



City of Sacramento City Council

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

Meeting Date: 9/27/2011

Report Type: Consent

Title: Review and Approval of the Municipal Legislation Log

Report ID: 2011-00838

Location: Citywide

Recommendation: Receive and file.

Contact: Michelle Heppner, Special Projects Manager

Presenter: Michelle Heppner, Special Projects Manager

Department: City Manager

Division: Government Affairs

Dept ID: 02001021

Attachments:

- 1- Description/Analysis
- 2 - Municipal Legislative Log 09-20-11

City Attorney Review

Approved as to Form
 Joe Robinson
 9/21/2011 11:10:25 AM

City Treasurer Review

Reviewed for Impact on Cash and Debt
 Russell Fehr
 9/16/2011 4:29:31 PM

Approvals/Acknowledgements

Department Director or Designee: John Dangberg - 9/20/2011 3:13:13 PM



Description/Analysis

Issue: This report transmits the current Municipal Legislation Log, approved by the Law & Legislation Committee at its September 20, 2011 meeting, to the Mayor and the City Council for review and approval.

Policy Considerations: The Municipal Legislation Log is a tool used to track and schedule all requests for ordinance amendments and new ordinances made by Councilmembers and city staff. The log is approved by the Law & Legislation Committee at each of its meetings. Under the City's Council Rules and procedures, the Municipal Legislation Log must be brought to City Council quarterly to confirm Council's continued interest in the items and the priority status of the items. Approval of the log does not constitute approval for any individual items listed on the log.

Environmental Considerations:

California Environmental Quality Act (CEQA): Under section 15378(b)(2) of the California Environmental Quality Act (CEQA) Guidelines, continuing administrative activities do not constitute a project and are therefore exempt from review.

Sustainability: There are no sustainability considerations applicable to this action.

Commission/Committee Action: The Municipal Legislation Log is approved by the Law & Legislation Committee at each of its meetings. This report transmits the log approved on September 20, 2011 to the Mayor and City Council for review and approval.

Rationale for Recommendation: Staff is seeking Mayor and City Council review and approval of the Municipal Legislation Log.

Financial Considerations: None.

Emerging Small Business Development (ESBD): No goods or services are being purchased.



Legislation Log

	Tracking #	Subject Matter	Ordinance Sponsor / Staff	Tentative Law & Legislation Hearing Date	Staffing Requirement (High, Med, Low)	City Attorney Time (High, Medium, Low)	Notes	Committee Priorities (High-3, Medium-2, Low-1)
	▼						NEW ITEMS	
1	8.11.1	Ordinance Amendment City's Wireless Telcom	Bill Sinclair / Rhonda Lake	4-Oct-11	Low	Medium	Ordinance Amendment: Sacramento City Code Section 3.76.050 related to City's Wireless Telcom Policy & Fee Schedule.	1
2	9.11.1	Farm/Produce Stands	CM Schenirer / CDD Joy Patterson		Medium	Medium	Report to Law & Leg on current requirements for operating farm/produce stands in the City of Sacramento and possible amendments to City Code.	3
				▼			DATE SCHEDULED	
3	5.11.3	Emergency Services Ordinance	Jason Sirney, OES	18-Oct-11	Low	Medium	Update and Adoption of the Emergency Services Ordinance. The current Emergency Services Ordinance does not adequately reflect the existing organizational structure of the City and is lacking components identified through emergency management best practices.	In Process
4	5.11.4	Mobile Food Vendor Ordinance	Finance / Brad Wasson	18-Oct-11	High	Medium	Ordinance amendment to extend the time mobile vendors can remain on one location under the current ordinance.	3
	▼						PENDING ITEMS	▼
5	3.09.5	Ordinance Amendment: Police Alarms	Police Department / Jim Beezley	Pending	Low	Medium	This ordinance amendment is a revision of Chapter 8.36 of the City Code, regarding alarm systems, regulation and false alarm reduction. STATUS: Staff is currently in the process of discussing next steps and dates.	3
6	11.10.1	Residential Permit Parking Ordinance	DOT / Paul Sheridan	Pending	High	Medium/High	A modification to the RPP program ordinance to establish criteria for creating new zones, annexing neighborhoods into existing RPP zones, and modifying existing RPP zones. Addresses Goal 4.2 of the Central City Parking Master Plan. STATUS: Staff is working on a draft ordinance with the CAO at this time.	3
7	3.11.5	Councilmember Appointees	CM Ashby / City Attorney / Marcos Kropf / City Clerk / Stephanie Mizuno	Pending	Low	Low	Ordinance to modify the term Councilmember Appointees to run concurrent with the term of the Councilmember.	3
8	1.05.2	Amend Tree Ordinance	DOT/Joe Benassini	Pending	High	High	Minor changes were approved by L&L April 2008 and by City Council June 2008. Revised draft ordinance and outreach efforts underway. Item is going to Council June 2009. Amend the City's Tree Ordinance to add section to amend the tree permit appeals process. STATUS: This item is being reviewed by an outside consultant and will probably be heard in late 2010 or early 2011.	2.75
9	3.11.4	Ordinance for Limiting Tobacco Shops	CM McCarty / City Attorney / Community Development / Max Fernandez	Pending	High	Medium	Ordinance to regulate the number of tobacco shops opening in neighborhoods. Explore the use of "Conditional Use Permit" to limit the number and monitor them, similar to liquor stores. STATUS: Heard by Law & Leg January 18, 2011, committee requested research and report back in approx. 6 months.	2
10	12.09.3	Rezone Ordinance for Solid Waste Overlay Zone	CM Sheedy / Community Development / Max Fernandez	Pending	High	Medium	Develop a rezone ordinance to implement the Solid Waste Overlay Zone in District 2 and in any other district where the overlay zone might be necessary, as described in Title 17 of the City Code. STATUS: On hold, pending any future proposals.	2

