



# REPORT TO COUNCIL City of Sacramento

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

CONSENT  
January 7, 2010

Honorable Mayor and Members of the City Council, Financing Authority  
Housing Authority, and Redevelopment Agency

**Title: Approval of Council Minutes for December 8 and December 15, 2009**

**Location/Council District:** (Citywide)

**Recommendation:**

Approve the City Council, Financing Authority, Housing Authority and Redevelopment Agency minutes for December 8 and December 15, 2009.

**Contact:** Shirley Concolino, City Clerk, (916) 808-7200

**Presenters:** None

**Department:** City Clerk

**Division:** None

**Organization No:** 04001011

**Financial Considerations:** None.

**Environmental Considerations:** None.

**Policy Considerations:** None.

**ESBD Considerations:** Not Applicable.

Respectfully Submitted by:

*Dawn Beckwith*  
for Shirley Concolino, City Clerk

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Minutes for December 8 and December 15, 2009

# Minutes

**Tuesday, December 8, 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 6:12 p.m. Tuesday, December 8, 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.

**Members Absent:** Mayor Kevin Johnson.

**Pledge of Allegiance**– led by Vice Mayor Hammond

**Closed Session Report** – None.

## **Special Presentations/General Communications**

**[Total Time-6 minutes]**

**a. Youth of the Month** – Presented to Huyen Vo by Vice Mayor Lauren Hammond and Kevin McCarty

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

**[Total Time for speakers-30 minutes]**

1. Safeguard and Homelessness
  - a. Carol Carlile
  - b. Milton Henry Harris
  - c. Mike Bellah
  - d. Carmell Bray
  - e. Debra Reiger
  - f. John Krantz
  - g. Tracie Rice-Bailey
  - h. Greg Dupree
  - i. James Gilland
2. Future of our City
  - a. Steve Ayers
3. Businesses in Sacramento
  - a. Mike Barnbaum

**Consent Calendar (Items 1 - 13) Estimated Time: 5 minutes**

**[Actual Total Time-2 minutes]**

**Action:** Moved/Seconded: Member Robbie Waters/Member Rob 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.

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 November 24, 2009.**

**Location:** (Citywide)

**Action:** Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for November 24, 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 – Hugo Vera (category D-6), Sean Coletta (category D-7) and Lisa M. Gunderson (category E); 2) Development Oversight Commission – Roger Valine (category C); 3) Natomas Basin Conservancy Board of Directors – Janelle Gray (category A); 4) Sacramento Environmental Commission – Saul Acosta Gomez (category A); 5) Sacramento Metropolitan Arts Commission – Laura Garcia-Heberger (category A); 6) Sacramento Sports Commission – Rhonda Smira (category A-1); 7) Stockton Blvd. Redevelopment Advisory Committee – Joannie Ornelas (category A) and 8) Utilities Rate Advisory Commission – Carolyn Veal-Hunter (category A).

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

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

**Location:** (Citywide)

**Action:** Opened an application period for: 1) Ann Land/Bertha Henschel Memorial Fund Commission to open 12/09/09 with applications due 01/08/10 and 2) Parks & Recreation Commission to open 12/09/09 with applications due 12/30/09.

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

**4. (Pass for Publication) Ordinance Amendment: Sacramento Docks Specific Plan (P08-058)**

**Location:** Generally south and east of the Sacramento River, north and west of I-5 and Interstate 50 (Districts 1 and 4)

**Action:** 1) Reviewed a) a Resolution certifying the Environmental Impact Report (EIR) per the California Environmental Quality Act and adopting the Monitoring Mitigation Plan (MMP); b) an Ordinance rezoning 29.27± acres consisting of 27.5± acres of Heavy Industrial (M-2) zone and 1.77± acres of Light Industrial (M-1) zone to General

Commercial (C-2) zone; c) a Resolution adopting the Sacramento Docks Specific Plan (Option B); d) a Resolution adopting the Sacramento Docks Design Guidelines (Option B); e) a Resolution approving the Docks Financing Plan; and 2) Pass for Publication the Ordinance title as required by Sacramento City Charter 32(c) to be adopted on December 15, 2009.

**Contact:** Elise Gumm, LEED AP, Associate Planner, (916) 808-1927; Stacia Cosgrove, Senior Planner, (916) 808-7110, Community Development Department.

**5. (Pass for Publication) Ordinance Amendment: Water Efficient Landscape Ordinance M09-042**

**Location:** (Citywide)

**Action:** 1) Reviewed an Ordinance repealing and adding Chapter 15.92 to the Sacramento City Code relating to water efficient landscape and irrigation; and 2) Pass for Publication the Ordinance title as required by Sacramento City Charter 32(c) to be adopted on December 15, 2009.

