



Meetings of Sacramento City Council Financing Authority Housing Authority

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, Vice-Mayor, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Jay Schenirer, District 5
Kevin McCarty, District 6
Darrell Fong, District 7
Bonnie Pannell, District 8

Agenda

Tuesday, March 27, 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 Recommendation; 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, March 27, 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 Sacramento Housing Redevelopment Agency Advisory Committees
- b. Recognizing Cesar Chavez March and Day of Service and Learning
- c. Recognizing the 75th Anniversary of McClatchy High School

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 - 22) 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. **Confirmation of Successor Agency Oversight Board Appointments**

Report # 2012-00317

Location: Citywide

Recommendation: Pass a Motion confirming appointments to the Successor Agency Oversight Board: 1) Councilmember Jay Schenirer as the City of Sacramento's representative; and 2) La Shelle Dozier as representative of the largest represented unit of former employees of the redevelopment agency.

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

2. **Purchase of Copiers/Multi-Function Device (MFD) Services [2/3 Vote Required]
[To Be Delivered]
Report # 2012-00276
Location: Citywide
Recommendation:** Pass a Motion: 1) determining that it is in the best interests of the city to suspend competitive bidding for the purchase of copiers/multi-function device (MFD) services; 2) suspending competitive bidding for the purchase of copiers/multi-function device (MFD) services; and 3) authorizing the use of an alternative Request for Proposal (RFP) solicitation process for a copier/multi-function device (MFD) services provider.
Contact: Mark Prestwich, Special Projects Manager, (916) 808-5380, City Manager's Office; Craig Lymus, Procurement Manager, (916) 808-5524, General Services Department

3. **February 2012 Monthly Investment Transactions Report
Report # 2012-00270
Location: Citywide
Recommendation:** Receive and file.
Contact: John Colville, Chief Investment Officer, Office of the City Treasurer, (916) 808-8297, Office of the City Treasurer

4. **Agreement: Water Service Agreement for the East Natomas Education Complex
Report # 2011-00704
Location: District 1
Recommendation:** Pass a Motion authorizing the City Manager or the City Manager's designee to execute a Water Service Agreement with the Twin Rivers Unified School District.
Contact: Dan Sherry, Supervising Engineering, (916) 808-1419; Robert Armijo, Senior Engineer, (916) 808-1411, Department of Utilities

5. **Contract Award: Reconstruction of Miscellaneous Sewer Manholes 2012
(X14110400)
Report # 2012-00266
Location: Citywide
Recommendation:** Pass a Motion approving the contract plans and specifications for the Reconstruction of Miscellaneous Sewer Manholes 2012 project, and awarding the contract to Navajo Pipelines Inc., for an amount not-to-exceed \$103,150.
Contact: Bill Busath, Interim Engineering, (916) 808-1434; Brett Grant, Supervising Engineer, (916) 808-1413 - Department of Utilities

6. **Contract Award: Rehabilitation of Well 134, 154, 156, 159 [2/3 Vote Required]
Report # 2012-00267
Location: Citywide
Recommendation:** Pass a **Resolution** 1) rejecting all bids for the Rehabilitation of Well 134, 154, 156 and 159 contract; 2) suspending competitive bidding in the best interests of the City; and 3) approving the contract plans and specifications and awarding the contract to Layne Christensen Company, for an amount not to exceed \$539,809.
Contact: Bill Busath, Interim Engineer Manager, (916) 808-1434; Dan Sherry, Supervising Engineering, (916) 808-1419, Department of Utilities

7. **Contract Award: Sump 112 Electrical Improvements Project**
Report # 2012-00274
Location: District 7
Recommendation: Pass a Motion approving the contract plans and specifications for the Sump 112 Electrical Improvements Project, and awarding the contract to JR Sharp Construction, for an amount not to exceed \$155,990.
Contact: Bill Busath, Interim Engineering Manager, (916) 808-1434; Dave Hansen, Supervising Engineer, (916) 808-1421, Department of Utilities

