Sacramento City Charter 32c and scheduled to be adopted January 27, 2009.

Contact: Sandra Yope, Senior Planner (916) 808-7158, David Kwong, Planning Manager (916) 808-2691, Bob Chase, Chief Building Official (916) 808-8024, Development Services Department.

5. **(Pass for Publication) Shovel Ready Sites Program Funding**
Location: (Citywide)

Action: 1) Reviewed: a) approving the transfer of funding from the Infill Fee Reduction Program and Low Income Fee Waiver/Deferral Program to fund the shovel-ready sites program with $876,805; b) an Ordinance amending Sections 17.191.050 and 17.195.060 of the zoning ordinance in order to transfer funding from the Infill Fee Reduction Program and Low Income Fee Waiver/Deferral Program to fund the Shovel-Ready Sites Program; and 2) pass for publication the Ordinance titles required by Sacramento City Charter Article III, paragraph 32(c) to be Motion passed to Motion passed to be adopted January 27, 2009.

Contact: Desmond Parrington, AICP, Infill Coordinator, Planning, (916) 808-5044, Carol Shearly, Director of Planning, (916) 808-5893 and David Spaur, Economic Development Director, (916) 808-8196, Planning Department.

6. **Sewer Credit Approval: La Provence Project**
Location: 230 Cadillac Drive (District 3)

Action: Adopted **Resolution No. 2009-019** awarding a total of 20.91 Sacramento Regional County Sanitation District (SRCSD) connection fee credits to the La Provence project.

Contact: Trevor Walton, Project Specialist, (916) 808-6764, Economic Development Department.

7. **Contracts: Vehicle and Equipment Replacement Parts and Services**
Location: (Citywide)

Action: Adopted **Resolution No. 2009-020** 1) awarding four-year contracts to: a) Sacramento Truck Center for the purchase of Freightliner truck parts and services in an amount not to exceed $805,994 for the four year period; b) Sacramento Truck Center for the purchase of American LaFrance/Condor parts and services in an amount not to exceed $573,247 for the four year period; c) Riverview International for the purchase of International truck parts and services in an amount not to exceed $887,886 for the four year period; d) Western Truck Parts for the purchase of GMC medium truck parts and services in an amount not to exceed $784,443 for the four year period; e) Western Truck Parts for the purchase of Peterbilt truck parts and services in an amount not to exceed $1,015,035 for the four year period; f) Western Truck Parts for the purchase of Volvo truck and Autocar truck parts and services in an amount not to exceed $676,690 for the four year period; g) Coast Line Equipment for the purchase of Terex parts and services in an amount not to exceed $171,328 for the four year period; h) Clark Lift West for the purchase of Hiab parts in an amount not to exceed $129,304 for the four year period; i) Clark Lift West for the purchase of Kubota parts in an amount not to exceed $172,405 for the four year period; j) Clark Lift West for the purchase of Manitex parts in an amount not to exceed $107,754 for the four year period; k) Clark Lift West for the purchase of John Deere agriculture equipment parts in an amount not to exceed $215,506 for the four year period; l) Arbor Equipment for the purchase of Brush Bandit parts and services in an amount not to exceed $192,879 for the four year period; m) Pape Machinery for the purchase of John Deere construction equipment parts in an amount not to exceed $1,196,060 for the four year period; n) Amrep, Inc. for the purchase of Amrep refuse truck parts and services in an amount not to exceed $1,293,038 for the four year period; o) Municipal Maintenance Equipment for the purchase of Jacobsen Mower parts and services in an amount not to exceed $551,696 for the four year period; p) Municipal Maintenance Equipment for the purchase of Tiger mower parts and services in an amount not to exceed $370,671 for the four year period; q) Municipal Maintenance Equipment for the purchase of Go 4 parts and services in an amount not to exceed $534,456 for the four year period; r) Municipal Maintenance Equipment for the purchase of Vacon parts and services in an amount not to exceed $463,339 for the four year period; s) Municipal Maintenance Equipment for the purchase of Schwarze parts and services in an amount not to exceed $310,329 for the four year period; t) Municipal Maintenance Equipment for the purchase of Sereco parts and services in an amount not to exceed $334,035 for the four year period; u) Municipal Maintenance Equipment for the purchase of Pipe Hunter parts and services in an amount not exceed $131,459 for the four year period; v) Case Power and Equipment for the purchase of Case parts and services in an amount not to exceed $256,453 for the four year period; w) Case Power and Equipment for the purchase of Zieman trailer parts in an amount not to exceed $86,203 for the four year period; x) Rotary Brush for the purchase of mobile sweeper parts in an amount not to exceed $258,608 for the four year period; and 2) authorizing the City Manager or the City Manager's designee to execute the contracts specified above provided that sufficient funds are available in the budget Motion passed to adopted for the applicable fiscal year(s).

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

8. **Contract: Washington Park Fencing Improvements Project (L19006000)**
Location: 1631 F Street (District 3)

Action: Adopted **Resolution No. 2009-021** 1) approving the contract specifications; and 2) authorizing the City Manager to award and execute the contract to David Engineering Construction to replace the existing fencing and gates with 6' black tubular steel fencing and gates to improve security, to improve the aesthetic interface between the park, school, and the neighborhood, and to eliminate ongoing repairs to the existing fencing for an amount not to exceed $118,750.

