



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

**CITY COUNCIL**

Kevin Johnson, Mayor  
Raymond L. Tretheway III, District 1  
Sandy Sheedy, District 2  
Steve Cohn, District 3  
Robert King Fong, District 4  
Lauren Hammond, District 5  
Kevin McCarty, District 6  
Robbie Waters, Vice Mayor, District 7  
Bonnie Pannell, District 8

**Agenda**

**Tuesday, October 26, 2010**

**6:00 P.M.**

**City Hall-915 I Street, 1<sup>st</sup> Floor Council Chamber**

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

**CHARTER OFFICERS**

Eileen Teichert, City Attorney  
Shirley Concolino, City Clerk  
Gus Vina, Interim City Manager  
Russ Fehr, City Treasurer

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**NOTICE TO THE PUBLIC**

You are welcomed and encouraged to participate in this meeting. Public comment is taken on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard as noted on the agenda. Comments on controversial items may be limited and large groups are encouraged to select 3-5 speakers to represent the opinion of the group.

**Notice to Lobbyists:** When addressing the legislative bodies you must identify yourself as a lobbyist and announce the client/business/organization you are representing (City Code 2.15.160).

**Speaker slips are available on the City's Website and located in racks inside the chamber and should be completed and submitted to the Assistant City Clerk.**

*Government Code 54950* (The Brown Act) requires that a brief description of each item to be transacted or discussed be posted at least 72 hours prior to a regular meeting. The City posts Agendas at City Hall as well as offsite meeting locations.

The order and estimated time for Agenda items are listed for reference and may be taken in any order deemed appropriate by the legislative body.

The Agenda provides a general description and staff recommendations; however, the legislative bodies may take action other than what is recommended. Full staff reports are available for public review on the City's website and include all attachments and exhibits. "To Be Delivered" and "Supplemental" reports will be published as they are received. Hard copies are available at the Office of the City Clerk and all written material received is available at the meeting for public review.

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Meeting facilities are accessible to persons with disabilities. If you require special assistance to participate in the meeting, notify the Office of the City Clerk at (916) 808-7200 at least 48 hours prior to the meeting.

# AGENDA

**Tuesday, October 26, 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.**

**Roll Call**

**Pledge of Allegiance**

**Closed Session Report**

**Special Presentations/General Communications**

- a. **Recognizing & Commending the Sacramento Police Department Peer Support Unit**

**In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.**

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

In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.

## **Consent Calendar (Items 1- 17) Estimated Time: 5 minutes**

All items listed under the Consent Calendar are considered and acted upon by one motion. Anyone may request an item be removed for separate consideration.

1. **(City Council/Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for October 12, 2010**  
**Location:** (Citywide)

**Recommendation:** Approve the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for October 12, 2010.

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

## Consent Calendar (Continued)

### 2. **Confirmation of Board and Commission Appointments**

**Location:** (Citywide)

**Recommendation:** Confirmation of board/commission appointments to: 1) Animal Care Services Citizens Advisory Committee – Stephen Bruhn-Cital (category A-1); 2) community Racial Profiling Commission – Alani Cridge (category D); 3) Compensation Commission – Elizabeth Cantu and Brett Hopkins (category A); 4) Cities/County Solid Waste Authority – Steven Peterson (category A-2); 5) Transportation Programming Guide Citizens Advisory Committee – Ko-Ching Chang (category A) and Sam Delson (category B); 6) Sacramento Youth Commission – Markus Mar-Liu and Rynne Haymer (category B-2), Charlissa Alexander (category A-1) and 7) Utilities Rate Advisory Commission – Douglas Brown, Scott Brown and Carolyn Veal-Hunter (category A).

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Katia Ligaiviu, Deputy City Clerk, (916) 808-7200, Office of the City Clerk.

### 3. **Open an Application Period for Various Boards and Commissions [To Be Delivered]**

**Location:** (District 5)

**Recommendation:** Open an application period on 10/27/10 for the Sacramento Youth Commission with applications due on 11/12/10.

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Katia Ligaiviu, Deputy City Clerk, (916) 808-7200, Office of the City Clerk

### 4. **Administrative Matter: 2011 Meeting Schedule for the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Correction**

**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** 1) approving the corrected 2011 meeting schedule for the City Council, Financing Authority, Housing Authority, and Redevelopment Agency; 2) designating four weeks regular meetings will not be held and 3) repealing Resolution No. 2010-556.

