

**Meeting Date:** 10/15/2013

**Report Type:** Consent

**Report ID:** 2013-00763

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

**Location:** Citywide

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

**Recommendation:** Pass a Motion approving the City Council Meeting Minutes dated September 17, 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-September 17, 2013 DRAFT Minutes

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### **City Attorney Review**

Approved as to Form

Matthew Ruyak

10/4/2013 3:56:44 PM

### **Approvals/Acknowledgements**

Department Director or Designee: Shirley Concolino - 10/3/2013 6:24:36 PM

## 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) 808-5163

**Tuesday, September 17, 2013**  
**6:00 p.m.**

**NOTICE TO THE PUBLIC**

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

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

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

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

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

The Agenda provides a general description and staff Recommendation; however, the legislative bodies may take action other than what is recommended. Full staff reports are available for public review on the City's website and include all attachments and exhibits. "To Be Delivered" and "Supplemental" reports will be published as they are received. Hard copies are available at the Office of the City Clerk and all written material received is available at the meeting for public review.

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

Live videostreams and indexed archives of meetings are available via the internet. Visit the City's official website at [http://sacramento.granicus.com/ViewPublisher.php?view\\_id=21](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, September 17, 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 6:00 p.m. Tuesday, September 17, 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

**Absent:** Members Steve Cohn and Steve Hansen

**Pledge of Allegiance**– led by Youth at City Council representative Jovanna Henderson

**Closed Session Report** – None.

## **Special Presentations/General Communications**

**a. South Sacramento Youth & Performing Arts Talent Acts**

**Action:** Resolution presented by Member Bonnie Pannell

**b. Recognizing Frank Fats Restaurant**

**Action:** Resolution presented by Member Angelique Ashby

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

1. Parking Citation
  - a. Joe Thomas
2. Homelessness
  - a. Michelle Hampton
  - b. Sandra Strong
  - c. Deborah Mack
  - d. Leon Henderson
  - e. Jenn Rogar

3. Shoe Shine Stand
  - a. A. Gee
4. Oak Park
  - a. Ron Emslie
5. American River Parkway
  - a. Mary Tappel

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

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

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

**Absent:**        Members Steve Cohn and Steve Hansen

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

**1.    Purchase/Cooperative Agreement: Liquefied Natural Gas for Fleet Equipment** (Reviewed 09/10/2013)

Report # 2013-00619

**Location:** Citywide

**Issue:** The Department of General Services (DGS), Fleet Management Division, has an ongoing need to purchase liquefied natural gas (LNG) for the Recycling and Solid Waste Division.

**Action:** Passed **Motion No. 2013-0237:** 1) approving the use of the County of Sacramento cooperative purchase agreement with Clean Energy (Contract No. WA00030627) to purchase LNG in an amount not to exceed \$3 million through July 31, 2016, or until the contract is no longer available for use through extension or early termination; 2) authorizing the City Manager or the City Manager's designee to execute the purchases 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, Department of General Services

**2. Sacramento Valley Station – Phase 2 Intermodal – Construction Management Services Agreement** (Reviewed 9/10/2013)

Report # 2013-00676

**Location:** 401 I Street, District 3

**Issue:** The Construction Management Services agreement will provide the City effective representation during the Pre-Construction phase and Construction phase of the project and perform administrative tasks related to the project. Resolution No. 2013-0367 (Council Rules of Procedure) requires additional posting time for labor agreements and agreements greater than \$1,000,000. This contract award was reviewed by City Council on September 10, 2013.

**Action:** Passed **Motion No. 2013-0238** awarding a contract to Vali Cooper & Associates, Inc. for an amount not to exceed \$1,724,672 for Construction Management services for Phase 2 of the Sacramento Valley Station Intermodal project – the rehabilitation of the historic train depot.

**Contact:** Gregory Taylor, Urban Design Manager, Project Manager, (916) 808-7481; Jerry Way, Director of Public Works, (916) 808-7100; Department of Public Works

**3. Approval of City Council Meeting Minutes**

Report # 2013-00694

**Location:** Citywide

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

**Action:** Passed **Motion No. 2013-0239** approving the City Council Meeting Minutes dated August 20, 2013.

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

**4. (Pass for Publication) Ordinance Amending Chapter 15.148 of the City Code Relating to Sign Regulation (M07-015)**

Report # 2013-00722

**Location:** Citywide

**Issue:** The owners of Got Muscle Health Club (8280 Folsom Boulevard) have sued the City in federal court, alleging that the City's sign regulations violate their free-speech rights. To moot these allegations, staff recommends that the City Council adopt an ordinance amending sections 15.148.600 (exempt signs), 15.148.670 (other prohibited signs), and 15.148.1170 (definitions) of the Sacramento City Code.

