# REPORT TO COUNCIL
# City of Sacramento

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

**CONSENT**
**April 14, 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 evening City Council, Financing Authority, Housing Authority and Redevelopment Agency for March 31, 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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# DRAFT Minutes

## Tuesday, March 31, 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 - 6:00 p.m.**

**Roll Call** Regular session called to order by Vice Mayor Lauren Hammond at 6:05 p.m. Tuesday, March 31, 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, and Robbie Waters

**Absent:** Mayor Kevin Johnson and Kevin McCarty arrived at 6:20 p.m.

**Pledge of Allegiance** led by Member Lauren Hammond.

**Closed Session Report** None.

**Special Presentations/General Communications**

a. **Recycling Initiative Program Check Presentations**
   **Action:** Presented to Bernadette McKeon, George Carpenter and Michelle Osborn by Chris Thoma.

b. **Workzone Safety Awareness Month**
   **Action:** Presented by Linda Tucker, Information Officer for Department of Transporation

**Public Comments-Matters Not on the Agenda** (2 minutes per speaker)

1. Paula Lomazzi-Safe Ground for the Homeless
2. John Kraintz-Safe Ground for the Homeless

**Consent Calendar (Items 1 - 17) Estimated Time: 05 minutes**

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

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

**Absent:** 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 March 17, 2009.**
**Location:** (Citywide)

**Action:** Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for March 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 – David Clements (District 2); 2) Sacramento Army Depot Redevelopment Advisory Committee – Jay Narayan, Jerry Mayberry and Robert Farley (Category A), Constance Slider (Category B-2) and Exer Toney (Category D); 3) Preservation Commission – Scott Blunk (Category D), Karen Jacques (Category F) and Joe Stinson (Category G); 4) Small Business Development & Employment Advisory Board – Tosha Cherry (Category E); and 5) Transportation Programming Guide Community Advisory Committee – Barbara Sutton (District 2).

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

3. **(City Council/ Redevelopment Agency) La Valentina Project: Exclusive Right to Negotiate, Predevelopment Loan and Loan Commitment**
**Location:** 12th Street between C Street Alley and E Street, District 3, Alkali Flat Redevelopment Area (District 3)

**Action:** Adopted 1) **City Resolution No. 2009-183** a) authorizing the Sacramento Housing and Redevelopment Agency (Agency) to commit up to $1,000,000 in State Housing Trust Fund funds to the project ; b) authorizing the Agency to execute a loan commitment for a construction and permanent loan for the Project with Domus Development, LLC, or a related entity (Developer); and c) approving findings of a Mitigated Negative Declaration for the Project under the California Environmental Quality Act (CEQA); and 2) **Redevelopment Agency Resolution No. 2009-026** a) authorizing the Agency to commit up to $2,000,000 in a combination of Alkali Flat Project Area Tax Increment Funds and City Aggregated 20% Housing Set Aside Funds (TI) to the project; b) authorizing the Executive Director, or her designee, to execute a loan commitment for a construction and permanent financing loan for the project; c) authorizing an Agency Budget amendment transferring up to $200,000 in TI to the project for a predevelopment loan; d) authorizing the Executive Director, or her designee, to execute a loan agreement and other related documents for predevelopment loan of up to $200,000 with the Developer; and e) authorizing the Executive Director, or her designee, to execute an Exclusive Right to Negotiate (ERN) with the Developer.

**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.

4. **(Housing Authority) 2009 American Reinvestment and Recovery Act Capital Funds**
**Location:** (Citywide)

**Action:** Adopted **Housing Authority Resolution No. 2009-008** authorizing the Executive Director or her designee to: 1) submit an Annual Contribution Contract Amendment to the United States Department of Housing and Urban Development (HUD) - Office of Capital Improvement Recovery (OCI) for funding under the American Recovery and Reinvestment Act of 2009; 2) authorize the Housing Authority of the City of Sacramento to receive the American Reinvestment and Recovery Act (ARRA) Formula grant funds; 3) execute and submit any related documents necessary to participate in the additional funds available through the ARRA; 4) amend the 5-year Capital Fund Plan to receive and expend not more than $4,651,660 in ARRA Capital fund grants for modernization of public housing developments; and 5) amend the Housing Authority budget to receive and expend not more than $4,651,660 in American Recovery and Reinvestment Act of 2009 funding for substantial modernization of public housing units.