Contact: Dennis Day, Landscape Architect, (916) 808-7633, J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

9. **Supplemental Agreement: Roseville Road Bridge Replacement Project (T15068500)**
Location: Roseville Road over Arcade Creek, between Haggin Oaks Golf Course and the Union Pacific Railroad Tracks (District 2)

Action: Adopted **Resolution No. 2009-022** 1) authorizing the City Manager to execute Supplemental Agreement No. 1 with David Evans and Associates (DEA) in an amount not to exceed $117,120 for additional work required for the preferred design alternative of the project; and 2) resetting the City Manager's Supplemental Agreement Authority.

Contact: Matthew Johns, Assistant Engineer, (916) 808-5760, Ryan Moore, Supervising Engineer, (916) 808-8279, Transportation Department.

10. **Agreement: Del Paso Boulevard Streetscape Enhancement Project (T15098400)**
Location: Del Paso Boulevard from Arden Way to Acoma Street. Location Map (District 2)

Action: Continued to January 27, 2009 to adopt a **Resolution** 1) approving the Professional Services Agreement with Bennett Engineering Services, Inc., to provide consultant services for preliminary engineering, environmental documents, and final design for the project in an amount not to exceed $425,480; and 2) authorizing the City Manager to execute the agreement.

Contact: Matthew Johns, Assistant Engineer (916) 808-5760, Ryan Moore, Supervising Engineer (916) 808-8279, Transportation Department.

11. **Annexation of Dolores Way into Mercy Hospital Residential Permit Parking Area.**
Location: Dolores Way, from J Street to M Street (District 3)

Action: Adopted **Resolution No. 2009-024** annexing Dolores Way, from J Street to M Street, into the Mercy Hospital Residential Permit Parking Area (C) and regulating with "No" Parking Except with Permit.

Contact: Dean Fujimoto, Operations General Supervisor, (916) 808-5579, Transportation Department.

Consent Calendar (Continued)

12. Relinquishment of State Property to the City of Sacramento
Location: I Street between 3rd Street and 5th Street, and adjacent to the south side of the Sacramento Valley Station (District 1)

Action: Adopted **Resolution No. 2009-025** authorizing the Director of Transportation to request the relinquishment of State Property to the City of Sacramento to implement an increase the connectivity to the downtown grid and provide pedestrian and vehicular access to the Sacramento Valley Station.

Contact: Edward Williams, Associate Civil Engineer (916) 808-8288; Ryan Moore, Supervising Engineer (916) 808-8279, Transportation Department.

13. Agreement: Citywide Financial and Operational Diagnostic Review
Location: Citywide

Action: Removed from the Consent Calendar by Member Ray Tretheway.
Moved/Seconded: Member Ray Tretheway/ Member Bonnie Pannell

Yes: Members Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, and Ray Tretheway

No: Members Steve Cohn, Lauren Hammond, Robbie Waters and Mayor Kevin Johnson

A substitute motion **passed** to direct the City Manager to return to Council with the concept of an independent auditor for discussion with the Council and the members of the public.

Contact: Marty Hanneman, Assistant City Manager (916) 808-xxxx, Mark Prestwich, Special Projects Manager, (916) 808-5380, Office of the City Manager; Leyne Milstein, Budget Manager, Finance Department.

Staff Reports (Items 14 and 15)

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

14. Ordinance: Construction and Demolition Debris Recycling (Passed for publication on 1-6-09, published on 1-9-09)
Location: (Citywide)

Action: Moved/Seconded: Member Sandy Sheedy/Member Lauren Hammond

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.
Public comment from Joshua Wood with Sacramento Builders Exchange.

Motion **passed** to adopt 1) **Ordinance 2009-001** adding Chapter 8.124 to Title 8 of the Sacramento City Code relating to Construction and Demolition Debris Recycling; and 2) **Resolution No. 2009- 027** approving the threshold, fees and penalties related to the construction and demolition debris recycling ordinance

Contact: Chris Thomas, Program Analyst, (916) 808-4833; Edison Hicks, Integrated Waste General Manager, (916) 808-4949; Marty Strauss, Integrated Waste Planning Superintendent, (916) 808-4934, Utilities Department.

15. Report Back: Council Rules and Procedures (CRP) [To Be Delivered]
Location: (Citywide)

Action: Discussed updates to Council Rules and Procedures and scheduled to return on January 27, 2009 for adoption.

Contact: Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk.

Public Comments-Matters Not on the Agenda

a. Linda Roberts-Slumlords

Recessed-3:44 p.m.

Reconvene – 6:00 p.m.

Roll Call - A regular meeting of the Sacramento City Council was reconvened by Mayor Johnson at 6:05 p.m. Tuesday, January 13, 2009 at the Sacramento City Hall Council Chamber.

Members Present: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Pledge of Allegiance–led by Member Lauren Hammond.

