

**Meeting Date:** 8/13/2013

**Report Type:** Consent

**Report ID:** 2013-00621

**Title:** Approval of City Council Meeting Minutes

**Location:** Citywide

**Issue:** The City Clerk delivers the meeting minutes to the legislative body before certifying them for the official record.

**Recommendation:** Pass a Motion approving the City Council Meeting Minutes dated March 12, 2013, March 19, 2013, March 26, 2013, April 2, 2013, April 9, 2013, and April 18, 2013.

**Contact:** Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk

**Presenter:** None

**Department:** City Clerk

**Division:** City Clerk

**Dept ID:** 04001011

**Attachments:**

- 1-Description/Analysis
- 2-March 12, 2013 DRAFT Minutes
- 3-March 19, 2013 DRAFT Minutes
- 4-March 26, 2013 DRAFT Minutes
- 5-April 2, 2013 DRAFT Minutes
- 6-April 9, 2013 DRAFT Minutes 2PM
- 7-April 9, 2013 DRAFT Minutes 6PM
- 8-April 18, 2013 DRAFT Minutes

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**City Attorney Review**

Approved as to Form  
Matthew Ruyak  
8/2/2013 4:06:58 PM

**Approvals/Acknowledgements**

Department Director or Designee: Shirley Concolino - 7/31/2013 10:07:15 AM

## Description/Analysis

**Issue Detail:** It is best practice for the legislative body to approve the minutes for each meeting.

**Policy Considerations:** Per the City Charter, the City Council shall require the City Clerk to keep a permanent public record of its proceedings showing all action considered and taken, motions and records, the text of ordinances and resolutions introduced or adopted and all amendments thereto proposed or adopted, and the vote of each councilmember regarding any matter before the Council or any committee thereof.

**Economic Impacts:** None

**Environmental Considerations:** None

**Sustainability:** None

**Commission/Committee Action:** None

**Rationale for Recommendation:** After each Council meeting, the City Clerk composes the DRAFT minutes noting the action taken by the legislative body. Those DRAFT minutes are presented to the Council for its approval as a permanent record of the meeting actions.

**Financial Considerations:** None

**Emerging Small Business Development (ESBD):** None

## CITY COUNCIL

**Kevin Johnson**, Mayor  
**Angelique Ashby**, Vice-Mayor, District 1  
**Allen Warren**, District 2  
**Steve Cohn**, District 3  
**Steve Hansen**, District 4  
**Jay Schenirer**, District 5  
**Kevin McCarty**, District 6  
**Darrell Fong**, District 7  
**Bonnie Pannell**, District 8

## CHARTER OFFICERS

James Sanchez, City Attorney  
Shirley Concolino, City Clerk  
John F. Shirey, City Manager  
Russ Fehr, City Treasurer



# DRAFT Minutes

**City Council  
Financing Authority  
Housing Authority**

**City Hall-Council Chamber  
915 I Street, 1<sup>st</sup> Floor**

**Published by the  
Office of the City Clerk  
(916) 808-7267**

## Tuesday, March 12, 2013

### 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.

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# DRAFT MINUTES

**Tuesday, March 12, 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.

Regular session called to order by Vice-Mayor Angelique Ashby at 6:09 p.m.  
Tuesday, March 12, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer and Allen Warren

**Absent:** Mayor Kevin Johnson

**Pledge of Allegiance** - led by Youth at City Council representative Amy Saldana

**Closed Session Report** – None

## Public Comments-Matters Not on the Agenda (2 minutes per speaker)

- |                                  |                                    |
|----------------------------------|------------------------------------|
| 1. Thursday meeting 4/18/13      | 5. Misuse of public funds          |
| a. Mike Barnbaum                 | a. Tim Boyd                        |
| 2. Legal concern                 | 6. Jobs                            |
| a. Velma Harrell                 | a. Mac Worthy                      |
| 3. Sacramento Marina Boat Launch | 7. Housing                         |
| a. Bill Congleton                | a. Leon Henderson                  |
| 4. McClatchy Grant               | b. Sandra Strong                   |
| a. Ron Emslie                    | 8. Executive Airport Flight School |
|                                  | a. James Battles                   |

## **Consent Calendar Estimated Time: 5 minutes** (Actual Time: 1 minutes)

**Action:** Moved/Seconded: Member Steve Hansen /Member Steve Cohn

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer and Allen Warren

**Absent:** Mayor Kevin Johnson.

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item

## **1. Confirmation of Board/Commission Appointments**

### **Report # 2013-00247**

**Location:** Districts 2 and 4

**Issue:** As required by City Charter section 230, board and commission appointments made by the Mayor must be confirmed by the City Council.

**Action:** Public comment heard from Tim Boyd; passed **Motion No. 2013-0061** confirming board/commission appointment(s): Planning and Design Commission – Kim Mack (Category A-2) and Todd Kaufman (Category A-4).

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk

## **2. Contract: Payment of Outstanding Invoices for Fence Rentals**

### **Report # 2013-00230**

**Location:** Citywide

**Issue:** The Housing and Dangerous Buildings Division has an ongoing need to secure structures and provide fencing when a property is not in compliance with City Code and public safety requires the property to be secured until remediation of the violation(s) is attained.

**Action:** Passed **Motion No. 2013-0063** authorizing the payment of outstanding invoices to Gray Construction Services for securement services in the amount of \$22,686.42 and L&M Fence Rental for fencing services in the amount of \$7,959.85.

**Contact:** Ron O' Connor, Operations Manager, (916) 808-8183, Community Development Department

## **3. Grant Application: CalRecycle Grants**

### **Report # 2013-00201**

**Location:** Citywide

**Issue:** The Recycling and Solid Waste Division is seeking this grant to fund its continuing HHW public outreach efforts, improve the signage at the PHWWCF, and replace floor gratings that prevent hazardous material from flowing out of the PHWWCF.

**Action:** Passed **Resolution No. 2013-0074** authorizing the City Manager or the City manager's designee: 1) to apply for a grant in the amount of \$100,000 from the State Department of Resources Recycling and Recovery (CalRecycle) Grant program; 2) to execute all documents necessary to accept such grant funds; 3) establish a grant project and revenue and expenditure budgets in an amount not to exceed \$100,000; 4) to apply for future grants from CalRecycle in an amount for each grant not exceeding \$100,000 for a 5 year period; 5) to execute all documents necessary to accept future grant funds; 6) to establish grant projects and related revenue and expenditure budgets in amounts not to exceed \$100,000.

**Contact:** Steve Harriman, Intergrated Solid Waste Manager, (916) 808-4949, Department of General Services

**4. City Auditor's Quarterly Activities Report**

**Report # 2013-00239**

**Location:** Citywide

**Issue:** According to Resolution No. 2009-407, the City Council should be kept apprised of the City Auditor's work. The Audit Committee shall receive, review, and forward to the full Council the City Auditor's updates and reports.

**Action:** Passed **Motion No. 2013-0064** accepting the Auditor's Quarterly Audit Activities Report for the October 2012 to December 2012 period.

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

**5. City Clerk Position Salary Adjustment**

**Report # 2013-00264**

**Location:** Citywide

**Issue:** The City Council establishes the salary of Charter Officers and desires to make a salary adjustment for the City Clerk position at a level commensurate with other City Charter Officers.

**Action:** Passed **Resolution No. 2013-0075** amending Resolution No. 2012-0255 establishing a City Clerk salary range of \$116,452 - \$174,672 for the City Clerk; and 2) pass a Motion approving an annual salary of \$164,000 for the City Clerk.

**Contact:** Angelique Ashby, Councilmember and Vice Mayor, District 1, (916) 808-7001; Steve Cohn, Councilmember District 3, (916) 808-7003; Steve Hansen, Councilmember District 4, 916-808-7004, Office of the Mayor/Council

**6. Authorization for a Limited-Term Employee Position to administer the Cal-GRIP Grant for the Sacramento Ceasefire Project (G19001400)**

**Report # 2013-00207**

**Location:** Citywide

**Issue:** A limited term .60 FTE Administrative Analyst is needed to manage the grant program instead of contracting a consultant and be fully reimbursed through the grant.

**Action:** Passed **Resolution No. 2013-0076** approving a .60 FTE Limited Term Administrative Analyst for the duration of the Cal-GRIP grant through December 31, 2014.

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

**7. Contract: Sacramento City College Pedestrian/Bicycle Bridge Foundation Project (T15065700)**

**Report # 2013-00204**

**Location:** The Sacramento City College Pedestrian/Bicycle Bridge Foundation Project is located adjacent to the Union Pacific Railroad near 24th Street and 12th Avenue, District 5

**Issue:** This foundation project is the first phase of the larger bridge project which is being completed in advance to ensure State Proposition 1B funds are expended prior to June 30, 2013 or these funds will expire and will be lost to the City.

**Action:** Passed **Motion No. 2013-0065:** 1) approving the Plans and Specifications for the Sacramento City College Pedestrian/Bicycle Bridge Foundation Project (T15065700) and 2) awarding the construction contract to Abide Builders for an amount not to exceed \$331,126.

**Contact:** Ofelia Avalos, Associate Civil Engineer, (916) 808-5515; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**8. (Housing Authority) Riverview Plaza Commercial Property Improvements Report # 2013-00244**

**Location:** District 4

**Issue:** Authorization is needed for the Housing Authority to make tenant improvements as needed to expedite the negotiation process for the interested parties.

**Action:** Passed **Housing Authority Resolution No. 2013-0002** a) authorizing the Executive Director, or designee, to amend the budget to expend up to \$150,000 of the Riverview Plaza 600 I Street commercial income to pay for costs associated with commercial tenant improvements, b) authorizing the Executive Director, or designee to solicit, award and execute contracts including, but not limited to, professional and construction service contracts as necessary to complete tenant improvements in the commercial spaces at 600 I Street, c) authorizing the Executive Director, or designee, to execute such additional documents and to take such additional actions as are reasonably necessary to implement this Resolution, and d) make related findings

**Contact:** Nick Chhotu, Assistant Director, (916) 440-1334, Sacramento Housing and Redevelopment Agency

**Public Hearings**

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

**9. Public Hearing: Weed and Rubbish Abatement** (Noticed on 3-4-13)  
**Report # 2013-00231** **Estimated Time: 10 Minutes**(Actual Time: 0 minutes)

**Location:** Citywide

**Issue:** The Community Development Department has prepared a list of City parcels that have not been maintained free of weeds and rubbish in accordance with Government Code §39561. A public hearing is required to consider all objections to the proposed abatement of weeds and rubbish from various parcels of property situated within the City of Sacramento

**Action:** Moved/Seconded: Member Steve Cohn /Member Jay Schenirer

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:** Mayor Kevin Johnson

**Continued to March 19, 2013** public hearing to consider all objections to the proposed removal of weeds rubbish, refuse and dirt; and (2) upon conclusion, either (a) if no objections are made or if the City Council has disposed of those made, pass a Resolution authorizing the Community Development Director to abate the nuisances by having the weeds, rubbish, refuse, and dirt removed from the parcels of property constituting a public nuisance; or (b) if there are unresolved objections, direct staff to prepare a resolution, including findings of fact to be presented to City Council on March 26, 2013.