**Contact:** Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department.

**6. (Pass for Publication) Ordinance Amendment: Uniform Transient Occupancy Tax Ordinance**

**Location:** (Citywide)

**Action:** 1) Reviewed an Ordinance adding section 3.28.190 to the Sacramento City Code relating to the Uniform Transient Occupancy Tax and payment prior to litigation; 2) pass for publication the Ordinance title as required by Sacramento City Charter 32 (c) and continue to December 15, 2009 for adoption.

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

**7. (Pass For Publication) Ordinance Amendment: Cardroom License Transfers and Tolling of Automatic Cardroom License Revocation**

**Location:** (Citywide)

**Action:** 1) Reviewed an Ordinance amending Sections 5.32.110, 5.32.160, and 5.32.170 of Sacramento City Code Chapter 5.32 (Cardrooms) to align with the State of California's cardroom license change process, and to toll the period for automatic cardroom license revocation under extenuating circumstances; and 2) pass for publication the Ordinance title as required by Sacramento City Charter section 32(c), to be adopted on December 15, 2009.

**Contact:** Dafna Gauthier, Business Permit Manager, (916) 808-7800, Finance Department.

**8. Grant/Agreement: California Task Force Seven (CA TF-7), Urban Search and Rescue (US&R) Team American Samoa Tsunami Alert (G12701900)**

**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2009-741** 1) authorizing the City Manager, or his designee, to execute the agreement (EMW-2008-CA-1498, Amendment M006) accepting federal funding in the amount of \$10,000 for the California Task Force Seven (CA TF-7), Urban Search and Rescue (US&R) Team American Samoa

Tsunami Alert; 2) establishing an operating grant for CA TF-7 US&R American Samoa Tsunami Alert; and 3) establishing a \$10,000 revenue and expenditure budget for the CA TF-7 US&R American Samoa Tsunami Alert .

**Contact:** Ed Vasques, Assistant Chief, (916) 264-7522, Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department.

**9. Contract: Purchase of Chemicals and Fertilizers**

**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2009-742** 1) awarding a one-year contract with three one-year renewal options to Target Specialty Products for the purchase of chemicals and fertilizers in a total amount not to exceed \$1.8 million for the potential maximum four year term; and 2) authorizing the City Manager or the City Manager's designee to execute the contract and renewal options specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).

**Contact:** Christopher Stewart, Procurement Manager, (916) 808-6202, Marc Robles, Program Analyst, Procurement Services, (916) 808-6343, General Services Department.

**10. Supplemental Agreement: City-Owned Billboard Structures**

**Location:** Northwest Side of Business 80 at Sutter's Landing Regional Park (District 3)

**Action:** Adopted **Resolution No. 2009-743** 1) finding and determining that it is in the best interest of the City to authorize Supplemental No. 1 to City Agreement 2006-1404 to extend the termination date of the lease with CBS Outdoor, Inc. for the three City-owned billboard structures adjacent to Business 80 to December 31, 2010, without bidding because special circumstances make use of the bid procedures inappropriate; 2) authorizing the City Manager to execute an amendment extending the termination date of the lease to December 31, 2010; 3) designating lease revenue to capital projects at Sutter's Landing Regional Park; and, 4) authorizing the City Manager or his designee to adjust revenue and expenditure budgets for the Sutter's Landing Regional Park Capital Improvement Program (PN:L19167000) to account for the lease revenue.

**Contact:** Lori Harder, Support Services Manager, (916) 808-5172, Parks and Recreation Department.

**11. Summer Food Service Program**

**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2009-744** 1) authorizing the Parks and Recreation Department's continued year-round participation in and operation of the Program throughout the Sacramento region through December 31, 2013; 2) authorizing the City Manager to execute, subject to City Attorney approval as to form, the California Department of Education-approved Food Service Agreement and any extensions, amendments or other necessary documents with local school districts and other licensed food service providers as necessary to operate the Program through December 31, 2013; 3) authorizing the City Manager to issue purchase orders in a total amount up to \$750,000 with local school districts and other licensed food service providers as necessary to operate the Program through December 31, 2013; and 4)

authorizing the City Manager to adjust the necessary grant and operating revenue and expenditure budgets to implement the Program.

**Contact:** David Mitchell, Operations Manager, (916) 808-6076, Alan Tomiyama, Recreation Manager, (916) 808-8958, Parks and Recreation Department.

**12. Grant Funding: 2009 COPS Secure Our Schools Program (SOS)**

**Location:** (Districts 2, 6 and 8)

**Action:** Adopted **Resolution No. 2009-745** authorizing the City Manager, or his designated representative, to accept \$463,699 in federal grant funding through the Community Oriented Policing Services (COPS) SOS grant administered through the U.S. Department of Justice, Office of Community Oriented Policing Services.

