REPORT TO COUNCIL
City of Sacramento

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

CONSENT
March 17, 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 March 3, 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: S. Mizuno
for Shirley Concolino, City Clerk

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Minutes

Tuesday, March 3, 2009

City Hall – 915 I Street- First Floor Council Chamber

Open Session - 2:00 p.m.

Roll Call Regular session called to order by Mayor Kevin Johnson at 2:01 p.m. Tuesday, March 3, 2009 at the Sacramento City Hall Council Chamber.

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

Absent: Member Steve Cohn arrived at 2:07 p.m.

Consent Calendar (Items 1 - 12)

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

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

Absent: Steve Cohn

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 February 17, 2009**
Location: (Citywide)

Action: Moved/Seconded: Member Steve Cohn/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

A motion **passed** to approve the afternoon and evening City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for February 17, 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 – Terilyn Jackson (Category E); 2) 65th Street Redevelopment Advisory Committee – Michael Klein (Category D); 3) Ann Land/Bertha Henschel Memorial Fund Commission – Ellen J. Powell and Raynell Hamilton (Category B); 4) Board of Plumbing Examiners – Harry D. Moos (Category C); 5) Design Commission – Phyllis Newton (Category F) and David Nybo (Category G); 6) Sacramento Youth Commission – Ade Webster Jackson (Category B-2); and 7) Small Business Development & Employment Advisory Board – Philip D. Thorne (Category A)

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

3. **Confirmation of Appointment to the Sacramento Area Council of Governments**
Location: (Citywide)

Action: Confirmed the Mayor's appointment of Vice-Mayor Lauren Hammond as the Alternate to Mayor Johnson on the Sacramento Area Council of Governments.

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

4. **Open an Application Period for Various Boards and Commissions**
Location: (Citywide)

Action: Opened an application period for the Compensation Commission to open 03/04/09 with applications due 04/03/09.

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

5. **Open an Application Period for Various Boards and Commissions**
Location: (Citywide)

Action: Opened an application period for the 2009 Sacramento Charter Review Committee to open 03/04/09. Applications for all categories will be due 03/11/09.

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

6. **Interim Ordinance: Alternative Development Standards for Single Family and Two Family Residential Structures in the East Sacramento neighborhood (M06-035)** (Passed for publication on 2-24-09, Published on 2-27-09)
Location: (District 3)

Action: Moved/Seconded: Member Steve Cohn/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

Public comment heard from Lois Kaufman, Paul Noble, Jari Benjamin, Jay Benjamin, and a motion **passed** to adopt **Ordinance No. 2009-010** repealing Ordinance No. 2007-026 and establishing interim regulations pertaining to lot coverage, massing and scale and front yard setbacks in the East Sacramento neighborhoods.

Contact: William Crouch, Urban Design Manager, (916) 808-8013, David Kwong, Planning Manager, (916) 808-2691, Development Services Department.

7. **Annual Report on Living Wage Ordinance (LWO)**
Location: (Citywide)

Action: Received and filed.

Contact: Craig Lymus, Interim Procurement Services Manager, (916) 808-5524, General Services Department.

8. **Grant/Agreements: Office of Traffic Safety Driving Under the Influence (DUI) Media Campaign**
Location: (Citywide)

Action: Adopted **Resolution No. 2009-120** authorizing 1) the City Manager, or his designated representative to accept on behalf of the City $500,000 in grant funding from the California Office of Traffic Safety (OTS) for implementing a DUI media campaign; 2) authorizing the City Manager to establish a grant project for the OTS grant; 3) the City Manager or his designated representative to adjust the appropriate grant revenue and expenditure budgets to implement the media campaign; 4) the City Manager or his designated representative to execute an MOU with the Non-Profit Teachable Moment Foundation to implement a DUI media campaign; and 5) the City Manager or his designated representative to execute a professional services agreement with Astone-Crocker Flanigan to conduct a DUI media campaign for an amount not to exceed $500,000.