**Contact:** Dennis Kubo, Code Enforcement Manager, (916) 808-8577; Ron O'Connor, Operations Manager, (916) 808-8183, Community Development Department

**10. Housing Case Fees and Penalties - Findings of Fact for Special Assessment**

**Liens** (Noticed on 12-20-12)

**Report # 2013-00232**

**Estimated Time: 10 Minutes**(Actual Time: 3 minutes)

**Location:** Citywide

**Issue:** Collection of delinquent fees and penalties are brought before the City Council to secure the debt by making the costs a personal obligation of the respective property owners and a special assessment against the respective properties

**Action:** Moved/Seconded: Member Bonnie Pannell /Member Steve Hansen

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, and Allen Warren

**Absent:** Mayor Kevin Johnson

Conducted a public hearing and upon conclusion passed **Resolution No. 2013-0078 as amended** placing liens on the properties for the amount listed on Exhibit A for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

**Contact:** Ron O'Connor, Operations Manager, (916) 808-8183, Community Development Department

**11. Neighborhood Code Compliance Case Fees and Penalties - Findings of Fact for Special Assessment** (Noticed on 12-20-12)

**Report # 2013-00233** **Estimated Time: 10 Minutes**(Actual Time: 3 minutes)

**Location:** Citywide

**Issue:** Collection of delinquent fees and penalties are brought before the City Council to secure the debt by making the expenses a personal obligation of the respective property owners and a special assessment against the properties

**Action:** Moved/Seconded: Member Bonnie Pannell /Member Steve Hansen

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:** Mayor Kevin Johnson

Conducted a public hearing and upon conclusion passed **Resolution No. 2013-0079 as amended** placing liens on the properties for the amount listed on Exhibit A for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

Contact: Ron O'Connor, Operations Manager, Community Development (916) 808-8183, Community Development Department

**12. (Housing Authority/City Council) 700 Block of K Street - TEFRA Hearing and Approval of Tax Exempt Bonds** (Noticed on 2-15-13)  
**Report # 2013-00253**      **Estimated Time: 10 Minutes** (Actual Time: 6 minutes)

**Location:** District 4

**Issue:** Approval is needed for development proposed to transform a blighted half block of K Street into a mixed-use development proving both commercial and residential uses

**Action:** Moved/Seconded: Member Steve Hansen /Member Darrell Fong

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:** Mayor Kevin Johnson

Conducted a public hearing with public comment heard from Mac Worthy, and upon conclusion passed 1) **Housing Authority Resolution No. 2013-0003** a) indicating the intent of the Housing Authority of the City of Sacramento (Authority) to issue up to \$20,000,000 in tax-exempt mortgage revenue bonds to provide construction financing for the 700 Block of K Street Project (Project), b) declaring the intent to be reimbursed for certain costs from bond proceeds, c) authorizing application to the California Debt Limit Allocation Committee (CDLAC) for authority to issue the bonds, and d) making related findings; 2) **Housing Authority Resolution No. 2013-0004** a) confirming the prior commitment of \$10.1 million of low-moderate tax-exempt bond funds for the Project by the Redevelopment Agency of the City of Sacramento, and b) making related findings; and 3) **City Council Resolution No. 2013-0080** a) indicating the City Council has conducted a Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing related to the proposed project, and b) approving the issuance of a tax exempt obligation.

Contact: Joel Riphagen, Housing Finance Analyst, Development Finance, (916) 440-1353, Sacramento Housing and Redevelopment Agency

## **Discussion Calendar**

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

### **13. Sacramento Kings Update** [No Written Report]

**Report # 2013-00221** **Estimated Time: 10 Minutes** (Actual Time: 17 minutes)

**Location:** Citywide

**Issue:** Weekly status updates were requested by the Council.

**Action:** Received and filed with public comment heard from James Battles, Tim Boyd, Mike Barnbaum, Ron Emslie and Mac Worthy.

**Contact:** John Dangberg, Assistant City Manager, (916) 808-5704, Office of the City Manager

### **14. FY2012/13 Allocation of Measure U Resources**

**Report # 2013-00217** **Estimated Time: 10 Minutes** (Actual Time: 35 minutes)

**Location: Citywide**

**Issue:** The recommended allocation of anticipated current year Measure U revenues reflects the February 12th Council direction and Council's adopted principles for the allocation of these resources

**Action:** Moved/Seconded: Member Jay Schenirer /Member Steve Cohn

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:** Mayor Kevin Johnson

Public comment heard from Tim Boyd and Ron Emslie; passed **Resolution No. 2013-0081** approving the allocation of \$5 million in FY2012/13 Measure U Resources to restore critical program needs and to establish a reserve should revenues come in lower than anticipated.

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

### **15. (Housing Authority) Impacts of Federal Sequestration on Sacramento Housing and Redevelopment Agency** [No Written Report]

**Report # 2013-00255** **Estimated Time: 30 Minutes** (Actual Time: 20 minutes)

**Location:** Citywide

**Issue:** Awareness of issues and opportunity for discussion on the Impacts of Federal Sequestration is needed.

**Action:** Public comment heard from Sandra Strong, Tim Boyd and Mac Worthy; received and filed.

**Contact:** La Shelle Dozier, Executive Director (916) 440-1319, Sacramento Housing and Redevelopment Agency

## **Council Comments-Ideas, Questions and Meeting/Conference Reports**

### **1. Information Requests**

- a. Member Darrell Fong
  - 1. Council date for park maintenance priority list report
- b. Member McCarty
  - 1. Report on Prop 1b and 1c deadlines

### **2. Board/Commission Appointments**

- a. Administrative, Investment & Fiscal Management Board
  - 1. Donald E. Sperling
- b. Ann Land/Bertha Henschel Memorial Fund Commission
  - 1. Wanda Yanez
- c. Civil Service Board
  - 1. Lauren Lee Morgan
- d. Paratransit, Inc. Board of Directors
  - 1. Bill Ernest Durant
- e. Preservation Commission
  - 1. Chad Moffett (Category B)
  - 2. Matthew Piner (Category D)
- f. Sacramento Housing & Redevelopment Commission
  - 1. Louis Hazle Morton

**Adjourned** – 8:02 p.m.

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**Tuesday, March 19, 2013**

**6:00 p.m.**

***City Hall – 915 I Street- First Floor Council Chamber***

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### **Open Session - 6:00 p.m.**

Regular session called to order by Vice Mayor Angaelique Ashby at 6:04 p.m. Tuesday, March 19, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:** Mayor Kevin Johnson

**Pledge of Allegiance** – led by Youth at City Council representative DaMonte Jones

**Closed Session Report** – None.

### **Special Presentations/General Communications**

#### **a. Department of Parks and Recreation-Recognition of the “Creative Community Awards of Excellence” from the California Park and Recreation Society**

**Action:** Presented by Vice Mayor Angelique Ashby

### **Public Comments-Matters Not on the Agenda** (2 minutes/ speaker) (Actual Time: 25minutes)

- |  |   |
|--|---|
| 1. Rail Depot and Bike Access<br>a. Alan Miller            | 6. Northgate Tennis Courts<br>a. Ojaswi Adhinara  |
| 2. Jobs<br>a. Mac Worthy<br>b. Lamarien Collier            | 7. Rail Depost and Bike Access<br>a. Alan Miller  |
| 3. American River Parkway<br>a. Mary Tappel                | 8. Volunteer Recruitment<br>a. DaMonte Jones      |
| 4. Request for Records/City<br>Attorney<br>a. James Vinson | 9. Kings<br>a. Mike Barnbaum                      |
| 5. Cellular Enforcement<br>a. Mark Davidson                | 10. Housing Appeals<br>Board<br>a. Joseph Montoya |

### **Consent Calendar** **Estimated Time: 5 minutes** (Actual Time: 5 minutes)

**Action:** Moved/Seconded: Member Jay Schenirer /Member Allen Warren

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:** Mayor Kevin Johnson.

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item.

**1. Confirmation of Board/Commission Appointments**

**Report # 2013-00263**

**Location:** Citywide

**Issue:** Mayor appointments to the Parks & Recreation Commission require Council confirmation.

**Action:** Passed **Motion No. 2013-0066 as amended** confirming board/commission appointment(s): 1) Parks & Recreation Commission – Rosemarie Ruggieri (Category A-1), Jeff Harris (Category A-3), Christiana Dominguez (Category A-4), Terri Shettle (Category A-5), Shannon McKinley (Category A-6), Araceli Mercado (Category A-7), Virginia Guadiana (Category A-8) and Caliph Assagai (Mayor).

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk.

**2. Grant Applications U.S. Fish & Wildlife Service and U.S. Bureau of Reclamation**

**Report # 2013-00200**

**Location:** Citywide

**Issue:** City Council approval is required to apply for grant funding.

**Action:** Passed: 1) **Resolution No. 2013-0082:** 1) authorizing the City Manager or the City Manager’s designee to (a) submit applications for (i) the U.S. Fish and Wildlife Service (USFWS) Central Valley Project Improvement Act [CVPIA-(b)(1)] Grant, up to the maximum grant amount of \$455,760, and (ii) the U.S. Bureau of Reclamation (USBOR) Central Valley Project Improvement Act Title XXXIV [CVPIA-(b)(13)] Grants FY2014, up to the maximum grant amount of \$477,240,000, for the Lower American River Salmonid Spawning and Rearing Habitat Restoration Project; (b) execute all agreements related to the Grants if the Grants are awarded; and (c) establish related revenue and expenditure budgets in the American River Floodplain and Side Channel Restoration Project / Gravel Augmentation Project (G14000202) and for the Grant funds contingent on receipt of the Grant awards; and 2) authorizing the CCOMWP Executive Director and the Executive Director’s designees as the City’s agent to conduct all negotiations and submit all documents required in connection with the Grant applications and the Grants, if awarded, including applications, payment requests, and documentation of compliance with all requirements applicable to the Grants and completion of the projects funded by the Grants.

**Contact:** Tom Gohring, CCOMWP Executive Director, (916) 808-1998, Finance Department

**3. Agreement: Water Service to Bartley Cavanaugh Golf Course**  
**Report # 2013-00218**

**Location:** District 7, Bartley Cavanaugh Golf Course, 8301 Freeport Blvd  
**Issue:** Proposed agreement between the City and the Sacramento Regional County Sanitation District (SRCSD) will provide Bartley Cavanaugh Golf Course with access to public potable water through a connection to the SRCSD's water pipeline located adjacent to the golf course.

**Action:** Passed **Motion No. 2013-0067** to authorize the City Manager or his designee to execute an Agreement with the Sacramento Regional County Sanitation District to provide water service to Bartley Cavanaugh Golf Course

**Contact:** Rebecca Bitter, Program Manager, (916) 808-5047; Barbara E. Bonebrake, Director, Convention, Culture and Leisure, (916) 808-8225; Stu Williams, Senior Engineer, (916) 808-1410; Dave Brent, Director, (916) 808-1420, Department of Utilities

**4. Contract: Center for Sacramento History Moveable Shelving Rehabilitation Report # 2013-00205**

**Location:** District 3, Center for Sacramento History, 551 Sequoia Pacific Blvd

**Issue:** Ratification of the fourth phase of work which was mistakenly completed prior to Council authorization is needed.

