



REPORT TO COUNCIL

City of Sacramento

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

CONSENT
July 13, 2010

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

**Title: Approval of Council Minutes for June 15, 2010, June 22, 2010 Afternoon
and Evening Minutes.**

Location/Council District: (Citywide)

Recommendation:

Approve the City Council, Financing Authority, Housing Authority and Redevelopment
Agency minutes for June 15, 2010, June 22, 2010 Afternoon and Evening Minutes.

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:

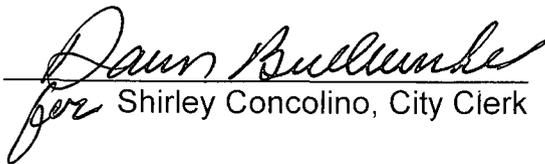

for Shirley Concolino, City Clerk

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Minutes for June 15, 2010, June 22, 2010 Afternoon and Evening

DRAFT Minutes

Tuesday, June 15, 2010

6:00 P.M.

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.

Regular session called to order by Mayor Kevin Johnson at 6:02 p.m. Tuesday, June 15, 2010 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 Steve Cohn between 7:10 pm and 8:34 pm.

Pledge of Allegiance—led by Bayyinah Drones, student participant in Youth @ City Council Program.

Closed Session Report – None.

Special Presentations/General Communications

- a. **Recognition of 9th Annual Juneteenth “A Celebration of Freedom” Weekend**

Action: Resolution presented to Gary Simon by Member Bonnie Pannell.

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

(Actual Time: 5 minutes)

1. Safeground and Homelessness
 - a. Cameron Tapella
2. Sacramento Housing and Redevelopment Agency
 - a. Jim Knopp

Consent Calendar (Items 1 - 24) **Estimated Time: 5 minutes** (Actual Time: 3 minutes)

Action: Moved/Seconded: Member Robert King Fong/Member Steve Cohn

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

Absent: Members Lauren Hammond and 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 June 1, 2010

Location: (Citywide)

Action: Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for June 1, 2010.

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

2. Supplemental Agreement: Legal Services to the Sacramento Public Library Authority

Location: (Citywide)

Action: Adopted Resolution No. 2010-318 1) authorizing the City Attorney to execute Supplemental No. 1 to City Agreement 2009-0629 with the Sacramento Public Library Authority for legal services in FY2010/11; and 2) authorizing the City Manager or the City Manager's designee to establish a revenue budget in the amount of \$50,400 within the City Attorney's FY2010/11 General Fund operating budget.

Contact: Eileen Teichert, City Attorney, Matthew Ruyak, Supervising Deputy City Attorney, (916) 808-5346, Office of the City Attorney, Office of the City Attorney.

3. Agreement: Each One Reach One Street Outreach Program3 (G02000400)

Location: (Citywide)

Action: Continued to 6-22-10 to adopt a Resolution) accepting \$65,000 in grant funds from Kaiser Permanente Community Benefit Program; 2) establishing a new operating grant for the program3); 3) establishing a \$65,000 revenue and expenditure budget within the operating grant (Fund 2702); 4) approving the Non-Professional Agreement for the Program3 with Roberts Family Development Center for an amount not-to-exceed \$65,000; and 5) authorizing 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.

4. Annual Proceedings for Fiscal Year (FY) 2010/11: Greater Broadway Property and Business Improvement District (PBID)

Location: Along Broadway between 3rd Ave. and Franklin Boulevard (Districts 4 and 5)

Action: Adopted Resolution No. 2010-320 adopting the Greater Broadway PBID annual budget and levying an assessment for FY2010/11.

Contact: Sini Makasini, Administrative Analyst, (916) 808-7967, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

- 5. Fiscal Year (FY) 2010/11 Annual Report : 12th Street Maintenance District No. 2008-02**
Location: 12th Street between C and I Streets (Districts 1 and 3)
Action: Adopted **Resolution No. 2010-321** adopting the 12th Street Maintenance District No. 2008-02 annual budget and establishing the service fees for FY2010/11.
Contact: Jodie Vong, Administrative Analyst, (916) 808-8243; Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.
- 6. Fiscal Year (FY) 2010/11 Annual Report: Old Sacramento Maintenance District**
Location: Front and 2nd Streets between I and L Streets (District 1)
Action: Adopted **Resolution No. 2010-322** adopting the Old Sacramento Maintenance District annual budget and establishing fees for FY2010/11.
Contact: Jodie Vong, Administrative Analyst, (916) 808-8243, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.
- 7. Annual Proceedings for Fiscal Year (FY) 2010/11: Midtown Sacramento Property and Business Improvement District (PBID)**
Location: Central core of the Midtown commercial district (Districts 1, 3 and 4)
Action: Adopted **Resolution No. 2010-323** adopting the Midtown Sacramento PBID annual budget and levying an assessment for FY2010/11.
Contact: Sini Makasini, Administrative Analyst, (916) 808-7967, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.
- 8. Annual Report: Willowcreek Maintenance Assessment District**
Location: West of Natomas Main Drain and south of I-80 (District 1)
Action: Adopted **Resolution No. 2010-324** adopting the Willowcreek Maintenance Assessment District ("District") annual budget and levy assessment for Fiscal Year (FY) 2010/11.
Contact: Mark Griffin, Fiscal Manager (916) 808-8788, Finance Department.
- 9. Annual Report: Neighborhood Water Quality District**
Location: This district includes five separate subdivisions, Buena Park, Meadowview Estates, Steamboat Bend, Sheldon 20 and Hampton Station (District 8)
Action: Adopted **Resolution No. 2010-325** adopting the Neighborhood Water Quality District ("District") annual budget and levy assessment for Fiscal Year (FY) 2010/11.
Contact: Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.
- 10. Initiation Of Proceedings: Redding Avenue Landscaping Community Facilities District (CFD) No. 2010-04**
Location: Redding Avenue (District 6)
Action: Adopted **Resolution No. 2010-326** of intention establishing Redding Avenue Landscaping Community Facilities District No. 2010-04 and set a time and place for a public hearing on July 20, 2010.
Contact: Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

- 11. Annual Report: Laguna Creek Maintenance District**
Location: North of Sheldon Road between Franklin Boulevard and Bruceville Road (District 8)
Action: Adopted **Resolution No. 2010-327** adopting the Laguna Creek Maintenance District Annual Budget and levy the assessment for Fiscal Year (FY) 2010/11.
Contact: Brian Wong, Program Specialist, (916) 808-5778, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.
- 12. Contract: Official City Newspaper for Advertising**
Location: (Citywide)
Action: Adopted **Resolution No. 2010-328** 1) awarding a one-year contract for official advertising services to Metropolitan News Company, the lowest responsive and responsible bidder, in a total amount not to exceed \$50,000 and 2) authorizing the City Manager or the City Manager's designee to execute the contract.
Contact: Craig Lymus, Acting Procurement Services Manager, (916) 808-5524, General Services Department.
- 13. Year End Adjustments to Parks and Recreation Capital Improvement Program (CIP) Budgets (FY2009/10)**
Location: (Districts 1, 3, 4 and 6)
Action: Adopted **Resolution No. 2010-329** 1) transferring \$195,330 of Quimby In Lieu Fees (Fund 2508) from the R Street Corridor project (L19012000) back to contingency; 2) transferring \$315,759 of Park Development Impact Fees (Fund 3204) from the Peregrine Park project (L19148000) back to contingency; 3) closing Park Easements N & S Natomas (L19008000) and transferring the remaining fund balance of \$12,000 (Fund 3702) to Gardenland Park PSIP Tier III (L19809000); 4) appropriating Planning Area 5 Park Development Impact Fees (Fund 3204) in the amount of \$140,000 to Camellia Park (L19202000) and \$10,269 to Redding Avenue Park MP (L19150000); and 5) appropriating Planning Area 1 Quimby In Lieu Fees (Fund 2508) in the amount of \$14,366 to Southside Park Ph2 (L19162101).
Contact: Sonja Jarvis, Fiscal Lead, (916) 808-8824, J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Parks and Recreation Department.
- 14. Contract: Redding Avenue Park (L19150100) (Continued from 6-10-10)**
Location: 3004 Redding Avenue (District 6)
Action: Adopted **Resolution No. 2010-330** 1) transferring \$117,330 of Proposition 40 Per Capita Grant Funds, Fund 3704, from Earl Warren Park Improvements (L19173000) to L19150100; and 2) approving the contract plans and specifications for the development of Redding Avenue Park and awarding the contract to JM Slover, Inc. for an amount not to exceed \$293,940.
Contact: Roy Tatman, Associate Landscape Architect, (916) 808-5326, J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

