

CITY COUNCIL

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CHARTER OFFICERS

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Shirley Concolino, City Clerk
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Russ Fehr, City Treasurer

Agenda
City Council
Financing Authority
Housing Authority

City Hall-Council Chamber
915 I Street, 1st Floor
Published by the
Office of the City Clerk
(916) 808-7267

Tuesday, May 28, 2013
6:00 p.m.

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.

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 non-agendized 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, May 28, 2013

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. Year of the Family Physician**
- b. Planning Academy Graduation**
- c. Pops in the Park**

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)

Consent Calendar 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. Supplemental Agreement with Sacramento Public Library Authority: Provision of Fiscal Year (FY) 2013/14 Legal Services

Report # 2013-00449 **Location:** Citywide

Issue: The City Attorney's Office provides legal counsel to the Sacramento Public Library Authority under contract. The contract for FY 2012/13 is expiring on June 30, 2013 and a new contract is required to continue to provide such services.

Recommendation: Pass a **Resolution:** 1) authorizing the City Attorney to execute Amendment No. 4 to City Agreement No. 2009-0629 with the Sacramento Public Library Authority for legal services in FY 2013/14; and 2) authorizing the City manager or his designee to recognize and move all revenue generated under Memorandum of Understanding in excess of \$50,400 to the City Attorney's Automation CIP (A03000100) at the end of FY 2013/14.

Contact: Jerry Hicks, Supervising Deputy City Attorney (916) 808-5346, Office of the City Attorney

2. 2013 Economic Development Strategy

Report # 2013-00462

Location: Citywide

Issue: The City needs to set forth an economic development plan with policies, strategic actions and metrics in order to accelerate economic growth.

Recommendation: Pass a **Resolution** adopting the 2013 Economic Development Strategy.

Contact: Jim Rinehart, Economic Development Director, (916) 808-5054, Economic Development Department

3. Fiscal Year (FY) 2013-14 Annual Report for Finance Districts Established Pursuant to City Code Chapter 3.128

Report # 2013-00147

Location: District 4

Issue: City Code Section 3.128.210 requires an annual budget for maintenance benefit areas be presented to City Council for approval.

Recommendation: Pass: 1) a **Resolution** adopting the Old Sacramento Maintenance District annual budget and fixing the service fees for FY 2013-14 and 2) a **Resolution** adopting the 12th Street Maintenance District No. 2008-02 annual budget and fixing the service fees for FY 2013-14.

Contact: Jodie Vong, Administrative Analyst, (916) 808-8243; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

4. McClatchy Library Improvements (C13000720) (Two-Thirds Vote Required)

Report # 2013-00382

Location: 2112 22nd Street, District 4

Issue: City Council approval is required to establish a Capital Improvement Project (CIP) and accept a donation of approximately \$124,000 for facility repairs and improvements to the McClatchy Library, which is owned by the City. A CIP is required to properly account for the value of the asset.

Recommendation: Pass a **Resolution:** 1) suspending competitive bidding in the best interests of the City to construct improvements and repairs at the McClatchy Library at zero cost to the City; 2) awarding a contract to Wes Construction in the amount of \$0 to construct improvements and repairs to the McClatchy Library; 3) establishing a capital improvement project (CIP) for the McClatchy Library Improvements (C13000720); and 4) establishing revenue and expenditure budgets in the amount of \$123,952 (Other Capital Grants Fund, Fund 3704) in the McClatchy Library Improvements CIP.

Contact: Reina J. Schwartz, Director of General Services, (916) 808-7195

5. Resolution of Intention: Fiscal Year (FY) 2013-14 Business Improvement Area (BIA) Annual Report

Report # 2013-00148

Location: District 2, 3, 4, 5, 6

Issue: State law requires that business improvement areas, formed under the Parking and Business Area Law of 1989, file an annual report describing the proposed assessment, associated costs of the improvements and activities, and set a public hearing.

Recommendation: Pass: 1) a **Resolution** approving the Del Paso BIA Annual Report, noticing intent to levy assessments for FY 2013-14, and setting the time and place of the Public Hearing for June 18, 2013; 2) a **Resolution** approving the Downtown Plaza BIA Annual Report, noticing intent to levy assessments for FY 2013-14, and setting the time and place of the Public Hearing for June 18, 2013; 3) a **Resolution** approving the Franklin Boulevard BIA Annual Report, noticing intent to levy assessments for FY 2013-14, and setting the time and place of the Public Hearing for June 18, 2013; 4) a **Resolution** approving the Old Sacramento BIA Annual Report, noticing intent to levy assessments for FY 2013-14, and setting the time and place of the Public Hearing for June 18, 2013; and 5) a **Resolution** approving the Stockton Boulevard BIA Annual Report, noticing intent to levy assessments for FY 2013-14, and setting the time and place of the Public Hearing for June 18, 2013.