**Action:** Passed **Motion No. 2013-0068** authorizing the City Manager or his designee to execute Amendment 3 to City Agreement 2011-0255, ratifying services performed by Systems & Space, Inc. to complete the rehabilitation of the moveable shelving system at the Center for Sacramento History at a cost of \$18,385, for a total project cost of \$109,301

**Contact:** Marcia Eymann, History Manager, (916) 808-5960; Barbara E. Bonebrake, Director, (916) 808-8225, Convention, Culture and Leisure

**5. Contract Award: Residual Solids Dewatering Services for E.A. Fairbairn and Sacramento River Water Treatment Plants Report # 2013-00035**

**Location:** Citywide

**Issue:** As part of the Drinking Water Treatment Plants Rehabilitation Project, temporary residual solids dewatering services will be required into 2015, when it is anticipated the permanent facilities will be completed.

**Action:** Passed **Motion No. 2013-0069** awarding a contract for Residual Solids Dewatering Services to Synagro West, for a term extending through 2015, and for a total amount not to exceed \$2,437,747.

**Contact:** Craig Chalmers, Senior Engineer, (916) 808-1418, Department of Utilities

- 6. Fiscal Year 2011/12 Audit of Federal Grants and Report to City Council Report # 2013-00202**  
**Location:** Citywide  
**Issue:** State and federal law requires an annual single audit of the City's finances be conducted by an independent public accounting firm.  
**Action:** Passed: 1) **Resolution No. 2013-0083** 1) accepting the Fiscal Year (FY) 2011/12 Single Audit Report and 2) accepting the FY 2011/12 Auditor's Report to the City Council.  
**Contact:** Dennis Kauffman, Accounting Manager, (916) 808-5843; Leyne Milstein, Director of Finance, Finance Department
- 7. Agreement: Permanent Household Hazardous Waste Collection Facility Report # 2013-00165**  
**Location:** Citywide  
**Issue:** Allow Citrus Heights residents to recycle and dispose of household hazardous waste at the City of Sacramento. The recommended MOU will expand this regional use to include the City of Citrus Heights. The PHHWCF also serves as a regional facility through MOU's for residents of Elk Grove, Rancho Cordova, and Sacramento County.  
**Action:** Passed: 1) **Resolution No. 2013-0084** authorizing the City Manager, or the City Manager's designee, to execute a Memorandum of Understanding (MOU) with the City of Citrus Heights to allow Citrus Heights residents to recycle and dispose of household hazardous waste at the City of Sacramento's Permanent Household Hazardous Waste Collection Facility (PHHWCF).  
**Contact:** Steve Harriman, Integrated Waste General Manager, (916) 808-4949, General Services Department
- 8. City Auditor's Semi-annual Recommendation Follow-up Report For The Six Month Period Ending December 31, 2012 Report # 2013-00240**  
**Location:** Citywide  
**Issue:** The implementation status of open audit recommendation during the first half of fiscal year 2012-2013 is presented.  
**Action:** Passed **Motion No. 2013-0070** accepting the Auditor's Office Semi-Annual Recommendation Follow-up Report for the July 2012 to December 2012 period.  
**Contact:** Jorge Oseguera, City Auditor (916) 808-7270, Mayor/City Council

- 9. Agreement: Smythe Academy of Arts and Sciences Softball Fields Renovation Project**  
**Report # 2013-00069**  
**Location:** 2781 Northgate Boulevard, District 3  
**Issue:** City funds to rehabilitate existing softball fields at Smythe Academy in Twin Rivers Unified School District requires Council approval.  
**Action:** Passed: 1) **Resolution No. 2013-0085:** 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 for Smythe Softball Fields; 2) establishing a new Capital Improvement Program (CIP) for the Smythe Academy of Arts and Sciences Softball Fields Renovation (L19271000) project; and 3) appropriating \$607,250 from the South Natomas Community Infrastructure Fund Contingency (SNCIF) to L19271000.  
**Contact:** Mary de Beauvieres, Principal Planner, (916) 808-8722; J.P. Tindell, Park Planning and Development Manager, (916)-808-1955, Department of Parks and Recreation
- 10. Re-establishing, Reducing Speed Limits on Various Streets and Changing Zone Boundaries**  
**Report # 2013-00180**  
**Location:** Citywide  
**Issue:** California Vehicle Code requires the city to reevaluate speed limits on segments of roadways that have undergone a significant change and to conduct periodic engineering and traffic surveys to determine appropriate speed limits.  
**Action:** Public comment heard from Mac Worthy; passed: 1) **Resolution No. 2013-0086** re-establishing, reducing speed limits on various streets, changing zone boundaries and repealing Resolution No. 2012-355.  
**Contact:** Zarah Bringas, Assistant Engineer (916) 808-8494; Hector Barron, City Traffic Engineer (916) 808-2669, Department of Public Works
- 11. (Council/Housing Authority) Ridgeway Studios Financing Documents**  
**Report # 2013-00254**  
**Location:** District 1  
**Issue:** Proposed project will rehabilitate and convert 58 existing SRO rooms with shared baths into 22 affordable studio units with a full kitchen and bathroom.  
**Action:** Public comment heard from Mac Worthy; passed: 1) **City Council Resolution No. 2013-0087** authorizing the Sacramento Housing and Redevelopment Agency (Agency) to enter into and execute a \$1,200,000 Loan Agreement and related documents with Ridgeway SRO Investors LP (Developer), and 2) **Housing Authority Resolution No. 2013-0005** authorizing the Executive Director or her designee to enter into and execute an approximately \$518,000 Loan Assumption and Modification Agreement and related documents with the Developer.  
**Contact:** Christine Weichert, Assistant Director, Development Finance, (916) 440-1353, Sacramento Housing and Redevelopment Agency

### **Public Hearings**

**12. Resolutions of Necessity: I-5 / Cosumnes River Blvd Extension & Interchange Project (T15018000) (Two-Thirds Vote Required) [No Noticing Required]**

**Report # 2012-00816**      **Estimated Time: 15 Minutes** (Actual 5 minutes)

**Location:** Along Interstate 5, one mile south of Pocket Road/Meadowview Road in the Pocket and Airport Meadowview Planning Areas, Districts 7 and 8.

**Issue:** Construction of the Project requires the acquisition of real property interests on approximately 37 properties held by seven separate ownerships. In order to maintain the Project schedule, adoption of Resolutions of Necessity for the four ownerships covering 33 properties is needed.

**Action:**    Moved/Seconded: Member Darrell Fong /Member Bonnie Pannell

**Yes:**        Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:**    Mayor Kevin Johnson

Conducted a Hearing on Resolutions of Necessity and make the necessary findings to acquire the real property interests in the parcels listed in Attachment 2 for the I-5/Cosumnes River Boulevard Extension and Interchange Project; and 2) passed

a) **Resolution of Necessity No. 2013-0088** for the acquisition of the real property rights necessary for the I-5/Cosumnes River Boulevard Extension and Interchange Project for M& H Realty Partners; b) **Resolution of Necessity No. 2013-0089** for the acquisition of the real property rights necessary for the I-5/Cosumnes River Boulevard Extension and Interchange Project for Sacramento Regional County Sanitation District; c) **Resolution of Necessity 2013-0090** for the acquisition of the real property rights necessary for the I-5/Cosumnes River Boulevard Extension and Interchange Project for Leslie Boswell Trustee/Stone Enterprises L.P.Stone Family Trusts; d) **Resolution of Necessity No. 2013-0091** for the acquisition of the real property rights necessary for the I-5/Cosumnes River Boulevard Extension and Interchange Project for Boswell Alliance Construction Company/Stone Enterprises

**Contact:** Richard Sanders, Real Property Agent, (916) 808-7034, Department of General Services; Nader Kamal, Special Projects Engineer, (916) 808-7035, Department of Public Works

**13. Appeal: Cannery Off-Site Parking (P12-041) [Noticed on 3-7-13]**

**Report # 2013-00185**      **Estimated Time: 30 Minutes** (Actual 0 minutes)

**Location:** 1708 34th Street and 3310 P Street for the Cannery at 1601 – 1675 Alhambra Boulevard, District 3

**Issue:** A third party has appealed the Planning and Design Commission's decision to authorize conversion of a vacant commercial building and two Quonset huts into 66 off-site parking spaces for office users at The Cannery.

**Action:**    Moved/Seconded: Member Bonnie Pannell /Member Jay Schenirer

**Yes:**        Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:**    Mayor Kevin Johnson

**Continued to April 23, 2013:** 1) a Resolution determining the project is exempt under CEQA Section Guidelines Sections 15332 (Infill Development), 15303 (Conversion of Existing Small Structures) and 15061(b)(3) (No Significant Effect), and 2) a Resolution approving the Special Permits to allow stand-alone off-site parking facilities and attendant parking facilities in the General Commercial Special Planning District (C-2-SPD) zone.

**Contact:** David Hung, Associate Planner, (916) 808-5530; Sandra Yope, Senior Planner, (916) 808-7158, Community Development Department

**14. Weed and Rubbish Abatement** [Noticed on 3-4-13]

**Report # 2013-00282**      **Estimated Time: 15 Minutes** (Actual Time: 10 minutes)

**Location: Citywide**

**Issue:** A list of City parcels that have not been maintained free of weeds and rubbish in accordance with Government Code §39561. A public hearing is required to consider all objections to the proposed abatement of weeds and rubbish from various parcels of property situated within the City of Sacramento. A list of City parcels that have not been maintained free of weeds and rubbish in accordance with Government Code §39561. A public hearing is required to consider all objections to the proposed abatement of weeds and rubbish from various parcels of property situated within the City of Sacramento.

**Action:** Moved/Seconded: Member Angelique Ashby /Member Steve Hansen

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:** Mayor Kevin Johnson

Conducted a public hearing to consider all objections to the proposed removal of weeds rubbish, refuse and dirt; and upon conclusion, passed **Resolution No. 2013-0094** authorizing the Community Development Director to abate the nuisances by having the weeds, rubbish, refuse, and dirt removed from the parcels of property constituting a public nuisance; or b) if there are unresolved objections, direct staff to prepare a resolution, including findings of fact to be presented to City Council.

**Contact:** Tina Lee-Vogt, Program Manager (916)808-2679, Community Development Department

## **Discussion Calendar**

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

### **15. Sacramento Kings Update**

**Report # 2013-00268**      **Estimated Time: 10 Minutes** (Actual Time: 15 minutes)

**Location:** Citywide

**Issue:** At the request of the City Council, a weekly Sacramento Kings update has been placed on each Council agenda.

**Action:** Received and filed with public comment heard from Mac Worthy, Mike Tavares and Jared Slaff.

**Contact:** John Dangberg, Assistant City Manager, (916) 808-5704, Office of the City Manager

## **Council Comments-Ideas, Questions and Meeting/Conference Reports**

### **1. Information Requests**

None.

### **2. Board/Commission Appointments**

#### a. Planning & design Commission

1. Alan LoFaso (D6)

#### b. Community Racial Profiling Commission

1. Deputy Chief Ken Bernard

**Adjourned** – 7:08 p.m.



# DRAFT Minutes

## City Council Financing Authority Housing Authority

City Hall-Council Chamber  
915 I Street, 1<sup>st</sup> Floor  
and  
RIAD MYRA-13,  
Rue Salaj Batha - Fes - Morocco.