- 15. Guy West Bridge Scoping Study (K15105000)**
Location: Guy West Bridge at California State University at Sacramento (District 3)
Action: Adopted **Resolution No. 2010-331** 1) establishing a new Capital Improvement Project for the Guy West Bridge Scoping Study (K15105000); and 2) transferring funds in the amount of \$150,000 to the project
Contact: Ryan Moore, Supervising Engineer, 808-8279, Transportation Department.
- 16. 2010 Transportation Programming Guide**
Location: (Citywide)
Action: Adopted **Resolution No. 2010-332** approving the 2010 Transportation Programming Guide.
Contact: Ryan Moore, Supervising Engineer, (916) 808-8279, Nicholas Theocharides, Engineering Manager, (916) 808-5065, Transportation Department.
- 17. Safe Routes to Schools Funding**
Location: Mack Road and Summersdale Drive; Meadowview Road and Manorside Drive (Districts 7 and 8)
Action: Adopted **Resolution No. 2010-333** authorizing the City Manager to submit two applications for the State Safe Routes to Schools Grant Program for new traffic signals at Mack Road and Summersdale Drive, and Meadowview Road and Manorside Drive.
Contact: Edward Cox, Program Analyst, (916) 808-8434, Ryan Moore, Supervising Engineer (916) 808-8279, Transportation Department.
- 18. I Street and J Street Lighting Project (T15115300)**
Location: I Street and J Streets between 20th Street and 27th Streets (District 3)
Action: Adopted **Resolution No. 2010-334** 1) establishing a new Capital Improvement Project for the project; 2) appropriating \$406,000 from the Community Development Block Grant (Fund 2007) to the project; and 3) transferring \$47,000 from the Major Street Improvement Project (T15108000) to the project.
Contact: Mehrdad Nazeri, Associate Civil Engineer (916) 808-7460; Ryan Moore, Supervising Engineer (916) 808-8279, Transportation Department.
- 19. Contract: 12th Avenue Overcrossing Railing Repair (Bridge No. 24-0161) (PN: 15165)**
Location: 12th Avenue between 30th Street and 32nd Street over State Route 99 (District 5)
Action: Adopted **Resolution No. 2010-335** 1) approving plans and specifications for the project; and 2) awarding the contract to Frank Medina to remove damaged railing and replacing it in kind with new railing on south side of 12th Avenue between 30th Street and 32nd Street over State Route 99 for an amount not to exceed \$71,500.
Contact: Josh Werner, Assistant Civil Engineer, (916) 808-8158, Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.

- 20. North Natomas Bicycle Connectivity Project (K15115000)**
Location: North Natomas and citywide detail (District 1)
Action: Adopted **Resolution No. 2010-336** 1) establishing a new Capital Improvement Project for the project; 2) authorizing the City Manager to execute an agreement with the North Natomas Transportation Management Association; 3) appropriating \$165,000 (Fund 3704) in North Natomas Transportation Management Association funds; and 4) transferring \$165,000 (Fund 2013) from the Bike Trail Repair Project (K19000200) to the project.
Contact: Jesse Gothan, Associate Civil Engineer (916) 808-6843; Ryan Moore, Supervising Engineer (916) 808-8279, Transportation Department.
- 21. Appropriation of Traffic Congestion Relief Funds**
Location: (Citywide)
Action: Adopted **Resolution No. 2010-337** appropriating \$1,183,249 from the Traffic Congestion Relief Program (Fund 2009) to the Overlays and Seals Program (R15072000).
Contact: Nicole Henderson, Supervising Financial Analyst, (916) 808-8242, Lucinda Willcox, Program Manager, (916) 808-5052, Transportation Department.
- 22. City of Sacramento Disaster Debris Management Plan**
Location: (Citywide)
Action: Adopted **Resolution No. 2010-338** 1) approving the 2010 City of Sacramento Disaster Debris Management Plan; and 2) directing staff to submit said plan to the Federal Emergency Management Agency (FEMA) for approval.
Contact: Edison Hicks, Integrated Waste General Manager, (916)808-4949, Marty Strauss, IWPS, (916) 808-4934, Utilities Department, Jason Sirney, Emergency Services Coordinator, (916) 874-2283, Office of Emergency Services.
- 23. Supplemental Agreement: Stormwater Ordinance Compliance Inspections (I14010200)**
Location: (Citywide)
Action: Adopted **Resolution No. 2010-339** approving Supplemental No. 1 to City Agreement 2003-221 approving a six month extension of the cooperative agreement between the City of Sacramento and the County of Sacramento for the Sacramento County Environmental Management Department (EMD) to continue to perform stormwater ordinance compliance inspections at industrial and commercial facilities in the City.
Contact: David Brent, Engineering Services Manager, (916) 808-1420, Sherill Huun, Supervising Engineer, (916) 808-1455, Utilities Department.

24. Supplemental Agreement: Laboratory Services for Groundwater

Location: (Citywide)

Action: Adopted **Resolution No. 2010-340** authorizing City Manager or designee to execute Supplemental Agreement 1 to City Agreement No. 2007-0905 with CalScience, extending the term of the agreement for the laboratory services for groundwater for an additional six months and increasing the not-to-exceed amount from \$87,000 to \$101,806.

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 - 29)

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

25. Estimated Time: 15 minutes (Actual Time: 10 minutes)

Marina Fee Revision (Noticed on 3-5-10 and 3-12-10)

Location: 2710 Ramp Way (District 4)

Action: Moved/Seconded: Member Robert King Fong/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.

Conducted a public hearing with public comment heard from Efren Gutierrez and Ashiya Odeye and upon conclusion a motion passed adopting **Resolution No. 2010-341** 1) adjusting the previously approved rates for the rental of berth slips at the Sacramento Marina from an average of a 12% increase to a flat 8% increase in Fiscal Years 2010/11 and 2011/12, as shown in Exhibit A to the Resolution; and, 2) authorizing the City Manager or the City Manager's designee to annually increase the Sacramento Marina berth slip rates by six percent beginning in Fiscal Year 2012/13, as shown in Exhibit A to the Resolution; and 3) authorizing the City Manager or the City Manager's designee to revert the Fiscal Year 2010/11 berth fee rates to the Fiscal Year 2009/10 rates and starting Fiscal Year 2011/12 to implement a flat 6% annual increase to the berth fee rates should the State Department of Boating and Waterways allow the deferment of City's the scheduled debt payment for Fiscal Year 2010/11.

Contact: Clair Camper, Marina Manager, (916) 808-5712, Barbara Bonebrake, Director, Convention, Culture & Leisure, (916) 808-8225, Convention, Culture and Leisure Department.

26. Estimated Time: 5 minutes (Actual Time: 7 minutes)

Housing Case Fees and Penalties – Findings of Fact for Special Assessment Liens (Noticed 5-6-10)

Location: (Citywide)

Action: Moved/Seconded: Member Sandy Sheedy/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.

