



Meetings of Sacramento City Council Financing Authority Housing Authority

CITY COUNCIL

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Steve Cohn, District 3
Robert King Fong, District 4
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Darrell Fong, District 7
Bonnie Pannell, District 8

Agenda

Tuesday, January 31, 2012

6:00 p.m.

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

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

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
John F. Shirey, City Manager
Russ Fehr, City Treasurer

NOTICE TO THE PUBLIC

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

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

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

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

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

The Agenda provides a general description and staff 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.

Meetings are broadcast live on Metrocable, Channel 14, AT&T Broadband Cable System and rebroadcast on the Saturday following the date of the meeting. (Check Listings)

Live videostreams and indexed archives of meetings are available via the internet. Visit the City's official website at http://sacramento.granicus.com/ViewPublisher.php?view_id=21.

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.

PLEASE Read: Updated Information based on the Annual Council Rules of Procedure Update (1-10-12)

General Conduct for the Public Attending Council Meetings

- Members of the public attending City Council meetings shall observe the same rules and decorum applicable to the Members and staff as noted in Chapters 3 and 4 of Council Rules of Procedure.
- Stamping of feet, whistles, yells or shouting, physically threatening conduct, and/or similar demonstrations are unacceptable public behavior and will be prohibited by the Sergeant-at-Arms.
- Lobbyists must identify themselves and the client(s), business or organization they represent before speaking to the Council.
- Members of the public wishing to provide documents to the Council shall comply with Rule 7 D of the Council Rules of Procedure.

Members of the Public Addressing the City Council

- Purpose of Public Comment. The City provides opportunities for the public to address the Council as a whole in order to listen to the public's opinions regarding unagendized matters within the subject matter jurisdiction of the City during Regular meetings and regarding items on the Agenda at all other meetings.
 - Public comments should not be addressed to individual Members nor to City officials, but rather to the City Council as a whole regarding City business.
 - While the public may speak their opinions on City business, personal attacks on Members and City officials, use of swear words, and signs or displays of disrespect for individuals are discouraged as they impede good communication with the Council.
 - Consistent with the Brown Act, the public comment periods on the Agenda are not intended to be "Question and Answer" periods or conversations with the Council and City officials. The limited circumstances under which Members may respond to public comments are set out in Rule 8 D 2 of the Council Rules of Procedure.
 - Members of the public with questions concerning Consent Calendar items may contact the staff person or the Council Member whose district is identified on the report prior to the meeting to reduce the need for discussion of Consent Calendar items and to better respond to the public's questions.
- Speaker Time Limits. In the interest of facilitating the Council's conduct of the business of the City, the following time limits apply to members of the public (speakers) who wish to address the Council during the meeting.
 - **Matters not on the Agenda.** Two (2) minutes per speaker.
 - **Consent Calendar Items.** The Consent Calendar is considered a single item, and speakers are therefore subject to the two (2) minute time limit for the entire Consent Calendar. Consent Calendar items can be pulled at a Council member's request. Such pulled Consent Calendar items will be considered individually and up to two (2) minutes of public comment per speaker on those items will be permitted.
 - Discussion Calendar Items. Two (2) minutes per speaker.

Time Limits per Meeting In addition to the above time limits per item, the total amount of time any one individual may address the Council at any meeting is eight (8) minutes.

- Each speaker shall limit his/her remarks to the specified time allotment.
- The Presiding Officer shall consistently utilize the timing system which provides speakers with notice of their remaining time to complete their comments. A countdown display of the allotted time will appear and will flash red at the end of the allotted time.
- In the further interest of time, speakers may be asked to limit their comments to new materials and not repeat what a prior speaker said. Organized groups may choose a single spokesperson who may speak for the group but with no increase in time.
- Speakers shall not concede any part of their allotted time to another speaker.
- The Presiding Officer may further limit the time allotted for public comments per speaker or in total for the orderly conduct of the meeting and such limits shall be fairly applied.