**Contact**: Nick Chhotu, Assistant Director of Public Housing, (916) 440-1334, Cecette Hawkins, Management Analyst, (916) 440-1421, Sacramento Housing and Redevelopment Agency.

5. **(Pass for Publication) Ordinance Amendment: Ordinance Amending and Repealing Various Sections of Title 2 of the Sacramento City Code Relating to the City's Campaign Chapters (Contributions and Spending) [To Be Delivered]**
**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, and Robbie Waters

**Absent:** Mayor Kevin Johnson

Public comment heard from Jo Ann Fuller, Roseanna Torretto, Rick Bettis, Glenda Marsh and a motion **passed** to 1) Review an Ordinance amending Sacramento City Code Sections 2.13.050, 2.13.065, 2.13.080, 2.13.085, 2.13.120 and repealing Chapter 2.14; 2) pass for publication the Ordinance title as required by Sacramento City Charter 32 to be adopted April 14, 2009 and 3) direct staff to report back on how much was a) given to each candidate by independent expenditures, and b) raised by each seated Candidate in their last election.

**Contact:** Mark Prestwich, Special Projects Manager, (916) 808-5380, Office of the City Manager.

6. **Agreement/Purchase/Sale of Real Property: R Street Corridor Acquisition Project (L19012000)**
**Location:** 19th & Q Streets (District 3)

**Action:** Withdrawn by staff.

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

7. **Agreement: City-Regional Transit Fiber Optic Network Sharing**
**Location:** (Citywide)

**Action:** Adopt **Resolution No. 2009-185** authorizing the City Manager or designee to execute an Interagency Agreement between City and Sacramento Regional Transit District for sharing of the fiber optic network communication resource for an initial five year term with an option to extend the agreement for three additional five year terms.

**Contact**: Karl Rosander, Information Technology Manager, (916) 808-8262, Xavier Covarrubias, Information Technology Supervisor, (916) 808-8512, Information Technology Department.

8. **Parks and Recreation Safety Implementation Plan: Master Plan Updates for Bean Jr., Gardenland, Hagginwood, King Jr., and Strawberry Manor Parks (L19807700, L19808100, L19808000, L19808400, and L19807600)**
**Location:** Various Locations (Districts 1, 2, 6 and 8)

**Action:** Adopt **Resolution No. 2009-186** 1) approving the Bill Bean, Jr. Park Master Plan; 2) approving the Gardenland Park Master Plan; 3) approving the Hagginwood Park Master Plan; 4) approving the Martin L. King, Jr. Park Master Plan; and 5) approving the Strawberry Manor Park Master Plan.

**Contact**: Dennis Day, Associate Landscape Architect, (916) 808-7633, Jonathan Rewers, Parks and Recreation Analyst, (916) 808-7590, J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

9. **Supplemental Agreement: Del Paso and Interstate 5 Signalization Project (S15084900)**
**Location:** Del Paso Road at Intestate 5 (District 1)

**Action:** Adopt **Resolution No. 2009-187** 1) authorizing the City Manager to execute Supplemental Agreement No. 1 to City Agreement No. 2008-0539 with Mark Thomas and Company to complete the design of additional improvements need for the project for an amount not to exceed $87,608; 2) appropriating North Natomas Finance Plan contingency funds (Fund 3201) in the amount of $87,608 to the project; and 3) resetting the City Manager's Supplemental Agreement authority.

**Contact**: Salam Shehadeh, Associate Civil Engineer, (916) 808-8299; Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.

10. **Annexation of Portions of P Street, Q Street, and 14th Street into the State Capitol Residential Permit Parking Area (E)**
**Location:** South side of P Street, from 14th Street to 15th Street; The north side of Q Street, from 14th Street to 15th Street; The east side of 14th Street, from P Street to Q Street (District 4)

**Action:** Adopt **Resolution No. 2009-188** annexing portions of P Street, Q Street, and 14th Street into the State Capitol Residential Permit Parking Area (E) and regulate with two-hour metered parking, except with permit.

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

**11. Capital Improvement Project (CIP) and Transfer and Appropriation of Funds**
**Location:** Rio Linda Boulevard over Magpie Creek (District 2)

**Action:** Adopt **Resolution No. 2009-189** 1) establishing a Capital Improvement Project (CIP) for the Rio Linda Boulevard Bridge Replacement Project (T15095200), and 2) transfer and appropriation of funds.