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PENDING ITEMS CONTINUED							▼	
11	4.07.1	Home Occupation Permit re: Somatic Massage	L&L Committee/ Finance Dept./ Brad Wasson	Pending	High	Medium	The Revenue Division distributed a memo on this item on June 8, 2010. As of July 30, 2008 Revenue Division and Code Enforcement staff said they would be providing a joint report back on both Items 7.06.1 and 4.07.1. At the 4/17/07 L&L meeting the Committee directed staff to come back with options to amend the home occupation permit. STATUS: The State has enacted new requirements for massage practitioners that impact the city's ability to regulate this industry. City code will need to be updated to comply with the State changes. The request to allow somatic massage practitioners to operate out of their home with a Home Occupation permit will be folded in with the State review. The Revenue Division met with the CAO to determine what needs to change. Staff recommends not modifying the code at this time until the state situation stabilizes. As of 3/17/11, the State has indicated that they may convert licensing back to local agencies. Staff recommends that this item be moved to inactive.	1.25
12	03.09.6	Diaper Changing Areas Discussion Paper	CM McCarty / CDD / Max Fernandez	Pending	High	Medium	Diaper changing room requirement policy for major remodels and new construction. STATUS: The CAO is looking into this request. There is an issue of preemption. The City cannot supplement the building code without specific findings that local conditions require a regulation that goes beyond statewide building code standards.	1
13	12.10.1	Approval of Amendment to Sacramento Housing and Redevelopment Commission Ordinance	SHRA / Vickie Smith	Pending	Low	Low	Report will recommend ordinance changes to eliminate City's requirement for term limits as they relate to the SHRA Commission. The term limit requirement conflicts with the JPA that allows County Commission members to stay on the committee for an indefinite period thus creating an inequity between county and city appointees. This is a consent item.	1
14	3.11.2	Legal Fees Imposed on Private Parties	Marcos Kropf	Pending	Low	Low/Medium	This ordinance will provide general authority for the City Attorney to charge private parties a fee for legal services the City Attorney performs for city staff for the benefit of the private parties in their dealings with the City. These fees are deposited in the General Fund. This ordinance would instead authorize fees to be appropriated to the City Attorney's budget.	Administrative
15	3.11.6	Stormwater Management and Discharge Control	Utilities / Hong Lin	Pending	Low	Low/Medium	Ordinance Amendment for Stormwater Management and Discharge Control (Chapter 13.16 to add low impact development and hydromodification management requirements	Administrative
16	3.11.8	Old Sacramento Collection District	Convention, Culture & Leisure Department / Liz Brenner	Pending	Low	Low	Ordinance Amendment to Old Sacramento Collection District, Title 13, Chapter 13.10.590 to clarify individual solid waste container requirements.	Administrative
17	1.04.2	Update on Sign Ordinance and Sign Program	CM Cohn / Community Development Department / Joy Patterson	Pending	High	High	Proposed changes to certain prohibited signs and possible creation of possible sign district based upon input from previous City Council sign workshops.	
18	2.11.5	Community Gardens on Public Property	CM R. Fong / CM Pannell / CM McCarty / CM Schenirer / DGS Rhonda Lake / P&R Dave Mitchell	Pending	High	High	Bifurcated from private property item. Amend appropriate City codes and policies to allow community gardens on City-owned property. STATUS: Currently on hold pending review of implementation on private property.	
19	2.11.6	Soda Tax	McCarty	Pending	High		Explore a soda tax to generate revenues that can be used for schools, parks and recreation programs. Physical activity to help prevent childhood obesity.	

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▼				CC Date			APPROVED BY L&L AND FWD TO CITY COUNCIL FOR APPROVAL	
20	N/A	Ordinance Change to Sacramento Metropolitan Arts Commission, Title 2, Chapter 2.84	CCL / Rhyena Halpern	21-Jul-11	High	Low/Medium	The Sacramento Metropolitan Arts Commission (SMAC) via its Governance Ad Hoc Committee and Executive Director spent the last two years updating SMAC Bylaws. The Bylaws were last changed in 1995 and in order to meet the Clerk's recommendations regarding commission governance, particularly proper deference to City Code, new Rules of Procedure are needed. STATUS: Staff is preparing the staff report and the City Council hearing date has been set for July 21, 2011.	N/A
21	1.11.3	City Code Change - 12.12.090 Blanket Permits	DOT / Jon Blank	Not yet scheduled	Medium	Low	Amend City Code Section 12.12.090, with regard to blanket permits, making code consistent with current city practices on encroachment. Status: PFP September 20, 2011 and scheduled to be heard by City Council on September 27, 2011.	N/A
22	CC 3/15/2011	Sign Ordinance: Multi-family Developments	Joy Patterson	Pending	Med		Proposed amendment to Title 15 relating to sign regulations for multi-family developments. STATUS: Scheduled to be heard by City Council on October 25, 2011.	N/A
23	7.11.2	Private Security in Parks	CM Ashby / Jim Combs	Pending	High		Ordinance Amendment: Allow, under limited circumstances, armed private security guards to enter City parks while acting in accordance with their private security duties.	N/A
24	1.11.1	Card Room Ordinance	Finance / Brad Wasson	13-Sep-11	High	Medium	Card Room Ordinance # 5.32.180 Section A - In order for city cardrooms to be successful, it may require them to be co-locating two or more of the cardrooms. This item was scheduled to be heard by the Committee on 02/01/11 but was continued to 04/05/11. STATUS: Scheduled to be heard by City Council on September 13, 2011 but was continued to the following meeting September 20, 2011.	N/A