Published by the  
Office of the City Clerk  
(916) 808-7267

### CITY COUNCIL

**Kevin Johnson**, Mayor  
**Angelique Ashby**, Vice-Mayor, District 1  
**Allen Warren**, District 2  
**Steve Cohn**, District 3  
**Steve Hansen**, District 4dbu  
**Jay Schenirer**, District 5  
**Kevin McCarty**, District 6  
**Darrell Fong**, District 7  
**Bonnie Pannell**, District 8

### CHARTER OFFICERS

James Sanchez, City Attorney  
Shirley Concolino, City Clerk  
John F. Shirey, City Manager  
Russ Fehr, City Treasurer

**Tuesday, March 26, 2013**

### **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](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

## DRAFT MINUTES

Tuesday, March 26, 2013

6:00 p.m.

*City Hall – 915 I Street- First Floor Council Chamber*

*RIAD MYRA-13, Rue Salaj Batha - Fes - Morocco.*

All items listed are heard and acted upon by the Sacramento City Council unless otherwise noted.

### Open Session - 6:00 p.m.

Regular session called to order by Mayor Kevin Johnson at 6:00 p.m. Tuesday, March 26, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren and Mayor Kevin Johnson.

**Pledge of Allegiance** - led by Youth at City Council representative Sylvania Moore

**Closed Session Report** – None.

### **Special Presentations/General Communications**

#### **a. Cesar E. Chavez Day of Service and Learning**

**Action:** Resolution presented by Member Kevin McCarty

#### **b. Cesar E. Chavez Banquet and March**

**Action:** Resolution presented by Member Kevin McCarty

### Public Comments-Matters Not on the Agenda (Actual Time: 27 minutes)

1. Housing
  - a. Sandra Strong
  - b. Leon Henderson
2. Oak Park
  - a. Ron Emslie
  - b. Mac Worthy
3. Trust in Government
  - a. J Phillips
4. Shoeshine Guy business
  - a. A. Gee
5. Lower Arcade Creek
  - a. Mary Tappel
6. Sacramento River Cats
  - a. Nike Barnbaum
7. Big Box Ordinance
  - a. Bill Camp

### Consent Calendar    **Estimated Time: 5 minutes**    (Actual Time: 3 minutes)

**Action:** Moved/Seconded: Member Angelique Ashby /Member Kevin McCarty  
Roll call vote due to Member Jay Schenirer attending via teleconference.

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren and Mayor Kevin Johnson.

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item.

## **1. Confirmation of Boards/Commission Appointments**

### **Report # 2013-00281**

**Location:** Citywide

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

**Action:** Passed **Motion No. 2013-0071** confirming board/commission appointment(s): 1) Administrative, Investment & Fiscal Management Board – Donald Sperling; 2) Ann Land/Bertha Henschel Memorial Fund Commission – Wanda Yanez; 3) Civil Service Board – Lauren Lee Morgan; 4) Paratransit, Inc. Board of Directors – Bill Ernest Durant; 5) Preservation Commission – Chat Moffett (Category B) and Matthew Piner (Category D) and 6) Sacramento Housing & Redevelopment Commission – Louis Hazle Morton.

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk

## **2. (Pass for Publication) Ordinance Modifications to City Code Chapter 2.13 (Contribution Limits) Periodic Review**

### **Report # 2013-00258**

**Location:** Citywide

**Issue:** City Code requires periodic updating to campaign contribution limits based on changes in the consumer price index. City Charter requires all Ordinances be Passed for Publication before adoption.

**Action:** Reviewed an Ordinance amending City Code Chapter 2.13 (Contribution Limits) to reflect changes in the Consumer Price Index; and Pass for publication the Ordinance title as required by Sacramento City Charter 32(c) to be adopted on April 2, 2013.

**Contact:** Stephanie Mizuno, Assistant City Clerk, 808-8093; and Shirley Concolino, City Clerk, 808-5442; City Clerk's Office

## **3. Agreements: Curtis Park Village Proposition 1C Grant**

### **Report # 2013-00262**

**Location:** District 5

**Issue:** State Proposition 1C Grant funds require the City, as recipient of the funds on behalf of the Curtis Park Village developer, to review and approve grant draw requests before funds are released. The State Department of Housing and Community Development (HCD) Grant agreements allow the City to provide the funds to the developer as the grant sub-recipient completes infrastructure work.

**Action:** Passed **Resolution No. 2013-0095** 1) approving the Standard Agreement and the Disbursement Agreement for the \$9,085,000 Transit-Oriented Development (TOD) Housing Program Infrastructure Grant under Proposition 1C with the State Department of Housing and Community Development for the Curtis Park Village Project and authorizing the City Manager to execute the TOD Grant Agreements, 2) approving an Assignment and Assumption Agreement for the TOD Grant for the Curtis Park Village Project with Calvine & Elk Grove Florin, LLC, and authorizing the City Manager or his designee to execute the Assignment Agreement, and 3) establishing the Curtis Park Village TOD Capital Improvement Project (B02000100); and 4) establishing a \$9 million capital grant (Fund 3704) revenue and expenditure budget in B02000100 to be funded with the Proposition 1C TOD Infrastructure grant funds.

**Contact:** Mark Prestwich, Special Projects Manager, (916) 808-5380, City Manager's Office

**4. (Pass for Publication) Title 17 Planning and Development Code (LR11-006)**

**Report # 2013-00197**

**Location:** Citywide

**Issue:** A comprehensive update of the City's zoning code is a priority measure of the 2030 General Plan. City Charter requires all Ordinances be Passed for Publication before adoption.

**Action:** Reviewed 1) a Resolution approving the environmental review for the planning and development code as a subsequent project under the general plan master environmental impact report; 2) an Ordinance repealing and adding Title 17; repealing Chapters 2.36, 2.112 and 18.12; repealing Sections 5.08.090, 12.72.400, and 16.24.100; and amending Sections 5.08.100, 12.56.120, 12.64.060, and 12.72.390 of the Sacramento City Code; and repealing Ordinance numbers 96-007, 2003-019, 2008-050, and 2009-010 and Resolution numbers 96-403 and 2002-675, relating to planning and zoning; 3) an Ordinance adding Chapter 2.58 to Title 2 of the Sacramento Code relating to the Preservation Commission; 4) a Resolution approving the industrial design guidelines; 5) a Resolution establishing fees for site plan and design review; and 6) passed for publication the ordinance titles as required by Sacramento City Charter Sections 32(c) to be adopted April 9th, 2013.

**Contact:** Teresa Haenggi, Associate Planner, (916) 808-7554, Community Development Department

**5. (Pass for Publication) Ridgeway Hotel Landmark Nomination (M12-016)**

**Report # 2013-00155**

**Location:** 912 12th Street, District 4

**Issue:** Pursuant to City Code Section 17.134.170(A)(1)(a), property must meet eligibility criteria to be included in Sacramento Register of Historic and Cultural Resources as a landmark.

**Action:** 1) Reviewed an Ordinance listing the Ridgeway Hotel, 912 12th Street, in the Sacramento Register of Historic & Cultural Resources (Register) as a Landmark and specifying the property's significant features and characteristics; and 2) Passed for Publication the Ordinance title as required by Sacramento City Charter 32c to be adopted April 2, 2013.

**Contact:** Susanne Cook, Associate Planner, (916) 808-5375, Community Development Department

**6. Agreement: Cost-Sharing on the Unionhouse Creek Improvement Project**

**Report # 2013-00220**

**Location:** District 7, 8

**Issue:** : Authorization of the proposed agreement will allow the City to recover Regional Transit's pro-rata share of work performed on the Unionhouse Creek flood improvements (a SAFCA Project).

**Action:** Passed 1) **Motion No. 2013-0072** authorizing the City Manager or the City Manager's designee to sign an agreement between the City, the Sacramento Area Flood Control Agency (SAFCA), and the Sacramento Regional Transit District (RT) for cost sharing on the project, and 2) Passed **Resolution No. 2013-0096** authorizing the City Manager or the City Manager's designee to establish a reimbursement fund in the Drainage Channel Improvement Program (W14130400) to account for RT's payment to the City of RT's cost share under the agreement in the amount of \$522,996.

**Contact:** Bill Busath, Engineering Manager, (916) 808-1434; Brett Grant, Supervising Engineer, (916) 808-1413, Department of Utilities

**7. Contract Award: Sump 101 Electrical Improvements Project (PN: W14003401)  
Report # 2013-00209**

**Location:** District 3

**Issue:** Due to the age of electrical equipment, and replacement parts are no longer available, it is necessary to equip Sump 101 with new electrical switchgear and motor control centers.

**Action:** Passed 1) **Resolution No. 2013-0097** amending 209 Sump 101 Electrical Improvements Project budget by transferring \$160,000 from the Drainage Base CIP Reserve (W14000200), and 2) **Motion No. 2013-0073** approving the contract plans and specifications for the Project, and awarding the contract to Clyde G. Steagall, Inc., for an amount not-to-exceed \$876,816.

**Contact:** Bill Busath, Engineering Manager, (916) 808-1434; Dave Hansen, Supervising Engineer, (916) 808-1421, Department of Utilities

**8. Supplemental Agreement: Department of Utilities Organizational Assessment  
Report # 2013-00252**

**Location:** Citywide

**Issue:** A supplemental Contract to 2013-0783 is needed to continue the completion and implementation of the Utilities department's Strategic Plan.

**Action:** Passed **Motion No. 2013-0074** authorizing the City Manager or the City Manager's designee to sign a supplemental agreement to City Agreement No. 2012-0783 with CH2M Hill Engineers, Inc., to provide additional services to assist the Department in completing implementation of the Strategic Plan and revised organizational structure, increasing the agreement amount from \$90,000 to an amount not to exceed \$160,000.

**Contact:** Dave Brent, Director, (916) 808-1400, Department of Utilities

**9. Contract Award: P/Q Alley Sewer Improvements, 25th to 27th Street  
(PN: X14010074)**

**Report # 2013-00249**

**Location:** District 4

**Issue:** A closed circuit television inspection revealed sags and cracked sections of sewer pipe that require replacement of 800 linear feet.

**Action:** Passed **Motion No. 2013-0075** approving the contract plans and specifications for the P/Q Alley Sewer Improvements, 25th to 27th Street project, and awarding the contract to Lamon Construction Company, Inc. for an amount not to exceed \$244,765.

**Contact:** Bill Busath, Engineering Manager, (916) 808-1434; Brett Grant, Supervising Engineer, (916) 808-1413, Department of Utilities

**10. Contract Award: I Street Water Main Project - 12th to 23rd Street  
Report # 2013-00250**

**Location:** District 4

**Issue:** The replacement of a corroding and deteriorating riveted steel water main installed in 1935 that is critical to the City's downtown water distribution system is needed.

**Action:** Passed **Motion No. 2013-0076:** 1) approving the contract plans and specifications for the I Street Water Main Project, 12th Street to 23rd Street (Z14007500); and 2) awarding the contract to Navajo Pipelines, Inc for an amount not-to-exceed \$238,882.