**Contact**: Jesse Gothan, Associate Civil Engineer (916) 808-6897; Ryan Moore, Supervising Engineer (916) 808-8279, Transportation Department.

**12. Agreements: Traffic Impact Studies**
**Location:** (Citywide)

**Action:** Adopt **Resolution No. 2009-190** 1) authorizing the City Manager to execute a Master Services Agreements (MSA) with Fehr & Peers, Dowling Associates, DKS, and AECOM for a two year period in an amount not to exceed $400,000 per year for each agreement; and 2) authorizing the City Manager to execute additional one-year terms for a total not to exceed three years (including the initial term and all extensions) not to exceed the annual amount specified above.

**Contact**: Scott Tobey, Associate Engineer, (916) 808-8307; Samar Hajeer, Senior Engineer, (916) 808-7808, Transportation Department.

**13. Restriction of Traffic Through Elby Lane, the Alleyway Bounded Between Broadway, 36th Street, 5th Avenue and Bret Harte Court; Restricted Traffic Proceeding No. RT09-01**
**Location:** Elby Lane, the Alley bounded between Broadway, 36th Street, 5th Avenue and Bret Harte Court (District 5)

**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, and Robbie Waters

**Absent:** Mayor Kevin Johnson

Public comment heard from Lori Gustafson, William Hunt and Charles Rickard; and a motion **passed** to adopt **Resolution No. 2009-191** authorizing the restriction of vehicular traffic through the alleyway Elby Lane bounded between Broadway, 36th Street, 5th Avenue and Bret Harte Court.

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

**14. Agreement: New Measure A Funds for Sacramento Intermodal Transportation Facility (SITF)** (Continued from 3-24-09)
**Location:** Downtown Railyards (District 1)

**Action:** Continued to April 7, 2009.

**Contact**: Hinda Chandler, Senior Architect, (916) 808-8422, Lucinda Willcox, Program Manager, (916) 808-5052, Transportation Department

**15. February 2009 Monthly Investment Transactions Report**
**Location:** (Citywide)

**Action:** Received and filed.

**Contact**: Lydia Abreu, Investment and Operations Manager, (916) 808-7746, Shirley Tupaz, Investment Operations Analyst, (916) 808-8295, Office of the Treasurer.

**16. (Pass for Publication) Ordinance Amendment: Chapter 13.10 of the Sacramento City Code Related to Recycling**
**Location:** (Citywide)

**Action:** 1) Reviewed an Ordinance amending section 13.10 of the Sacramento City Code, adding Article VII mandating recycling and participation by residential property owners in the City's existing curbside recycling collection service; and 2) passed for publication the ordinance title as required by Sacramento City Charter § 32(c) to be adopted April 7, 2009.

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

**17. Contract: Disposal of Debris (2/3 Vote Required]**
**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2009-193** 1) suspending competitive biding, in the best interests of the City, for a short term contract with L&D Landfill to allow the continued disposal of debris from sewer and waterworks trenches, street excavations and catch basin debris, while a long term contract for disposal of this debris is being competitively bid; 2) awarding the contract to L&D Landfill for an amount not to exceed $125,000; 3) ratifying and authorizing the payment to L&D Landfill for prior disposal costs in the amount of $40,325.

**Contact**: Michael Malone, Field Services Division Manager, (916) 808-6226, Ken Swartz, Warehouse Administrator, (916) 808-6276, Utilities Department.

**Public Hearings (Item 18 – 20)**

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

**18. Estimated Time: 15 minutes**
**Lemon Bell 2 Residential Subdivision (P06-100)** (Noticed on 3-20-09, Passed for Publication on 3-24-09, Published on 3-27-09)
**Location:** 7200 Lemon Hill Avenue (District 6)

**Action: Moved**/Seconded: Member Kevin McCarty/Member Robert King Fong

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

**Absent:** Mayor Kevin Johnson

Conducted a public hearing with no public comment and upon conclusion a motion **passed** to adopt 1) **Resolution No. 2009-194** determining the project exempt from environmental review; 2) **Resolution No. 2009-195** amending the South Sacramento Community Plan from Residential (4-8) to Residential (7-15); 3) **Resolution No. 2009-196** approving the Lemon Bell 2 Residential Subdivision; and 4) **Ordinance No. 2009-016** rezoning the subject site from the Standard Single-Family (R-1) zone to the Single-Family Alternative (R-1A) zone.