8. **Contract: S Street Brick Sewer Replacement - 14th to 17th Street (X14010036)**
Report # 2012-00218
Location: District 4
Recommendation: Pass a Motion approving the contract plans and specifications for the S Street Brick Sewer Replacement, 14th to 17th Street Project (X14010036), and awarding the contract to Florez Paving, for an amount not to exceed \$794,353.50.
Contact: Bill Busath, Engineering Services Manager, (916) 808-1434; Brett Grant, Supervising Engineer, (916) 808-1413, Department of Utilities

9. **(Pass for Publication) Ordinance Amendments: Local Business Enterprise (LBE) Program and Procurement Streamlining**
Report # 2012-00304
Location: Citywide
Recommendation: 1) Review an Ordinance amending Sections 3.56.020, 3.60.020, and Article VIII of Chapter 3.60 of the Sacramento City Code, relating to the Local Business Enterprise (LBE) Program; 2) review an Ordinance amending Section 3.54.040 of Chapter 3.54 of the Sacramento City Code, relating to non-discrimination in the provision of benefits; and 3) pass for publication the ordinance titles as required by Sacramento City Charter 32(c), to be adopted on April 3, 2012.
Contact: Melissa Anguiano, Economic Development Manager, (916) 808-5864, Economic Development Department

10. **Resolution of Intention: Sacramento Tourism Marketing District No. 2012-07**
Report # 2012-00243
Location: Citywide
Recommendation: Pass 1) a **Resolution** of Intention establishing Sacramento Tourism Marketing District No. 2012-07; and 2) a **Resolution** requesting consent of the County of Sacramento to establish the Sacramento Tourism Marketing District 2012-07
Contact: Sheri Smith, Program Specialist, (916) 808-7204; Mark Griffin, Program Manager, (916) 808-8788, Finance Department

11. **Fiscal Year 2010/11 Audit of Federal Grants and Report to City Council**
Report # 2012-00237
Location: Citywide
Recommendation: Pass a **Resolution** 1) accepting the Fiscal Year (FY) 2010/11 Single Audit Report and 2) accepting the FY 2010/11 Auditor's Report to the City Council.
Contact: Dennis Kauffman, Accounting Manager, (916) 808-5843; Leyne Milstein, Director of Finance, (916) 808-8491, Department of Finance

12. **(Pass for Publication) Ordinance Amendment: Medical Marijuana Dispensaries Permit Processing Changes (Title 5 and 17) [To Be Delivered]**
Report # 2012-00278
Location: Citywide
Recommendation: 1) Review an Ordinance amending Sections 5.150.040, 5.150.070, and 5.150.110 of Sacramento City Code relating to medical marijuana dispensaries; 2) review an interim Title 17 ordinance relating to medical marijuana dispensaries; and 3) pass for publication the ordinance title, as required by Sacramento City Charter section 32(c) to be adopted on April 3, 2012.
Contact: Brad Wasson, (916) 808-5724, Finance Joy Patterson, (916) 808-5607, Community Development
13. **Approval of Modifications to the Sacramento Employment and Training Agency Operating Budget, Fiscal Year 2011-2012 [To Be Delivered]**
Report # 2012-00260
Location: Citywide
Recommendation: Pass a **Resolution** approving the Fiscal Year 2011-2012 Modified Operating Budget for the Sacramento Employment and Training Agency in the amount of \$89,055,604.
Contact: Roy Kim, Fiscal Department Chief, (916) 263-3814, Sacramento Employment and Training Agency
14. **Agreement: Rio Tierra Baseball Fields Renovation project (L19270000)**
Report # 2012-00271
Location: 3201 Northstead Drive, District 3
Recommendation: Pass a Motion: 1) authorizing the City Manager, or City Manager's designee, to execute a Memorandum of Understanding between the City of Sacramento and Twin Rivers Unified School District; 2) establishing a new capital project for the Rio Tierra Baseball Fields Renovation project; and 3) appropriating \$1,300,000 from the South Natomas Community Infrastructure Fund (SNCIF) to the project.
Contact: Tim Hopper, Administrative Officer, (916) 808-8173; J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Department of Parks and Recreation
15. **Grant Application: Proposition 1C Housing Related Parks Program**
Report # 2012-00281
Location: Citywide
Recommendation: Pass a **Resolution** approving a grant application to the California Department of Housing and Community Development for the Proposition 1C Housing Related Parks Program.
Contact: Camille Wise, Resource Development Specialist (916) 808-8830 Department of Parks and Recreation
16. **McKinley Park Rose Garden License Agreement**
Report # 2012-00272
Location: 3330 McKinley Boulevard, District 3
Recommendation: Pass a Motion authorizing the City Manager, or his designee, to execute a License Agreement with the Friends of East Sacramento for the exclusive operation, maintenance, and programming of the McKinley Park Rose Garden.
Contact: James L. Combs, Director, (916) 808-8526, Department of Parks and Recreation