**Contact:** Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk

### 5. **(Pass for Publication) Ordinance Amendments: Procedures For Presentation Of Claims Against The City And Administrative Appeals Of Fees And Charges**

**Location:** (Citywide)

**Recommendation:** 1) Review an Ordinance amending Chapters 1.24, 3.04, 3.08, 3.16, 3.28, 3.32, 12.12, and 13.08 of the City Code, relating to procedures for presentation of claims against the City and for administrative appeals of fees and charges; and 2) pass for publication the Ordinance title as required by Sacramento City Charter § 32(c), to be adopted on November 4, 2010.

**Contact:** Brad Wasson, Revenue Manager, (916) 808-5844, Finance Department, Patrick Flaherty, Risk Manager, (916) 808-8587, Human Resources Department.

## Consent Calendar (Continued)

- 6. Contract: Purchase of Nitrile Gloves (Bid No. B112554001)**  
**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** 1) rejecting all bids submitted under for the purchase of nitrile gloves; 2) awarding a one-year contract, with the option of 2 one-year extensions, to Life-Assist, Inc., the lowest responsible and responsive for the purchase of nitrile gloves in a total amount not to exceed \$140,000, and 3) authorizing the City Manager or his designee to execute any and all extensions(s).

**Contact:** Joseph A. D. Jackson, Assistant Chief, (916) 808-2250, Fire Department.
- 7. Contract: Purchase of Cardiovascular Fitness Equipment (Bid Number: B112552004) (Continued from 10-12-10)**  
**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** awarding a one year contract to Advantage Fitness Products, the lowest responsible and responsive bidder as a result of, for the purchase of cardiovascular fitness equipment in an amount not to exceed \$150,000.

**Contact:** Kim E. Iannucci, Assistant Chief, (916) 216-0305, Fire Department.
- 8. Contract: Light Emitting Diode (LED) Lighting Fixtures (C13001601)**  
**Location:** 414 J Street (District 1)

**Recommendation:** Adopt a **Resolution** 1) awarding a contract to Hi-Line Electric Company for the purchase of LED lighting fixtures for the Downtown Plaza Central Parking Garage in an amount not to exceed \$146,012.10; and 2) authorizing the City Manager or the City Manager's designee to execute the contract.

**Contact:** Craig Lymus, Acting Procurement Manager, (916) 808-5524, Sonny Eboigbe, Procurement Analyst, (916) 808-7432, General Services Department.
- 9. Agreement: Sacramento Students Today Achieving Results for Tomorrow (START) State Grant**  
**Location:** Multiple locations within and outside the City limits

**Recommendation:** Adopt a **Resolution** 1) authorizing the City Manager to execute an agreement and any extensions, amendments, reapplications or other related documents with the State of California as necessary for the City to accept funding for a one-year grant for the Sacramento START (Students Today Achieving Results for Tomorrow) after-school program in an amount not to exceed \$5,327,075 during Fiscal Year (FY) 2010/11; 2) authorizing the City Manager to execute any amendments, subject to approval as to form by the City Attorney, with the State of California that increase the maximum grant amount by up to ten percent (10%) of the original grant amount or that decrease the maximum grant amount by any amount; and 3) authorizing the City Manager or designee to adjust the necessary operating revenue and expenditure budgets to implement the grant.

**Contact:** David Mitchell, Operations Manager, (916) 808-6076, Alan Tomiyama, Recreation Manager, (916) 808-8958, Murray Levison, Administrative Officer, (916) 808-6195, Parks and Recreation Department.

Consent Calendar (Continued)

**10. Agreement: Sacramento Students Today Achieving Results for Tomorrow (START) Program-Ethel I. Baker Elementary School**

**Location:** 5717 Laurine Way-Sacramento County

**Recommendation:** Adopt a **Resolution** 1) authorizing the City Manager or City Manager's designee to execute an agreement and any amendments, or other related documents with Sacramento City Unified School District ("District") as necessary for the City of Sacramento, Department of Parks and Recreation, START program to become an After School Education and Safety (ASES) program subcontractor to the District at Ethel I. Baker Elementary School and to be reimbursed by the District up to \$160,350 in FY2011 and up to \$23,750 in FY2012 for a total of \$184,100 and 2) authorizing the City Manager or City Manager's designee to adjust the necessary operating revenue and expenditures to implement the agreement

**Contact:** Dave Mitchell, Operations Manager, (916) 808-6076, Alan Tomiyama, Recreation Manager, (916) 808-8958, Brian Fitzgerald, Recreation Superintendent, 808-6196, Bernadette Cheek, Administrative Analyst, (916) 808-6097, Parks and Recreation Department.

