

CITY COUNCIL

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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, July 30, 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, July 30, 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

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. Contract Award: 2013 Street Seal Coat Project** (Reviewed 07/23/2013)
Report # 2013-00563
Location: Districts 1, 3, 4, 5, and 8
Issue: The Street Seal Coat Program is an annual preventative maintenance strategy applied to street surfaces approximately once every ten years to extend the useful life of the existing pavement. City Council approval is necessary to move forward with awarding the construction contract.
Recommendation: Pass a Motion: 1) approving the Plans and Specifications for the 2013 Street Seal Coat Project (R15132020); and 2) awarding the construction contract to California Pavement Maintenance for an amount not to exceed \$1,510,725 for the 2013 Street Seal Coat Project which includes resurfacing and striping for the J Street and Folsom Boulevard Lane Conversion Project (T15125400) and the Median/Turn Lane Program (S15071600).

Contact: Greg Smith, Associate Civil Engineer, (916) 808-8364;
Nicholas Theocharides, Engineering Services Manager, (916) 808-5065,
Department of Public Works

2. Contract Award: State Route 99/Elkhorn Boulevard Improvements Project (T15116400) [Reviewed 07/23/2013]

Report # 2013-00565

Location: Elkhorn Boulevard from the State Route 99 northbound off-ramp to approximately 1,100 feet east of East Commerce Way, District 1

Issue: City Council approval of the project plans and specifications for the State Route 99/Elkhorn Boulevard Improvements Project, and award of the construction contract is needed for the project to proceed to construction.

Recommendation: Pass a **Resolution** 1) approving the Plans and Specifications for the State Route 99/Elkhorn Boulevard Improvements Project (T15116400); 2) appropriating \$1.5 million in State funds (Fund 3704) allocated by the California Transportation Commission to the project; 3) transferring \$152,700 (Fund 3702) from the Private Development Fund contingency (Fund 2018) for the JMA Village 4 Project's fair share contribution to the project; 4) awarding the contract to Teichert Construction in an amount not to exceed \$1,193,823; and 5) authorizing amendments to the project budget in the event that the State funds received differ from the \$1.5 million allocated.

Contact: Marc Lee, Associate Engineer, (916) 808-7481; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

3. Confirmation of Board/Commission Appointments

Report # 2013-00605

Location: District 3

Issue: The Mayor's appointments to boards and commission require Council confirmation.

Recommendation: Pass a Motion confirming board/commission appointment(s): Sacramento Youth Commission – Alisha Ahmed and Mallory Lauren Shingle (Category A-3).

Contact: Wendy Klock-Johnson, Assistant City Clerk, (916) 808-7200, Office of the City Clerk

4. Removal of Members from the Community Racial Profiling Commission

Report # 2013-00603

Location: Citywide

Issue: Failure to file a Statement of Economic Interest form is considered good cause for removal of a board member pursuant to the City's Conflict of Interest Code and City Charter.

Recommendation: Pass a Motion 1) removing member Michael Nguyen from the Community Racial Profiling Commission for failure to file an annual Statement of Economic Interest form; and 2) removing member Michael Benjamin II from the Community Racial Profiling Commission for failure to file an annual Statement of Economic Interest form.

Contact: Holly Charléty, Senior Deputy City Clerk, (916) 808-7605; Wendy Klock-Johnson, Assistant City Clerk, (916) 808-7509, Office of the City Clerk

5. Resolution of Consideration to Change Natomas Meadows Community Facilities District No. 2007-01

Report # 2013-00492

Location: District 1

Issue: The owners of more than 25% of the land within the Natomas Meadows Community Facilities District have filed a petition requesting that the City Council make changes to district. The Mello-Roos Communities Facilities Law of 1982 requires that the City Council respond to the petition by adopting a resolution of consideration calling a public hearing on the proposed changes.

Recommendation: Pass a **Resolution** of Consideration (1) proposing to change the Natomas Meadows Community Facilities District by modifying the rate and method of apportionment of the district's special taxes, designating two improvement areas within the district, and modifying the district's appropriations and debt limits; and (2) setting September 3, 2013, at 6:00 p.m. in the Council Chambers as the time and place for a public hearing on the proposed changes.

