REPORT TO COUNCIL
City of Sacramento

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

CONSENT
February 24, 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, Financing Authority, Housing Authority and Redevelopment Agency for February 10, 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

Tuesday, February 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 Regular session called to order by Mayor Kevin Johnson at 2:00 p.m. Tuesday, February 10, 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 - 12)

Action: Moved/Seconded: Member Robbie Waters/Member Robert King Fong

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

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

1. **(City Council/ Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for January 27 and January 29, 2009**
Location: (Citywide)

Action: Approved the afternoon and evening City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for January 27, 2009 and January 29, 2009.

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

2. **Confirmation of Board and Commission Appointments**
Location: (Citywide)

Action: Confirmed board/commission appointments to the: 1) Community Racial Profiling Commission – Anthony Riley Chavis (Category D-3) and Brent Meyer (Category C); 2) Development Oversight Commission – Holger Fuerst (Category A), John Packowski (Category A) and Kristina McBurney (Category C); 3) Natomas Basin Conservancy Board of Directors – Michael Bradbury (Category A) and David Christophel (Category A); 4) Paratransit Inc. Board of Directors – Stephen Gould (Category A); 5) Sacramento/Yolo Mosquito & Vector Control District – David Tamayo (Category A-1); 6) Oak Park Redevelopment Advisory Committee – Mellissa Meng (Category A), Leoma Lee and Kathleen Johnson (Category B), Terrence Johnson and David Lambertson (Category C) and Beth (Dana) Kivel and Judith Hollins (Category D).

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

3. **Signature Authority for Contracts/Agreements**
Location: (Citywide)

Action: Received and filed.

Contact: Ray Kerridge, City Manager, (916) 808-5704, Office of the City Manager, Eileen Teichert, City Attorney, (916) 808-5346, Office of the City Attorney, Russ Fehr, (916) 808-5168, Office of the City Treasurer and Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk.

4. **(Redevelopment Agency) Agreement: 2009 Rebuilding Dreams Project**
Location: Street boundaries include: Broadway (north), 53rd Street and 58th Street (east), Fruitridge Road (south) and Stockton Boulevard (west) (District 5)

Action: Adopted **Redevelopment Agency Resolution No. 2009-007** authorizing the Executive Director or her designee to: 1) amend the Agency budget to transfer $85,000 in Stockton Boulevard 20 percent Low/Moderate Housing tax increment funds to the project; and 2) execute an agreement with Rebuilding Together for the project in an amount not to exceed $85,000.

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

5. **(Redevelopment Agency) Oak Park Commercial Revitalization Program Modification**
Location: Oak Park Redevelopment Project Area (District 5)

Action: Moved/Seconded: Member Robbie Waters/Member Robert King Fong

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

Recused: Mayor Kevin Johnson

A motion **passed** to adopt **Redevelopment Agency Resolution No. 2009-008** authorizing the Executive Director or her designee to: a) amend the Commercial Revitalization Program Guidelines to update the address ranges of eligible commercial properties in the Oak Park Redevelopment Project Area, and b) increase the maximum rebate amount for properties located in the Oak Park Commercial District to $200,000 per parcel.

Contact: Lisa Bates, Deputy Executive Director, (916) 440-1316, Chris Pahule, Assistant Director, Housing and Community Development, (916) 440-1350, Christine Weichert, Assistant Director, Housing and Community Development, (916) 440-1353, Sacramento Housing and Redevelopment Agency.

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

Action: Adopted **Resolution No. 2009-068** granting Citation authority to the Animal Control Officers in the Animal Care Services Division of the Department of General Services in order to enforce provisions of the City Code, California Penal Code and all applicable Federal, State and local ordinances Animal Control Officers are authorized to enforce.

Contact: Reina J. Schwartz, Director of General Services, (916) 808-7195, Donna Wicky, Administrative Officer, (916) 808-6719, General Services Department.

7. **(Pass for Publication) Ordinance Amendment: Refund of Parkland Dedication Fees**
Location: (Citywide)

Action: Reviewed the Ordinance amending Section 16.64.030 of the City Code to allow the refund of parkland dedication fees under certain circumstances; and 2) passed for publication the Ordinance title as required by Sacramento City Charter Section 32(c) to be adopted **February 17, 2009.**

Contact: Mary de Beauvieres, Principal Planner, (916) 808-8722, J. P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

8. **Report Back: Bicycle Parking Program**
Location: (Citywide)

Action: Received and filed.

Contact: Matthew W. Eierman, Program Specialist, (916) 808-5849, Transportation Department.

9. **City Farms Neighborhood Traffic Management Program Project (S15071129)**
Location: Generally bounded by Sutterville Road on the north, Franklin Boulevard on the east, 24th Avenue on the south and Deeble Street on the west (District 5)

Action: Adopted **Resolution No. 2009-069** approving the City Farms Neighborhood Traffic Management Plan (NTMP) Project - Phase 1 Traffic Calming Plan and transfer of funds.