Closed Session Report- None

The City Attorney shall determine if any actions taken by the City Council or legislative bodies in Closed Session shall require a reporting on those actions as required by Law (Government Code §54957.1 (a) (3) (B)).

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

Public Hearings (Items 16 and 17)

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

16. Piedmont Drive Private Boat Dock Project (P08-001) (Noticed on 12-20-09)
Location: (District 4)

Action: Withdrawn by the applicant to conduct a public hearing and upon conclusion Motion passed to adopt 1) Resolution No. 2009-approving the environmental exemption under California Environmental Quality Action (CEQA) Guidelines Section 15270(a) based on denial of the permit; and 2) Resolution No. 2009-denying a Special Permit to allow a private boat dock within the Flood (F) zone relating to the project.

Contact: Heather Forest, Associate Planner, (916) 808-5008, Nedzlene Ferrario, Senior Planner, (916) 808-7826, Development Services Department.

17. Delta Shores (P06-197) (Passed for Publication on 1-6-09, Published on 1-9-09)
Location: On the east and west sides of Interstate-5 at the southwestern limits of the City of Sacramento boundaries (District 7, and 8)

Action: Moved/Seconded: Member Robbie Waters/ Member Bonnie Pannell

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

No: Member Kevin McCarty.

Conducted a public hearing with public comment from Gregory Thatch on behalf of the applicant, Velma Sykes, Parker Daro, Mario Hunter, Liz Zainasheff, Carlton Carpenter, Terry Oto, Tom Enslow, Jodi Samuels, Darlene Eaton, Neal Shleffar, Amina Azeez (Bibi), Cassandra Dandridge, Joyce Whittaker, Mertes Lewis, Moneeta Kumar, Jesse Reese, Vivinne Dandridge, Anthony Davis, Steven Benson, Alex Kelter, Christi Newsome, Jim Pachl, Judith Lamare.

Upon conclusion a motion **passed** to adopt 1) **Resolution No. 2009-030** adopting the Environmental Impact Report; 2)**Ordinance No. 2009-002** approving the Delta Shores Development Agreement; 3) **Resolution No. 2009-031** Motion passed to adopting the Delta Shores Inclusionary Housing Plan; 4) **Resolution No. 2009-032** amending the existing General Plan Designations *from* Industrial-Employee Intensive, Community/Neighborhood Commercial, and Offices, Regional Commercial and Offices, Low Density Residential, Medium Density Residential, and Parks-Recreation-Open Space *to* Regional Commercial and Offices, Community/Neighborhood Commercial and Offices, Residential Mixed Use, Low Density Residential, Medium Density Residential, and Parks-Recreation-Open Space; 5) **Resolution No. 2009-033** amending the existing Airport/Meadowview Community Plan designations *from* High Tech Industrial, Commercial, Office, Residential 4-8 du/na, Residential 7-15 du/na, Residential 11-19, Public/Quasi-Public, and Agriculture/Open Space *to* Commercial, Residential 4-8 du/na, Residential 7-15 du/na, Residential 16-29 du/na, Public/Quasi-Public, and Parks; 6) **Resolution No. 2009-034** amending the Delta Shores Planned Unit Development including adopting new Development Guidelines and Schematic Plan; 7) **Resolution No. 2009-035** amending the City of Sacramento Bikeway Master Plan; 8) **Resolution No. 2009-0356** approving the Delta Shores project entitlements; 9) an **Ordinance 2009-003** rezoning the existing site *from* Manufacturing, Research, and Development PUD (MRD-PUD), Shopping Center PUD (SC-PUD), and Single Family Alternative PUD *to* General Commercial PUD (C-2-PUD), Residential Mixed Use PUD (RMX-PUD), Standard Single Family PUD (R-1-PUD), Single Family Alternative PUD (R-1A-PUD), Multi-Family PUD (R-3-PUD), and Agriculture-Open Space-PUD (A-OS-PUD and 10) **Resolution No. 2009-037** adopting the Delta Shores Financing Plan.

Resolutions maps with references to the pedestrian gate at Beachlake Road will be **amended** to state they are a condition rather than an advisory note.

Contact: Antonio Ablog, Associate Planner, (916) 808-7702, Gregory Bitter, Principal Planner, (916) 808-7816, Development Services Department.

Public Comments-Matters Not on the Agenda

a. Joseph Devlin-City Audit: Item 13 from afternoon session
b. Jameel Pugh-City Financial Review: Item 13 from afternoon session

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. Board/Commission Appointments – None

b. Reports Backs

1. Member Lauren Hammond-Costs of Emergency Services for Freeport and reimbursement possibilities
2. Member Kevin McCarty- Law and Legislation- review Multi-family smoke free percentage and alignment with the County amount of 50%
3. Member Sandy Sheedy-Oral Report on 1-20-09 regarding the current budget status
4. Member Steve Cohn-Law and Legislation Implementation of AB190

c. Meeting/Conference Reports – None.

Adjourned at 9:35 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the January 13, 2009 meeting as approved by the Sacramento City Council.

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Shirley Concolino, City Clerk