Contact: Gina Haynes, Lieutenant, (916) 808-0714, Police Department.

9. **Summary Vacation of the Public Utility Easement and Emergency Vehicle Access Easement**
Location: 10 Country Place North of Florin Road (District 7)

Action: Adopted **Resolution No. 2009-121** vacating the Public Utility Easement and the Emergency Vehicle Access Easement located at 10 Country Place, North of Florin Road.

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

10. **Investment Report for the Quarter Ended December 31, 2008 and the Monthly Transactions for the Month Ended December 31, 2008**
Location: (Citywide)

Action: Accepted the Quarterly Investment Report for quarter ended December 31, 2008 and the Monthly Investment Transactions for the month ended December 31, 2008.

Contact: Lydia Abreu, Investment and Operations Manager, (916) 808-7746, John Colville, Senior Investment Officer, (916) 808-8297, Shirley Tupaz, Investment Operations Analyst, (916) 808-8295, Office of the City Treasurer.

11. **Contract: Fairbairn Water Treatment Plant (FWTP) Sludge Dewatering Operations**
Location: 7501 College Town Drive (District 6)

Action: Adopted **Resolution No. 2009-122** awarding the contract for Fairbairn WTP Sludge Dewatering Operations to National Plant Services, Inc. to dewater the sludge for an amount not to exceed $238,160.

Contact: Mike Yee, Plant Services Manager (808-5583), Andy Hunt, Supervising Engineer (808-1408), Utilities Department.

12. **Ordinance Amendment: Administrative Processing Fee For Utility Service Accounts** (Passed for Publication on 2-24-09, Published on 2-27-09)
Location: (Citywide)

Action: Adopted **Ordinance No. 2009-011** adding section 13.04.735 to the Sacramento City Code, authorizing the collection of an administrative processing fee when a customer establishes a new account or makes changes to an existing account.

Contact: Shelle Smallwood, Account and Billing Manager, (916) 808-4928, Jamille Moens, Business Services Division Manager, (916) 808-5988, Utilities Department.

Public Hearings (Item 13)

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

13. **Resolutions of Necessity: I-5/Cosumnes River Boulevard Extension and Interchange Project (T15018000)** (Noticed on 2-9-09) **[2/3 Vote Required]**
Location: Along Interstate 5, one mile south of Pocket Road/Meadowview Road in the Pocket and Airport Meadowview Planning Areas (Districts 7 and 8)

Action: Withdrawn by Staff.

Contact: Marianne Wetzel, Supervisor, Real Estate Services Section, (916) 808-6270, General Services Department, Nader Kamal, Special Projects Engineer, (916) 808-7035, Transportation Department.

Staff Reports (Items 14 - 17)

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

14. **Ordinance Amendment: Scavenging from Solid Waste Receptacles** (Passed for Publication on 2-10-09, Published on 2-13-09)
Location: (Citywide)

Action: Moved/Seconded: Member Steve Cohn/Member Robbie Waters

Yes: Members Steve Cohn, Lauren Hammond, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson

Noe: Members Robert King Fong, Kevin McCarty, and Bonnie Pannell,

Public comment heard from John Kraintz, Paula Lomazzi, Michael Nettles, Rainbow Singer, Shaina Meiners, Ming, Kim Glazzard, Marc Brandes, and a motion **passed** to adopt **Ordinance No. 2009-012 as amended** 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.

Contact: Edison Hicks, Integrated Waste General Manager, Marty Strauss, Integrated Waste Planning Superintendent, Utilities Department.

15. State-Mandated Parking Citation Penalty Pass-Through
Location: (Citywide)

Action: Moved/Seconded: Member Steve Cohn/Member Sandy Sheedy

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 **Resolution No. 2009-128 as amended** approving a proposed increase to City parking citations that establishes an increase to the amount of a parking citation issued after March 15, 2009 by $8.00 per citation as a result of state-mandated surcharges.

Contact: Brad Wasson, Revenue Manager, (916) 808-5844, Finance Department.