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

**13. Grant: Acceptance of Funding Safe Community Partnership**

**Location:** (Citywide)

**Action:** **Withdrawn.**

**Contact:** Scott LaCosse, Captain, (916) 808-0551, Police Department.

**Public Hearings (Items 14 and 15)**

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

**14. Estimated Time: 10 minutes**

**[Actual Total Time-2 minutes]**

**Code Enforcement Case Fees and Penalties – Findings of Fact for Special Assessment Liens**

**Location:** (Citywide)

**Action:** Moved/Seconded: Member Pannell /Member 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.

A motion **passed** to close the public hearing and adopt **Resolution No. 2009-747 as amended** placing liens on the properties in the amount of \$60,020.00 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, Code Enforcement Manager, (916) 808-8577, Code Enforcement Department.

**15. Estimated Time: 10 minutes**

**[Actual Total Time-3 minutes]**

**Housing Case Fees and Penalties – Findings of Fact for Special Assessment Liens**

**Location:** (Citywide)

**Action:** Moved/Seconded: Member Sheedy /Member Cohn

**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 close the public hearing and adopt **Resolution No. 2009-748 as amended** placing special assessment liens on the properties in the amount of \$375,338.00 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 16 -18)**

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

**16. Estimated Time: 10 minutes**

**[Actual Total Time-6 minutes]**

**Regional Emergency Operations Center**

**Location:** 3720 Dudley Boulevard McClellan (Citywide/County)

**Action:** Moved/Seconded: Member Tretheway /Member 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 direct staff to analyze acquisition options and report back with findings and proposed financing structure; and 2) adopt **Resolution No. 2009-749** declaring the official intent to reimburse certain expenditures from proceeds of the Recovery Zone Economic Development Bonds.

**Contact:** Joe Valenzuela III, Captain, (916) 566-2474, Police Department, Kimberlie Gladden, City Treasurer's Office, (916) 808-2675, Office of the City Treasurer

**17. Estimated Time: 15 minutes**

**[Actual Total Time-5 minutes]**

**Examination of City/County Functional Consolidation Opportunities**

**Location:** (Citywide/County)

**Action:** Moved/Seconded: Member Fong/Member Cohn

**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 direct the City Manager to coordinate with the County Executive and report back in 90 days with the identification of specific services with the most opportunity for functional consolidation.

**Contact:** Gus Vina, (916) 808-7138, Assistant City Manager, Office of the City Manager.

18. **Estimated Time: 15 minutes**  
**(Redevelopment Agency) 800 K/L Proposed Development Status Report and Request For Qualifications (RFQ) Determination**

**Location:** 700-730 K Street, 800-816 K Street and 809-815 L Street (District 1)

**Action:** Withdrawn.

**Contact:** Denise Malvetti, Senior Project Manager, (916) 808-7064 and Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Economic Development Department.

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

**[Total Time-6 minutes]**

**1. Report Back**

None.

**2. Board and Commission Appointments**

None.

**Adjournment** – 7:12 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the December 8, 2009 meeting as approved by the Sacramento City Council.

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Shirley Concolino, City Clerk

# Minutes

**Tuesday, December 15, 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 6:01 p.m. Tuesday, December 15, 2009 at the Sacramento City Hall Council Chamber.

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

**Members Absent:** Member Lauren Hammond; Member Sandy Sheedy departed at 9:10 pm.

**Pledge of Allegiance**– led by Member Ray Tretheway.

**Closed Session Report** – None.

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

**[Total Time for speakers-32 minutes]**

1. Safeguard and Homelessness
  - a. Mike Bellah
  - b. James L Edwards III
  - c. Mike Bellah
  - d. Tracie Rice-Bailey
  - e. James Gilland
  - f. Ray Enos
2. AT&T Job Relocation
  - a. John D Adams
  - b. Alicia Branche
  - c. Heladio Saldivar
  - d. Robert Longer
  - e. Lupe Mercado
  - f. Brady Torres
  - g. L Roberts
3. Business Friendliness in Sacramento
  - a. Richard Markuson
  - b. Nicole Goehring
  - c. Johan Otto
4. Postal Processing Center Closure
  - a. Chuck Locke
  - b. Damon Moore