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

10. **Supplemental Agreement: West Side Access Improvements to the Intermodal Project (T15068200)**
Location: I Street between 5th Street and Interstate 5 (District 1)

Action: Adopted **Resolution No. 2009-070** 1) authorizing the City Manager to execute Supplemental Agreement No. 2 to City Agreement 2006-1400 with Mark Thomas and Company to provide additional services for the completion of the 4th Street and I Street project as part of the West Side Access Improvements to the Intermodal project for a cost not to exceed $43,460; and 2) resetting the City Manager's Supplemental Agreement authority.

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

11. **(Pass for Publication) Ordinance Amendment: Scavenging from Solid Waste Receptacles**
Location: (Citywide)

Action: Public comment heard from Rainbow Singer, Sandra Hannameh, Paula Lomazzi, Rudolph Krantz, Shaina Meinerz, Michael Nettles, Muriel Strand, and reviewed an Ordinance repealing Section 13.10.160 of the Sacramento City Code relating to the removal of recyclable materials placed for City sponsored program and adding Section 13.10.160 of the Sacramento City Code relating to scavenging from solid waste receptacles; and 2) passed for publication the Ordinance title as required by the Sacramento City Charter 32c to be adopted on **March 3, 2009.**

Contact: Edison Hicks, Integrated Waste General Manager (916) 808-4949, Marty Strauss, Integrated Waste Planning Superintendent (916) 808-4934, Utilities Department.

12. **Green Apartments Partnership Articles of Organization**
Location: (Citywide)

Action: Adopted **Resolution No. 2009-071** authorizing the Department of Utilities' Director or designee to represent the City on the Green Apartments Partnership Board.

Contact: Edison Hicks, Integrated Waste General Manager (916) 808-4949, Marty Strauss, Integrated Waste Planning Superintendent (916) 808-4934, Utilities Department.

13. **Code Enforcement Case Fees and Penalties: Findings of Fact for Special** (Noticed on 12-19-09)
Location: (Citywide)

Action: Moved/Seconded: Member Lauren Hammond/Member Robbie Waters

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

Conducted a public hearing, heard public comment from John Asano on behalf of Marcelina Abucay and upon conclusion a motion **passed** to adopt **Resolution No. 2009-072 as amended** placing liens on the properties in the amount not to exceed $126,348 for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

Contact: Dennis Kubo, Program Manager, (916) 808-8577, Code Enforcement Department.

14. **Housing Case Fees and Penalties: Findings of Fact for Special Assessment Liens** (Noticed on 12-19-09)
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.

Conducted a public hearing with no public comment and upon conclusion a motion **passed** to adopt **Resolution No. 2009-073 as amended** placing special assessment liens on the properties in an amount not to exceed $258,025 for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

Contact: Ron O'Connor, Code Enforcement Manager, (916) 808-8183, Code Enforcement Department.

15. **Resolutions of Necessity: Meadowview Road Fence Improvements Project (T15065600) [2/3 Vote Required]** (Noticed on 1-22-09)
Location: South side of Meadowview Road, between Amherst Street and 24th Street, (District 8)

Action: Moved/Seconded: Member Bonnie Pannell/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.

Conducted a public hearing Conduct a Hearing on Resolutions of Necessity with no public comment and upon conclusion a motion **passed** to adopt and made the necessary findings to acquire the real property interests in the four parcels for the Meadowview Road Fence Improvements Project; and 2) adopted **Resolution No. 2009-074** of Necessity for the acquisition of the temporary construction easement interests necessary for the project for Ruiz Property; b) **Resolution No. 2009-075** of

Necessity for the acquisition of the temporary construction easement interests necessary for the project for Cropp Property; c) **Resolution No. 2009-076** of Necessity for the acquisition of the temporary construction easement interests necessary for the project for Osby Property; and d) **Resolution No. 2009-077** of Necessity for the acquisition of the temporary construction easement interests necessary for project for McNally Property.

Contact: Marianne Wetzel, Supervisor, Real Estate Services Section, (916) 808-6270, General Services Department, Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.

Staff Reports (Items 16 and 17)

16. **(City Council/Redevelopment Agency) FY2008-09 Midyear Budget Review**
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 heard from Mike Johnson, Chris Andrew, Paolo Nardi, Thomas Malim, Steve Hansen, Malik Muhammed, Marcia Mooney, Michael Ault and a motion **passed** to adopt 1) **City Resolution No. 2009-078 as amended** approving recommended adjustments to the FY2008/09 Approved Budget necessary to implement the City's financial plan for the remainder of the fiscal year; 2) **Redevelopment Agency Resolution 2009-009** a) directing the Executive Director to repay $6 million in proceeds loaned to the Agency from funds provided to the City's Parking Fund from the sale of the Sheraton Hotel/Garage; and b) terminating the Loan Agreement dated July 1, 2008 between the Agency and the City of Sacramento; and 3) a **City Resolution No. 2009-079** a) recognizing $6 million in loan proceeds from the Agency to the Parking Fund; b) authorizing a loan from the Parking Fund to the General Fund to address FY2009/10 year end issues; and c) terminating the Loan Agreement dated July 1, 2008 between the City of Sacramento and the Agency and authorizing the return of the related executed note to the Agency.