**Contact**: Antonio Ablog, Associate Planner, (916) 808-7702, Joy Patterson, Principal Planner, (916) 808-7826, Planning Department.

**19. Estimated Time: 1 hour**
**Check Cashing Centers (M07-070)** (Noticed on 3-20-09, Passed for Publication on 3-24-09, Published on 3-27-09)
**Location:** (Citywide)

**Action:** Moved/Seconded: Member Sandy Sheedy/Member Bonnie Pannell

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

**Absent:** Mayor Kevin Johnson

**Action:** Conducted a public hearing with public comment heard from Curtis Cook, Richard Lake, Natasha Fooman, Adanna Iwu, Paul Carlo Moreno, Alan Fisher, Clarence Williams, Liana Molina, Edgar Hilbert, Lance Solomon, Ronald Coleman, Briar Augusta, Bill Camp, John Cranshaw, Betty Williams, Cheyanne Cook; and upon conclusion a motion **passed** to adopt 1) **Resolution No. 2009-197** determining the project exempt from environmental review, and 2) **Ordinance No. 2009-017** amending the Zoning Code to establish regulations for check cashing centers.

**Contact**: Jennifer Glen, Assistant Planner, (916) 808-4771, Sandra Yope, Senior Planner, (916) 808-7158, Development Services Department.

**20. Estimated Time: 45 minutes**
**(Housing Authority) Greenfair Common Resolution of Necessity [2/3 Vote Required]** (Noticed on 2-10-09) (Continued from 3-10-09, 3-17-09)
**Location:** Greenfair Subdivision at Broadway and Fairgrounds Drive (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, and Robbie Waters

**Absent:** Mayor Kevin Johnson

Conducted a public hearing with public comment heard from Russ PattonAnthony R. Bell, Brad Epstein, Mindy Hicks, Marcia Rogers; and upon conclusion a motion **passed** to adopt **Housing Authority Resolution No. 2009-009** of Necessity pursuant to the California Code of Civil Procedure § 1245.230 authorizing the Executive Director or her designee to commence an action in eminent domain to acquire approximately 8.8 acres of Greenfair Homeowners Association common area land that surrounds or abuts 158 vacant parcels owned by the Housing Authority of the City of Sacramento.

**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.

**Discussion Calendar/Staff Reports (Items 21 and 22)**

Discussion Calendar items include an oral presentation including those recommending "receive and file".

**21. Estimated Time: 45 minutes**
**Sacramento River Crossing – Purpose and Need**
**Location:** (District 4)

**Action:** Moved/Seconded: Member Robert King Fong/Member Sandy Sheedy

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

**Absent:** Mayor Kevin Johnson

Public comment heard from Jim Randlett, John Miller, Don Knutsen, and Scott Rose; and a motion **passed** directing staff to proceed with determining the purpose of and need for a new Sacramento River crossing and analyze crossing alternatives that are not geographically restrictive.

**Contact**: Fran Halbakken, Operations Manager, (916) 808-7194, Transportation Department.

**22. Estimated Time: 45 minutes**
**Update to the Traffic Stop Data Analysis Project: Implementation of Actions made by Lamberth Consulting**
**Location:** (Citywide)

**Action:** Received and filed.

**Contact**: Katherine Lester, Lieutenant, (916) 808-0375, Police Department.

**23. City Proposition 1C Applications**

**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, and Robbie Waters

**Absent:** Mayor Kevin Johnson

A motion **passed** to adopt 1) **Resolution No. 2009-198** authorizing the City Manager to submit an application to the State on behalf of the Curtis Park Village development and the Capitol Lofts project for round 2 of the Proposition 1C Transient Oriented Development (TOD) Housing Program.

**Contact:** Marty Hanneman, Assistant City Manager, (916) 808-7508 and Patti Bisharat, Director of Government Affairs, (916) 808-8197

**Council Comments-Ideas, Questions and Meeting/Conference Reports**

**a. Report Back**

None

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

None

**Adjourned** at 9:34 p.m.