**Contact:** Bill Busath, Engineering Manager, (916) 808-1434; Dan Sherry, Supervising Engineer, (916) 808-1419, Department of Utilities

## **11. On-Call Master Contractor Services List for Public Facilities**

**[Two-Thirds Vote Required]**

**Report # 2013-00256**

**Location:** Citywide

**Issue:** The City's existing on-call master contractor list for public facilities begins to expire on July 2, 2013.

**Action:** Passed **Resolution No. 2013-0098** suspending competitive bidding in the best interests of the City to authorize the use of a Request for Qualifications process to establish an On-Call Master Contractor List for 38 various services.

**Contact:** Gary Holm, Facilities & Real Property Superintendent (916) 808-6321; Yadi Kavakebi, Facilities and Real Property Superintendent, (916) 808-8427, General Services Department

## **12. Access Improvements from the Railyards to Richards Boulevard and Interstate 5 Project (T15088300)**

**Report # 2013-00219**

**Location:** Richards Boulevard and Interstate 5, Bercut Drive and Jibboom Street, located just north of Downtown, Districts 3 and 4

**Issue:** Change Order No. 9 will compensate the contractor for the project's final construction item quantities.

**Action:** Passed **Motion No. 2013-0077:** 1) authorizing the City Manager to execute Change Order No. 9 in an amount not to exceed \$42,744 with O.C. Jones & Sons, Inc. for the Access Improvements from the Railyards to Richards Boulevard and Interstate 5 Project (T15088300) and; 2) resetting the City Manager's administrative authority.

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

## **13. Notification of Final Map Approval for Hampton Station Unit No. 2**

**Report # 2013-00291**

**Location:** District 8

**Issue:** Section 16.28.110 of the Sacramento City Code requires notification to Council regarding decisions on final maps.

**Action:** Received and filed.

**Contact:** Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Department of Public Works

## **14. Change Order: McClellan Heights Infrastructure Project**

**Report # 2013-00242**

**Location:** North Avenue between Pinell Street and Winters Street and Pinell Street between Bell Avenue and North Avenue, District 2

**Issue:** Change order #2 in the amount of \$183,000 is sought on the \$3.6 million McClellan Heights Infrastructure Project to cover additional costs for constructing drainage improvements, adding solar electrical controllers, removing a tree, repairing a water main leak, and constructing additional curb/gutter, relocated valve boxes, chain link fence, drainage pipe, and driveway conforms.

**Action:** Passed **Resolution No. 2013-0099:** 1) authorizing the City Manager to execute Change Order No. 2 in an amount not to exceed \$147,072 with Navajo Pipelines, Inc.; 2) transferring funds in the amount of \$183,000; 3) resetting the City Manager's Change Order Authority; and 4) resetting the administrative authority for the Major Street Improvements Project (T15138000) and the McClellan Heights Infrastructure Project (T15016000).

**Contact:** Tim Mar, Supervising Engineer, (916) 808-7531; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**15. Agreement: Master Consultant Services Agreements For On-Call Construction Inspection Services**

**Report # 2013-00229**

**Location:** Citywide

**Issue:** Master consultant service agreements to augment staffing levels during peak workloads to assist with inspection of private development projects, encroachment permits, construction management, and small capital improvement projects are needed.

**Action:** Passed **Motion No. 2013-0078** approving Master Consultant Services Agreements in an amount not to exceed \$200,000 each with Vali Cooper & Associates and Salaber Associates.

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

**16. Supplemental Agreement: Downtown/Riverfront Transit Project**

**Report # 2013-00210**

**Location: District 3 and 4**

**Issue:** An amendment to the City's existing MOU with the City of West Sacramento, Regional Transit and the Yolo County Transit District is necessary to facilitate participation in the federal Small Starts Grant program for the Downtown/Riverfront Streetcar Project.

**Action:** Passed **Motion No. 2013-0079** authorizing the City Manager to sign Amendment #1 to the Memorandum of Understanding (MOU) for cooperative planning work and Project Development among the Cities of Sacramento and West Sacramento, the Sacramento Area Council of Governments (SACOG), Regional Transit (RT) and the Yolo County Transit District (YCTD) to advance a transit project that would operate between downtown Sacramento and the City of West Sacramento.

**Contact:** Fedolia "Sparky" Harris, Senior Planner, 808-2996; Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works

**17. Caltrans Transportation Planning Grant Applications**

**Report # 2013-00272**

**Location:** District 4

**Issue:** Caltrans has issued a call for projects for the 2013-2014 Transportation Planning Grants. Applications are due April 2, 2013.

**Action:** Passed **Resolution No. 2013-0100:** 1) directing the City Manager to submit an application for a Community-Based Transportation Planning Grant for the Broadway Complete Streets Plan for an amount up to \$300,000; and 2) authorizing the City Manager to accept the award of grant funding from Caltrans following project selection.

**Contact:** Fedolia "Sparky" Harris, Senior Planner, 808-2996; Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works

## **Discussion Calendar**

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

### **18. Entertainment and Sports Center Term Sheet**

**Report # 2013-00266 Estimated Time: 90 minutes** (Actual Time: 206 minutes)

**Location:** Citywide

**Issue:** Consideration of the preliminary term sheet for private development of a downtown entertainment and sports center.

**Action:** Moved/Seconded: Member Steve Cohn /Member Allen Warren  
Roll call vote due to Member Jay Schenirer attending via teleconference.

**Yes:** Members Angelique Ashby, Steve Cohn, Steve Hansen, Bonnie Pannell, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

**Noes:** Members Darrell Fong and Kevin McCarty

Public comment heard from Jessica Archer, Brian Lavender, Conny Anderson, Kerri Asbury, Isaac Gonzalez, Julian Camacho, Mac Worthy, Bob Blymyer, Patrich Soluri, Jean Fleury, J. Phillips, Jeffrey Anderson, Patty Casey, Dennis Canevari, Peter Tateishi, Patrick Blackshire, Jason Goff, Kipp Blewett,, Richard Lewis, John Hodgson, Terry Harvego, Dough Warren, Phil Oates, Melissa Smith, Bill Blake, Bill Camp, Roger Niello, Tim Ghiorso, Lino Pedres, Carina Lamdart, Erika Bjork, and Joshua Wood; passed **Motion No. 2013-0080** to approve the Entertainment and Sports Center term sheet.  
**Contact:** John Dangberg, Assistant City Manager, (916) 808-1222, City Manager's Office

## **Council Comments-Ideas, Questions and Meeting/Conference Reports**

### **1. Information Requests**

- a. Member Cohn
  1. Report on Powerhouse Science Center funding deadline during budget hearings
- b. Member Ashby
  1. Support letter to Senator Boxer for Natomas Levee Improvement legislation (WRDA)

### **2. Board/Commission Appointments**

- a. Community Racial Profiling
  1. Amina Merritt
- b. Parks & Recreation Commission
  1. Dave O'Toole (Category C)
  2. David Heitstuman (Category C)
- c. Sacramento Environmental Commission
  1. Anthony DeRiggi
- d. Board of Plumbing Examiners
  1. David Heitstuman (Category C)
  2. Dave O'Toole (Category C)

**Adjourned** – 10:06 p.m. in memory of Kathryn Lee and Josiah Humphrey



## **CITY COUNCIL**

**Kevin Johnson**, Mayor  
**Angelique Ashby**, Vice-Mayor, District 1  
**Allen Warren**, District 2  
**Steve Cohn**, District 3  
**Steve Hansen**, District 4  
**Jay Schenirer**, District 5  
**Kevin McCarty**, District 6  
**Darrell Fong**, District 7  
**Bonnie Pannell**, District 8

## **CHARTER OFFICERS**

James Sanchez, City Attorney  
Shirley Concolino, City Clerk  
John F. Shirey, City Manager  
Russ Fehr, City Treasurer

# **DRAFT Minutes**

## **City Council**

### **Financing Authority**

### **Housing Authority**

**City Hall-Council Chamber**  
**915 I Street, 1<sup>st</sup> Floor**

**Published by the**  
**Office of the City Clerk**  
**(916) 808-7267**

# **Tuesday, April 2, 2013**

## **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](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

# DRAFT MINUTES

Tuesday, April 2, 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.

Regular session called to order by Vice Mayor Angelique Ashby at 6:00 p.m., Tuesday, April 2, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Members Absent:** Mayor Kevin Johnson

**Pledge of Allegiance** – led by Youth at City Council representative Terri Grace

**Closed Session Report** – None.

### Special Presentations/General Communications

#### a. Recognizing Creek Week

**Action:** Resolution presented by Vice Mayor Angelique Ashby

### Public Comments-Matters Not on the Agenda (2 minutes per speaker)

- |                    |                            |
|--------------------|----------------------------|
| 1. Creek Week      | 3. Homeowners Insurance    |
| a. Mary Tappel     | Policies and Dog Ownership |
| 2. Black Community | a. Sherry Martinez         |
| a. Mac Worthy      | 4. Oak park                |
|                    | a. Ron Emslie              |

### Consent Calendar      **Estimated Time: 5 minutes** (Actual Time: 5 minutes)

**Action:** Moved/Seconded: Member Jay Schenirer /Member Steve Hansen

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer

**Absent:** Mayor Kevin Johnson and Member Allen Warren

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item

#### 1. Confirm Board/Commission Appointments

**Report # 2013-00306**

**Location:** Citywide

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

**Action:** Passed **Motion No. 2013 -0081** confirming board/commission appointment(s): 1) Planning and Design Commission - Alan LoFaso (Category A-6); 2) Community Racial Profiling Commission – Ken Bernard (Category A).

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk

## **2. Ordinance Modifications to City Code Chapter 2.13 (Contribution Limits) Periodic Review**

**Report # 2013-00260**

**Location:** Citywide

**Issue:** City Code requires periodic updating to campaign contribution limits based on changes in the consumer price index.

**Action:** Passed: 1) **Ordinance No. 2013-0005** amending City Code Chapter 2.13 (Contribution Limits) to reflect changes in the Consumer Price Index.

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-7200; and Shirley Concolino, City Clerk, (916) 808-7200, City Clerk's Office

## **3. February 2013 Monthly Investment Transaction Report**

**Report # 2013-00257**

**Location:** Citywide

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

**Action:** Received and filed.

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

## **4. Contract Award: Bear Flag Way Sewer Replacement, I to J Street (X14010069)**

**Report # 2013-00139**

**Location:** District 3

**Issue:** Recent video inspection reports reveal cracking and large pieces of sewer pipe missing on Bear Flag Way that require replacement.

**Action:** Passed **Motion No. 2013 -0082** approving the contract plans and specifications for the project, and awarding the contract to Lister Construction, for an amount not to exceed \$160,154.

**Contact:** Bill Busath, Engineering Manager, (916) 808-1434; Brett Grant, Supervising Engineer, (916) 808-1413, Department of Utilities

## **5. Change Order: L Street Sewer Replacement - 22nd to 23rd St.**

**Report # 2013-00248**

**Location:** District 4

**Issue:** During the replacement of this sewer main a substandard manhole was discovered requiring replacement and relocation.

**Action:** Passed **Motion No. 2013 -0083** authorizing the City Manager or the City Manager's designee to sign Change Order No. 1 to Contract No. 2012-00764 with CE Cox Engineering in the amount of \$40,455, bringing the total contract amount to \$178,235.