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

6. Grant Application: Annual Federal Funds for California Task Force Seven (CA TF-7), Urban Search and Rescue (US&R) Team

Report # 2013-00591

Location: Citywide

Issue: Pursuant to Resolution 2013-0198, City Council approval is required for the establishment and/or cancellation of an operating grant. The proposed resolution will allow the Sacramento Fire Department to continue as the sponsoring agency for California Task Force Seven (CA-TF7), Urban Search and Rescue (US&R) Team.

Recommendation: Pass a **Resolution** 1) authorizing the City Manager, or his designees, Fire Chief, to apply, sign, and submit documentation for annual federal funding from the Department of Homeland Security (DHS)/Federal Emergency Management Agency (FEMA) for the California Task Force Seven (CA TF-7), Urban Search and Rescue Team (US&R); 2) accepting federal funds, if awarded, in amount awarded and/or equipment awarded; 3) establishing an operating grant for CA TF-7 US&R (G12501300) including revenue and expenditure budgets for the CA TF-7 US&R program; and 4) accepting all eligible, grant related expenditures to the CA TF-7 US&R grant (G12501300) beginning October 1, 2013.

Contact: Chris Costamagna, Battalion Chief, (916) 216-0291; Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department

7. Donation: Surplus Van to Fairytale Town, Inc.

Report # 2013-00532

Location: Citywide

Issue: The Department of General Services, Fleet Management Division, has received a request from Fairytale Town, Inc. to donate a vehicle that is surplus to the City's needs.

Recommendation: Pass a **Resolution** 1) authorizing the donation of a surplus 2000 Chevrolet Astro van (equipment number 8983) to Fairytale Town, Inc., a non-profit organization (Tax ID No. 94-1669088); 2) authorizing the City Manager or the City Manager's designee to execute an agreement to transfer the vehicle identified above to Fairytale Town, Inc.; and 3) authorizing the City Manager, or the City Manager's designee, to execute any additional documents and take any additional actions necessary to complete the transfer.

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

8. Contract Supplement: Two Additional Refuse Trucks

Report # 2013-00571

Location: Citywide

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

Recommendation: Pass a Motion 1) awarding Contract Supplement No. 1 to Contract No. 2013-0476 with Western Truck Center for the purchase of two refuse truck chassis in an amount not to exceed \$398,760 for a revised total contract amount not to exceed \$2,193,180; 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 two refuse truck bodies in an amount not to exceed \$170,149; and 3) authorizing the City Manager or the City Manager's designee to execute the contract supplement and purchases specified above.

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

9. Personnel Resolution Covering Unrepresented Officers and Employees

Report # 2013-00596

Location: Citywide

Issue: The Personnel Resolution Covering Unrepresented Officers and Employees needs to be updated annually.

Recommendation: Pass a **Resolution** 1) approving the Personnel Resolution Covering Unrepresented Officers and Employees; 2) approving the Unrepresented Salary Schedule; 3) amending the Employer-Employee Relations Policy; 4) approving the City Manager's Office FTE change; and 5) authorizing the City Manager to make minor changes or adjustments to exhibits in order to correct omissions and errors.

Contact: Geri Hamby, Director, (916) 808-7173; Denise Deprato, Support Services Manager, (916) 808-8249, Department of Human Resources

10. Lease Agreement: Sacramento Horsemen's Association for the Equestrian Facility in Del Paso Regional Park

Report # 2013-00595

Location: 3200 Longview Drive, District 2

Issue: City Council approval is required to lease City property to a non-profit organization without competitive bidding.

Recommendation: Pass a Motion 1) finding that it is in the best interest of the City to continue to lease the equestrian facility in Del Paso Regional Park to the non-profit Sacramento County Horsemen's Association without competitive bidding and at no cost due to the specialized nature of the facility and long term operation and maintenance provided by the Association; and 2) authorizing the City Manager or the City Manager's designee to execute a three year lease agreement with a two year renewal option with the Association.