**11. Approval of Public Representative Appointment to the Sacramento Employment and Training Agency Board (SETA)**

**Location:** (Citywide)

**Recommendation:** Confirm the recommendation of the SETA Governing Board and approve the appointment of Ms. Sophia Scherman as public representative to the SETA Governing Board for the current term ending November, 2012.

**Contact:** Kathy Kossick, Executive Director, (916) 263-3810, Sacramento Employment and Training Agency.

**12. Contract: Creek, Parkway, and Mack Streetscapes**

**Location:** (District 8)

**Recommendation:** Adopt a **Resolution** awarding a one-year non-professional services agreement for the maintenance of the Creek, Parkway, and Mack Streetscapes with TruGreen LandCare for an amount not to exceed \$77,666 and options to extend the agreement for up to two additional one-year periods, with the total amount of the agreement, including the optional two one-year extensions, not to exceed \$233,000.

**Contact:** Juan Montanez, Street Services Manager, (916) 808-2254, Erick Talavera, Program Specialist, (916) 808-2272, Transportation Department.

## Consent Calendar (Continued)

### 13. **Roadway Functional Class Update Project**

**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** approving the submission of a Functional Classification Change for selected local streets and roads and the addition of new local roads to Caltrans for adoption into the California Road System.

**Contact:** Mark Brown, Program Analyst (916) 808-2273, Bob Cooper, Supervising Engineer (916) 808-1873, Transportation Department.

### 14. **Agreement: Exclusive Right to Negotiate a Lease - Solar Photovoltaic Farm**

**Location:** 20 28<sup>th</sup> Street (District 3)

**Recommendation:** Adopt a **Resolution** authorizing the City Manager or his designee to execute an exclusive right to negotiate agreement for a lease with Conergy Projects, Inc. for a solar photovoltaic farm on the 28th Street Landfill for a term of 120 days, with an option to extend the term for an additional three months.

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

### 15. **Agreement: Additional Grant Funding for Lower American River Salmonid Spawning Gravel Augmentation (G14000200)**

**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** 1) ratifying the City Manager's approval, effective September 27, 2010, of an Assistance Agreement with the U.S. Department of the Interior, Bureau of Reclamation (Reclamation) to provide additional federal funding in the amount of \$430,000, for the City-County Office of Metropolitan Water Planning (CCOMWP) to augment gravel in spawning riffles in the lower American River and provide additional spawning areas that will protect, restore, and enhance fish habitat; and (2) increasing the Habitat Management Element funding (Fund 7104) revenue and expenditure budgets for G14000200 for the grant funding in the amount of \$430,000.

**Contact:** Sarah Foley, (916) 808-1997, Kathy Howard, (916) 808-1995, Utilities Department.

## Consent Calendar (Continued)

16. **(Housing Authority, Redevelopment Agency, City Council) Policy on Gifts and the Distribution, Use, and Reporting of Tickets and Passes for the Sacramento Housing and Redevelopment Agency**  
**Location:** (Citywide)  
**Recommendation:** Adopt a 1) **Housing Authority; 2) Redevelopment Agency; and 3) City Council Resolution** establishing a policy for the Sacramento Housing and Redevelopment Agency (SHRA) regarding gifts to SHRA and the distribution, use and reporting of tickets and passes given to SHRA pursuant to Fair Political Practices Commission (FPPC) regulations 18944.1 and 18944.2.  
**Contact:** Tia Boatman Patterson, Agency Counsel, (916) 440-1330, Vickie Smith, Agency Clerk, 440-1363, Sacramento Housing and Redevelopment Agency.
17. **(Pass for Publication) Ordinance Amendment: Medical Marijuana Dispensaries [To Be Delivered]**  
**Location:** (Citywide)  
**Recommendation: Review** 1) an Ordinance adding Chapter 5.150 of the Sacramento City Code and repealing Ordinances 2009-033 and 2009-041, relating to medical marijuana dispensaries, 2) an Ordinance amending Sections 17.16.010, 17.24.030, 17.24.050, 17.108.020, and 17.108.030 of Title 17 of the Sacramento City Code (the Zoning Code) relating to medical marijuana dispensaries (M10-015); 3) a Resolution setting fees under Chapter 5.150 of the Sacramento City Code relating to the Medical Marijuana Dispensaries Program, 4) a Resolution setting fees under Chapter 17.196 of the Sacramento City Code relating to a special permit to operate a medical marijuana dispensary, 5) Resolution amending the Fiscal Year 2010/11 Operating Budget to add 1.0 FTE Program Analyst in the Finance Department, 1.0 FTE Zoning Investigator, and 1.0 FTE Customer Service Representative in the Community Development Department and adjust line item budgets for revenue and expenditures accordingly; and 6) pass for publication the Ordinances titles as required by Sacramento City Charter § 32(c) to be adopted on November 9, 2010.  
**Contact:** Michelle Heppner, Special Projects Manager, (916) 808-1226, Office of the City Manager.