AGENDA

Tuesday, January 31, 2012

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 Mentoring Month

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 - 12) 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. December 2011 Monthly Investment Transactions Report

Report # 2012-00062

Location: Citywide

Recommendation: Receive and file.

Contact: John Colville, Chief Investment Officer, (916) 808-829, Office of the City Treasurer

2. Beacon Award: Local Leadership Toward Solving Climate Change

Report # 2012-00028

Location: Citywide

Recommendation: Pass a **Resolution** approving City of Sacramento participation in the Institute for Local Government's Beacon Award: Local Leadership Towards Solving Climate Change recognition program.

Contact: Erik deKok, Senior Planner, (916) 808-2011, Community Development Department

- 3. Agreement: Lower American River Flow Management Standard EIR**
Report # 2012-00045
Location: Citywide
Recommendation: Pass a Motion authorizing the City Manager, or his designee, to execute a Professional Services Agreement with CBEC, Inc., for an amount not to exceed \$410,000 to assist with the development of the Environmental Impact Report necessary for the Water Forum Successor Effort's ongoing effort to update the lower American River Flow Management Standard.
Contact: Tom Gohring, Executive Director, (916) 808-1998, Kathy Howard, Administrative Analyst, (916) 808-1995, Department of Utilities
- 4. Fiscal Year 2010/11 Sacramento City Employees' Retirement System Annual Financial Report**
Report # 2012-00056
Location: Citywide
Recommendation: Receive and file.
Contact: Dennis Kauffman, Finance Manager, (916) 808-5843, Finance Department
- 5. Fiscal Year 2010/11 Child Development Program Audit Report**
Report # 2012-00057
Location: Citywide
Recommendation: Receive and file.
Contact: Dennis Kauffman, Accounting Manager, (916) 808-5843, Finance Department
- 6. Supplemental Agreement: FY2011/12 City Contribution to the Human Rights Fair Housing Commission**
Report # 2012-00077
Location: Citywide
Recommendation: Pass a motion authorizing the City Manager to execute a supplemental agreement with Human Rights Fair Housing Commission (HRFH) in the amount of \$45,000 to provide six months of transitional funding to HRFH for a total not-to-exceed amount of \$119,304 supplemental to City Agreement 2011-1077.
Contact: Dawn Holm, Budget Manager, (916) 808-5574, Finance Department
- 7. Agreement: FDM Software Support and Maintenance Services [2/3 Vote Required]**
Report # 2012-00069
Location: Citywide
Recommendation: Pass a motion 1) suspending competitive bidding in the best interests of the City for the procurement of software support and maintenance services to the FDM Software; and 2) authorizing the City Manager, or his designee, to execute an agreement, FDM Software Limited for software support and maintenance services, for a total not-to-exceed amount of \$309,445.
Contact: Troy Malaspino, Deputy Fire Chief, (916)808-1602, Fire Department

8. Execution of the Transportation Development Act (TDA) Claim Packet for Fiscal Year 2011/12

Report # 2012-00035

Location: Citywide

Recommendation: Pass a **Resolution** : 1) approving the Transportation Development Act claim for reimbursement in the amount of \$292,601 for various bicycle and pedestrian facilities in Fiscal Year 2011/12 (FY2011/12); 2) authorizing the City Manager or City Manager's designee to execute and submit the Transportation Development Act claim in the amount of \$292,601 for FY2011/12 to the Sacramento Area Council of Governments for approval and reimbursement to Transportation Development Act Funds, Fund 2013; and 3) authorizing the City Manager or City Manager's designee to amend the budget in the event that the Transportation Development Act claim amount for FY 2011/12 actually received is more or less than the \$292,601 estimate.

Contact: Sonja Jarvis, Senior Accountant Auditor, (916) 808-8824; J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Department of Parks and Recreation

9. Lease Agreement: Retail Space in Memorial Garage

Report # 2012-00047

Location: 801 14th Street, District 4

Recommendation: Pass a motion 1) determining that, pursuant to City Code Section 3.68.110, the leasing of 801 14th Street without bidding is in the best interests of the City; and 2) authorizing the City Manager to execute a 15 year lease agreement with one 5-year extended term option, with Coyote Tap House, Inc. for retail space located in Memorial Garage.