**Contact:** Bill Busath, Engineering Manager, (916) 808-1434; Brett Grant, (916) 808-1413, Department of Utilities

**6. Lease Amendment: 814 15th Street**

**Report # 2013-00261**

**Location:** 814 15th Street/District 4

**Issue:** Because of automatic inflators, The Melting Pot restaurant is currently paying a rent that exceeds current market rents based on size and location.

**Action:** Passed: 1) **Resolution No. 2013-0101:** 1) authorizing the City Manager or the City Manager's designee to execute a Lease Amendment with Samrac, LLC (The Melting Pot) for commercial space located at 814 15th Street in the Memorial Parking Garage Street and 2) authorizing the City Manager or the City Manager's designee to enter into minor lease amendments, provided that the amount of the expenditure or income resulting from the amendment is less than \$100,000.

**Contact:** Denise Malvetti, Sr. Project Manager, (916) 808-7064, Economic Development Department

**7. (Pass for Publication) Ordinance Amendment: City's Fee and Charge**

**Report for Solid Waste Utility Service Rates**

**Report # 2013-00106**

**Location:** Citywide

**Issue:** The City's Fee and Charge report requires updating in order to implement the City Council-approved Solid Waste and Recycling Division business plan.

**Action:** Public comment heard from Mac Worthy; 1) Reviewed an Ordinance amending the City's Fee and Charge Report for proposed FY2013/14 Solid Waste rate and service changes; and 2) passed for publication the ordinance title as required by Sacramento City Charter § 32(c), with the ordinance to be adopted on April 18, 2013.

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

**8. (Pass for Publication) Ordinance Amendment: Amendments to Chapter 13.10 of the Sacramento City Code Relating to Solid Waste Management**

**Report # 2013-00108**

**Location:** Citywide

**Issue:** Numerous revisions to City Code Chapter 13.10 are necessary as part of the implementation of the Council approved 2012 Solid Waste and Recycling Division Business Plan. City Charter requires all Ordinances be Passed for Publication before adoption.

**Action:** 1) Reviewed an ordinance repealing Articles I through V and Article VII, reenacting Articles I through V, and amending Article VI, of Chapter 13.10 of the Sacramento City Code relating to solid waste management; and 2) passed for publication the ordinance title as required by Sacramento City Charter § 32(c), with the ordinance to be adopted April 18, 2013.

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

**9. Contract: Police Vehicles**

**Report # 2013-00224**

**Location:** Citywide

**Issue:** Purchase of replacement vehicles for the Police Department for ongoing operations is required.

**Action:** Passed **Motion No. 2013 -0084:** 1) awarding a three-year contract to Downtown Ford for the purchase of replacement Ford vehicles in an amount not to exceed \$1,822,536 for the three-year period; and 2) authorizing the City Manager or the City Manager's designee to execute the contract specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year.

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

**10. Contracts: Original Equipment Manufacturer (OEM) Parts and Services**

**Report # 2013-00222**

**Location:** Citywide

**Issue:** These contracts are necessary to augment Fleet Management's internal repair capabilities and capacity with factory authorized parts and technicians.

**Action:** Passed: 1) **Motion No. 2013-0085:** 1) awarding three-year contracts for the purchase of original equipment manufacturer (OEM) repair parts and services for City vehicles and equipment to: a) Altec Industries, Inc. in an amount not to exceed \$180,939 for the potential three-year period; b) Amrep, Inc. in an amount not to exceed \$960,939 for the potential three-year period; c) Western Truck Parts and Equipment in an amount not to exceed \$1,705,314 for the potential three-year period; and d) Western Truck Center in an amount not to exceed \$810,000 for the potential three-year period; and 2) authorizing the City Manager or the City Manager's designee to execute the contracts specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year.

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

**11. Change Order: Franklin Boyce Park Project (L19118100)**

**Report # 2013-00211**

**Location:** 7700 Franklin Boulevard, District 8

**Issue:** Resolution 2008-112 requires Council approval for naming of City facilities including parks and a change order is needed for additional maintenance in compliance with its Storm Water Prevention Plan.

**Action:** Passed: 1) **Resolution No. 2013-0102:** 1) approving Park Site SS1 to be named Franklin-Boyce Community Park, 2) authorizing the City Manager, or City Manager's designee, to execute Change Order #5 to City Contract 2012-0462 between the City of Sacramento and JM Slover, Inc. in the amount of \$25,340 for the Franklin Boyce Park (L19118100) project, and 3) resetting the City Manager's change order authority.

**Contact:** Tin-Wah Wong, Associate Landscape Architect, (916) 808-5540; J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Department of Parks and Recreation

## 12. Sacramento Valley Station Phase 2 Rehabilitation, Acceptance of TIGER Grant

**Report # 2013-00241**

**Location:** District 3

**Issue:** Transportation Investment Generating Economic Recovery (TIGER) grant funds require City Council acceptance of a grant agreement prior to use of funds.

**Action:** Public comment heard from Mac Worthy; passed: 1) **Resolution No. 2013-0103:** 1) authorizing the City Manager or his designee to execute the Transportation Investment Generating Economic Recovery (TIGER) IV Grant Agreement with the Federal Railroad Administration (FRA) to receive \$15 million in federal grant funding for the Phase 2 of the Sacramento Valley Station Intermodal Project; 2) amending the project's revenue and expenditure budget by appropriating \$15 million in federal funds (Fund 3703) to the Sacramento Intermodal Project (T15029000) for the purpose of funding the Sacramento Valley Station Phase 2 Rehabilitation, and 3) resetting the administrative authority for the Sacramento Intermodal Project (T15029000).

**Contact:** Greg Taylor, Senior Architect, (916) 808-5268; Jerry Way, Director of Public Works, (916)808-7100, Department of Public Works

### Public Hearings

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

## 13. Ridgeway Hotel Landmark Nomination (M12-016) [Noticed on 3-18-13, Passed for Publication on 3-26-13, Published on 3-29-13]

**Report # 2013-00156 Estimated Time: 10 minutes (Actual Time: 5 minutes)**

**Location:** 912 12th Street, District 4

**Issue:** Pursuant to City Code Section 17.134.170(A)(1)(a), property must meet eligibility criteria to be included in Sacramento Register of Historic and Cultural Resources as a landmark.

**Action:** Moved/Seconded: Member Steve Hansen /Member Steve Cohn

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer

**Absent:** Mayor Kevin Johnson and Member Allen Warren

Conducted a public hearing and upon conclusion, passed **Ordinance No. 2013-0006** listing the Ridgeway Hotel, located at 912 - 12th Street, in the Sacramento Register of Historic & Cultural Resources (Register) as a Landmark and specifying the property's significant features and characteristics.

**Contact:** Susanne Cook, Associate Planner, (916)808-5375, Community Development Department

## 14. Temporary Alley Closure of the Alley Bounded by Y Street, 41st Street, San Jose and Sherman Way [Noticed on 3-18-13]

**Report # 2013-00169 Estimated Time: 10 minutes (Actual Time: 5 minutes)**

**Location:** The alley bounded by 41st Street, Y Street, San Jose Way, and Sherman Way, District 5.

**Issue:** Property owners and residents requested this alley closure and hope it will help stop the crime and nuisance activity.

**Action:** Moved/Seconded: Member Jay Schenirer/Member Steve Hansen

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer

**Absent:** Mayor Kevin Johnson and Member Allen Warren

Conducted a public hearing with public comment heard from Monica Hernandez and Ron Emslie, and upon conclusion, passed **Resolution No. 2013-0104** authorizing the temporary closure of the alley bounded by 41st Street, Y Street, San Jose and Sherman Way to through vehicular and pedestrian traffic.

**Contact:** Thomas Adams, Engineering Technician, (916) 808-7929; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

## **Council Comments-Ideas, Questions and Meeting/Conference Reports**

### **1. Information Requests**

#### a. Member Hansen

1. Report within 30 days on feeding the homeless in city parks

### **2. Board/Commission Appointments**

None.

**Adjourned** – 6:35 p.m.

## CITY COUNCIL

Kevin Johnson, Mayor  
Angelique Ashby, Vice-Mayor, District 1  
Allen Warren, District 2  
Steve Cohn, District 3  
Steve Hansen, District 4  
Jay Schenirer, District 5  
Kevin McCarty, District 6  
Darrell Fong, District 7  
Bonnie Pannell, District 8

## CHARTER OFFICERS

James Sanchez, City Attorney  
Shirley Concolino, City Clerk  
John F. Shirey, City Manager  
Russ Fehr, City Treasurer

City of  
**SACRAMENTO**

# **DRAFT Minutes**

## **Special Meeting**

### **City Council**

City Hall-Council Chamber  
915 I Street, 1<sup>st</sup> Floor

Published by the  
Office of the City Clerk  
(916) 808-7267

**Tuesday, April 9, 2013**  
**2:00 p.m.**

### **NOTICE TO THE PUBLIC**

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## SPECIAL MEETING DRAFT MINUTES

**Tuesday, April 9, 2013**

**City Hall – 915 I Street- First Floor Council Chamber**

### **Open Session - 2:00 p.m.**

Special meeting called to order by Mayor Kevin Johnson at 2:00 p.m. Tuesday, April 9, 2013 at the Sacramento City Hall Council Chamber.

**Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty (arrived 2:12), Jay Schenirer (arrived 2:22), Allen Warren

**Absent:** Member Bonnie Pannell and Mayor Kevin Johnson

### **Economic Development Strategy Workshop**

**Report # 2013-00277 Estimated Time: 2 hours** (Actual Time: 2 hours)

**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.

**Action:** Moved/Seconded: Member Steve Cohn /Member Steve Hansen

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren

**Absent:** Member Bonnie Pannell, and Mayor Kevin Johnson

Public comment heard from Dan Koellen, Robert Dugan; **Motion No. 2013-0094** to **approve** City of Sacramento 2013 Economic Development Strategy.