## Public Hearings (Items 18 - 22)

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

- 18. Estimated Time: 1 minute**  
**Odd Fellows Cemetery Monopine (P10-001)** (Noticed on 10-4-10)  
**Location:** (District 4)  
**Recommendation:** Continue to November 4, 2010.  
**Contact:** Antonio Ablog, Associate Planner, (916) 808-7702, Community Development Department.
- 19. Estimated Time: 1 minute**  
**T-Mobile Riverside Boulevard Monopine (P07-153)** (Noticed on 10-4-10)  
**Location:** (District 4)  
**Recommendation:** Continue to November 4, 2010.  
**Contact:** Antonio Ablog, Associate Planner, (916) 808-7702, Community Development Department.
- 20. Estimated Time: 15 minutes**  
**Highway 99 Billboard Relocation Agreement (P10-009)** (Noticed on 9-24-10)  
**Location:** 7900 Stockton Boulevard (District 8)  
**Recommendation:** Conduct a public hearing and upon conclusion adopt 1) a **Resolution** determining the project exempt from review under the California Environmental Quality Act, and 2) a **Resolution** approving the Billboard Relocation Agreement to allow for the removal of three existing billboards in order to construct a new replacement billboard on 1.65 acres in the General Commercial (C-2) zone.  
**Contact:** Sandra Yope, Senior Planner, (916) 808-7158, Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department.
- 21. Estimated Time: 20 minutes**  
**65th Street Station Area Study (M09-019)** (Noticed on 10-1-10)  
**Location:** The 65th Street Station Area Study (also referred to as the 65th Street Station Area Plan) site is located in the eastern part of the city. It is bounded by the Union Pacific Railroad (UPRR) right-of-way and Folsom Boulevard to the north, Power Inn Road to the east, 14th Avenue to the south, and 59th Street to the west. The California State University, Sacramento (Sac State) campus and the American River are north of the project area, Granite Regional Park and commercial office uses are east of the project area, and established residential neighborhoods lie to the south and west. Major regional roadways and national highways bisect the project area including US Highway 50 (US 50); Folsom Boulevard, which becomes part of State Highway 16 east of Power Inn Road; 65th Street; and Power Inn Road/Howe Avenue. Rail lines that bisect the project area include Union Pacific (UPRR) and Regional Transit's Gold Line (See Attachment 2). (Districts 3 and 6)  
**Recommendation:** Conduct a public hearing and upon conclusion adopt 1) a **Resolution** certifying the Environmental Impact Report, adopting Findings of Fact and

## Public Hearings (Continued)

Statement of Overriding Considerations, and approving the Mitigation Monitoring Program for the 65<sup>th</sup> Street Station Area Study; 2) a **Resolution** accepting the 65<sup>th</sup> Street Station Area Plan and adopting scenario C-Prime as the preferred alternative; 3) a **Resolution** amending the 2030 General Plan Mobility Element, the East Sacramento Community Plan, and the Fruitridge Broadway Community Plan relating to the 65<sup>th</sup> Street Station Area Plan and designating the 65<sup>th</sup> Street Transit Village Development District; 4) a **Resolution** repealing the 65th Street/University Transit Village Plan; and 5) a **Resolution** repealing the South 65th Street Area (Transit Village) Plan

**Contact:** Fedolia “Sparky” Harris, Senior Planner (916) 808-2996, Azadeh Doherty, Principal Planner, (916) 808-3137, Transportation Department.

### 22. **Estimated Time: 10 minutes**

**(City Council/Redevelopment Agency) Transfer of 3640 and 3648 5<sup>th</sup> Avenue for the expansion of McClatchy Park** (Noticed on 10-19-10)