Conducted a public hearing with no public comment heard and upon conclusion a motion passed adopting **Resolution No. 2010-342 as amended** placing special assessment liens on the properties in the amount of \$493,319 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.

- 27. Estimated Time: 5 minutes** (Actual Time: 2 minutes)
Code Enforcement Case Fees and Penalties – Findings of Fact for Special Assessment Liens (Noticed 5-6-10)
Location: (Citywide)

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

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

Absent: Member Lauren Hammond and Member Robbie Waters.

Conducted a public hearing with public comment heard from Miguel Barragan and Julie Berrey; and upon conclusion a motion passed adopting **Resolution No. 2010-343 as amended** placing liens on the properties in the amount of \$35,674 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.

- 28. Estimated Time: 5 minutes** (Actual Time: 2 minutes)
Neighborhood Lighting District (Noticed on 5-21-10)
Location: Includes 3 separate neighborhoods: Youngs Heights, Council District 2; Swanston Estates, Council District 3; and Colonial Heights, Council Districts 5 and 6.

Action: Moved/Seconded: Member Steve Cohn/Member Kevin McCarty

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.

Conducted a public hearing with no public comment heard and upon conclusion a motion passed adopting **Resolution No. 2010-344** confirming diagram and assessment, and levying an assessment for Fiscal Year (FY) 2010/11 for the Neighborhood Lighting District (District).

Contact: Brian Wong, Program Specialist, (916) 808-5778, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

29. **Estimated Time: 10 minutes** (Actual Time: 5 minutes)
Department of Parks and Recreation Fees and Charges (Noticed on 1-5-10 and 1-22-10)
Location: (Citywide)
Action: Moved/Seconded: Member Bonnie Pannell/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.
Conducted a public hearing with no public comment heard and upon conclusion a motion passed adopting **Resolution No. 2010-345** approving fees as proposed.
Contact: Lori Harder, Support Services Manager, (916) 808-5172, Dave Mitchell, Operations Manager, (916) 808-6076, Parks and Recreation Department.

Discussion Calendar/Staff Reports (Items 30- 36)

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

30. **Estimated Time: 1 hour** (Actual Time: 2 Hours and 20 minutes)
Proposed Resolution Opposing Arizona SB 1070 and HB 2162
Location: Citywide
Action: Moved/Seconded: Member Robert King Fong/Member Sandy Sheedy
Yes: Members Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, and Mayor Kevin Johnson.
No: Member Robbie Waters
Absent: Members Steve Cohn and Lauren Hammond.
Public comment heard from Davi Rodrigues, Ron Silvas, Paul Smith, Steven Styduhar, Andre Gayet, Jim Ricketts, Anthony Farnworth, Any Maguchi, Randy Lopez, Basim Elkarra, Dina El-Nakhel, CT Webber, Ashiya Odaye, Al Rojas, Arnulte Hernandex, Robert Cervantes, Efren Gutierrez, Corin Ramos, Devin Lavelle, Gail Ryall, Fred Galves, Amader Bustos, Arturo Venegas, Melinda Guzman, Jerry Chong, Betty Williams, Luis Cespedes, Lino Pedres, Ricardo Tapia, Theresa Saechao, Douglas Lehrman, Ken Macias, David Gonsalves; and a motion **passed** adopting **Resolution No. 2010-346** opposing Arizona Illegal Immigration Legislation SB 1070 and HB 2162.

Action: Moved/Seconded: Member Robbie Waters/Member Steve Cohn
Yes: Members Robbie Waters.
No: Members Steve Cohn, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, and Mayor Kevin Johnson.
Absent: Member Lauren Hammond.
A motion **failed** invoking the Council Rules of Procedure Chapter 7B-2 rule regarding consideration of items.
Contact: Patti Bisharat, Interim Assistant City Manager, (916) 808-8197, Office of the City Manager, Eileen Teichert, City Attorney, (916) 808-5346, Office of the City Attorney.

31. **Estimated Time: 20 minutes**
Report Back: Executive Mayor Charter Proposal (To Be Delivered)
Location: Citywide
Action: Continued to 6-22-10.
Contact: Kunal Merchant, Chief of Staff, (916) 808-5377, Office of the Mayor.
32. **Estimated Time: 20 minutes (To Be Delivered)**
Report Back: Proposed 2010 Strong Mayor Plan: A Comparison with Select Cities
Location: Citywide
Action: Continued to 6-22-10.
Contact: Eileen Teichert, City Attorney, (916) 808-5346, Office of the City Attorney.
33. **Estimated Time: 20 minutes**
Report Back: Ethics Review Process
Location: Citywide
Action: Continued to 6-22-10.
Contact: Mark Prestwich, Special Project Manager, (916) 808-5380, Office of the City Manager.
34. **Estimated Time: 20 minutes (Actual Time: 55 minutes)**
Report Back: Legal Authority for City Attorney to Prosecute State Law Misdemeanors Committed within the City (To Be Delivered)
Location: Citywide
Action: Received and directed staff to request revenue information from the District Attorney and return on 6-22-10 with more detail.
Contact: Eileen Teichert, City Attorney, Gustavo Martinez, Supervising Deputy City Attorney, (916) 808-5346, Office of the City Attorney
35. **Estimated Time: 20 minutes**
Report Back: Elected Charter Commission (To Be Delivered)
Location: Citywide
Action: Continued to 6-22-10.
Contact: Eileen Teichert, City Attorney, (916) 808-5346, Office of the City Attorney.
36. **Estimated Time: 20 minutes**
Proposed California Superior Court Sites (Actual Time: 7 minutes)
Location: Railyards and Capitol Mall (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.
Public Comment heard from David Gonsalves and a motion **passed** adopting **Resolution No. 2010-347** supporting development of a new California Superior Courthouse in the Central City, with a preference for the proposed Railyards site.

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

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

- a. Member Robbie Waters- Cost of staff time on issues surrounding the Arizona Illegal Immigration Law.

2. Board/Commission Appointments

None.

Adjourned - 9:34 p.m.

**SPECIAL MEETING
DRAFT Minutes**

Tuesday, June 22, 2010

2:00 P.M.

City Hall – 915 I Street- First Floor Council Chamber

All items listed are heard and acted upon by the Sacramento City Council unless otherwise noted.

Open Session - 2:00 p.m.

Special afternoon session called to order by Mayor Kevin Johnson at 2:02 p.m. Tuesday, June 22, 2010 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 Mayor Kevin Johnson

Members Absent: Member Robbie Waters arrived at 2:10 pm.

Pledge of Allegiance—led by Interim City Manager Gus Vina.

Consent Calendar (Items 1 – 40) Estimated Time: 5 minutes (Actual Time: 5 minutes)

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 Mayor Kevin Johnson.

Absent: Member Robbie Waters.

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 June 10, 2010.**

Location: (Citywide)

Action: Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for June 10, 2010 **as amended.**

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 Animal Care Services Citizens Advisory Committee to open 06/23/10 with applications due 07/09/10.

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Katia Ligaiviu, Deputy 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 the Development Oversight Commission to open 06/23/10 with applications due 07/23/10.