17. **Agreement: Sacramento Regional Terrorism Threat Assessment Center Report # 2012-00265**
Location: Citywide
Recommendation: Pass a Motion authorizing the City Manager, or the City Manager's designee, to: 1) enter into an one year agreement with the Sacramento County Sheriff's Department to support law enforcement terrorism prevention oriented activities from March 27, 2012 through June 30, 2013, in an amount not to exceed \$800,000; and 2) upon mutual agreement with the Sacramento County Sheriff's Department amend the agreement for two additional years through June 30, 2015.
Contact: Jim Hendrickson, Lieutenant, Homeland Security, (916) 874-2172, Police Department.
18. **(Council/Housing Authority) Approval of Bond and Financing Documents for Kelsey Village Report # 2012-00292**
Location: 2830 Stockton Boulevard, District 5
Recommendation: Pass 1) a **Housing Authority Resolution** a) approving documents authorizing up to \$4,000,000 in tax-exempt bonds to finance new construction of the 20-unit Kelsey Village development and, b) authorizing the Executive Director or her designee to execute all necessary documents associated with the transaction; 2) a **Housing Authority Resolution** a) authorizing the Executive Director or her designee to execute a carry back acquisition loan in the amount of \$295,000 with Satellite Housing, Inc., or related entity and, b) authorizing the Executive Director or her designee to execute all necessary documents associated with the transaction; 3) a **Council Resolution** a) authorizing the Sacramento Housing and Redevelopment Agency (Agency) to execute an Agency loan with the Satellite Housing, Inc., or related entity, of up to \$2,100,000 comprised of up to \$1,600,000 City Home Investment Partnership (HOME) funds and up to \$500,000 City Housing Trust Fund (HTF) funds, and b) authorizing the Agency to execute all necessary documents associated with the transaction.
Contact: Christine Weichert, Assistant Director, Development Finance, (916) 440-1353; Jeree Glasser-Hedrick, Program Manager, Development Finance, (916) 440-1302, Sacramento Housing and Redevelopment Agency
19. **(Council/Redevelopment Agency Successor Agency) Repeal of Project Area Committee (PAC) and Redevelopment Advisory Committee (RAC) Guidelines and Election Procedures and Dissolution of RACs Report # 2012-00290**
Location: Districts 2, 3, 4, 5, and 6
Recommendation: Pass 1) a **City Council Resolution:** a) repealing the Guidelines on Definition and Functions of Project Area Committees (PACs) and Redevelopment Advisory Committees (RACs) and Procedures for the Election of Members of the Redevelopment Project Area Committees; and b) Dissolving the existing Redevelopment Advisory Committees; and 2) a **Redevelopment Agency Successor Agency Resolution** a) repealing the Guidelines on Definition and Functions of Project Area Committees (PACs) and Redevelopment Advisory Committees (RACs) and Procedures for the Election of Members of the Redevelopment Project Area Committees; and b) Dissolving the existing Redevelopment Advisory Committees.
Contact: Chris Pahule, Assistant Director, (916) 440-1350, Celia Yniguez, Redevelopment Manager, (916) 449-6255, Sacramento Housing and Redevelopment Agency