**Consent Calendar (Items 1- 24) Estimated Time: 5 minutes**

**[Actual Total Time-2 minutes]**

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

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

**Absent:** Member Lauren Hammond.

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 December 1, 2009**

**Location:** (Citywide)

**Action:** Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for December 1, 2009.

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

**2. Administrative Approvals Associated with the June 8, 2010 Primary and November 2, 2010 General Elections**

**Location:** (Districts 1, 3, 5 and 7)

**Action:** **Withdrawn by staff** to adopt 1) a Resolution calling and giving notice of a primary municipal election to be held on Tuesday, June 8, 2010, for the election of certain officers (Districts 1, 3, 5 and 7); and of a general municipal election to be held on Tuesday, November 2, 2010, for a run-off election of certain officers if necessary; 2) a Resolution requesting the Sacramento County Board of Supervisors to consolidate the City of Sacramento's primary and general municipal elections with the statewide primary and general elections; and 3) a Resolution requesting the Sacramento County Board of Supervisors to order the County Registrar of Voters to render certain election services to the City of Sacramento in connection with the consolidated elections.

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk.

**3. (Redevelopment Agency) Docks Area Exclusive Right to Negotiate and Business Terms**

**Location:** Eastern bank of the Sacramento River, north of the Marina/Miller Park, west of Interstate 5 and south of Capitol Mall (District 4)

**Action:** Adopted **Redevelopment Agency Resolution No. 2009-066** authorizing the Executive Director or her designee to extend the Exclusive Right to Negotiate with KSWM Docks Partners, LLC; and Term Sheet and Performance Schedule for the Docks Area project.

**Contact:** Beth Tincher, Senior Economic Development Project Manager, (916) 808-7730, Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Economic Development Department.

**4. Agreement: Each One Reach One Street Outreach Program (G02000400)**

**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2009-752** 1) to accept \$63,900 in grant funds from Kaiser Permanente Community Benefit Program; 2) establish a new operating grant for the Each One Reach One Street Outreach Program (G2000400); 3) to establish a \$63,900 (fund 2702) revenue and expenditure budget within the operating grant; 4) to approve the Non-Professional Agreement for the Each One Reach One Street Outreach Program to Roberts Family Development Center for an amount not-to-exceed \$63,900; and 5) to authorize the City Manager, or his designee, to execute any and all necessary required documents.

**Contact:** Lyn Corbett, Director, Office of Youth Development (916) 808-8849, Denise Curl, Administrative Analyst, Office of Youth Development, (916) 808-6204, Office of the City Manager.

**5. Agreement: Counseling Services for Attendance Centers**

**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2009-753** to 1) accept \$280,000 in grant funds from the United States Department of Juvenile and Delinquency Prevention contingent upon final approval from the Committee on Appropriations to Doris Matsui's office earmarked for the Attendance Centers in 2010; 2) establish a new operating grant for the Attendance Centers for the 09/10 school year (G200500); 3) establish a \$280,000 (fund 2702) revenue and expenditure budget within the operating grant; and 4) authorize the City Manager or his designee to enter into an Agreement with Panacea Services, Inc., for an amount not to exceed \$200,000 for the period of November 1, 2009 to June 30, 2010 to provide counseling services to truant students and their families at attendance centers at Inderkum, McClatchy, and Luther Burbank High School and execute any and all necessary required documents.

**Contact:** Lyn Corbett, Director, Office of Youth Development, (916) 808-8849, Office of the City Manager.

**6. Agreements: Fiscal Year (FY) 2009/10 County Contributions to City / County Organizations**

**Location:** (Citywide)

**Action:** Adopt **Resolution No. 2009-754 as amended** 1) authorizing the City Manager or his designee to execute agreements regarding contributions from Sacramento County for the FY2009/10 operations of the Center for Sacramento History, the Sacramento Metropolitan Arts Commission, the Sacramento History Museum, the Discovery Museum Science and Space Center, and the Sacramento Sports Commission; and 2) authorizing the City Manager or his designee(s) to reduce the FY2009/10 operating budgets for the Center for Sacramento History, the Sacramento Metropolitan Arts Commission, the Sacramento History Museum, the Discovery Museum Science and Space Center, and the Sacramento Sports Commission by a total of \$272,061.

**Contact:** Karolyn Pelka, Administrative Officer, (916) 808-5898, Barbara E. Bonebrake, Director, Convention, Culture & Leisure, (916) 808-8225, Convention, Culture and Leisure Department.

**7. Agreement: Cultural Arts Awards (CAA) Cycle Extension and Funding for Calendar Year (CY) 2010**

**Location:** (Citywide)

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

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

**No:** Member Sandy Sheedy

**Absent:** Member Lauren Hammond.

A motion **passed** to adopt **Resolution No. 2009-755** 1) authorizing the one-time extension of the 2007-09 Cultural Arts Award Grant cycle to include the CY 2010; 2) approving the funding of 53 organizations under the 2010 Cultural Arts Awards (CAA) Grant Program in the amount of \$350,000 in City funds; 3) approving and authorizing the City Manager or his designee, to execute an agreement between the City and County of Sacramento for the transfer of \$350,000 in City funds to the County for the County's facilitation of the grant contracts.

