



REPORT TO COUNCIL City of Sacramento

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

CONSENT
April 30, 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 April 14, 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:

Dawn Bullwinkel
for Shirley Concolino, City Clerk

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Minutes for April 14, 2009



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

DRAFT Minutes

Tuesday, April 14, 2009

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

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

CITY COUNCIL

Kevin Johnson, Mayor
Raymond L. Tretheway III, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Lauren Hammond, Vice-Mayor, District 5
Kevin McCarty, District 6
Robbie Waters, District 7
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 on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard 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 available on the City's Website and located in racks inside the chamber and should be completed and submitted to the Assistant 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 and estimated time for 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 Actions; 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 the City's official website at <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.

DRAFT Minutes

Tuesday, April 14, 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 Mayor Kevin Johnson at 6:02 p.m. Tuesday, April 14, 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

Absent: Member Kevin McCarty arrived at 7:35 pm and Mayor Kevin Johnson departed at 8:05 pm.

Pledge of Allegiance led by Member Lauren Hammond.

Closed Session Report None.

Special Presentations/General Communications

a. **Proclaiming April 20th as Lionakis Day**

Action: Presented to Bruce Starkweather

b. **Proclaiming April 17 - 25 as “Creek Week”**

Action: Presented to Alta Tura

c. **Career Exploration Week**

Action: Presented to David Butler, Ramona Bishop, Alicia Lawson and Linda Miles

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

None

Consent Calendar (Items 1 - 11) **Estimated Time (5 minutes)**

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

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

Absent: Member Kevin McCarty

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 31, 2009

Location: (Citywide)

Action: Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for March 31, 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)

Action: Opened an application period for the 1) North Sacramento Redevelopment Advisory Committee to open 04/15/09 with applications due 04/30/09 and 2) Animal Care Services Citizens Advisory Committee to open 04/15/09 with applications due 05/15/09.

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

3. **Agreement/Exclusive Right to Negotiate: Discovery Centre Hotel Project**

Location: Southwest corner of Richards Boulevard at North 3rd Street (District 1)

Action: Adopted **Resolution No. 2009-0214** authorizing the City Manager to execute an agreement with Twin River Development, LLC for the Exclusive Right to Negotiate ("ERN") for the project.

Contact: Jennifer Witz, Administrative Analyst, (916) 808-2796, and Rachel Hazlewood, Senior Project Manager, (916) 808-8645, Economic Development Department.

4. **Cooperative Purchase/Agreements: Parts and Services for Fleet Equipment**

Location: (Citywide)

Action: Adopted **Resolution No. 2009-0215** 1) approving the use of a State of California contract with InterState Oil Co. for the purchase of E85 fuel in an amount not to exceed \$200,000 through December 1, 2009 or until the contract is no longer available for use; 2) approving the use of County of Sacramento contracts with a) Betts Truck Parts for the purchase of heavy equipment truck parts and services in an amount not to exceed \$270,000 through October 28, 2011 or until the contract is no longer available for use; b) Drive Line Services of Sac for the purchase of heavy equipment parts and services in an amount not to exceed \$150,000 through September 30, 2011 or until the contract is no longer available for use; c) Fleet Pride for the purchase of vehicle parts and services in an amount not to exceed \$315,000 through September 30, 2011 or until the contract is no longer available for use; d) Holt of California for the purchase of heavy equipment parts and services in an amount not to exceed \$400,000 through October 27, 2011 or until the contract is no longer available for use; e) Hydraulic Power Sales for the purchase of hydraulic filters in an amount not to exceed \$270,000 through May 31, 2011 or until the contract is no longer available for use; f) Lehr Auto Electric for the purchase of electrical items, parts and supplies in an amount not to exceed \$750,000 through August 10, 2011 or until the contract is no longer available for use; g) Lighthouse for the purchase of heavy equipment lighting in an amount not to exceed \$250,000 through January 25, 2012 or until the contract is no longer available for use; h) Northstar, Inc. for the purchase of

maintenance and repair services for liquefied natural gas fueling systems in an amount not to exceed \$175,000 through June 30, 2011 or until the contract is no longer available for use; and i) Star Lite Glass/Allstar Glass for the purchase of auto glass in an amount not to exceed \$160,000 through May 25, 2010 or until the contract is no longer available for use; and 3) authorizing the City Manager or the City Manager's designee to execute purchases in the amounts specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal years.

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

5. Resolution of Necessity: I-5/Cosumnes River Boulevard Extension and Interchange Project (T15018000) [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: Adopted **Resolution No. 2009-216** to agree to conduct Resolution of Necessity hearings for the I-5/Cosumnes River Boulevard Extension and Interchange Project.

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

6. Capital Improvement Project (CIP): River Cats Independence Field Long Term Project (L19804100)

Location: 2450 Meadowview Road, (District 8)

Action: Adopted **Resolution No. 2009-0217** 1) establishing a CIP for long term capital improvements at Rivercats Independence Field ; 2) appropriating \$117,000 in Park Development Impact Fees (Fund 3204) to the project; 3) accepting \$72,877 into the CIP Reimbursable Fund (Fund 3702) from the Sacramento Region Community Foundation, and 4) appropriating \$72,877 in CIP Reimbursable Funds (Fund 3702) to the project.

Contact: Jonathan Rewers, Parks and Recreation Analyst, (916) 808-7590, Alan Tomiyama Recreation Manager, (916) 808-8958, Parks and Recreation Department.

7. Presentation of the Final Adopted 2030 General Plan

Location: (Citywide)

Action: Received and filed.