**Location:** 3640 & 3648 5<sup>th</sup> Avenue; Oak Park Redevelopment Project Area (District 5)

**Recommendation:** Conduct a public hearing and adopt 1) a **City Resolution** a) re-approving the Mitigated Negative Declaration and re-adopting the Mitigation Reporting Program for the McClatchy Park Master Plan Update (referred to in the Notice of Intent to Approve the Mitigated Negative Declaration as the “McClatchy Park Conceptual Master Plan Project”); b) authorizing the City Manager, or City Manager’s designee, to execute a Regulatory Agreement and enter into a Memorandum of Understanding (MOU) with the Sacramento Housing and Redevelopment Agency (Agency) for the transfer of two properties located at 3640 and 3648 5<sup>th</sup> Avenue, for the expansion of McClatchy Park; c) authorizing the City Manager, or City Manager’s designee, to enter into an Agreement for Transfer of Real Property with the Agency, to accept the transfer of title of the two properties located at 3640 and 3648 5<sup>th</sup> Avenue from the Agency, and to carry out all activities reasonably necessary to accomplish this transfer of properties including the execution and recordation of two certificates of acceptance; d) directing the Agency to transfer the properties to the City of Sacramento; e) making related findings; and 2) a **Redevelopment Agency Resolution** a) authorizing the Executive Director, or her designee, to execute a Regulatory Agreement and enter into an MOU with the City of Sacramento for the transfer of 3648 5<sup>th</sup> Avenue for expansion of McClatchy Park; b) authorizing the Executive Director, or her designee, to enter into an Agreement for Transfer of Real Property with the City of Sacramento, to transfer the property located at 3648 5<sup>th</sup> Avenue, and to carry out all activities reasonably necessary to accomplish this transfer of property including the execution and recordation of two certificates of acceptance; and c) making related findings.

**Contact:** Chris Pahule, Assistant Director, Community Development, (916) 440-1350, J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Marianne Wetzels, Supervisor, Real Estate Services Section, (916) 808-6270, Sacramento Housing and Redevelopment Agency.

## Discussion Calendar (Items 23 and 24)

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

**23. Estimated Time: 30 minutes**

**Status Report on Sacramento Convergence [Oral Report]**

**Location:** Railyards and Natomas (District 1)

**Recommendation:** Receive and file.

**Contact:** Betty Masuoka, Executive Project Manager, (916) 808-7942, Office of the City Manager, Rachel Hazlewood, Senior Project Manager, (916) 808-8645, Economic Development Department.

**24. Estimated Time: 15 minutes**

**2011 One-Year Action Plan for Community Development Block Grant, (CDBG), Home Investment Partnership (HOME), Emergency Shelter Grant (ESG), and Housing Opportunities for Persons With AIDS (HOPWA) Funded Projects and Programs, Amendment of Various Years’ Action Plans; Substantial Amendments to Homeless Prevention and Rapid Re-Housing Program (HPRP); Neighborhood Stabilization Program (NSP 3); and Amendment to the Sacramento Housing And Redevelopment Agency (SHRA) Budget (Noticed on 8-30-10)**

**Location:** (Citywide)

**Recommendation:** Adopt a **Resolution** 1) approving the 2011 One-Year Action Plan Budget and amendments to various years’ Action Plans; 2) authorizing the Sacramento Housing and Redevelopment Agency (SHRA) to submit the 2011 One-Year Action Plan and amendments to various years’ Action Plans to the U.S. Department of Housing and Urban Development (HUD); 3) authorizing the City Manager and the Sacramento Housing and Redevelopment Agency (SHRA) to execute agreements and contracts with the appropriate entities to carry out the Community Development Block Grant (CDBG), Neighborhood Stabilization Program (NSP), and HOME Investment Partnership (HOME) funded activities; 4) authorizing SHRA to amend the SHRA budget to receive CDBG and HOME grant funds in accordance with the 2011 One-Year Action Plan; 5) authorizing SHRA to amend the SHRA budget to receive NSP 3 grant funds and allocate ten percent of the award for administration of the program; 6) authorizing SHRA to delegate authority to the County Department of Human Assistance, or other appropriate entity approved by the governing boards, to administer ESG and HOPWA programs and expend funds and to execute contracts with the appropriate entities to carry out the activities contained in the Action Plan utilizing ESG and HOPWA funds, strictly in accordance with the terms of the Action Plan and funding source requirements; 7) authorizing SHRA to act as the general unit of local government for environmental review for HUD community development grants; 8) authorizing the SHRA Executive Director or designee to execute agreements with appropriate entities to carry out the environmental review for HUD grants; 9) authorizing SHRA to charge and receive fees for environmental services provided to non-profit entities; 10) authorizing SHRA to provide construction oversight related to Action Plan activities for organizations without such capacity; and 11) adopting the updated Citizen Participation Plan.

## Discussion Calendar( Continued)

**Contact:** Geoffrey M. Ross, Redevelopment Manager, (916) 440-1357, Gregory H. Wessel, Assistant Director, (916) 440-1322, Sacramento Housing Redevelopment Agency.

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

## Adjournment