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

4. Open an Application Period for Various Boards and Commissions

Location: (Citywide)

Action: Opened an application period on 07/01/10 for: 1) Capitol Area Development Authority with applications due 09/24/10; 2) Cities/County Solid Waste Advisory Committee with applications due 09/10/10; 3) Compensation Commission with applications due 11/12/10; 4) Del Paso Heights Redevelopment Advisory Committee with applications due 09/17/10; 5) Development Oversight Commission with applications due 09/24/10; 6) Human Rights/Fair Housing Commission with applications due 11/19/10; 7) Natomas Basin Conservancy Board of Directors with applications due 11/05/10; 8) Community Racial Profiling Commission with applications due 10/15/10; 9) Paratransit, Inc. Board of Directors with applications due 11/19/10; 10) Retirement Hearing Commission with applications due 11/19/10; 11) Sacramento Environmental Commission with applications due 10/08/10; 12) Sacramento Heritage Inc. Board of Directors with applications due 10/01/10; 13) Sacramento Housing & Redevelopment Commission with applications due 11/19/10.

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

5. Dissolution of Ad Hoc Committees

Location: (Citywide)

Action: Adopted Resolution No. 2010-348 dissolving Ad Hoc Committees for 1) Arden Arcade (Northwest Annexation); 2) Auditor Selection; 3) Blue Diamond; 4) HOV Lanes; 5) Railyard Development Agreement; 5) Waste to Energy and Water.

Contact: Shirley Concolino, City Clerk, (916) 808-5442, Office for the City Clerk.

6. Agreement: Each One Reach One Street Outreach Program3 (G02000400)

(Continued from 6-15-10)

Location: (Citywide)

Action: Adopted **Resolution No. 2010-349** 1) accepting \$65,000 in grant funds from Kaiser Permanente Community Benefit Program; 2) establishing a new operating grant for the program3); 3) establishing a \$65,000 revenue and expenditure budget within the operating grant (Fund 2702); 4) approving the Non-Professional Agreement for the Program3 with Roberts Family Development Center for an amount not-to-exceed \$65,000; and 5) authorizing 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.

7. Supplemental Agreements: Old Sacramento Operating Agreements

Location: Old Sacramento Historic District (District 1)

Action: Adopted **Resolution No. 2010-350** 1) approving and authorizing the City Manager, or his designee, to execute Supplement No. 1 to Agreement 2008-178 exercising the first one-year option to extend the agreements related to Old Sacramento Business Association and the Downtown Sacramento Partnership administration of Old Sacramento Business Improvement Area activities; and 2) approving and authorizing the City Manager, or his designee, to execute Supplement No. 1 to Agreement 2008-179 exercising the first one-year option to extend the agreements for the delivery of Old Sacramento historical and educational programs by the Historic Old Sacramento Foundation.

Contact: Barbara E. Bonebrake, Director, (916) 808-7733, Convention, Culture and Leisure Department.

8. Ordinance Amendment: Participation of Local Small and Emerging Business Enterprises (Passed for Publication on June 1, 2010, Noticed on June 4, 2010)

Location: (Citywide)

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

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

Absent: Member Robbie Waters.

Removed from Consent Calendar for public comment heard from Harvey Dhillan and a motion **passed** adopting **Ordinance No. 2010-017** amending Section 3.56.020, and Article VIII of Chapter 3.60 of the Sacramento City Code authorizing the adoption by resolution a program to promote and provide incentives for the participation of local small and emerging business enterprises.

Contact: Trevor Walton, Economic Development Project Manager, (916) 808-6764, Economic Development Department.

9. Supplemental Agreement: Ground Lease Agreement

Location: Business 80 at Fulton Avenue [District 2]

Action: Adopted **Resolution No. 2010-351** authorizing the City Manager or his designee to executed Supplemental No. 3 to City Agreement No. 2007-0555 for the City's ground lease with Rapton Investment Group LLC Rapton to 1) reduce the area of City property leased to Rapton from 17.48 acres to 17.34 acres; and 2) decrease Rapton's rent by \$450 per month.

Contact: Diana Sasser, Project Manager, (916) 808-5519, Economic Development Department.

10. Power Inn Area Property and Business Improvement District (PBID) – Annual Proceedings for Fiscal Year (FY) 2010/11

Location: Power Inn Industrial Corridor (District 6)

Action: Adopted **Resolution No. 2010-352** adopting the Power Inn Area PBID annual budget and levying an assessment for FY2010/11.

Contact: Sini Makasini, Administrative Analyst, (916) 808-7967, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

11. FY2010/11 Business Improvement Area (BIA) Annual Budget Adoption

Location: (Districts 1, 2, 3, 5, and 6)

Action: Adopted 1) **Resolution No. 2010-353** approving the Del Paso BIA annual budget; 2) **Resolution No. 2010-354** approving the Downtown Plaza BIA annual budget; 3) **Resolution No. 2010-355** approving the Franklin Boulevard BIA annual budget; 4) **Resolution No. 2010-356 as amended** approving the Old Sacramento BIA annual budget; 5) **Resolution No. 2010-357** approving the Stockton Boulevard BIA annual budget; and 6) **Resolution No. 2010-358** approving the Sutter BIA annual budget.

Contact: Brad Wasson, Revenue Manager, (916) 808-5724, Finance Department.

12. Agreement: Employee Assistance Program

Location: (Citywide)

Action: **Withdrawn by staff** to adopt a Resolution 1) awarding a two-year contract for Employee Assistance Program Services to Managed Health Network (MHN) in a total amount not to exceed \$392,372 for the term of the contract; and 2) authorizing the City Manager or the City Manager's designee to execute the contract.

Contact: Geri Hamby, (916) 808-7173, Human Resources Director, Human Resources Department.

13. Personnel Resolution Covering Unrepresented Officers and Employees

Location: (Citywide)

Action: **Withdrawn by staff** to adopt a Resolution a) approving the amended Personnel Resolution covering general administrative provisions, hours of work, and other terms and conditions of employment for unrepresented officers and employees; and b) adopting the FY 2010-11 salary schedules for unrepresented exempt management, exempt management support, administrative/confidential and non-career employees

Contact: Geri Hamby, Director of Human Resources, (916) 808-7173, Tosha Cherry, Support Services Manager, (916) 808-5498, Human Resources Department.

14. Purchase: Computer-Related Software and Hardware Equipment for Fiscal Year 2010/11

Location: (Citywide)

Action: Adopted **Resolution No. 2010-361** 1) authorizing the City Manager to renew the annual software license and maintenance/technical support service agreements with the County of Sacramento, ESRI, Inc., Versaterm and The Active Network for Fiscal Year (FY) 2010/11 for an amount not to exceed \$1,785,000; and 2) authorizing the City Manager to execute Supplemental Agreement No. 7 to City Agreement No. 2006-1178 with Oracle America, Inc. extending the support service period for the various licensed programs for the eCAPS system an additional one year for an amount not to exceed \$500,000.

Contact: Karl Rosander, Information Technology Manager, (916) 808-8262, Ignacio Estevez, Program Manager, (916) 808-7349, Information Technology Department.

15. Purchase/Cooperative Agreement: Citywide Information Technology Related Goods and Services for Fiscal Year 2010/11

Location: (Citywide)

Action: Adopted **Resolution No. 2010-362** 1) approving the use of cooperative purchasing agreements with the authorized vendors listed in Exhibit A for the purchase of information technology related goods and services city-wide, and 2) authorizing the City Manager or designee to issue the required purchase orders under the cooperative purchasing agreements during Fiscal Year (FY) 2010/11 for an amount not-to-exceed \$7,410,000.

Contact: Karl Rosander, Information Technology Manager, (916) 808-8262, Ignacio Estevez, Program Manager, (916) 808-7349, Information Technology Department.

16. Grant Application/Agreement: Proposition 84 Nature Education Facilities Fund Grants

Location: (District 1 and 4)

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, and Mayor Kevin Johnson.

Abstain: Member Ray Tretheway.