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

**1. Opening Remarks:** John Shirey (5 min)

**2. Introduction:** Jim Rinehart (15 min)

**3. Overview of Strategic Goals:** Jim Rinehart and Guest Speakers (35 min)

- **Invest in Building Sacramento**

*Speakers:*

Liz Studebaker (Midtown Business Association);

Steve Hammond (Sacramento Convention and Visitors Bureau);

Jenna Abbott (Mack Road Partnership)

- **Invest in Local Business**

*Speakers:*

Jerry Vorpahl (Power Inn Alliance);

Eric Ullrich (Hacker Lab)

- **Invest in the Region's Industries**

*Speakers:*

Barbara Hayes (Sacramento Area Commerce and Trade Organization);

Dan Throgmorton/Chancellor Brian King (Los Rios Community College);

Greg Hribar (Sacramento Municipal Utility District)

- **Invest in the Global Economy**

*Speakers:*

Roger Niello (Metro Chamber of Commerce);

Alice Perez (Sacramento Hispanic Chamber of Commerce)

- **Invest in Partners**

*Speakers:*

Kathy Kossick (Sacramento Employment and Training Agency)

**4. Council Discussion:** (1 Hour)

**5. Closing Remarks: Jim Rinehart** (5 min)

**Adjournment** – 3:59 p.m.



## **CITY COUNCIL**

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John F. Shirey, City Manager  
Russ Fehr, City Treasurer

# **DRAFT Minutes**

## **City Council**

### **Financing Authority**

### **Housing Authority**

**City Hall-Council Chamber**  
**915 I Street, 1<sup>st</sup> Floor**

**Published by the**  
**Office of the City Clerk**  
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# **Tuesday, April 9, 2013**

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# DRAFT MINUTES

**Tuesday, April 9, 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.**

Regular session called to order by Mayor Kevin Johnson at 6:04 p.m. Tuesday, April 9, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen,

Kevin McCarty, Jay Schenirer, Allen Warren and Mayor Kevin Johnson

**Members Absent:** Member Bonnie Pannell

**Pledge of Allegiance**– led by Youth at City Council representative Brea Kemp

### **Special Presentations/General Communications**

**a. Recognizing National Dispatchers Week**

**Action:** Presented by Member Fong

**b. Presentation to Gregory Kondos**

**Action:** Presented by Member Schenirer

**c. Reclamation District 1000**

**Action:** Presented by Member Ashby

**d. NorCal Aids Cycle**

**Action:** Presented by Member Schenirer

### **Public Comments-Matters Not on the Agenda** (2 minutes per speaker)

1. Homeless/Housing
  - a. Leon Henderson
  - b. Sandra Strong
  - c. Phi Omega Phi Sigma
2. Police Harassment
  - a. Robert Lee
3. Old Sac Preservation Bldg.
  - a. Anton Douglas

4. Sac Valley Phase II Federal Grant
  - a. Mac Worthy
5. Oak Park Street Fair
  - a. Terrence Johnson
6. Handicap Parking at the Crocker
  - a. Moni Van Camp Kondos

### **Consent Calendar** **Estimated Time: 5 minutes** (Actual Time: 2 minutes)

**Action:** Moved/Seconded: Member Jay Schenirer /Member Bonnie Pannell

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren and Mayor Kevin Johnson

**Absent:** Member Bonnie Pannell

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item

**1. Minutes Approval**

Report # 2013-00227

**Location:** Citywide

**Issue:** The City Clerk delivers the minutes to the legislative body before she certifies them for the official record.

**Action:** Passed **Motion No. 2013-0086** to approve the Draft Minutes for January 22, January 29, February 5, February 12, February 19, February 26 and March 5, 2013.

**Contact:** Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk

**2. Confirmation of Board/Commission Appointments**

**Report # 2013-00322**

**Location:** Citywide

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

**Action:** Passed **Motion No. 2013-0087** confirming board/commission appointment(s): 1) Community Racial Profiling Commission – Amina Merritt (Category D); 2) Parks & Recreation Commission – Dave O'Toole (Category C) and David Heitstuman (Category C); 3) Sacramento Environmental Commission – Anthony DeRiggi (Category A) and 4) Board of Plumbing Examiners – Robert Taylor (Category B) and Nicolas Johnson (Category C).

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

**3. Adjustment of 2010 Census Urban Boundary for Transportation Purposes**

**Purposes**

**Report # 2013-00300**

**Location:** District 1

**Issue:** Following the decennial census, Federal transportation legislation allows responsible state and local officials to adjust the Census urban boundaries.

Expansion of the urban boundaries expands the road network eligible for federal transportation funding.

**Action:** Passed: 1) **Resolution No. 2013-0105** approving the adjusted urban area boundary for transportation purposes and authorize submittal the California Department of Transportation.

**Contact:** Scot Mende, Principal Planner, (916) 808-4756, Community Development Department

**4. Supplemental Agreement: Lower American River (LAR) Flow Management Standard (FMS) Environmental Impact Report (EIR) Report # 2013-00271**

**Location:** Citywide

**Issue:** The LAR FMS update project is an essential element of the Water Forum Agreement (WFA) and additional professional and technical services are necessary to develop the Environmental Impact Report for the WFSE's proposal to update the lower American River FMS.

**Action:** Passed **Motion No. 2013-0088** authorizing the City Manager, or his designee, to execute a supplemental agreement to Agreement No. 2012-0124 with cbec, Inc., to continue with the development of the Environmental Impact Report for the update of the lower American River Flow Management Standard, for the amount of \$152,800, increasing the agreement not-to-exceed amount to \$562,800.

**Contact:** Tom Gohring, CCOMWP Executive Director, (916) 808-1998, Department of Utilities

**5. Contract: Parking Enforcement Vehicles Report # 2013-00225**

**Location:** Citywide

**Issue:** The purchase of replacement vehicles for the Department of Public Works, Parking Division for ongoing operations is required.

**Action:** Passed **Motion No. 2013-0089**: 1) awarding a three-year contract to Downtown Ford for the purchase of replacement Ford vehicles in an amount not to exceed \$678,524 for the three-year period; 2) awarding a three-year contract to Hansel Toyota for the purchase of replacement Toyota vehicles in an amount not to exceed \$438,219 for the three-year period; and 3) authorizing the City Manager or the City Manager's designee to execute the contracts specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year.

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

**6. Risk Management 2012 Annual Report Report # 2013-00292**

**Location:** Citywide

**Issue:** The City's annual Risk Management report provides performance data on the City's loss prevention activities.

**Action:** Received and filed.

**Contact:** Geri Hamby, Director of Human Resources, (916) 808-7173, Patrick Flaherty, Risk Manager, (916) 808-8587, Human Resources Department

**7. McKinley Park Playground Rebuild Project (L19137400) Report # 2013-00323**

**Location:** McKinley Community Park, 601 Alhambra Blvd., Council District 3/Community Plan Area 1

**Issue:** Council approval is needed to allow the sole source purchase of certain materials for the reconstruction effort.

**Action:** Passed: 1) **Resolution No. 2013-0106 as amended** 1) finding that it is in the best interest of the City to suspend competitive bidding for purchase of the structural plastic materials required for the project; 2) approving the sole source purchase of structural plastic lumber from RENEW Plastics in an amount not to exceed \$147,855; and 3) authorizing the City Manager, or City Manager's designee, to execute the purchase of materials from RENEW Plastics in an amount not to exceed \$147,855.

**Contact:** Dennis Day, Associate Landscape Architect, (916) 808-7633; J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Parks and Recreation Department

**8. Freeport Shores Bikeway Project (K15000000)  
Report # 2013-00278**

**Location:** The project is located approximately ½ mile south of Meadowview Road along Freeport Boulevard., District 7

**Issue:** Appropriation of authorized federal construction funding and the required local matching funds will allow the project to proceed with construction.

**Action:** Passed: 1) **Resolution No. 2013-0107** appropriating funding for the project and resetting the administrative project authority.

**Contact:** Tim Mar, Supervising Engineer, (916) 808-7531; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**9. State Route 99/Elkhorn Boulevard Improvements Project (T15116400)  
– Approval of Baseline and Cooperative Agreements with the State of California  
Report # 2013-00259**

**Location:** State Route 99/Elkhorn Boulevard Interchange, District 1

**Issue:** The Cooperative Agreement and the Baseline Agreement with Caltrans and CTC sets forth the State's and the City's obligations for construction and maintenance and for funding of the project. The execution of both agreements by the City is necessary for the California Transportation Commission (CTC) to allocate the programmed funds to the project at its May 2013 meeting.

**Action:** Passed: 1) **Resolution No. 2013-0108:** 1) authorizing the City Manager to execute a Baseline Agreement with the CTC and Caltrans to receive \$1.5 million in State Proposition 1B funds (Fund 3704) for the project; and 2) authorizing the City Manager to execute a Cooperative Agreement with Caltrans for the project.

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

## **Public Hearings**

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

### **10. Title 17 Planning and Development Code (Zoning Code Update)**

(Noticed on 3-18-13, Passed for Publication on 3-26-13, Published on 3-29-13)

**Report # 2013-00195 Estimated Time: 60 minutes (Actual Time: 55 minutes)**

**Location:** Citywide

**Issue:** A comprehensive update of the City's zoning code is a priority implementation measure of the 2030 General Plan.

**Action:** Moved/Seconded: Member Darrell Fong /Member Allen Warren

**Yes:** Members Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

**Absent:** Member Bonnie Pannell

**No:** Member Angelique Ashby

Conducted a public hearing with public comment heard from James Battles, Joe Yee, Darryl Chinn, Ron Vrilakas, Philip Harvey, Earl Withycombe, Meera Kang, Elizabeth Studdebaker, Patty Kleinknecht, Kevin Greene, Mike Barnbaum, Brian Holloway, Scott Whyte, Bob Chase, Larry Greene, Laura Podolsky, Joshua Wood, Bruce Monighan, and Teri Duarte, and upon conclusion passed 1)

**Resolution No. 2013-0109** approving the environmental review for the planning and development code as a subsequent project under the general plan master environmental impact report; 2) **Ordinance No. 2013-0007** repealing and adding Title 17; repealing Chapters 2.36, 2.112 and 18.12; repealing Sections 5.08.090, 12.72.400, and 16.24.100; and amending Sections 5.08.100, 12.56.120, 12.64.060, and 12.72.390 of the Sacramento City Code; and repealing Ordinance numbers 96-007, 2003-019, 2008-050, and 2009-010 and Resolution numbers 96-403 and 2002-675, relating to planning and zoning; 3) **Ordinance No. 2013-0008** adding Chapter 2.58 to Title 2 of the Sacramento Code relating to the Preservation Commission; 4) **Resolution No. 2013-0110** approving the industrial design guidelines; and 5) **Resolution No. 2013-0111** establishing fees for site plan and design review.

**Contact:** Teresa Haenggi, Associate Planner, (916) 808-7554, Community Development Department

## **Discussion Calendar**

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

### **11. Council Rules of Procedure**

**Report # 2013-00208** Estimated Time: 30 minutes (Actual Time: 34 minutes)

**Location:** Citywide

**Issue:** The City Council reviews and considers modifications of the Council Rules of Procedure (CRP) annually.

#### **A motion passed to adopt staff recommendations as amended**

**Action:** Moved/Seconded: Member Jay Schenirer /Member Steve Hansen

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

**Absent:** Member Bonnie Pannell

#### **A motion to reconsider passed to allow for member discussion**

**Action:** Moved/Seconded: Member Jay Schenirer /Member Kevin McCarty

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

**Absent:** Member Bonnie Pannell

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**Action:** Moved/Seconded: Member Jay Schenirer /Member Steve Cohn

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

**Absent:** Member Bonnie Pannell

**Passed Motion Document No. 2013-0090** to approve Council Rules of Procedure modifications **as amended** and updates to be adopted on April 23, 2013.

**Contact:** Shirley Concolino, City Clerk, 916-808-5442, Office of the City Clerk; James Sanchez, City Attorney, (916) 808-5346, Office of the City Attorney; John Shirey, City Manager, (916) 808-7945, Office of the City Manager

## 12. Contract/Agreements: Water Treatment Plants Rehabilitation Project (Z14006000)

**Report # 2013-00196** Estimated Time: 30 minutes (Actual Time: 19 minutes)

**Location:** District 3

**Issue:** Some of the treatment plants' structures and equipment have exceeded their useful life and need to be rehabilitated or replaced.