16. Update: Greater Sacramento Urban League
Location: (Citywide)

Action: Received and filed.

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

17. Workshop: Water Conservation (Continued from 2-24-09) **[To Be Delivered]**
Location: (Citywide)

Action: Received with public comment heard from Ronald Stork, Chris Brown, Rick Bettis, Tom Gohring, Terry Davis and filed.

Contact: Jessica Hess, Media and Communications Specialist, (916) 808-8260, Utilities Department and Marty Hanneman, Assistant City Manager, (916) 808-7508, Office of the City Manager.

Information Reports (Item 18)

These items are for information only and are not eligible for action at this time.

18. Notification of Final Map Approval for R Street Condominiums (P08-057)
Location: (District 4)

Action: Received and filed.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7018, Transportation Department.

Public Comments-Matters Not on the Agenda

a. Bill Grant-Hart Senior Senter

Closed Session

City Council

a. **Pursuant to Government Code section 54957.6** to discuss matters pertaining to negotiations with recognized employee organizations: Stationary Engineers, Local 39; Sacramento Area Fire Fighters, Local 522; Sacramento Police Officers Association; International Association of Machinists, & Aerospace Workers (IAMAW); Auto, Marine & Specialty Painters, Local 1176; Sacramento-Sierra Building and Construction Trades Council; Plumbers & Pipefitters, Local 447; Western Council of Engineers. The purpose is to confer with the city's chief negotiator, Dee Contreras.

Recessed to Closed Session -4:56 p.m.

Reconvene – 6:00 p.m.

Roll Call- A regular meeting of the Sacramento City Council was reconvened by Mayor Johnson at 6:02 p.m. Tuesday, March 3, 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 Vice-Mayor Lauren Hammond.

Closed Session Report- None.

Public Hearings (Item 19)

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

19. 2030 General Plan Adoption [2/3 Vote Required] (Continued from 12-2-08 ;1-20-09 Noticed on 11-18-08)
Location: (Citywide)

Action: Moved/Seconded: Member Steve Cohn/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

Conducted a public hearing with public comment heard from Rick Bettis, Michael Alcalay, Karen Klinger, Brian Holloway, Michael Grace, Joel Archer, Larry Greene, Lisa Trankley, Michael Seaman, Don Schatzel, Jim Pachl, Judith Lamare, Mark Bachli, Valerie Ries-Lerman, Bruce Starkweather, Joseph Yee and upon conclusion a motion **passed** 1) adopting **Resolution No. 2009-129** overruling the Airport Land Use Commission's Findings of Inconsistency relating to the approval of the Sacramento 2030 General Plan (2/3 vote required); 2) adopting **Resolution No. 2009-130** certifying the Master Environmental Impact Report and adopting the mitigation monitoring program for the Sacramento 2030 General Plan; and

3) adopting **Resolution No. 2009-131 as amended** adopting and implementing the Sacramento 2030 General Plan and repealing the 1988 General Plan and all previously adopted Community Plans.

Contact: Tom Pace, Long Range Planning Manager, (916) 808-6848, Planning Department.

Staff Reports (Item 20)

20. Capital Region Compact for Children and Youth [To Be Delivered]
Location: (Citywide)

Action: Moved/Seconded: Member Lauren Hammond/Member Bonnie Pannell

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 Nick Rojas, Brandon Fermer, Elijah Thompson, Kate Bishop, Heyman Matlock, Zenae Scott, Julie Rhoten, Christine Welsch,Pastor Dave Lindner, Jay Shenirer, Frances Santillan, and a motion **passed** to adopt **Resolution No. 2009-132** 1) Approving the compact; and 2) authorizing the City Manager or his designee to sign the compact on behalf of the City.

Contact: Lyn Corbett, Director of Office of Youth Development, (916) 808-8050

Public Comments-Matters Not on the Agenda

None.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Backs
   a. Member McCarty –Diaper changing room requirement policy for major remodels and new construction
2. Board and Commission Appointments

   None.

Adjourned at 8:20 p.m.