Absent: Robbie Waters

Adopted **Resolution No. 2010-363 as amended** 1) authorizing the City Manager or his designee to execute a memorandum of understanding with the Sacramento Tree Foundation regarding development of a proposed Urban Ecology Center at North Natomas Regional Park; 2) approving and authorizing the City Manager or his designee to execute and submit a Proposition 84 grant application for the Sacramento Zoo's California's Backyard project; and 3) approving and authorizing the City Manager or his designee to execute all agreements with the California Parks and Recreation Department related to the Proposition 84 grant for the Zoo's California's Backyard project

Contact: Camille Wise, Resource Development Specialist, (916) 808-8830, Barbara E. Bonebrake, Director, (916) 808-8225, Parks and Recreation Department.

17. Contract: Design-Build Contract for Hagginwood Park Lighted Synthetic Turf Soccer Field Project (L19808800)

Location: 3271 Marysville Boulevard (District 2)

Action: Adopted **Resolution No. 2010-364** 1) authorizing the City Manager or the City Manager's designee to execute a design-build contract with Grass Valley Turf Company for the project in the amount of \$559,078; 2) approving the use of State of California Multiple Awards Schedule (CMAS) Agreement No. 4-06-78-0031A during Fiscal Year 2011 to procure the synthetic turf for the project; and 3) authorizing the City Manager or the City Manager's designee to issue a purchase order in an amount not to exceed \$321,650 to purchase the synthetic turf for the project.

Contact: Gary Hyden, Supervising Landscape Architect, (916) 808-1949, J.P Tindell, Park Planning & Development Manager, (916) 808-1955, Parks and Recreation Department.

18. Contracts: Swimming Pool Chemicals

Location: (Citywide)

Action: Adopted **Resolution No. 2010-365 as amended** 1) awarding a one-year contract to Lincoln Equipment, Inc., for the purchase of chemicals in an amount not to exceed \$305,990 for Fiscal Year (FY) 2010/11 for the purchase of chemicals in an amount not to exceed \$31,901 for FY2010/11; and 2) authorizing the City Manager or designee to execute the contract and the required purchase orders for FY2010/11.

Contact: David Mitchell, Operations Manager, (916) 808-6076, Alan Tomiyama, Recreation Manager, (916) 808-8958, Craig Lymus, Acting Procurement Services Manager, (916) 808-5524, Parks and Recreation Department.

- 19. Agreements: Subcontracts with Twin Rivers Unified School District for After-School Programs**
Location: 1230 G Street and 1040 Q Street, Rio Linda, Outside City Limits
Action: Adopted Resolution No. 2010-366 authorizing the City Manager to execute all agreements and any extensions, amendments, or other related documents with the Twin Rivers Unified School District (Twin Rivers) as necessary for the City to be an after-school program subcontractor to Twin Rivers at Dry Creek and Orchard Elementary Schools and be reimbursed by Twin Rivers up to \$192,932 in Fiscal Year (FY) 2009/10.
Contact: David Mitchell, Operations Manager, (916) 808-6076, Alan Tomiyama, Recreation Manager, (916) 808-8958, Parks and Recreation Department.
- 20. Purchase/Cooperative Agreement: Purchase of Sports Equipment, Uniforms, and Supplies**
Location: (Citywide)
Action: Adopted Resolution No. 2010-367 1) approving the use of a U.S. Communities cooperative purchasing agreement number 5091 with BSN/US Games for the purchase of sports equipment, uniforms, and supplies for the Department of Parks and Recreation through June 30, 2011; and 2) authorizing the City Manager or the City Manager's designee to issue the required purchase orders under the referenced cooperative purchasing agreement in an amount not to exceed \$198,843 through June 30, 2011.
Contact: David Mitchell, Operations Manager, 808-6076 and Alan Tomiyama, Recreation Manager, 808-8958, Parks and Recreation Department.
- 21. Externally Funded Program: Anti-Vehicle Theft Enforcement Program**
Location: (Citywide)
Action: Adopted Resolution No. 2010-368 authorizing the City Manager, or designee, to 1) accept the distribution of funds for program, on behalf of the City of Sacramento, administered by Sacramento County under the authority of Vehicle Code Section 9250.14, 2) establish a new Externally Funded Program (EFP) (E11005400) for the program, and 3) adjust revenue and expense budgets based on annual receipts from the California Department of Motor Vehicles (DMV).
Contact: James Beezley, Lieutenant, (916) 808-0854, Police Department.
- 22. Grant Acceptance: Alcoholic Beverage Control (ABC) Liaison Officer**
Location: (Citywide)
Action: Adopted Resolution No. 2010-369 authorizing the City Manager or designee to: 1) accept a \$100,000 grant award from the California State Department of Alcoholic Beverage Control (ABC); 2) establish a grant project for the FY2010/11 ABC Liaison Officer grant (G11007300); 3) increase the Police Department's authorized staffing by one (1.0) full-time equivalent (FTE) police officer position; and, 4) increase the necessary Police Department grant expense and revenue budgets to implement the FY2010/11 ABC Liaison Officer grant.
Contact: Mike McCarthy, Captain, (916) 808-0701, Police Department.

- 23. Externally Funded Program: School Resource Officer Partnership**
Location: (Citywide)
Action: Adopted Resolution No. 2010-370 authorizing the City Manager, or designee, to adjust the Natomas Unified and Sacramento City Unified School Districts (E11001000) Externally Funded Program (EFP) revenue and expense budgets by \$965,662 based on actual revenues received for overtime worked on the SRO partnership.
Contact: James Beezley, Lieutenant, (916) 808-0854, Police Department.
- 24. Agreement: Sacramento Regional Terrorism Threat Assessment Center (RTTAC) Police Investigative Liaison Project (E11005300)**
Location: (Citywide)
Action: Adopted Resolution No. 2010-371 authorizing the City Manager or designee to: 1) enter into an agreement between the City of Sacramento and the Sacramento County Sheriff's Department (SSD) for RTTAC liaison services not-to-exceed \$413,034 over the three-year agreement term, 2) increase the police department's authorized staffing by one (1) full-time equivalent (FTE) police officer position, 3) establish an externally funded program for the project, and 4) increase the necessary Police Department externally funded program expense and revenue budgets to implement the project.
Contact: Stephen Quinn, Lieutenant, (916) 874-2172, Police Department.
- 25. Agreement: Los Rios Community College District Vocational Training**
Location: (Citywide)
Action: Adopted Resolution No. 2010-372 1) authorizing the City Manager, or designee, to enter into an agreement with Los Rios Community College District, including any extensions or amendments, 2) authorizing the Sacramento Police Department to open a new Externally Funded Project (EFP) for the Los Rios College District Vocational Training program (E11002510) and 3) increasing the Police Department's EFP revenue and expense budgets up to \$800,000 annually through the term of the agreement.
Contact: Jim Beezley, Lieutenant, (916) 808-0854, Police Department.
- 26. Housing Trust Fund Annual Report**
Location: (Citywide)
Action: Received and filed.
Contact: Christine Weichert, Assistant Director, Housing and Community Development, (916) 440-1353, Jeree Glasser-Hedrick, Housing Finance Program Manager, (916) 440-1302, Sacramento Housing and Redevelopment Agency.

