



**Meetings of Sacramento
City Council
Redevelopment Agency
Housing Authority
Financing Authority**

Agenda

Tuesday, January 27, 2009

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

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

CITY COUNCIL

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Raymond L. Tretheway III, District 1
Sandy Sheedy, District 2
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Robert King Fong, District 4
Lauren Hammond, Vice-Mayor, District 5
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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.

AGENDA

Tuesday, January 27, 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

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

Consent Calendar (Items 1-15)

All items listed under the Consent Calendar are considered and acted upon by one motion. Anyone may request an item be removed for separate consideration.

1. **(City Council/ Financing Authority/Housing Authority/Redevelopment Agency)
Approval of Minutes for January 13, 2009**

Location: (Citywide)

Recommendation: Approve the afternoon and evening City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for January 13, 2009.

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

2. **Open an Application Period for Various Boards and Commissions**

Location: (Citywide)

Recommendation: Open an application period for 1) Sacramento Housing & Redevelopment Commission to open 01/28/09 with applications due 02/27/09; 2) Sacramento Heritage Inc. to open 01/28/09 with applications due 02/27/09; 3) Sacramento City/County Bicycle Advisory Committee to open 01/28/09 with applications due 02/27/09; 4) Animal Care Services Citizens Advisory Committee to open 01/28/09 with applications due 02/27/09 and 5) Human Rights/Fair Housing Commission to open 01/28/09 with applications due 02/27/09.

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

Consent Calendar (Continued)

3. **(City Council/Redevelopment Agency) Power Inn Road Street Enhancement Project - Final Design (T15078000)**

Location: Power Inn Road south of 14th Avenue at the Union Pacific Railroad Crossing; Army Depot Redevelopment and 65th Street Redevelopment Project Areas (District 6)

Recommendation: Adopt a 1) **City Resolution** a) appropriating \$69,620 of Army Depot Taxable Bond funds and \$48,380 of 65th Street Tax Increment Development Assistance funds to the project; b) authorizing the City Manager to execute an Individual Project Agreement (IPA) in the amount of \$118,000 for the project; and c) making related findings; and 2) a **Redevelopment Agency Resolution** a) amending the 2009 Sacramento Housing and Redevelopment Agency budget by transferring \$69,620 of Army Depot Taxable Bond funds and \$48,380 of 65th Street Tax Increment Development Assistance funds to the project; b) authorizing the Executive Director, or her designee, to execute an IPA with the City of Sacramento in the amount of \$118,000 for the project; and c) making related findings.

Contact: Lisa Bates, Deputy Executive Director, (916) 440-1316, Chris Pahule, Assistant Director, Community Development, (916) 440-1350, Ryan Moore, Supervising Engineer, (916) 808-8279, Sacramento Housing and Redevelopment Agency.

4. **(Redevelopment Agency) Acquisition of Jay & Gee Market and Relocation Plan**

Location: 4300 8th Avenue, Oak Park Redevelopment Area (District 5)

Recommendation: Adopt a **Redevelopment Agency Resolution** authorizing the Executive Director or her designee to 1) execute an Owner Participation Agreement (OPA), loan agreements and related documents with Sacramento Neighborhood Housing Services to purchase 4300 8th Avenue, demolish the Jay & Gee market and construct an affordable single family residence; 2) amend the Sacramento Housing and Redevelopment Agency budget to allocate \$540,000 of Oak Park Redevelopment Area tax increment funds to the Jay & Gee Project; and 3) approve the Relocation Plan for the existing residential unit.

Contact: Lisa Bates, Deputy Executive Director, (916) 440-1316, Christine Weichert, Assistant Director, Housing and Community Development, (916) 440-1353, Sacramento Housing and Redevelopment Agency.

Consent Calendar (Continued)

5. **(Redevelopment Agency) Acquisition of 1124 Del Paso Boulevard**

Location: 1124 Del Paso Boulevard; North Sacramento Redevelopment Project Area (District 2)

Recommendation: Adopt a **Redevelopment Agency Resolution** a) approving a loan of \$2,000,000 to the von Kaenel-Redmond Revocable Trust 2007 to acquire property at 1124 Del Paso Boulevard and install equipment at the building, b) authorizing an amendment of the Redevelopment Agency of the City of Sacramento ("Agency") budget and the transfer of \$2,000,000 in North Sacramento Tax Increment funds to the project; and c) authorizing the Executive Director or her designee to execute all documents associated with the transaction.