Contact: Howard Chan, Parking Services Manager, (916) 808-7488; Paul Sheridan, Program Analyst, (916) 808-6817, Department of Transportation

10. Contract: Del Paso Boulevard Streetscape - 1000 Block (T15098401)

Report # 2012-00059

Location: Del Paso Boulevard corridor between Globe and Baxter Avenue, District 2

Recommendation: Pass a motion: 1) approving plans and specifications for the Del Paso Boulevard Streetscape – 1000 Block Project; 2) appropriating \$310,000 of Community Development Block Grant (CDBG) funds from the Sacramento Housing and Redevelopment Agency (SHRA) to the Del Paso Boulevard Improvements Project (T15098400) to support streetscape improvements on the 1000 Block of Del Paso Boulevard; 3) appropriating \$31,000 from the Major Street Construction Tax contingency to the Del Paso Boulevard Improvements Project (T15098400) to support the streetscape improvements on the 1000 Block of Del Paso Boulevard; and 4) authorizing the City Manager to execute a construction contract with Grand Sierra Construction for an amount not to exceed \$166,022 to support the 1000 Block of Del Paso Boulevard Project.

Contact: Matthew Johns, Assistant Engineer, (916) 808-5760; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

11. Agreements: I-5/Cosumnes River Boulevard Extension and Interchange Project (T15018000)

Report # 2012-00039

Location: Along Interstate 5, one mile south of Pocket Road/Meadowview Road in the Pocket and Airport Meadowview Planning Areas. (District 7)

Recommendation: Pass a motion 1) authorizing the City Manager to execute a Mitigation Agreement with Sacramento Regional County Sanitation District (SRCSD) in the amount of \$283,725; 2) authorizing the City Manager to execute a wetlands mitigation agreement with Wester Velt Ecological Services in the amount of \$608,270; 3) authorizing the City Manager or his designee to execute Supplemental Agreement No. 5 to City Agreement No. 2007-0406-A with Mark Thomas and Company, Inc. in an amount not to exceed \$150,000; and 4) ratifying Supplemental Agreements Nos. 1, 3 and 4 to City Agreement No. 2007-0406-A with Mark Thomas and Company, Inc. and resetting the City Manager's authority to issue Supplemental Agreements for City Agreement No. 2007-0406-A.

Contact: Nader Kamal, Special Projects Engineer, (916) 808-7035; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

12. Contract: Train Horn Quiet Zone – Elkhorn Boulevard Median Project

Report # 2012-00058

Location: The project is located at the highway-rail-grade crossing of Elkhorn Boulevard near Blacktop Avenue (unincorporated Sacramento County), and Districts 1, 2, 3, 4 & 6

Recommendation: Pass a Motion: 1) approving plans and specifications for the Elkhorn Boulevard at Union Pacific Railroad (UPRR) Median Project; 2) authorizing staff to issue a Notice of Intent to establish a new quiet zone beginning at West El Camino Avenue and ending at Elkhorn Boulevard (Council District 1 & 2); and 3) authorizing staff to issue a Notice of Intent to establish a new quiet zone beginning at 20th Street and ending at Fruitridge Road. (Council District 3, 4 & 6)

Contact: Matthew Johns, Assistant Engineer, (916) 808-5760; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

Public Hearings (Item 13)

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

13. Climate Action Plan (Noticed on 1-13-12)

Report # 2012-00013

Location: Citywide

Recommendation: Conduct a public hearing and upon conclusion pass 1) a **Resolution** approving environmental review, and 2) a **Resolution** adopting the Climate Action Plan.