Contact: Sini Makasini, Administrative Analyst, (916) 808-7967; Jodie Vong, Administrative Analyst, (916) 808-8243; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

- 6. Administrative Matter: Ordinance Amending Sections 13.10.010, 13.10.070, 13.10.100, 13.10.410, and 13.10.460 of Chapter 13.10 of the Sacramento City Code, relating to Solid Waste Management** (Passed for Publication 5/21/13, Published 5/24/133)
Report # 2013-00390
Location: Citywide
Issue: On April 18, 2013, the City Council adopted an ordinance amending Chapter 13.10 of the Sacramento City Code, relating to Solid Waste Management. The final version of the adopted ordinance adopted by City Council inadvertently excluded minor language changes to five sections and did not match the final version of the ordinance in the Pass for Publication; the applicable sections are corrected through this ordinance amendment.
Recommendation: Pass an **Ordinance** amending sections 13.10.010, 13.10.070, 13.10.100, 13.10.410, and 13.10.460 of Chapter 13.10 of the Sacramento City Code, relating to Solid Waste Management.
Contact: Steve Harriman, Integrated Waste General Manager, (916) 808-4949, General Services Department
- 7. Design-Build: Meadowview City Service Complex-LNG Fueling Station Upgrade (Two-Third Vote Required)**
Report # 2013-00381
Location: Meadowview Service Center
Issue: The liquefied natural gas (LNG) fueling infrastructure at the Meadowview City Service Complex (MCSC) is over 10 years old and inadequate to support the current fueling demand.
Recommendation: Pass a **Resolution:** 1) suspending competitive bidding in the best interests of the City and approving the use of the design-build alternative project delivery method for the Meadowview City Service Complex Liquefied Natural Gas Fueling Station Upgrade project (C13000100); 2) transferring existing funding in the amount of \$420,000 from the Solid Waste Facility Repair and Rehabilitation project (Y14000900, Solid Waste Fund, Fund 6007) to C13000100; 3) authorizing the City Manager or the City Manager's designee to accept and execute a California Energy Commission Natural Gas Fueling Infrastructure grant (ARV-12-047) in the amount of \$600,000; and 4) establishing revenue and expenditure budgets in the amount of \$600,000 in C13000100.
Contact: Keith Leech, Fleet Manager, (916) 808-5869, Yadi Kavakebi, Facilities & Real Property Superintendent, (916) 808-8432, James Christensen, Senior Engineer, (916) 808-5863, General Services Department

8. Memorandum of Understanding with Sacramento County for Participation at the City of Sacramento's Permanent Household Hazardous Waste Collection Facility

Report # 2013-00345

Location: Citywide

Issue: Both the City of Sacramento (City) and the County of Sacramento (County) operate permanent household hazardous waste collection facilities (PHHWCF). This agreement allows residents of both jurisdictions to use the facility that is most convenient.

Recommendation: Pass a **Resolution** authorizing the City Manager, or the City Manager's designee, to execute a four-year agreement with four one-year renewal options between the City of Sacramento and the County of Sacramento for the mutual use of the parties' household hazardous waste collection facilities, in a total amount not to exceed \$800,000 for the potential eight-year period provided that sufficient funds are available in the budget adopted for the applicable fiscal year.

Contact: Steve Harriman, Integrated Waste General Manager (916) 808-4949, General Services Department

9. Sale of Surplus Front Loading Refuse Truck

Report # 2013-00324

Location: Citywide

Issue: City Council approval is required to sell a surplus Refuse Truck to another public agency because the sales price exceeds \$100,000.

Recommendation: Pass a Motion authorizing the City Manager or the City Manager's designee to execute an agreement for the sale of a surplus front loading refuse truck (equipment number 11453) to the University of California, Davis in the amount of \$225,000.

Contact: Keith Leech, Fleet Manager, (916) 808-5869, General Services Department

10. Contract and Cooperative Purchase Agreements: Refuse Trucks

Report # 2013-00394

Location: Citywide

Issue: The Department of General Services, Fleet Management Division, has a customer requirement to purchase replacement refuse trucks for the Department of General Services, Solid Waste and Recycling Division.

Recommendation: Pass a Motion: 1) awarding a two-year contract to Western Truck Center for the purchase of nine refuse truck chassis in an amount not to exceed \$1,794,420 for the two-year period; 2) approving the use of the Houston-Galveston Area Council (HGAC) cooperative purchase agreement with Scranton Manufacturing, Inc. (Contract No. RC08-12) for the purchase of nine refuse truck bodies in an amount not to exceed \$765,670; and 3) authorizing the City Manager or the City Manager's designee to execute the contract and purchases specified above upon adoption of the FY2013/14 budget.