Contact: Lisa Bates, Deputy Director, Community Development, (916) 440-1316, Christine Weichert, Assistant Director, Housing and Community Development, (916) 440-1353, Sacramento Housing and Redevelopment Agency.

6. **(City Council/Redevelopment Agency) Supplemental Agreement/Contract/Agreements : K Street Streetscape – Phase I Project (B18217000)**

Location: K Street, 7th to 8th Streets (District 1)

Recommendation: Adopt a 1) **City Resolution** a) accepting a Guaranteed Maximum Price (GMP) to build the project in an amount not to exceed \$3,907,482; b) authorizing the City Manager to execute Supplemental Agreement No. 1 to City Agreement 2008-1154 with Otto Construction for the construction portion of the project in an amount not to exceed the GMP; c) authorizing the City Manager to execute a City – Sacramento Regional Transit District (RT) Project Agreement; d) allocating \$400,000 in Park Development Impact Fees (Fund 3204) to the project, for St. Rose of Lima Park improvements; and e) authorizing the City Manager to enter into an Individual Project Agreement (IPA) with the Redevelopment Agency for the project; and 2) adopt a **Redevelopment Agency Resolution** authorizing the Executive Director to allocate \$500,000 of Merged Downtown Redevelopment tax increment funds and execute an Individual Project Agreement (IPA) for implementation of project.

Contact: Melissa Anguiano, Economic Development Project Manager, (916) 808-5864, Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Economic Development Department; JP Tindell, Park Planning and Design Development Manager, (916) 808-1955, Parks and Recreation Department.

Consent Calendar (Continued)

- 7. Withdrawal of Applicant Appeal: Piedmont Drive Private Boat Dock (P08-001)**
[To Be Delivered]
Location: 955 Piedmont Drive (District 4)
Recommendation: Receive and file.
Contact: Heather Forest, Associate Planner, (916) 808-5008, Nedzlene Ferrario, Senior Planner, (916) 808-7826, Development Services Department.
- 8. Supplemental Agreement: Legislative Advisory and Advocacy Services for Economic Development and Redevelopment Issues**
Location: (Citywide)
Recommendation: Adopt a **Resolution** authorizing the City Manager to execute Supplemental No. 2 to City Agreement no. 2008-0627 with Manatt Phelps Phillips extending the contract for one year and increasing the contract amount by \$79,000 to provide legislative advisory and advocacy services through 2009 for economic development and redevelopment issues; utilizing Economic Development professional services funds for the departments operating budget to fund the first \$64,000, and utilizing City Manager professional services funds for \$15,000 of the contract.
Contact: Beth Tincher, Senior Project Manager, (916) 808-7730, Economic Development Department.
- 9. Grant/Agreements: Participation in California Task Force Seven (CA TF-7), Urban Search and Rescue (US&R) Team**
Location: (Citywide)
Recommendation: Adopt a **Resolution** authorizing the City Manager, or his designee, to enter into Memorandum of Agreements (MOA), as the sponsoring agency of a Federal Emergency Management Agency (FEMA) Urban Search and Rescue (US&R), team California Task Force Seven (CA TF-7), with: 1) Cosumnes Community Service District (CSD) Fire Department; 2) City of Folsom Fire Department; 3) Jason Horwedel; 4) Dennis Gardner; 5) Terry Williams; and 6) James Rahrck for training and potential deployment to disasters per FEMA instruction.
Contact: Ed Vasques, Assistant Chief, (916) 264-7522; Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department.
- 10. Amendment: Fleet Sustainability Policies**
Location: (Citywide)
Recommendation: Adopt a **Resolution** approving an amendment to the Fleet Sustainability Policy regarding emission reduction and monitoring and reporting.
Contact: Keith Leech, Fleet Manager, (916) 808-5869, General Services Department.