**Action:** Moved/Seconded: Member Steve Cohn /Member Jay Schenirer  
**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

**Absent:** Member Bonnie Pannell

Public comment heard from Phi Omega Phi Sigma and Mac Worthy; passed: 1) **Resolution No. 2013-0112** approving a Mitigated Negative Declaration Addendum and Mitigation Reporting Program for modifications to the Water Treatment Plants Rehabilitation Project; 2) **Resolution No. 2013-0113** increasing the City Manager's authority to approve single change orders on the Project from \$100,000 to \$500,000; 3) **Motion No. 2013-0091** approving the contract plans and specifications for the Project; 4) **Motion No. 2013-0092** (a) adopting the findings of fact issued by the Hearing Examiner on the bid protest filed by Balfour Beatty Infrastructure Inc., without hearing evidence from any party, (b) adopting the Hearing Examiner's recommended determination to deny the bid protest and find the low bid submitted by C. Overaa and Company to be responsive, (c) denying the bid protest and waiving as a minor irregularity any deviation in the Bid Form of C. Overaa and Company, and (d) awarding the contract to C. Overaa and Company as the lowest responsive and responsible bidder, for an amount not to exceed \$113,776,000; and 5) **Motion No. 2013-0093** authorizing the City Manager or the City Manager's designee to sign the following agreements: (a) a professional services agreement with Carollo Engineers to provide engineering services during construction, for an amount not-to-exceed \$7,728,644;(b) a professional services agreement with MWH Americas to provide construction management services, for an amount not-to-exceed \$8,259,514; (c) a professional services agreement with JSP to provide PLC and HMI programming services, for an amount not-to-exceed \$889,625; and (d) an Emergency Water Service Agreement with Sacramento Suburban Water District, to provide a backup emergency water supply during Project construction.

**Contact:** Bill Busath, Engineering Manager, (916) 808-1434; Dan Sherry, Supervising Engineer, (916) 808-1419, Department of Utilities

## 13. Sacramento Kings Update

**Report # 2013-00340** Estimated Time: 10 minutes (Actual Time: 12 minutes)

**Location:** Citywide

**Issue:** At the request of the City Council, a weekly Sacramento Kings update

has been placed on each Council agenda.

**Action:** Public comment heard from Mike Tavares, Thomas Huddle, Mac Worthy, and Mike Barnbaum; received and filed.

**Contact:** John Dangberg, Assistant City Manager, (916) 808-5704, Office of the City Manager

## **Council Comments-Ideas, Questions and Meeting/Conference Reports**

### **1. Information Requests**

#### a. Member Kevin McCarty

1. Law and Legislation support letter for AB232 – provides tax breaks for individuals who donate as part of the gun buy-back program

#### b. Member Steve Hansen

1. Law and Legislation support letter for AB362 – provides same sex couples reimbursements for federal taxes paid on benefits and a report on what the city is doing re same sex couple employee benefits.

### **2. Board/Commission Appointments**

None.

**Adjourned** - 8:45 p.m.

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**Thursday April 18, 2013**

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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.

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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](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.

# DRAFT MINUTES

Thursday, April 18, 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.

Regular session called to order by Vice Mayor Angelique Ashby at 6:03 p.m., Thursday, April 18, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, and Allen Warren.

**Members Absent:** Member Jay Schenirer and Mayor Kevin Johnson

**Pledge of Allegiance** - led by Youth Commissioners Laron Robinson, Chloe Kuske and Mayshia Streator

**Closed Session Report-** None.

## Special Presentations/General Communications

### a. Resolution declaring May 1, 2013 as "Law Day"

**Action:** Resolution presented by Vice Mayor Ashby

## Public Comments-Matters Not on the Agenda (2 minutes per speaker)

1. Housing
  - a. Sandra Strong
  - b. Darrell Bonapart
2. International Workers Day
  - a. Alma Lopez
3. Disadvantage Business Programs
  - a. Tim Johnson
4. Commission Appointments
  - a. Mac Worthy
5. Del Paso Heights
  - a. Thomas Williams Jr.
6. Trust
  - a. Scot Rogers

## Consent Calendar

**Estimated Time: 5 minutes**

**Action:** Moved/Seconded: Member Steve Cohn /Member Darrell Fong

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Allen Warren.

**Absent:** Member Jay Schenirer and Mayor Kevin Johnson

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item.

**1. Contract Award: Well Electrical Rehabilitation Project (Z14110101)  
Report # 2013-00290**

**Location:** District 2, 3

**Issue:** Due to their age and condition, the electrical equipment in four City wells is outdated, difficult to maintain and in need of updating to increase the City's water supply reliability.

**Action:** Public comment heard from Mac Worthy; passed **Motion No. 2013-0095** approving the contract plans and specifications and awarding the contract to J.R. Sharp Construction Inc., for an amount not to exceed \$253,000.

**Contact:** Bill Busath, Engineering Manager, (916) 808-1434; Dave Hansen, Supervising Engineer, (916) 808-1428, Department of Utilities

**2. Contract: Purchase of Firefighter Turnout Coats and Pants  
Report # 2013-00317**

**Location:** Citywide

**Issue:** Current firefighter turnout sets have deteriorated beyond repair and there is a need to provide turnout sets to newly hired firefighters. Pursuant to City Code Section 3.56.090 any contracts involving an expenditure of \$100,000 or more requires Council award.

**Action:** Passed **Motion No. 2013-0096** awarding a three-year contract to Municipal Emergency Services Inc ("MES"), the lowest responsible and responsive bidder as a result of Bid No. B13121221009, for the purchase of firefighter turnout coats and pants, in a total amount not to exceed \$1,585,000.

**Contact:** Niko King, Assistant Chief, (916) 808-1610, Fire Department

**3. Ordinance Amendment: Solid Waste Management**

(Passed for Publication on 4-2-13, Published on 4-5-13)

**Report # 2013-00109**

**Location:** Citywide

**Issue:** The proposed ordinance is intended to codify the policies and procedures for solid waste collection services previously approved by City Council and the voters in 2012.

**Action:** Passed: 1) **Ordinance No. 2013-0009** repealing Articles I through V and Article VII, reenacting Articles I through V, and amending Article VI, of Chapter 13.10 of the Sacramento City Code relating to solid waste management.

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

#### **4. Agreement: Labor Agreements with Local 39**

##### **Report # 2013-00310**

**Location:** Citywide

**Issue:** The City agreed to produce a final Memoranda of Understanding (MOUs) incorporating the Letters of Understanding (LOU) amendments for Council approval. The MOUs also contain standard cleanup of outdated contract language.

**Action:** Passed **Motion No. 2013-0097** approving the final agreements between the City of Sacramento and Stationary Engineers, Local 39 (Local 39), covering employees in the Operations and Maintenance Unit (Representation Unit 03), Office and Technical Unit (Representation Unit 16), Professional Unit (Representation Unit 17), Plant Operator Unit (Representation Unit 04), and General Supervisor Unit (Representation Unit 15); and 2) **Resolution No. 2013-0114** approving the final Memoranda of Understanding.

**Contact:** Shelley Banks-Robinson, (916) 808-5541, Human Resources-Labor Relations; Geri Hamby, (916) 808-7173, Human Resources

#### **5. Fiscal Year (FY) 2012/13 Citizens' Option for Public Safety (COPS) Program Funding**

##### **Report # 2013-00309**

**Location:** Citywide

**Issue:** California Government Code Section 30061 mandates that cities develop a plan for expenditures of COPS funding and that the Council approve such expenditures as a separate matter apart from the annual budget process.

**Action:** Passed: 1) **Resolution No. 2013-0115:** 1) approving the expenditure plan for FY 2012/13 COPS Program; 2) authorizing the City Manager, or designee, to accept \$757,313 in State of California, Department of Finance, FY 2012/13 COPS Program funding; 3) authorizing the City Manager, or designee, to establish a grant project (G11010800) for the FY 2012/13 COPS Program; 4) authorizing the City Manager, or designee, to adjust the necessary grant expense and revenue budgets in the FY 2012/13 COPS Program project (G11010800) in an amount not to exceed \$757,313; and 5) authorizing the City Manager, or designee, to adjust the necessary grant and revenue budgets in the FY 2012/13 COPS Program project (G11010800) based on actual revenues received.

**Contact:** Kathy Lester, Captain, Fiscal Operations, (916) 808-0854, Police Department

#### **6. Sacramento City College Pedestrian/Bicycle Bridge – Appropriation of Funds**

##### **Report # 2013-00279**

**Location:** The Sacramento City College Pedestrian/Bicycle Bridge Project is located adjacent to the Union Pacific Railroad near 24th Street and 12th Avenue, District 5

**Issue:** Appropriating Transportation Development Act (TDA) funding to the Sacramento City College Pedestrian/Bicycle Bridge Project is necessary to fund construction of the project and responds to a fund audit recommendation.

**Action:** Passed: 1) **Resolution No. 2013-0116** appropriating \$172,000 in Transportation Development Act (TDA) funding to the Sacramento City College Pedestrian/Bicycle Bridge Project (T15065700).

**Contact:** Lucinda Willcox, Program Manager, (916) 808-5052; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

## **Public Hearings**

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

**7. Ordinance Amendment: City's Fee and Charge Report for Solid Waste Utility Service Rates** (Passed for Publication on 4-2-13, Published 4-5-13)  
**Report # 2013-00107** **Estimated Time: 20 minutes**

**Location:** Citywide

**Issue:** The City's Fee and Charge Report adjustment is needed for solid waste rates in accordance with the service changes for new optional additional services such as extra recycling can, extra yard waste can, and overages pile in the Appointment Based Neighborhood Cleanup Program (ABNCU) exceeding 5 cubic yards.

**Action:** Moved/Seconded: Member Kevin McCarty/Member Bonnie Pannell

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, and Allen Warren

**Absent:** Member Jay Schenirer and Mayor Kevin Johnson

Conducted a public hearing with public comment heard from Mac Worthy; upon conclusion passed **Ordinance No. 2013-0010** amending the City's Fee and Charge Report for proposed FY2013/14 Solid Waste rate and service changes.

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

## **Discussion Calendar**

**8. 2013 State Legislative Platform**

**Report # 2013-00342** **Estimated Time: 20 minutes**

**Location:** Citywide

**Issue:** In order to allow staff and the City's lobbyists to be responsive in protecting and advocating for the City's interests at the State Legislature, the Law and Legislation Committee on April 2, 2013, approved a legislative platform articulating the City's policies and areas of interest and forwarded the platform to the Council for adoption.

**Action: Continued to April 30, 2013** a Motion approving and adopting the 2013 State Legislative Platform as approved by the Law and Legislation Committee on April 2, 2013.

**Contact:** Randi L. Knott, Intergovernmental Relations Officer (916) 808-5771, Office of the City Manager

**9. Update: Neighborhood Watch Program**

**Report # 2013-00321**      **Estimated Time: 10 minutes**

**Location:** Citywide

**Issue:** The City Council has requested an update on the Neighborhood Watch program.

**Action:** Received and filed.

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

**Council Comments-Ideas, Questions and Meeting/Conference Reports**

**1. Information Requests**

a. Member Steve Cohn

1. Requested that the Powerhouse Science Center funding discussion be brought to Council for action on April 30 instead of during budget hearings as previously requested

b. Member Angelique Ashby

1. Cell tower report (within 2-3 weeks but prior to budget discussions)

**2. Board/Commission Appointments**

None.

**Adjourned** – 7:08 p.m.