Contact: Keith Leech, Fleet Manager, (916) 808-5869, General Services Department

- 11. Recreation Swim Pool Entry Fee and Pool Entry Pass Discount Program**
Report # 2013-00488 **Location:** Citywide
Issue: Council approval is needed to implement a City swimming pool entry fee and entry pass discount program for low income residents.
Recommendation: Pass a **Resolution** amending citywide fees and charges to add a discounted recreation swim pool entry fee and pool entry pass for low income residents.
Contact: Elizabeth Anderson, Operations Manager, (916) 808-6076, Department of Parks and Recreation
- 12. Agreement: Transition of the Sacramento Covered Program (formerly Cover the Kids) to Healthy Community Forum**
Report # 2013-00456
Location: Citywide
Issue: Implementation of the Affordable Care Act at the federal and state level that presents an opportunity to transfer delivery of expanded goals, services and geographic reach from the City's Sacramento Covered program to an existing nonprofit organization serving the region's four healthcare systems.
Recommendation: Pass a **Resolution** : 1) authorizing the City Manager or his designee to enter into a Transition and Assignment Agreement with Healthy Community Forum (a 501c3 charitable nonprofit organization); 2) authorizing the City Manager or his designee to execute fund transfers to Healthy Community Forum (HCF) as outlined in the Agreement; 3) authorizing the City Manager or his designee to adjust staffing, positions, and revenue and expenditure budgets for Fiscal Years 2012/13 and 2013/14 in the Parks and Recreation Department to implement the transfer of the Sacramento Covered Program to HCF; and 4) Authorize the City Manager or his designee to enter into assignment and assumption agreements to transfer existing Sacramento Covered contracts to HCF.
Contact: Kelly Wooford Bennett, Manager, (916) 808-3800, Sacramento Covered Program
- 13. Agreement: Azteca Cityworks Upgrade Project**
Report # 2013-00401
Location: Citywide
Issue: Upgrading the Computerized Maintenance Management System (CMMS) to improve business processes and services will simplify data entry for field staff, better integrate the Department of Utilities Geographic Information System, and improve overall data quality.
Recommendation: Pass a Motion authorizing the City Manager or the City Manager's designee to sign a professional services agreement with GeoIT to upgrade the Computerized Maintenance Management System, for an amount not to exceed \$275,000.
Contact: Michael Malone, Field Services Manager, (916) 808-6226; Ken Swartz, Stores Administrator, (916) 808-6276, Department of Utilities

14. Supplemental Contract: Electronic Citation Devices

Report # 2013-00446

Location: Citywide

Issue: An additional 190 electronic citation units will strategically place the City in a position to electronically transmit the majority of citations to the courts.

Recommendation: Pass a Motion authorizing the City Manager, or the City Manager's designee, to execute a Supplemental Agreement to Contract No. 2013-0121 with MSA Systems, Inc., to purchase additional electronic citation system components, in the amount of \$739,977.75, increasing the contract not-to-exceed amount to \$1,344,977.75 for this three (3) year contract.

Contact: Dana Matthes, Deputy Chief, (916) 808-0800, Police Department.

15. 12th Street Corridor Safety Improvement Project (T15115000) - Approval of Categorical Exemption and Transfer of Funds

Report # 2013-00396

Location: 12th Street - Richards Boulevard to L Street, Districts 3 and 4.

Issue: Approval of the California Environmental Quality Act (CEQA) Categorical Exemption and transfer of funds in the amount of \$147,000 (Fund 2001) is necessary to move forward with the completion of the preliminary engineering phase of the project.

Recommendation: Pass a **Resolution** approving: 1) the CEQA Categorical Exemption for the 12th Street Corridor Safety Improvement Project (T15115000); and 2) the transfer of funds in the amount of \$147,000 (Fund 2001) from the Traffic Signal Safety Upgrade Program (S15074100) to the 12th Street Corridor Safety Improvement Project (T15115000).

Contact: Mehrdad Nazeri, Associate Civil Engineer, (916) 808-7460; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

16. Sacramento Intermodal Transportation Facility, Track Relocation Project (T15029000) - Approval of Change Order No. 15

Report # 2013-00324

Location: Downtown near Sacramento Valley Station, between I Street Bridge and 7th Street, District 3

Issue: Approval of a contract change order is needed to complete the project.

Recommendation: Pass a Motion: 1) approving Change Order 15 to City Agreement No. 2011-0467 with Granite Construction in an amount not to exceed \$2,936,080; and 2) resetting the City Manager's authority for the construction contract with Granite Construction.