20. **(Housing Authority) Housing Authority Participation in the Renewal of the Greater Broadway and Midtown Sacramento Property and Business Improvement Districts Report # 2012-00291**
Location: Broadway between 5th Avenue and 29th Street and Midtown Sacramento, District 4
Recommendation: Pass a **Housing Authority Resolution** a) delegating signatory authority to the Executive Director, or her designee, for Housing Authority properties included in the proposed Greater Broadway and Midtown Sacramento Property and Business Improvement Districts; b) authorizing the Executive Director, or her designee, to pay the annual assessment fees from Conventional Housing funds.
Contact: Nick Chhotu, Assistant Director, (916) 440-1334; Chris Pahule, Assistant Director, (916) 440-1350, Sacramento Housing and Redevelopment Agency
21. **Roseville Road Bridge Replacement Project (T15068500) Report # 2012-00255**
Location: The Roseville Road Bridge Replacement project is located on Roseville Road over Arcade Creek, between Haggin Oaks Golf Course and the Union Pacific Railroad Tracks, District 2
Recommendation: Pass 1) a **Resolution:** a) approving the preferred design alternative, and b) approving the preferred construction method; and 2) a **Resolution** adopting the Mitigated Negative Declaration and Mitigation Reporting Program for the project.
Contact: Matthew Johns, Assistant Civil Engineer, (916) 808-5760; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation
22. **2012 Caltrans Transportation Planning Grant Applications Report # 2012-00264**
Location: Districts 2, 3, 4 and 5
Recommendation: Pass a **Resolution:** 1) directing staff to submit an application for a Community-Based Transportation Planning Grant for the Broadway Complete Streets Plan for an amount up to \$300,000; 2) directing staff to submit an application for an Environmental Justice Grant for the North 12th Complete Streets Plan for an amount up to \$250,000; 3) directing staff to submit an application for Environmental Justice Grant for the Marconi Avenue Overcrossing Improvement Plan for an amount up to \$250,000; and 4) authorizing the City Manager to accept the award of grant funding from Caltrans following the selection of any or all of the projects.
Contact: Fedolia "Sparky" Harris, Senior Planner, (916) 808-2996; Hector Barron, City Traffic Engineer, (916) 808 2669, Department of Transportation

[Discussion Calendar \(Item 23 - 25\)](#)

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

23. **Middle Class Scholarship Act Report # 2012-00302 Estimated Time: 10 Minutes**
Location: Citywide
Recommendation: Consider passing a Resolution supporting the Middle Class Scholarship Act.
Contact: Michelle Heppner, Special Projects Manager, (916) 808-1226, Office of the City Manager

24. City Auditor's Report for Establishing a Whistleblower Hotline

Report # 2012-00311

Estimated Time: 15 Minutes

Location: Citywide

Recommendation: Pass a Motion 1) accepting the Auditor's Assessment for Establishing a Whistleblower Hotline; 2) directing the City Auditor to establish a City Whistleblower Hotline; 3) directing management to identify a funding source; 4) directing the City Attorney's Office to draft a whistleblower resolution and non-retaliation resolution for adoption by Council; 5) directing the City Attorney and City Manager to establish a Citywide Code of Ethics.

Contact: Jorge Oseguera, City Auditor, (916) 808-7270, Mayor/Council

25 Ordinance Amendment: City's Fee and Charge Report for Water and Wastewater Utility Service Rates (Passed for Publication on 2-21-12, Published on 2-24-12)

Report # 2012-00131

Estimated Time: 60 Minutes

Location: Citywide

Recommendation: 1) Pass an **Ordinance** increasing water and wastewater utility service rates for three years, consisting of an increase of 10% per year for three years for water rates, and an increase of 16%, 15% and 14%, respectively, for three years for wastewater rates, and 2) take action or provide direction to staff concerning additional Utility Rate Advisory Commission Recommendations, including a recommendation relating to the establishment of a low-income rate assistance program, and the implementation of an accountability plan by the Department of Utilities.

Contact: Dave Brent, Interim Director, (916) 808-1420; Jamille Moens, Business Services Manager, (916) 808-5988, Department of Utilities

Council Comments-Ideas, Questions and Meeting/Conference Reports

Adjournment