27. **Annual Housing Activity Report for the California State Department of Housing and Community Development**
Location: (Citywide)
Action: Received and filed.
Contact: Christine Weichert, Assistant Director, Housing and Community Development, (916) 440-1353. Jeree Glasser-Hedrick, Housing Finance Program Manager, (916) 440-1302, Sacramento Housing and Redevelopment Agency.
28. **(City Council/Redevelopment Agency) Redding Avenue Alternative Modes (Bicycle and Pedestrian) Improvements Project (T15065800)**
Location: Redding Avenue from south of 4th Avenue to Folsom Boulevard (Districts 3 and 6)
Action: Adopted 1) **City Resolution No. 2010-3773** a) amending the FY 2009/10 Capital Improvement Program (CIP) budget by appropriating \$137,000 in 65th Street Tax Increment funding to the project and reducing the Kroy Pathway Project by \$85,000 (T15095700); b) authorizing the Interim City Manager to increase the Individual Project Agreement (IPA) for the project by \$137,000, and to reduce the Kroy Pathway Project (T15095700); IPA by the \$105,000; c) making related findings; 2) **Redevelopment Agency Resolution No. 2010-026** a) amending the 2010 Sacramento Housing and Redevelopment Agency (SHRA) budget by defunding the Kroy Pathway Project by \$85,000; b) amending the IPA with the City to reduce the amount of the Kroy Pathway Project by \$85,000 and re-allocating these funds and \$52,000 in 65th Street Development Assistance Tax Increment funds to the project; c) authorizing the Executive Director to amend the Redding Avenue IPA with the City of Sacramento in the amount of \$137,000 for the project; and d) approve and adopt the Mitigated Negative Declaration and e) making related findings.
Contact: Chris Pahule, Assistant Director, Community Development, (916) 440-1350, Celia Yniguez, Program Manager, (916) 449-6255, Sacramento Housing and Redevelopment Agency, Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.
29. **(Redevelopment Agency) Rio Linda Superblock and Marysville Boulevard Brownfield Projects**
Location: Del Paso Heights Redevelopment Area (District 2)
Action: Adopted **Redevelopment Agency Resolution No. 2010-027** 1) amending Resolution 2009-056 to add parcels for remediation at the Rio Linda Superblock; 2) authorizing contract amendments to exceed the Agency's existing contract authority by up to \$80,000 with Nichols Consulting Engineers for assistance with remediation oversight at the Rio Linda Boulevard Superblock and by up to \$30,000 with Geocon, Inc. for environmental consulting services at 3601 Rio Linda Boulevard; 3) authorizing expenditures using funds available from the State Water Resources Control Board for costs associated with obtaining environmental site closure at 3601 Rio Linda Boulevard and 3739 Marysville Boulevard (Indus Gas); 4) authorizing application for and acceptance of grant funds, circulating a Request for Proposal, and awarding a contract for assessment and remediation at 3601 Rio Linda Boulevard.

Contact: Chris Pahule, Assistant Director, Housing and Community Development, (916) 440-1350, Sacramento Housing and Redevelopment.

30. Building Equity and Growth in Neighborhood (BEGIN) Program Application

Location: (Citywide)

Action: Adopted Resolution No. 2010-374 1) authorizing and directing the Sacramento Housing and Redevelopment Agency (SHRA) to submit applications to the California Department of Housing and Community Development (HCD) for funding under the BEGIN Program in the name of the City of Sacramento; 2) authorizing SHRA to receive funding from HCD and administer the BEGIN Program on behalf of the City; 3) authorizing SHRA to execute Standard Agreements and all related documents necessary to participate in the BEGIN Program on behalf of the City of Sacramento; 4) adopting local BEGIN Mortgage Assistance Underwriting Guidelines for administration of the program; 5) approving and adopting the Environmental Impact Report (EIR) and its Addendum as prepared by the Capitol Area Development Authority (CADA) Board of Directors for the Warren Project and 6) authorizing amendment of the Agency Budget as BEGIN funds are awarded.

Contact: Mary L. Lyon, Assistant Director, Real Estate and Construction Services, (916) 449-6263, Susan Perry, Homeownership Services Supervisor, (916) 440-1386, Sacramento Housing and Redevelopment.

31. Contract: West El Camino Avenue & Interstate 80 Signalization Project (\$15084800)

Location: West El Camino Avenue & Interstate 80 interchange (District 1)

Action: Adopted Resolution No. 2010-3751) approving the plans and specifications for the project; and 2) awarding the construction contract to Teichert Construction to install traffic signals at the off ramps, street lights, sidewalks, a raised median, pavement widening and rehabilitation, new striping, new signage and two monument signs for an amount not to exceed \$2,027,319.

Contact: Ofelia Avalos, Assistant Engineer (916) 808-5515, Tim Mar, Supervising Engineer (916) 808-7531, Transportation Department.

32. Supplemental Agreement: Parking Administration and Revenue Control System Upgrade and Maintenance [2/3 Votes Required]

Location: Central City (Districts 1 and 3)

Action: Adopted Resolution No. 2010-376 1) suspending competitive bidding as in the best interests of the City; and 2) authorizing the City Manager to execute the Supplemental No. 3 to City Agreement No. 2000-094 with Scheidt & Bachmann USA, Inc. for the upgrade of the parking administration and revenue control system and maintenance services of the system for up to six years, for an amount not to exceed \$1,858,100.

Contact: Eric Rosander, IT Security, (916) 808-1569, Information Technology Department, Howard Chan, Parking Services Division, (916) 808-7488, Transportation Department.

- 33. Contract: Intelligent Transportation System (ITS)/Traffic Light Synchronization Program (TLSP) Project (T15088001)**
Location: Florin Road from South Land Park Drive to Luther Drive (Districts 4, 5, and 8) ; Fruitridge Road from Martin Luther King Jr. Boulevard to Florin-Perkins Road in (Districts 5 and 6); Pocket/Meadowview/Mack Road from Greenhaven Drive to Highway 99 (Districts 7 and 8); Power Inn Road from Berry Avenue to Fruitridge Road (District 6); West El Camino Avenue from Orchard Lane to American Avenue in District 1; 65th Street from Elvas Avenue to Elder Creek Road (Districts 3 and 6)
Action: Adopted **Resolution No. 2010-377** 1) approving plans and specifications for the project; 2) awarding the construction contract to Pacific Excavation, Inc. to upgrade and expand the City's ITS in the amount of \$2,456,140; and 3) authorizing the City Manager to execute a contract for the project.
Contact: Sompol Chatusripitak, Senior Electrical Engineer, (916) 808-5961, Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.
- 34. Contract: S Street Brick Sewer Replacement, 7th to 14th Street Project (X14010013)**
Location: (District 4)
Action: Moved/Seconded: Member Steve Cohn/Member Robert King Fong
Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, and Mayor Kevin Johnson.
Abstain: Member Kevin McCarty.
Absent: Member Robbie Waters.
Adopted **Resolution No. 2010-378** 1) approving the contract specifications for the 'S' Street Brick Sewer Replacement, 7th to 14th Streets Project (X14010013); (2), awarding the contract to T&S Construction Co., Inc. for an amount not to exceed \$2,250,700; (3) accepting a \$1,729,500 grant from the U.S. EPA; and (4) increasing the revenue and expenditure budget for the Project (X14010013) for the U.S. EPA Grant in the amount of \$1,729,500.
Contact: David L. Brent, Engineering Manager, (916) 808-1420, Richard Batha, Supervising Engineer, (916) 808-1448, Utilities Department.
- 35. FY2010/11 Proposed Operating Budget for the Sacramento City-County Office of Metropolitan Water Planning**
Location: (Citywide)
Action: Adopted **Resolution No. 2010-379** approving the FY2010/11 Operating Budget for the Sacramento City-County Office of Metropolitan Water Planning (CCOMWP) as proposed.
Contact: Kathy Howard, Administrative Analyst, (916) 808-1995, Sarah Foley, Program Manager, (916) 808-1997, Utilities Department.