**Action: Continued to September 24, 2013** to: 1) Review an ordinance amending sections 15.148.600, 15.148.670, and 15.148.1170 of the Sacramento City Code, relating to exempt and prohibited signs; and 2) pass for publication the ordinance title as required by Sacramento City Charter section 32(c), with the ordinance to be adopted on September 24, 2013.

**Contact:** Sandra Yope, Senior Planner, (916) 808-7158; Joy Patterson, Principal Planner (916) 808-5607, Community Development Department

**5. Contract: On-Call Demolition Services**

Report # 2013-00688

**Location:** Citywide

**Issue:** The Housing and Dangerous Buildings Division of the Community Development Department (CDD) has an ongoing need for demolition services as specified in Title 8, the Health and Safety Code for the City of Sacramento. Demolition service becomes necessary when a property is not in compliance with City Code to the extent that it may endanger the life, limb, health, property, safety, or welfare of the general public and the only resolution is to demolish the structure. Demolition prevents entry into a dangerous structure and keeps the property from becoming an attractive nuisance and potential threat to public safety.

**Action:** Passed **Resolution No. 2013-0304** suspending competitive bidding, in the best interests of the City, for non-emergency on-call demolition services; and 2) a Motion (a) awarding three contracts to GW Demolition Inc., Two Rivers Demolition, and Pro SE Services, Inc., for non-emergency on-call demolition services, each for an initial one-year term with two options for one-year extensions, with an annual not-to-exceed amount for all three contracts of \$200,000, and a total not-to-exceed amount for all three contracts of \$600,000, and (b) authorizing the City Manager or the City Manager's designee to approve the one-year term extensions provided there is funding available in the approved budgets for the applicable fiscal years.

**Contact:** Stacey Chatman, Administrative Analyst, (916) 808-8793; Ron O'Connor, Operations Manager, (917) 808-8183, Community Development Department

**6. (Pass for Publication) Ordinance Amending Title 5 and Title 17 of the Sacramento City Code Related to Medical Marijuana Dispensaries (M13-009)**

Report # 2013-00624

**Location:** Citywide

**Issue:** Existing medical marijuana dispensaries established prior to October 26, 2010, which have filed a phase one application with the City Revenue Division are unable to complete the dispensary permit process as they cannot meet all of the sensitive use distance requirements found in the Planning and Development Code. The Law and Legislation Committee of the Sacramento City Council looked at various alternatives to allow dispensaries to apply for a waiver to the distance requirements as part of a conditional use permit request. The committee directed the City Manager to have his staff prepare an ordinance amending various sections of the Sacramento City Code relating to the location of dispensaries and deadlines for processing applications and refer the ordinance to the City Council for consideration.

**Action:** 1) Reviewed an Ordinance amending Chapter 5.150 and Chapter 17.228, Article VII of the Sacramento City Code relating to medical marijuana dispensaries; and 2) passed for publication the Ordinance title as required by Sacramento City Charter Section 32(c) to be adopted on September 24, 2013.

**Contact:** Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department; Brad Wasson, Revenue Manager, (916) 808-5844, Department of Finance

**7. Fiscal Year 2013/14 County Contribution to City/County Organizations**

Report # 2013-00681

**Location:** Citywide

**Issue:** City Council approval needed for yearly transient occupancy tax (TOT) funding from County for the Joint City/County Operations.

**Action:** Passed **Resolution No. 2013-0305:** 1) authorizing the City Manager or his designee to approve and execute agreements between the City of Sacramento and the County of Sacramento; 2) and authorizing the City Manager or his designee to accept the County's share of Fiscal Year 2013/14 funding, a total of 481,760, in the following amounts for these jointly funded programs: a) Center for Sacramento History for \$145,350, b) Sacramento Metropolitan Arts Commission for \$150,000, c) Sacramento History Museum for \$93,205, and d) the Powerhouse Science Center for \$93,205.

**Contact:** Eva Chiang, Administrative Officer, 808-5898, Convention, Culture & Leisure Department

**8. Establishing a Multi-Year Operating Project for City Cemetery Facility Improvements (I17000300) from the Bequest of Frances J. Pendleton**

Report # 2013-00682

**Location:** District 4

**Issue:** City Council approval is required to establish a multi-year operating project (MYOP) - I17000300 - for the City Cemetery. The scope of I17000300 is to utilize the funds solely from the bequest of Frances J. Pendleton for the betterment of the City Cemetery. Approval of MYOP will ensure that the bequest from Ms. Pendleton will be properly allocated to the City Cemetery.

**Action:** Passed **Resolution No. 2013-0306:** 1) establishing a multi-year operating project (MYOP), I17000300, for the City Cemetery Facility Improvements; 2) depositing the bequeathed money, totaling \$13,358.72, into the City Cemetery's General Fund operating revenue; and 3) authorizing City Manager to increase the revenue budget for FY2013/14 for the City Cemetery and establish an expenditure budget in I17000300 in the amount of \$13,359 to reflect the bequest received.