**Contact:** Rhyena Halpern, Executive Director, (916) 566-3989, Anja Aulenbacher, Grants and Cultural Programs Coordinator, (916) 566-3986, Convention, Culture and Leisure Department.

**8. Ordinance Amendment: Water Efficient Landscape M09-042** (Passed for Publication on 12-8-09, Published on 12-11-09)

**Location:** (Citywide)

**Action:** Adopted **Ordinance No. 2009-052** repealing and adding Chapter 15.92 to the Sacramento City Code relating to water efficient landscape and irrigation.

**Contact:** Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department.

**9. Agreement: Infill House Plan Program**

**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2009-756** authorizing the City Manager to execute an agreement with the Sacramento Municipal Utility District for \$55,000 to fund the development of energy efficient home models for the City's Pre-Approved Infill House Plan Program.

**Contact:** Desmond Parrington, AICP, Infill Coordinator, (916) 808-5044, Jamie Cutlip, Associate Planner, (916) 808-8684, Community Development Department.

**10. City-Owned Sites Digital Billboards**

**Location:** (Citywide)

**Action:** Adopted **Resolution No. 2009-757** approving a 90-day extension of the exclusive right granted to Clear Channel Outdoor, Inc. to negotiate with the City on terms for constructing and operating digital billboards on City-owned sites.

**Contact:** Tom Zeidner, Senior Development Project Manager, (916) 808-1931, Economic Development Department.

- 11. Ordinance Amendment: Uniform Transient Occupancy Tax Ordinance** (Passed for Publication on 12-8-09, Published on 12-11-09)  
**Location:** (Citywide)  
**Action:** Adopted **Ordinance No. 2009-053** adding section 3.28.190 to the Sacramento City Code relating to the Uniform Transient Occupancy Tax and requiring payment prior to litigation.  
**Contact:** Brad Wasson, Revenue Manager, (916) 808-5844, Finance Department.
- 12. Citation and Arrest Authority**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2009-758** granting Citation and Arrest Authority to certain staff members in the Finance Department and rescinding Resolution No. 2005-328.  
**Contact:** Dafna Gauthier, Business Permit Manager (916) 808-7800, Finance Department.
- 13. Ordinance Amendment: Cardroom License Transfers and Tolling of Automatic Cardroom License Revocation** (Passed for Publication on 12-8-09, Published on 12-11-09)  
**Location:** (Citywide)  
**Action:** Adopted **Ordinance No. 2009-054** amending Sections 5.32.110, 5.32.160, and 5.32.170 of Sacramento City Code Chapter 5.32 relating to Cardrooms to align with the State of California's cardroom license change process, and to toll the period for automatic cardroom license revocation under extenuating circumstances.  
**Contact:** Dafna Gauthier, Business Permit Manager, (916) 808-7800, Finance Department.
- 14. Grant: Community Emergency Response Team (CERT) Program**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2009-759** authorizing the City Manager or his designees, Fire Chief and Deputy Fire Chief: 1) to accept \$55,954 of grant funding for the CERT program through the 2007 SHSGP; 2) to establish an operating grant for the 2007 SHSGP Grant (CERT) (G12901500); 3) to establish and adjust the necessary grant revenue and expenditure budgets to implement the \$55,954 grant; and 4) to approve all other paperwork to implement the 2007 SHSGP grant for the CERT program and to assure adherence to all grant regulations.  
**Contact:** Leo Baustian, Fire Deputy Chief, (916) 808-1602 Lloyd Ogan, Fire Deputy Chief, (916) 808-1603, Fire Department.