36. Grant/Agreements: Application for and Acceptance of CalRecycle Used Oil Payment Program

Location: (Citywide)

Action: Adopted Resolution No. 2010-380 1) authorizing the Interim City Manager or his designee to submit applications to the State of California, Department of Resources Recycling and Recovery (CalRecycle) Used Oil Payment Program grants for an amount not to exceed \$200,000; 2) authorizing the Interim City Manager or his designee to execute all agreements necessary to accept and appropriate the grant funds from CalRecycle contingent upon receipt of grant awards; 3) authorizing the Director of Utilities and the Director's designees as the City's agent to submit all documents required in connection with the grant application, and if the grant is awarded, including but not limited to, agreements, annual reports including expenditure reports and amendments necessary to secure said payments to support CalRecycle's Used Oil Collection Program; and 4) authorizing the Interim City Manager or designee to establish a grant project for the Used Oil Payment Program grant and related revenue and expenditure budgets.

Contact: Edison Hicks, Integrated Waste General Manager, (916) 808-4949, Marty Strauss, Integrated Waste Planning Superintendent, (916) 808-4934, Chris Thoma, Waste Reduction Coordinator, (916) 808-4833, Utilities Department.

37. Agreement: Participation at the City of Sacramento's Permanent Household Hazardous Waste Collection Facility

Location: (District 6)

Action: Adopted Resolution No. 2010-381 authorizing the City Manager, or authorized designee, to execute a Memorandum of Understanding (MOU) between the City of Sacramento and the City of Rancho Cordova to: 1) allow Rancho Cordova 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) authorize the City of Sacramento to charge the City of Rancho Cordova a minimum of \$70 per each car for Rancho Cordova residents using the facility.

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

38. (Pass for Publication) Ordinance Amendment: Home-Generated Sharps Waste Management

Location: (Citywide)

Action: 1) Reviewed an Ordinance adding Chapter 8.128 to Title 8 of the Sacramento City Code relating to Home-Generated Sharps Waste Management; and 2) Pass for Publication the Ordinance title as required by the Sacramento City Charter 32c to be adopted on July 13, 2010.

Contact: Marty Strauss, Integrated Waste Planning Superintendent, (916) 808-4934, Utilities Department.

39. (Pass for Publication) Ordinance Amendment: Humane Treatment of Animals performing in Traveling Commercial Animal Exhibitions

Location: (Citywide)

Action: Reviewed an ordinance as amended to amend Sections 9.44.020, 9.44.215, Subsection B and adding Article X, Sections 9.44.810 through 9.44.840 to the Sacramento City Code with regard to treatment, administrative penalties, permits and inspections for animals performing in traveling commercial animal exhibitions, 2) review regulations for the humane treatment of animals adopted pursuant to the ordinance, and 3) pass for publication the ordinance title as required by the Sacramento City Charter, Article III, paragraph 32(c) to be adopted on July 13, 2010.

Contact: Michelle Heppner, Special Projects Manager, (916) 808-1226; Penny Cistaro, Animal Care Services Manager, (916) 808-7433.

Public Hearings (Items 40 – 44)

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

40. Estimated Time: 20 minutes (Actual Time: 5 minutes)

Restoration of Services for FY10/11 Budget: Parks and Recreation and Fire Department (Noticed on 4-23-10) [To Be Delivered]

Location: (Citywide)

Action: Moved/Seconded: Member Kevin McCarty/Member Ray Tretheway

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

Conducted a public hearing with no public comment heard and upon conclusion a motion **passed** 1) adopting an intent motion to restore two Police Academies with one-time funding, 2) receiving a report back on the plans to restore portions of the Proposed FY2010/11 Budgets for the Police, Fire, and Parks and Recreation Departments, and 3) received Supplemental Budget Information.

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

41. Estimated Time: 20 minutes (Actual Time: 22 minutes)

Department of Utilities Proposed FY2010/11 Budgets (Noticed on 4-23-10)

Location: (Citywide)

Action: Moved/Seconded: Member Kevin McCarty/Member Ray Tretheway

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

No: Member Lauren Hammond.

Absent: Mayor Kevin Johnson.

Conducted a public hearing with public comment heard from John Orsi, Roger Dufur, Jeanette Bajorek, Glayol Sahba, Robin Reves-May, Kim Glazzard, and Greg Hattfield; upon conclusion a motion **passed** adopting an intent motion to approve Fiscal Year (FY)2010/11 Utilities Operating and Capital Improvement Program (CIP) Budgets as amended.

Contact: Jammie Moens, Business Services Division Manager, (916) 808-5988, Utilities Department.

42. Estimated Time: 10 minutes (Actual Time: 2 minutes)

Update on Impacts of County Budget

Location: (Citywide)

Action: Received and filed.

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

43. Estimated Time: 10 minutes (Actual Time: 3 minutes)

Proposal to Postpone Layoffs Associated with Labor Concession Savings for 30 Days (Noticed on 4-23-10) [To Be Delivered]

Location: (Citywide)

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

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

No: Members Lauren Hammond and Robbie Waters.

Absent: Member Kevin McCarty.

Conducted a public hearing and a motion **passed** to approve the use of one-time funds to postpone layoffs associated with labor concession savings for 30 days and balance the proposed FY10/11 budget.

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

44. Estimated Time: 20 minutes (Actual Time: 1 hour 28 minutes)

Proposed November 2010 Revenue Measure (Noticed on 4-23-10) [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, Robbie Waters and Mayor Kevin Johnson.

Conducted a public hearing with public comment heard from Lynnette Davies, Jeanne Larsson, Chris Gordon, Justin Karapetyan, Cale Counts, Max Del Real, Reid Thomas, James Anthony, Patty Kleinknecht, Sioux Colombe, Joy Cole, Ryan Landers, Keith Kimber, matthew Mahood, and Craig Powel; upon conclusion 1) discussed a proposed tax measure for placement on the November 2010 ballot to update and modernize the business operations tax and to tax marijuana businesses with direction for staff to a) conduct public outreach with a full range of options; and b) work with stakeholders and report back on Oakland's fee for medical marijuana and higher fees for recreational use and cultivation; and 2) directed the City Attorney to prepare an ordinance and resolution for the proposed tax measure for City Council **consideration on July 13, 2010.**

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

Discussion Calendar/Staff Reports (Item 45)

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

45. Estimated Time: 5 minutes (Actual Time: 5 minutes)

City Auditor Audit Plan for Fiscal Year 2010-11

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.

Continued to the evening session and a motion **passed** adopting **Resolution No. 2010-382** approving the City Auditor’s Annual Audit Plan for Fiscal Year 2010/11.

Contact: Jorge Oseguera, City Auditor (916) 808-7270, Office of the City Auditor

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

- a. Member Kevin McCarty-explore the fluoridation issue with current facts and analysis.

2. Board/Commission Appointments

None.

Adjourned – at 5:10 p.m.

DRAFT Minutes

Tuesday, June 22, 2010

6:00 P.M.

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.

Regular session called to order by Mayor Kevin Johnson at 6:03 p.m. Tuesday, June 22, 2010 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 Kaylon Dickens, student participant in Youth @ City Council Program.

Closed Session Report – None.

Special Presentations/General Communications

- a. **Recognition of George H. Clark Memorial Scholarship**
Action: Presented to Mary Shelton.
- b. **Invitation to Attend the 2010 State Fair on July 14-August 1, 2010**
Action: Presented by Norbert Bartosik.

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

(Actual Time: 10 minutes)

1. Senior Centers
 - a. Robert Smyers
2. State Initiative Qualification
 - a. Mike Barnbaum
3. Shen Yun Performing Arts
 - a. Rui Ren
4. Water Fluoridation
 - a. Jason Severs
5. City Budget-Neighborhood Service Coordinator
 - a. Rosanna Herber

Public Hearings (Items 1- 4)

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

1. **Estimated Time: 5 minutes** (Actual Time: 5 minutes)
Citywide Landscaping and Lighting Assessment District (Noticed on 6-4-10)
Location: (Citywide)

Action: Moved/Seconded: Member Ray Tretheway/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.