Contact: Tom Pace, Planning Manager, (916) 808-6848; Erik de Kok, Senior Planner, (916) 808-2022; Helen Selph, Assistant Planner, (916) 808-7852, Community Development Department

Discussion Calendar (Items 14 - 16)

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

14. (City Council/Redevelopment Agency/Housing Authority) Election by City to Serve as Successor Agency to its Redevelopment Agency; Designating its Housing Authority as the Local Authority to Retain Housing Assets and Functions of Former Redevelopment agency; Amending Enforceable Obligation Payment Schedule (EOPS); Delegation of Authorities to Administer the Wind Down and other Related Actions [To Be Delivered] Report # 2012-00108

Location: Citywide

Recommendation: Pass 1) a **City Council Resolution:** a) affirmatively electing to serve as the Successor Agency to the former Redevelopment Agency of City of Sacramento ("Agency"); b) electing not to serve as the Successor Agency for the Agency's housing assets and functions; c) authorizing Sacramento Housing and Redevelopment Agency (SHRA) to provide transitional administrative and project delivery staffing services for project areas currently managed by SHRA thru June 30, 2012; d) approving the allocations of the Successor Agency's administrative allowance and project delivery costs between City and SHRA as reflected in the Agency's amended EOPS thru June 30, 2012; e) authorizing the Director of Finance to establish the Redevelopment Obligation Retirement Fund; f) authorizing the City Treasurer to accept the Agency's cash and cash equivalents for deposit in the Redevelopment Obligation Retirement Fund; f) authorizing the City Manager to accept all non-housing assets of the Agency; g) directing the City Manager to prepare the Recognized Obligations Payment Schedule and the Administrative Budget of the Successor Agency; and h) authorizing the City Charter Officers to take all other actions to comply with AB 26; 2) a **Redevelopment Agency Resolution:** a) consenting to SHRA providing administrative and project delivery staffing services for the transfer of non-housing assets, obligations and project activities on behalf of the Successor Agency thru June 30, 2012; b) amending the Enforceable Obligation Payment Schedule (EOPS) and authorizing SHRA to continue to pay enforceable obligations on behalf of the Successor Agency thru June 30, 2012 c) amending the SHRA budget to begin the dissolution process; d) transferring and assigning all redevelopment housing assets and agreements to the Housing Authority; e) transferring and assigning all non-housing assets and agreements to the City as the Successor Agency; and f) authorizing the Executive Director to take actions necessary to effectuate the orderly transfer of the management and administration of the former Redevelopment Agency from SHRA to the City as Successor Agency, to be assumed within the city management structure by June 30, 2012; 3) **Housing Authority Resolution:** a) affirmatively electing to serve as the Successor Housing Agency to retain the housing assets and functions of the former redevelopment agency and authorizing the Executive Director take actions necessary to comply with the designation in a manner that is consistent with federal and state law; b) consenting to SHRA providing transitional administrative and project delivery staffing services for the transfer of assets, obligations and project activities on behalf of the Successor Agency through June 30, 2012; c) ; approving the amended the Enforceable Obligation Payment Schedule (EOPS) and consenting to SHRA paying enforceable obligations on behalf of the Successor Agency thru June 30, 2012; and d) affirmatively electing to accept assignment and transfer of all redevelopment housing assets and agreements.

Contact: Leslie Fritzsche, Downtown Redevelopment Manager, (916) 808-5450, Economic Development Department; Sheryl Patterson, Senior Deputy City Attorney, (916) 808-7292, City Attorney's Office

15. FY2010/11 Comprehensive Annual Financial Report (CAFR)

Report # 2012-00030

Location: Citywide

Recommendation: Pass a **Resolution** accepting the FY2010/11 Comprehensive Annual Financial Report.

Contact: Dennis Kauffman, Accounting Manager, (916) 808-5843, Department of Finance

16. Fiscal Year (FY) 2011/12 Midyear Budget Report

Report # 2012-00031

Location: Citywide

Recommendation: Pass a **Resolution** 1) amending the FY2011/12 Approved Budget as necessary to implement the City's financial plan for the remainder of the fiscal year; and 2) authorizing the Director of Finance to implement the approved budget adjustments.

Contact: Leyne Milstein, Finance Director (808-5574), Dawn Holm, Budget Manager (808-5574), Department of Finance

Council Comments-Ideas, Questions and Meeting/Conference Reports

Adjournment