Contact: Lori Harder, Support Services Manager, (916) 808-5172, Department of Parks and Recreation

11. Contract: Northgate Park Phase 2 (L19143100)

Report # 2013-00576

Location: 2825 Mendel Way, District 3

Issue: City Council approval of contract for improvements at Northgate Park is required because the cost exceeds \$100,000.

Recommendation: Pass a Motion 1) approving the construction plans and specifications for Northgate Park Phase 2 (L19143100) project; 2) awarding the contract to Sierra Valley Construction Inc. for an amount not to exceed \$617,923; and 3) authorizing the City Manager or City Manager's designee to execute the contract with Sierra Valley Construction Inc. for an amount not to exceed \$617,923.

Contact: C. Gary Hyden, Supervising Landscape Architect, (916) 808-1949; Tin-Wah Wong, Associate Landscape Architect, (916) 808-5540, Department of Parks and Recreation

12. Memorandum of Understanding: Comprehensive Alcohol Treatment Center

Report # 2013-00590

Location: Citywide

Issue: The Memorandum of Understanding with the County of Sacramento will fund operation of the Comprehensive Alcohol Treatment Center (CATC), also known as "Detox," administered by Volunteers of America for Fiscal Year 2013/2014.

Recommendation: Pass a Motion authorizing the City Manager or his designee to execute a Memorandum of Understanding with Sacramento County to fund operations at the Comprehensive Alcohol Treatment Center for Fiscal Year 2013/14.

Contact: Derrick Lim, Area Manager, (916) 808-2260, Department of Parks and Recreation

13. Agreement: After-School Education and Safety Program for Proposition 49 with Elk Grove Unified School District

Report # 2013-00557

Location: Sacramento County

Issue: City Council approval is required for the City to continue to provide an after-school enrichment program for the Elk Grove Unified School District at Edward Harris, Jr. Middle School for the next three years.

Recommendation: Pass a **Resolution** 1) authorizing the City Manager, or designee, to execute an agreement with the Elk Grove Unified School District for the City to continue to operate the After-School Education and Safety Program on the Edward Harris, Jr. Middle School campus during fiscal years 2013/14, 2014/15 and 2015/16, with an option to renew for fiscal year 2016/17; and, 2) authorizing the City Manager or designee to adjust the necessary operating revenue and expenditure budgets for reimbursements of up to \$115,000 per fiscal year.

Contact: Sylvia Fort, Recreation Manager, (916) 808-8381; Elizabeth Anderson, Operations Manager (916) 808-6076, Department of Parks and Recreation

14. Fiscal Year (FY) 2013/14 Asset Seizure Expenditure Master Plan

Report # 2013-00439

Location: Citywide

Issue: Pursuant to Resolution 90-271, the City Council must approve an annual Master Plan prior to the appropriation of asset seizure funds.

Recommendation: Pass a **Resolution** 1) approving the FY2013/14 Asset Forfeiture Expenditure Master Plan; and 2) authorizing the City Manager, or the City Manager's designee, to adjust the necessary Police Department Externally Funded Program (EFP) expense and revenue budgets by \$559,451.

Contact: Scott Pettingell, Police Administrative Manager, Fiscal Operations, (916) 808-0909, Police Department

15. Sacramento Area Council of Governments Biennial Federal Programming Call for Projects

Report # 2013-00589

Location: District 3, 4, 5, 7 and 8

Issue: The Sacramento Area Council of Governments (SACOG) has announced a call for projects for transportation funding for capital projects.

Recommendation: Pass a **Resolution** approving the submission of projects to Sacramento Area Council of Governments (SACOG) for federal funding.

Contact: Jesse Gothan, Associate Engineer, (916) 808-6897; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

16. Change Order No. 3: Sacramento Intermodal Transportation Facility (SITF), Sacramento Railyards West Tunnel Ramps Project (T15029000)

Report # 2013-00572

Location: Beneath the I-5 Freeway, North of Front Street, West of the Sacramento Valley Amtrak Station, District 3

Issue: The City Code requires City Council approval of change orders equal to or greater than \$100,000.