Consent Calendar (Continued)

11. Purchase/Contract: Mobile Liquefied Natural Gas (LNG) Storage Trailer (D13000010)

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) awarding Chart, Inc., the lowest responsive and responsible bidder, a contract for the purchase of one mobile liquefied natural gas (LNG) storage trailer in an amount not to exceed \$546,556; 2) authorizing the City Manager or the City Manager's designee to execute the contract; and 3) authorizing the Office of the City Treasurer to arrange and secure funding for the acquisition of one mobile LNG storage trailer in the amount of \$246,556 at a rate not to exceed 5.5% for a 10 year term.

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

12. Facilities Programming Guide Scoring Samples Criteria

Location: (Citywide)

Recommendation: Adopt a **Resolution** approving project scoring and ranking criteria for inclusion in the Facilities Programming Guide.

Contact: Gary Szydelko, Supervising Architect, (916) 808-8335, Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

13. Agreement: California State University Sacramento (CSUS) Facility Use

Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute a one- year Memorandum of Understanding, and up to two, one-year renewals with CSUS to allow the City of Sacramento to use facilities at CSUS to operate sports programs through the City's Access Leisure and Paralympic Sport Club Programs.

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

14. College Plaza Neighborhood Traffic Management Program Project (S15071118)

Location: Bounded by 8th Avenue on the north, 23rd Street on the east, 12th Avenue on the south and Freeport Boulevard on the west (District 4)

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

Contact: Cindy Bates, Program Analyst, 808-6738, Angie Louie, Senior Engineer, (916) 808-7021, Transportation Department.

Consent Calendar (Continued)

15. Agreement: Source Water Protection Consultation Services (Z14000600/Z14001100)

Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager 1) to approve a professional services agreement with Starr Consulting, to provide source water protection consultation services for the City's Sacramento and American River water supplies in an amount not to exceed \$120,340 for the two year period; and 2) to amend the revenue and expenditure budgets (Fund 3702) for the Sacramento River Water Project and the American River Water Project, Z14000600 and Z14001100, to reflect the cost sharing reimbursements in the amount of \$20,880 and \$9,120, respectively.

Contact: David Brent, Engineering Services Division Manager, (916) 808-1420, Sherill Huun, Supervising Engineer (916) 808-1309, Utilities Department.

Public Hearings (Items 16 and 17)

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

16. Kim Residential Subdivision (P05-019) (Noticed on 1-15-09, Passed for Publication on 1-20-09, Published on 1-23-09)

Location: 3940 14th Avenue (District 5)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** declaring the project exempt from environmental review; 2) a **Resolution** approving the Kim Residential Subdivision Project; and 3) an **Ordinance** rezoning the subject site from Standard Single-Family (R-1) to Single-Family Alternative (R-1-A).

Contact: Antonio Ablog, Associate Planner, (916) 808-7702, Nedzlene Ferrario, Senior Planner, (916) 808-7826, Development Services Department.

17. Ordinance: Development Impact Fees for Measure A Transportation Improvements for Citywide Benefit District (Noticed on 1-14-09 and 1-21-09, Passed for Publication on 1-20-09, Published on 1-23-09)

Location:

Recommendation: Conduct a public hearing and upon conclusion adopt 1) an **Ordinance** adding Chapter 18.48 to the Sacramento City Code establishing Transportation Development Impact Fees for Citywide Benefit District; 2) a **Resolution** approving Nexus Study, Establishing the Amount of Fees and Providing for Other Matters Relative to Measure A Transportation Development Impact Fees; and 3) a **Resolution** approving the agreement on Operating Protocols for the New Measure A Sacramento Countywide Transportation Mitigation Development Impact Fee Program.

Contact: Azadeh Doherty, Principal Planner, (916) 808-3137, Transportation Department.

Staff Reports (Items 18 and 19)

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

18. 2009 Sustainability Implementation Plan

Location: (Citywide)

Recommendation: Adopt a **Resolution** approving the 2009 Sustainability Implementation Plan.

Contact: Yvette Rincon, Legislative Analyst, (916) 808-5827, General Services Department.

19. Council Rules of Procedure

Location: Citywide

Recommendation: Review and adopt a **Resolution** approving the Council Rules of Procedure.