- 15. Capital Improvement Program (CIP): River Garden Park Project (L19005800)**  
**Location:** 2324 Thelma Avenue (District 1)  
**Action:** Adopted **Resolution No. 2009-760** 1) establishing a CIP project for the River Garden Park Project; and 2) appropriating \$70,360 from Quimby In-Lieu Fees, Fund 2508, to the project.  
**Contact:** Mary de Beauvieres, Principal Planner, (916) 808-8722, J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.
- 16. Agreement: Driving Under the Influence (DUI)**  
**Location:** (City and County of Sacramento)  
**Action:** Adopted **Resolution No. 2009-761** authorizing the City Manager, or designee, to execute an agreement with the Sacramento County Sheriff's Department to continue the program partnership for the DUI Brief Intervention Program at the County Jail.  
**Contact:** Lt. Gina Haynes, (916) 808-0714, Police Department.
- 17. Supplemental Agreement: Neighborhood Policing Services**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2009-762** 1) authorizing the City Manager, or his designee, to execute Supplemental No. 10 to City Agreement 97-002 with Kaiser Foundation Hospital to provide neighborhood policing services in the amount of \$240,854; 2) authorizing the City Manager, or his designee to establish an Externally Funded Program (EFP) for Supplemental No. 10 and; 3) authorizing the City Manager, or designee to adjust the necessary revenue and expenditure budgets to implement the program.  
**Contact:** James Maccoun, Captain, (916) 808-0841, Police Department.
- 18. Agreement: Alley Surface Improvements between Capitol Avenue and L Street from 17<sup>th</sup> to 18<sup>th</sup> Streets**  
**Location:** Alley between Capitol Avenue and L Street from 17<sup>th</sup> to 18<sup>th</sup> Streets (District 3)  
**[Actual Total Time-3 minutes]**  
**Action:** Moved/Seconded: Member Steve Cohn/Member Ray Tretheway  
**Yes:** Members Steve Cohn, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson  
**Absent:** Member Lauren Hammond.
- Public comment heard from Shawn Eldredge; A motion **passed** to adopt **Resolution No. 2009-763 as amended and deleting** 1) authorizing the City Manager to enter into an Individual Project Agreement with the Sacramento Housing Redevelopment Agency to accept Community Development Block Grant (CDBG) funds in the amount of \$100,000 for the Project; **but including** 2) establishing a Capital Improvement Project (CIP) for the Project; and 3) appropriation of funds.  
**Contact:** Ricky Chuck, Senior Engineer, (916) 808-5050, Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.

- 19. Agreement: Natomas Safe Routes to Schools Project (T15105000)**  
**Location:** Bannan Creek Elementary School near Bannan Creek Drive and Azevedo Drive (District 1), Jefferson Elementary School near Pebblewood Drive and Azevedo Drive (District 1), and Natomas Park Elementary School near Crest Drive and North Bend Drive (District 1)  
**Action:** Adopted **Resolution No. 2009-764** 1) establishing the project; 2) authorizing the City Manager to execute an agreement with Natomas Unified School District ; 3) appropriating \$250,000 (Fund 3702) to the Project (to match the Safe Routes to Schools grant funds; and 4) appropriating \$996,000 in federal capital grants (Fund 3703) to the project.  
**Contact:** Cecilyn Foote, Associate Civil Engineer (916) 808-6843, Ryan Moore, Supervising Engineer (916) 808-8279, Transportation Department.
- 20. Agreement: Folsom Boulevard Widening/Ramona Avenue Extension Project (T15018400)**  
**Location:** Ramona Avenue from Brighton Avenue to Folsom Boulevard (Districts 3 and 6)  
**Action:** Adopted **Resolution No. 2009-765** 1) authorizing the City Manager to execute Program Supplement No. 082-M1 with the federal government; and 2) appropriating funds in the amount of \$1,834,908 (Fund 3703) to the Project.  
**Contact:** Jesse Gothan, Associate Engineer, (916) 808-6897, Lucinda Willcox, Program Manager, (916) 808-5052, Transportation Department.
- 21. Supplemental Agreement: Redding Avenue Bicycle and Pedestrian Improvement Project (T15065800)**  
**Location:** 69<sup>th</sup> Street between Folsom Boulevard and Q Street and Redding Avenue between Q Street and just south of 4<sup>th</sup> Avenue (Districts 3 and 6)  
**Action:** Adopted **Resolution No. 2009-766** 1) authorizing the City Manager to approve Supplemental Agreement No. 3 to City Agreement 2007-0665 with MRO Engineers, Inc. to conclude the project design of the project in an amount not to exceed \$39,672 and; 2) resetting the City Manager's authority for the design agreement.  
**Contact:** Ofelia Avalos, Assistant Engineer, (916) 808-5515, Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.
- 22. Supplemental Agreement: 926 J Street Building**  
**Location:** 926 J Street/District 1  
**Action:** Adopted **Resolution No. 2009-767** authorizing the City Manager to execute Supplemental No. 1 to City Agreement No. 2006-1025 with Cal West Partners, LP with the term retroactive to July 1, 2009.  
**Contact:** Howard Chan, Parking Services Manager, (916) 808-7488, Transportation Department.

**23. Agreement: Paratransit First Supplemental Paying Agent**

**Location:** South Sacramento (District 5)

**Action:** Adopted **Resolution No. 2009-768** authorizing the execution and delivery of a First Supplemental Paying Agent Agreement and other actions that may be required related to the City of Sacramento Special Purpose Facility Revenue Bonds (Paratransit 2005) for the purpose of amending terms related to the interest rate.