Contact: Jon Blank, Supervising Engineer, (916) 808-7914; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

17. April 2013 Monthly Investment Transactions Report

Report # 2013-00429

Location: Citywide

Issue: The City Treasurer provides monthly reports to the City Council on current investment activity.

Recommendation: Receive and file.

Contact: John Colville, Chief Investment Officer, Office of the City Treasurer, (916) 808-8297

18. FY2013/14 Proposed Operating Budget for the Sacramento City-County Office of Metropolitan Water Planning

Report # 2013-00400

Location: Citywide

Issue: Approval of the proposed operating budget will allow the Sacramento Region Water Forum to continue its work toward securing the future of the Sacramento region water supply.

Recommendation: Pass an intent motion to approve the FY2013/14 Proposed Operating Budget for the Sacramento City County Office of Metropolitan Water Planning.

Contact: Tom Gohring, Executive Director, City-County Office of Metropolitan Water Planning, (916) 808-1998

Public Hearings

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

19. Ordinance Revisions to City Code Chapter 8.120 Relating to the Rental Housing Inspection Program (Passed for Publication 5/21/13, Published 5/24/13)

Report # 2013-00320 **Estimated Time: 20 minutes**

Location: Citywide

Issue: Updating the Ordinance and fees relating to the Rental Housing Inspection Program to reflect the transition of the program from implementation to ongoing operations and maintenance.

Recommendation: Conduct a public hearing and upon conclusion: 1) pass an **Ordinance** amending Chapter 8.120 of the Sacramento City Code relating to the Rental Housing Inspection Program and 2) pass a **Resolution** establishing the fees and penalties relating to the Rental Housing Inspection Program.

Contact: Tina Lee-Vogt, Program Manager, (916) 808-2679; Ron O'Connor, Operations Manager, (916) 808-8183, Community Development Department

20. Village Garden Landscape Maintenance District-Public Hearing

(Passed for Publication 04/30/13, Published 5/13/13)

Report # 2013-00145 **Estimated Time: 5 minutes**

Location: District 2

Issue: State law requires that maintenance districts, formed under the Landscaping and Lighting Act of 1972, conduct a public hearing prior to levying an assessment.

Recommendation: Conduct a public hearing and upon conclusion, pass a **Resolution** confirming the assessment diagram and the assessment and levying the assessment for Fiscal Year (FY) 2013-14 for the Village Garden Landscape Maintenance District (District).

Contact: Sheri Smith, Program Specialist, (916) 808-7204; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

21. Power Inn Road Maintenance District-Public Hearing

(Passed for Publication 4/30/13, Published 5/13/13)

Report # 2013-00146 **Estimated Time: 5 minutes**

Location: District 6

Issue: State law requires that maintenance districts, formed under the Landscaping and Lighting Act of 1972, conduct a public hearing prior to levying an assessment.

Recommendation: Conduct a public hearing and upon conclusion, pass a **Resolution** confirming the assessment diagram and the assessment and levying the assessment for Fiscal Year (FY) 2013-14 for the Power Inn Road Maintenance District (District).

Contact: Sheri Smith, Program Specialist, (916) 808-7204; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

Discussion Calendar

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

22. FY2013/14 Proposed Budget for Mayor and City Council, Charter Offices, Citywide and Community Support and the Departments of Community Development; Convention, Culture, and Leisure; Economic Development; Finance; General Services; Human Resources; Information Technology; Public Works; and Utilities and delivery of Supplemental Budget Information as available

Report # 2013-00060 **Estimated Time: 60 minutes**

Location: Citywide

Issue: Pursuant to Article 9, Section 111 of the City Charter, the City Manager is required to present a balanced budget to the Mayor and City Council no less than 60 days prior to the beginning of each fiscal year. This item presents the City Manager's proposal for the Consolidated Departments' FY2013/14 budget, including reductions to address the General Fund budget deficit.

Recommendation: Receive and consider for final Budget adoption.

Contact: Leyne Milstein, Director, (916) 808-8491; Dawn Holm, Budget Manager, (916) 808-5574, Department of Finance

23. Update on Citywide Cell Towers and Billboards

Report # 2013-00120 **Estimated Time: 10 minutes**

Location: Citywide

Issue: The FY2011/12 Approved Budget directed cell tower and billboard revenue (with certain exceptions) to be used for closing the General Fund budget deficit for the 2011/12, 2012/13, and 2013/14 fiscal years and directed staff to provide a report on these and other General Fund revenues as part of the FY2014/15 budget development process relative to the need to continue to direct these resources to balance the General Fund. This report provides an early status report as requested by Council.

Recommendation: Receive and file.

Contact: Leyne Milstein, Director, (916) 808-8491; Dawn Holm, Budget Manager, (916) 808-5574, Department of Finance

Council Comments-Ideas, Questions and Meeting/Conference Reports

Adjournment