Recommendation: Pass a Motion 1) approving Change Order No. 3 to City Agreement No. 2012-0767 with Granite Construction in the amount of \$359,367; and 2) resetting the City Manager's authority for the construction contract with Granite Construction.

Contact: Marc Lee, Associate Engineer (916) 808-7481; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

17. Professional Services Agreement: Revision of City Tree Ordinance

Report # 2013-00502

Location: Citywide

Issue: The City needs to re-establish effective urban forestry policies as a foundation to tree-related ordinance revisions and the development of specific urban forestry guidelines for capital improvement projects, private land development, and outreach to the general public.

Recommendation: Pass a Motion awarding a one-year contract to EPS - Economic & Planning Systems, Inc. for the revision of the City tree ordinance from date of award through June 30, 2014, in an amount not to exceed \$113,738.

Contact: Joe Benassini, Urban Forester, (916) 808-6258; Juan Montanez, Maintenance Services Manager, (916) 808-2254, Department of Public Works

18. June 2013 Monthly Investment Transactions Report

Report # 2013-00588

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, (916) 808-8297, Office of the City Treasurer

19. Agreement: Landscape Maintenance and Flood Control Services

(Two-Thirds Vote Required)

Report # 2013-00554

Location: Citywide

Issue: Utilizing the Sacramento Regional Conservation Corps (SRCC) is a very cost-effective means to achieve ongoing removal of overgrown vegetation, trash, and debris that could impede the proper function of the storm drainage system serving 147,880 customers.

Recommendation: Pass 1) a **Resolution** suspending competitive bidding for landscape maintenance and flood control services, in the best interests of the City; and 2) a Motion a) authorizing the City Manager or the City Manager's designee to sign an Agreement with the Sacramento Regional Conservation Corps (SRCC) to utilize SRCC work crews for flood control and landscaping maintenance services, for an initial one-year term, with up to three one-year renewal options, for an amount not-to-exceed \$635,549 for the maximum potential four-year term; and b) authorizing the City Manager or City Manager's designee to approve renewals of the Agreement for up to three successive one-year terms, provided that sufficient funds have been allocated for this purpose in the City Council's annual budget appropriation for the applicable fiscal year.

Contact: Michael Malone, Field Services Manager, (916) 808-6226; Ken Swartz, Stores Administrator, (916) 808-6276, Department of Utilities

20. Supplemental Agreement: Sewer System Regulatory Assistance (I14110100)

Report # 2013-00535

Location: Citywide

Issue: This supplemental agreement is needed for continued services to maintain compliance with regulatory requirements and the California Sportfishing Protection Alliance consent decree governing the City's separated sewer system.

Recommendation: Pass a Motion authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 1 to City Agreement No. 2013-0031 with HDR Engineering, Inc., for FY 2013-14 regulatory compliance services, in an amount not to exceed \$827,337, bringing the agreement's total not-to-exceed amount to \$1,260,395.

Contact: Bill Busath, Engineering Services Manager, (916) 808-1434; Sherill Huun, Supervising Engineer, (916) 808-1455, Department of Utilities

21. Contract: Aluminum Chlorohydrate (ACH) for One-Year Test Study at Sacramento Water Treatment Plant (Two-Thirds Vote Required)

Report # 2013-00553

Location: Citywide

Issue: The Department of Utilities has an ongoing need for Aluminum Chlorohydrate (ACH) at the Sacramento River Water Treatment Plant.

Recommendation: Pass 1) a **Resolution** suspending competitive bidding, in the best interests of the City, for the purchase of aluminum chlorohydrate (ACH) for a one-year test study, and 2) a Motion awarding a contract for the purchase of aluminum chlorohydrate (ACH) to NTU Technologies, Inc., for a one year period beginning July 1, 2013 and ending June 30, 2014 in an amount not to exceed \$850,000.

Contact: Michael Malone, Field Services Manager, (916) 808-6226; Dave Phillips, Water & Sewer Superintendent Operations, (916) 808-5652, Department of Utilities

Council Comments-Ideas, Questions and Meeting/Conference Reports

Adjournment