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

8. City Signatory Authority for City Properties located within the Proposed Oak Park Property and Business Improvement District #2009-01 (PBID)

Location: Oak Park commercial Corridor (District 5)

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

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

Absent: Member Kevin McCarty

Abstain: Mayor Kevin Johnson

A motion passed to adopt **Resolution No. 2009-0218** designating the City Manager as the signatory authority for all City-owned properties to be included in the proposed Oak Park PBID.

Contact: Jodie Vong, Administrative Analyst, (916) 808-8243, Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.

9. Grant: Recovery Act Edward Byrne Memorial Justice Assistance Grant Program

Location: (Citywide)

Action: Adopted **Resolution No. 2009-0219** 1) authorizing the City Manager, or his designated representative, to apply for \$2,527,660 of federal grant funding through the Recovery Act: Edward Byrne Memorial Justice Assistance Grant Formula Program: Local Solicitation administered through the U.S. Department of Justice, Office of Justice Programs' Bureau of Justice Assistance.

Contact: Jim Maccoun, Captain, (916) 808-0841, Police Department.

10. State Safe Routes to Schools Funding Grant Program

Location: Sidewalk improvements on Bell Avenue and Pinell Street near Bell Avenue Elementary School (District 2)

Action: Adopted **Resolution No. 2009-0220** authorizing the City Manager to submit an application for the State Safe Routes to Schools Funding Grant program for a new sidewalk improvements for Bell Avenue Elementary School.

Contact: Edward Cox, Program Analyst, (916) 808-8434, Ryan Moore, Supervising Engineer (916) 808-8279, Transportation Department.

11. Special Tax Refund for Westlake Community Facilities District

Location: (District 1)

Action: Adopted **Resolution No. 2009-0221** authorizing refunds to property owners within Westlake Community Facilities District of tax overpayments for 2008-2009.

Contact: Janelle Gray, Public Finance Manager, (916) 808-8296, Petra Laptalo, Treasury Analyst, (916) 808-8292, Office of the City Treasurer.

Public Hearings (Items 12 and 13)

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

12. **Estimated Time: 10 minutes**
Code Enforcement Case Fees and Penalties – Findings of Fact for Special Assessment Liens (Noticed on 3-11-09)
Location: (Citywide)

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

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

Absent: Member Kevin McCarty

Conduct a public hearing with no public comment and upon conclusion a motion **passed** to adopt **Resolution No. 2009-0222 as amended** placing liens on the properties in the amount of \$127,600 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.

13. **Estimated Time: 10 minutes**
Housing Case Fees and Penalties – Findings of Fact for Special Assessment Liens (Noticed on 2-18-09)
Location: (Citywide)

Action: Moved/Seconded: Member Sandy Sheedy /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

Absent: Member Kevin McCarty

Conduct a public hearing with no public comment and upon conclusion a motion **passed** to adopt **Resolution No. 2009-0223 as amended** placing special assessment liens on the properties in the amount of \$108,678.00 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.

Discussion Calendar/Staff Reports (Items 14 - 16)

14. **Estimated Time: 15 minutes**
Contract: Memorial Auditorium Roof Repair Project (M17101000)
Location: (District 3)
- 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
- Public comment heard from Greg Maxim, Deon Stein and a motion **passed** to adopt **Resolution No. 2009-0224** 1) rejecting and adopting findings of fact made by the hearing examiner in connection with a bid protest filed by Madsen Roof Company, Inc; 2) rejecting the hearing examiner's Action that the City waive the errors and omissions in D7 Roofing Services' bid; 3) granting Madsen's bid protest and rejecting D7's bid as non-responsive; 4) awarding the construction contract for the project to Madsen, the lowest responsive and responsible bidder, in an amount not to exceed \$519,883; and 5) authorizing the City Manager or the City Manager's designee to execute the contract with Madsen.
- Contact:** Rebecca Bitter, Program Manager, Convention, Culture and Leisure, (916) 808-5047, Convention, Culture and Leisure Department.
15. **Estimated Time: 1 hour**
Progress Report on Natomas Joint Vision
Location: Unincorporated portion of the Natomas Basin within Sacramento County (District 1)
- Action:** Directed staff including to report back in May 2009 with a new or extended landowner funding package, and reimbursement agreement between the City and County, in order to continue the collaborative planning process for the Natomas Joint Vision area.
- Contact:** Scot Mende, New Growth Manager, 808-4756, Helen Selph, Associate Planner, 808-7852, Planning Department.
16. **Estimated Time: 1 hour**
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)
Location: (Citywide)
- Action:** Moved/Seconded: Member Steve Cohn/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
- Public comment heard from Dr. Robert Waste, JoAnn Fuller, Roseanna Torretto, Rick Bettis, and Derek Cressman; a motion **passed** to adopt **Ordinance No. 2009-020 as amended** 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

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

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

- a. Member Sheedy - addition of pre-approved Park Rangers are needed

2. Board and Commission Appointments

- a. 65th Street Redevelopment Advisory Committee
 1. Dave Defanti
 2. Susan Z'Berg
- b. Civil Service Board
 1. Claudia Wrazel
 2. William McPoil
- c. Housing Codes advisory and Appeals Board
 1. Eric Fritz
- d. Transportation Programming Guide Community Advisory Committee
 1. Edgar Zazueta (District 7)
 2. Steve Soto (District 3)
- e. Sacramento Hotel Association
 1. Liz Tavernese
 2. Ulrich Samietz
- f. North Sacramento RAC
 1. Richard Meeker (Category A)
 2. David Veden (Category A)
 3. Eugene Lukehart
 4. Kim Scott (Category B)
 5. Mark Underwood (Category C)
 6. Donna Hubbs (Category D)
 7. David Plag (Category D)

Adjourned- at 8:40 p.m. in memory of Gloria Jackson.