**Contact:** Janelle Gray, Public Finance Manager, (916) 808-8296, Office of the City Treasurer.

**24. Agreement: Permanent Household Hazardous Waste Collection Facility**

**Location:** (District 6)

**Action:** Adopted **Resolution No. 2009-769** authorizing the City Manager, or authorized designee, to execute a Memorandum of Understanding (MOU) between the City of Sacramento and the Yolo County to 1) allow Yolo County residents to bring household hazardous waste to the City of Sacramento Permanent Household Hazardous Waste Collection Facility at no charge to the resident; and 2) require Yolo County to pay a minimum of \$70 per each car based on Yolo County zip codes for its share of costs incurred at the City's PHHWCF.

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

**Public Hearings (Items 25 and 26)**

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

**25. Estimated Time: 30 minutes [Actual Total Time-20 minutes]**

**Sacramento Docks Specific Plan (P08-058)** (Noticed on 12-4-09)

**Location:** Generally south and east of the Sacramento River, north and west of I-5 and Interstate 50 (District 1 and 4)

**Action:** Moved/Seconded: Member Steve Cohn/Member Bonnie Pannell

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

**Absent:** Member Lauren Hammond and Sandy Sheedy.

Conducted a public hearing with public comment heard from Paul Hammond; and upon conclusion a motion **passed** to adopt a) **Resolution No. 2009-770** certifying the Environmental Impact Report (EIR) per the California Environmental Quality Act and adopting the Monitoring Mitigation Plan (MMP); b) **Ordinance No. 2009-055** rezoning 29.27± acres consisting of 27.5± acres of Heavy Industrial (M-2) zone and 1.77± acres of Light Industrial (M-1) zone to General Commercial (C-2) zone; c) **Resolution No. 2009-771** adopting the Sacramento Docks Specific Plan (Option B); d) **Resolution No. 2009-772** adopting the Sacramento Docks Design Guidelines (Option B); and e) **Resolution No. 2009-773** approving the Docks Financing Plan.

**Contact:** Elise Gumm, LEED AP, Associate Planner, (916) 808-1927, Stacia Cosgrove, Senior Planner, (916) 808-7110, Community Development Department.

26. **Estimated Time: 10 minutes [Actual Total Time-05 minutes]**  
**Supplemental Agreement: Access Improvements from the Richards Boulevard and Interstate 5 Project (T15088300)** (Noticed on 10-19-09)  
**Location:** The Access Improvements from the Railyards to Richards Boulevard and Interstate 5 Project is located just north of Downtown. (District 1)  
**Action:** Moved/Seconded: Member Ray Tretheway/Member Steve Cohn  
**Yes:** Members Steve Cohn, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson  
**Absent:** Member Lauren Hammond and Sandy Sheedy.

Conducted a public hearing with no public comment; and upon conclusion a motion **passed** to adopt 1) **Resolution No. 2009-774** a) approving the Mitigated Negative Declaration; and b) approving the Mitigation Monitoring Plan, and 2) **Resolution No. 2009-775** a) approving the 90% plans and specifications; b) increasing the project budget by transferring \$325,000 from the North CBD Access Study Project (T15028200) to the project; c) authorizing the City Manager to execute Supplemental Agreement No. 3 to City Agreement 2008-0307 with David Evans and Associates, Inc. in the amount of \$95,662 to provide preliminary engineering services and final design for this project; d) resetting the City Manager's authority; and f) authorizing the Director of Transportation to sign and submit, on behalf of the City of Sacramento, a request to Caltrans for a Cooperative Work Agreement (CWA) time extension to utilize federal transportation funds authorized for the North Central Business District Access Improvements Project (T15028200).

**Contact:** Nader Kamal, Special Projects Engineer, (916)808-7035, Jennifer Hageman, Senior Planner, (916) 808-5538, Transportation Department.

#### Discussion Calendar/Staff Reports (Items 27- 31)

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

27. **Estimated Time: 30 minutes [Actual Total Time-07 minutes]**  
**Update on the Sacramento Sport and Entertainment Facility Effort [Oral Report]**  
**Location:** (Citywide)  
**Action:** Received and filed.  
**Contact:** John Dangberg, Assistant City Manager, (916) 808-1222, Office of the City Manager.
28. **Estimated Time: 15 minutes [Actual Total Time-26 minutes]**  
**City of Sacramento Amicus Support in McDonald v. Chicago**  
**Location:** (Citywide)  
**Action:** Moved/Seconded: Member /Member  
**Yes:** Members Steve Cohn, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, and Ray Tretheway  
**No:** Member Robbie Waters and Mayor Kevin Johnson  
**Absent:** Member Lauren Hammond.