Contact: Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk; Eileen Teichert, City Attorney, (916) 808-5426, Office of the City Attorney.

Public Comments-Matters Not on the Agenda

Closed Session

Sacramento City Council

- a) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Sacramento Citizens Concerned about the Railyards (SCCARY), et al., v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008-00000504.
- b) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Downtown Plaza, LLC v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008-00000721.
- c) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Robert Castro, Jr., Linda Powers and Chris Rich v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008-00012385.
- d) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Downtown Plaza, LLC v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008-00012956.
- e) Pursuant to Government Code section 54956.8 for a matter pertaining to real property negotiations. Authorization to negotiate with Suheil Totah of Thomas Enterprises for the acquisition of property within the Union Pacific Railyards, including all or portions of the following Assessors Parcel Numbers: 002-0010-044 and 002-0010-046. The purpose is to confer with the City's chief negotiators, Bill Sinclair and Marty Hanneman, regarding the price, terms and conditions of the acquisition.
- f) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Lehr, et al. v. City of Sacramento, United States District Court for the Eastern District of California Case No. 2:07-CV-01565-MCE-GGH.

Redevelopment Agency of the City of Sacramento

- g) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Sacramento Citizens Concerned about the Railyards (SCCARY), et al. v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008-00000504.
- h) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Downtown Plaza, LLC v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008-00000721.

- i) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Robert Castro, Jr., Linda Powers and Chris Rich v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008-00012385.
- j) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Downtown Plaza, LLC v. City of Sacramento, et al., Sacramento County Superior Court Case No. 34-2008-00012956.

Redevelopment Agency of the City of Sacramento/Housing Authority of the City of Sacramento/Sacramento Housing and Redevelopment Agency

- k) Pursuant to Government Code section 54957.6 to discuss matters pertaining to negotiations with recognized employee organizations: AFSCME Local 146 and SHRAEA. The purpose is to confer with the Agency's Chief Negotiators, LaShelle Dozier, James Shields, Lisa Bates, Dee Contreras and Gil Basaldua.

Recess to Closed Session

Reconvene – 6:00 p.m.

Roll Call

Pledge of Allegiance

Closed Session Report

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

Special Presentations/General Communications

- a. **Honoring Grant Pacer Football Team and Coaches**
- b. **City of Sacramento Mentoring Month Proclamation**

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

Public Hearings (Item 20)

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

- 20. Ordinance: Shovel-Ready Sites Program Funding** (Noticed on 1-15-09, Passed for Publication on 1-13-09, Published on 1-16-09)

Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion 1) adopt a **Resolution** 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; and b) an **Ordinance** amending Sections 17.191.050 and 17.195.060 of the Zoning Code 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.

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

Staff Reports (Items 21 and 23)

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

21. Workshop: Economic Stimulus Initiatives and Strategies

Location: (Citywide)

Recommendation: Review the stimulus initiatives and identify which ones staff should pursue for subsequent Council action for each program strategy.

Contact: David Spaur, Economic Development Director, (916) 808-8196, Economic Development Department.

22. Ordinance: Shovel Ready Investment Protection (M08-048) (Passed for Publication on 1-13-09, Published on 1-16-09)

Location: (Citywide)

Recommendation: Adopt 1) an **Ordinance** pertaining to the extension of certain land use entitlements and building permits in properties within the Natomas Basin; and 2) an **Ordinance** pertaining to a three-year extension of certain land use entitlements and building permits.

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.

23. 2006 Workforce Housing Grant and Economic Development

Location: (Citywide)

Recommendation: Adopt 1) a **Resolution** authorizing the use of \$1,019,134 from the 2006 Workforce Housing Reward Grant Funds for the City's Deferred Facility Maintenance Program (C13000500) and 2) a Resolution authorizing the transfer of General Fund monies made available from the City's Deferred Facility Maintenance Program (C13000500) to the Shovel-Ready Sites Program (D21001300) to support economic development through planning efforts for the Downtown and the Technology Village (Ramona Avenue) Area.

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

Public Comments-Matters Not on the Agenda

Council Comments-Ideas, Questions and Meeting/Conference Reports

Adjournment