Contact: Leyne Milstein, Director of Finance, (916) 808-8491, Finance Department.

17. **(City Council/Redevelopment Agency) Stockton Boulevard and Lawrence Drive Opportunity Area Development Strategy Project**
Location: Stockton Boulevard Redevelopment Project Area (District 5)

Action: Moved/Seconded: Member Lauren Hammond /Member Kevin McCarty

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 heard from John Hodgson, Terrence Johnson and a motion **passed** to adopt 1) **City Resolution No. 2009-080** a) accepting $15,000 of 2002 Stockton Boulevard Tax Exempt Master Lease Funds for the project; b) authorizing the City Manager to execute an Individual Project Agreement (IPA) in the amount of $15,000 to assemble data and site analysis for the project; c) making related findings; and 2) **Redevelopment Agency Resolution No. 2009-010** a) amending the 2009 Sacramento Housing and Redevelopment Agency budget by transferring $230,000 of 2002 Stockton Boulevard Tax Exempt Master Lease Funds to the project; b) authorizing the Executive Director, or her designee, to execute an agreement with the Urban Land Institute in the amount of $120,000 for an Advisory Panel; c) authorizing the Executive Director, or her designee, to execute an IPA with the City of Sacramento in the amount of $15,000; and c) making related findings.

Contact: Lisa Bates, Deputy Executive Director, (916) 440-1316, Chris Pahule, Assistant Director, Community Development, (916) 440-1350, Sacramento Housing and Redevelopment Agency, Tom Pace, Long Range Planning Manager, (916) 808-6848, Planning Department.

Public Comments-Matters Not on the Agenda

a. Daniel J. Altstatt –Code enforcement issues

Closed Session

Redevelopment Agency of the City of Sacramento

a) **Pursuant to Government Code section 54956.8 for a matter pertaining to real property negotiations. Authorization to negotiate with the Greenfair Homeowners Association for the acquisition of a fee interest in real property located at what is commonly known as Greenfair, 5501 Broadway, Lot 214-C (APN 011-0350-023) and Lot 215-C (APN 011-0350-044) in their entirety and portions (approximately 5.97 acres) of Lot 216-C. Lots are identified in Plat of Greenfair Unit No. 1, filed April 21, 1972 in Book 89 of Maps, Map No. 20, Sacramento County Records. The purpose is to confer with the Agency's chief negotiators, Lisa Bates, LaShelle Dozier and Christine Weichert, regarding the price, terms and conditions of the acquisition.**

Recessed to Closed Session- 4:42 p.m.

Reconvene – 6:00 p.m.

A regular meeting of the Sacramento City Council was reconvened by Mayor Johnson at 6:01 p.m. Tuesday, February 10, 2009 at the Sacramento City Hall Council Chamber.

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

Members Absent: Member Bonnie Pannell absent; Member Lauren Hammond arrived at 6:15 p.m.; Mayor Kevin Johnson left at 8:15 p.m.

Pledge of Allegiance-led by Member Robbie Waters.

Closed Session Report- None.

Special Presentations/General Communications

a. **Recognizing the NAACP 100th Anniversary**

Action: Presented to Betty Williams, NAACP.

Staff Reports (Item 18)

18. Inclusionary Housing Workshop [To Be Delivered]
Location: (Citywide)

Action: Public comment heard from Rainbow Singer, Greg deGiese, Laura Catherine Green, Rodney Long, Robert Ranzenberger, Vince Gallo, Bob Erlenbush, Joann Burke, Keith Sharward, Richard Guess, Molly Fling, Owen Camerin, Kay Knepprath, Angelique Ashby, Geraldine Kope, Efren Guttierrez, Stan Kensling, Robert Worgler, Holly Brickner, Richard Hack, Charles Kelley Jr., Curtis Cook, Patti Uplinger, Karen Hall-Sandlund, Mary Wiberg, Becky Correin, Lisa Kaplan, Mike Barnbaum, Chris Paros, Tristan Godt, Jill Hurley, Mark Stivers, Brandy Kollenborn, Vanita Morris, Nancy Bui, Dennis Rogers, Shamus Roller, Kevin Greene,Rachael Iskow, Constance Slider and Anna Vue (did not speak). Reviewed results of economic analysis and neighborhood research and provided direction on changes to and review process for the Mixed Income Housing (Inclusionary) Ordinance.

Contact: Lisa Bates, Deputy Executive Director, (916) 440-1330, Cindy Cavanaugh, Assistant Director, (916) 440-1317, Sacramento Housing and Redevelopment Agency.

Public Comments-Matters Not on the Agenda –None.

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. **Board/Commission Appointments** -None

b. **Reports Backs**

1. Mayor Kevin Johnson-Agendize Mayor-Council Office Salary Discussion

Adjourned- at 9:15 p.m.