Public comment heard from Truett Phillips, Shawn Eldredge, Anthony Tannehill; and a motion **passed** authorizing the City Attorney's Office to take the necessary steps to have the City of Sacramento join as amicus curiae with various cities in McDonald v. Chicago, United States Supreme Court Case no. 08-1521, in support of the position that the Second Amendment to the United States Constitution does not apply to the States and local governments.

**Contact:** Eileen Teichert, City Attorney, (916) 808-5346, Office of the City Attorney.

29. **Estimated Time: 20 minutes [Actual Total Time-20 minutes]**  
**Report Back on the Facilities Permit Program (FPP) [To Be Delivered]**  
**Location:** (Citywide)

**Action:** Received and filed.

**Contact:** Eileen Teichert, City Attorney, (916) 808-5346, Office of the City Attorney, John Dangberg, Assistant City Manager, (916) 808-1222, Office of the City Manager.

30. **Estimated Time: 20 minutes [Actual Total Time-1 Hour and 30 minutes]**  
**Facilities Permit Program Amendment**  
**Location:** (Citywide)

**Action:** Moved/Seconded: Member Steve Cohn/Member Bonnie Pannell

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

**Absent:** Member Lauren Hammond and Sandy Sheedy.

Public Comment heard from Peter Thompson, Terry Risse, Matthew Mahood, Kipp Blewett, Steve Ayers, Joan Nunan, Holger Fuerst, Roger Valine, Mark Wright, Shawn Eldredge, Fred Springer, Michael Heller, Tod Strein, Steve Guest, Ed Quinn, David Taylor, Denny Boom, Matt Hedges, and Peter Dannenfeler; a motion **passed** to proceed with the interim program recommended by staff with direction for the Development Oversight Committee (DOC) and staff to develop a "common sense policy" and to bring back proposed Ordinances amending City Code to allow such a program.

**Contact:** David Kwong, Acting Director of Community Development, (916) 808-2991, Carl Hefner, Interim Chief Building Official, (916) 808-8779, Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department.

31. **Estimated Time: 20 minutes [Actual Total Time-22 minutes]**  
**Consideration of Establishing a Sister City Relationship with Bethlehem, and Endorsing the Intent of Establishing a Sister City Relationship with a City Within Israel**

**Location:** (Citywide)

**Action:** Moved/Seconded: Member Ray Tretheway/Member Steve Cohn

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

**Absent:** Member Lauren Hammond.

Public Comment heard from Bridgett Yench, Barry Broad, Jay Schnerur and Janize Nakashima; a motion **passed** to adopt 1) **Resolution No. 2009-776** Establishing a Sister City relationship with Bethlehem, and 2) **Resolution No. 2009-777** of Intent to establish a Sister City relationship with a city within Israel

**Contact:** Lisa Serna-Mayorga, Council Operations Manager, (916) 808-7171, Office of the Mayor.

**32. Administrative Matter: 2010 Sacramento Housing and Redevelopment Agency (SHRA) Budget**

**Location:** (Citywide)

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

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

**Absent:** Member Lauren Hammond

Adopted **Redevelopment Agency Resolution No. 2009-067** 1) authorizing the Executive Director, or designee, to amend the Agency budget as necessary to facilitate the 2009-10 Supplemental Revenue Augmentation Fund (SERAF) payment; 2) authorizing the Executive Director, or designee, to re-appropriate the 2008-09 Educational Revenue Augmentation Fund (ERAF) payment or the 2009-10 SERAF payment to SHRA operating budgets should those State mandated payments no longer be required; 3) authorizing the Executive Director, or designee, to take all actions necessary to extend by one year the effective date of all redevelopment plans and the time limit to repay debt; 4) authorizing the Executive Director, or designee, to take all actions necessary; and 5) making related findings.

**Contacts:** LaShelle Dozier, Executive Director, (916) 440-1333, Don Cavier, Finance Director, (916) 440-1399 ext. 1220, Sacramento Housing and Redevelopment Agency.

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

**1. Report Back**

None.

**2. Board and Commission Appointments**

a. Planning Commission

1. Jon Bagatelos (Mayor)
2. Joseph Contreras (District 1)
3. Philip Harvey (District 2)
4. Michael Notestine (District 3)
5. Anna Molander (District 4)
6. Jameel Pugh (District 5)
7. Michael Mendez (District 6)
8. James Frayne (District 7)
9. Rommel Declines (District 8)

**Adjourned**-at 9:50 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the December 15, 2009 meeting as approved by the Sacramento City Council.

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Shirley Concolino, City Clerk