Conducted a public hearing with public comment heard from Peter Anderson and upon conclusion, a motion **passed** adopting **Resolution No. 2010-383** confirming the diagram and assessment and levying the assessment for Fiscal Year (FY) 2010/11 for the Citywide Landscaping and Lighting Assessment District (District).

Contact: Brian Wong, Program Specialist, (916) 808-5778, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

2. **Estimated Time: 5 minutes** (Actual Time: 2 minutes)
Power Inn Road Maintenance District (Noticed on 6-4-10)
Location: Power Inn Road from 14th Avenue to the Regional Transit lightrail overcrossing (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, Robbie Waters and Mayor Kevin Johnson.

Conducted a public hearing with no public comment and upon conclusion, a motion **passed** adopting a **Resolution No. 2010-384** confirming the assessment diagram and the assessment and levying the assessment for Fiscal Year (FY) 2010/11 for the Power Inn Road Maintenance District (District).

Contact: Brian Wong, Program Specialist, (916) 808-5778, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

3. **Estimated Time: 5 minutes** (Actual Time: 3 minutes)
Neighborhood Landscaping District (Noticed on 6-14-10)
Location: Includes 34 separate subdivisions: Chardonnay, Del Paso Nuevo Units 1 & 3, Jones Ranch, Kelton, Sunrise 94, and Evergreen Phase 1(District 2); Eastland Park Village,(District 4); Zorba Court, Council District 5; Elder Place, and 66th Street Subdivision, (District 6); Carriage Estates, Villa Palazzo and Windemere Estates, (District 7); Arlington Park 1, Arlington Park Creekside 2, 3 & 4, Brookfield Meadows #2, Cameron 5, Colony Brookfield, Jacinto Village 3, Laguna Verde 1 & 2, Laguna Parkway, Laguna Vega, Laguna Vista, Liberty Lane, Newport Cove, Regency Place, Shasta Meadows, Sheldon Farms, Sheldon Whitehouse, Stonewood and Wickford Square(District 8).

Action: Moved/Seconded: Member Bonnie Pannell/Member Robert King Fong

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

Conduct a public hearing with no public comment and upon conclusion, a motion **passed** adopting a **Resolution No. 2010-385** confirming diagram and assessment, and levying assessment for Fiscal Year (FY) 2010/11 for the Neighborhood Landscaping District.

Contact: Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

4. **Estimated Time: 15 minutes** (Actual Time: 13 minutes)
Budget Hearing Adoption (Noticed on 4-23-10) **[To Be Delivered]**

Location:

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 Maksim Myrmyo, Brian Lambert, Penelope Amadali, Roger Dufur, Robin Reved-May, Tin Lieu, Jenci Smith, Jeanette Jajorek, Dr Glayol Sahba, Kim Glazzard; upon conclusion a motion **passed** adopting **Resolution No. 2010-388** adopting the FY2010/11 Operating and Capital Improvement Program (CIP) Budgets.

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

Discussion Calendar/Staff Reports (Items 5 - 11)

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

5. **Estimated Time: 20 minutes** (Actual Time: 47 minutes)
Report Back: Legal Authority for City Attorney to Prosecute State Law Misdemeanors Committed within the City (as requested on 6-15-10)

Location: Citywide

Action: Received and filed.

Contact: Eileen Teichert, City Attorney, Gustavo Martinez, Supervising Deputy City Attorney, (916) 808-5346, Office of the City Attorney

6. Estimated Time: 20 minutes

(Actual Time: [includes Items 6-9 and all speakers] 4 hours and 10 minutes)

Report Back: Executive Mayor Charter Proposal (Continued from 06-15-10)

[To Be Delivered]

Location: Citywide

Action: Moved/Seconded: Member Robbie Waters/Mayor Kevin Johnson

Yes: Member Robbie Waters and Mayor Kevin Johnson.

No: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, and Ray Tretheway.

Discussed the proposed charter changes identified in the "Accountability Plan of 2010" with public comment heard from Peter Thompson, Amina Bib Azeez, Jesse Reese, Steve Ayers, Kevin Donnelly, Terry Risse, Ryan Henry, David Deluz, Dustin Smith, Peter Dannenfelser, Ryan Landers, Darrel Ng, Danny Gonzalez, Autumn Heacox, Scott Whyte, Nathan French, Rick Stevenson, Debbie Cooke, Lindsey Simoncic, Josh Wood, Kim Garrett, Matt Mahood, Amber Evans, Mark Tyndale, Stuart Eldridge, Rick Heron, Betty Williams, Craig Powell, Tim Ray, Muriel Johnson, Mike Barnbaum, Rick Bettis, Alan Lofaso, Andre Gayet, Chet Newland, Michael Brooks, Anne Rudin, Rosanna Herber, Melanie Smith, Fifi Zeff, Devin Lavelle, Rhonda Erwin, Greg Larkins, Matt Kelly, Anna Molander, CT Weber; and a motion failed to 2) provide direction to the City Attorney's Office to return on July 13, 2010 with proposed charter language; and 3) direct staff to return on July 13, 2010 with the necessary resolutions to have a charter change ballot measure placed on the November 2, 2010 ballot.

Contact: Kunal Merchant, Chief of Staff, (916) 808-5377, Office of the Mayor.

7. Estimated Time: 20 minutes (Continued from 06-15-10) (Actual Time: 1 hour)

Report Back: Proposed 2010 Strong Mayor Plan: A Comparison with Select Cities

Location: Citywide

Action: Received and filed.

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

8. Estimated Time: 20 minutes (Actual Time: 5 minutes)

Report Back: Ethics Review Process (Continued from 06-15-10)

Location: Citywide

Action: Provided direction to staff on whether to establish a process and time line related to developing a formalized ethics program for the City.

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

9. Estimated Time: 20 minutes (Actual Time: 5 minutes)

Report Back: Elected Charter Commission (Continued from 06-15-10)

Location: Citywide

Action: Received and filed.

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

10. Estimated Time: 20 minutes (Actual Time: 5 minutes)
Certification of Initiative Petition as Sufficient and Action Option
Location: (Citywide)

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, Robbie Waters and Mayor Kevin Johnson.

Public comment heard from Greg Hatfield and Craig Powel; a motion **passed** 1) accepting the Sacramento County Registrar of Voters "Certificate of Petition" that declares the Utilities Rate Hike Rollback Act of 2010 petition as sufficient pursuant to law; and 2) adopting an intent motion to have the initiative ordinance submitted to the voters on the November 2, 2010 ballot.

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

11. Estimated Time: 10 minutes (Actual Time: 5 minutes)
Issuance of Tax Revenue Anticipation Notes
Location: (Citywide)

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

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

Absent: Member Sandy Sheedy

A motion **passed** adopting 1) **Resolution No. 2010-386** authorizing the issuance and sale of the City of Sacramento 2010 Tax and Revenue Anticipation Notes ("TRANS") in an amount not to exceed \$50 million, approving the official statement relating to such notes, and authorizing other actions, including the execution of a note purchase agreement and an agreement for bond counsel services; and 2) **Resolution No. 2010-387** authorizing the City Treasurer and the Finance Director to make temporary cash transfers between unrestricted City funds during fiscal year 2010/11 and to establish and implement the necessary financial transactions, budgets, and appropriations after final pricing and sale of the TRANS as needed to carry out the terms and intent of the financing in accordance with the law and City policy.

Contact: Janelle Gray, (916) 808-8296, Office of the City Treasurer

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

a. Member Kevin McCarty

1. K Street Mall Proposals should disclose costs and financial details when presented to Council
2. Request Law and Legislation discuss supporting (AB 1964 Saldaña) regarding carrying exposed handguns (Open Carry)

Adjourned at 12:05 a.m.