**Contact:** Eva Chiang, Administrative Officer, (916) 808-5898, Convention, Culture & Leisure Department

**9. California Capital Region Metro Export Plan**

Report # 2013-00705

**Location:** Citywide

**Issue:** On June 11, 2013, the Sacramento City Council approved Resolution #2013-0190, adopting the City's 2013 Economic Development Strategy. One of the Strategy's five strategic goals is to "Invest in the Global Economy." Authorizing the City Manager to sign a letter of support for the California Capital Region-Metro Export Plan is consistent with the adopted strategy.

**Action:** Passed **Motion No. 2013-0240** authorizing the City Manager to sign the attached letter of support for the submittal of an application for the California Capital Region - Metro Export Plan by the Northern California World Trade Center to the Brookings Institution.

**Contact:** James Rinehart, Director, (916) 808-5054; Dean Peckham, Senior Development Project Manager, (916) 808-7063, Economic Development Department

**10. Natomas Crossing Youth Services Community Facilities District No. 2013-01 Resolution of Intention**

Report # 2013-00647

**Location:** District 1

**Issue:** As a condition of development, the owners of the Natomas Crossing Development Project have filed a petition requesting that the City Council establish a community facilities district pursuant to the Mello-Roos Communities Facilities Law of 1982.

**Action:** Passed **Resolution of Intention No. 2013-0307** to establish the Natomas Crossing Youth Services Community Facilities District No. 2013-01 and set a time and place for a public hearing on October 22, 2013.

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

**11. Grant: Fiscal Year (FY) 2013 Urban Area Security Initiative (UASI) Program Funding**

Report # 2013-00711

**Location:** Citywide

**Issue:** Pursuant to Resolution 2013-0198, City Council approval is required for the following actions: 1) to increase Full Time Equivalent (FTE) positions, as authorized in the Approved Operating Budget; 2) to establish an operating grant of \$100,000 or more; and 3) when such action is required by the grantor as a condition of funding.

**Action:** Passed **Resolution No. 2013-0308** 1) authorizing the City Manager, or the City Manager's designee to accept \$2,490,000 in Urban Area Security Initiative (UASI) grant funding from the U.S. Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA), sub-awarded by California Office of Emergency Services (CalOES); 2) authorizing the City Manager, or the City Manager's designee to establish a project (G11011600) for the FY 2013 UASI grant; 3) authorizing the City Manager, or the City Manager's designee to adjust the appropriate grant expense and revenue budgets to implement the \$2,490,000 FY 2013 UASI grant award; 4) authorizing the City Manager, or the City Manager's designee to establish three (3) Full Time Equivalent (FTE) positions: one (1.00) Police Lieutenant, one (1.00) Program Analyst position, and one (1.00) Program Manager position; and 5) authorizing the City Manager, or the City Manager's designee to enter into agreements or memorandums of understanding, as necessary, to implement the FY 2013 UASI grant award.

**Contact:** James Hendrickson, Police Lieutenant, Homeland Security, (916) 808-0306, Police Department

## 12. **Grant: Vessel Turn-In Program**

Report # 2013-00713

**Location:** Citywide

**Issue:** On July 2, 2013, the California Division of Boating and Waterways (DBW) awarded a \$4,000 grant to the Sacramento Police Department (SPD) for the creation and administration of a Vessel Turn-In Program (VTIP). This grant requires matching funds. City Council Resolution 2013-0198, Section 11.1(1)(b), requires City Council approval to establish a grant that requires matching funds from City resources.

**Action:** Passed **Resolution No. 2013-0309** 1) authorizing the City Manager or the City Manager's designee, to accept a \$4,000 Vessel Turn-In Program (VTIP) grant award from the DBW; 2) authorizing the City Manager or the City Manager's designee, to establish a grant project (G11011700) for the VTIP; 3) authorizing the City Manager or the City Manager's designee, to adjust the appropriate grant revenue and expense budgets in the VTIP grant (G11011700) by \$4,000 to implement the award; and 4) authorizing the City Manager or the City Manager's designee, to transfer matching funds in the amount of \$400 from the SPD General Fund operating budget to the VTIP grant (G11011700).

**Contact:** William Champion, Police Captain, Central Command, (916) 808-4531, Police Department

## 13. **Americans with Disabilities Act (ADA) Public Right-of-Way Prospective Plan for Fiscal Year 2013/14**

Report # 2013-00666

**Location:** Citywide

**Issue:** Approval of the FY 2013/14 Prospective Plan for Accessibility Improvements in the Public Right-of-Way is needed to implement the terms of the Barden Settlement Agreement.

**Action:** Passed **Resolution No. 2013-0310** approving the FY 2013/14 Prospective Plan for Accessibility Improvements in the Public Right-of-Way.

**Contact:** Cecilyn Foote, Associate Civil Engineer (916) 808-6843; Nicholas Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works

- 14. Agreements: FY2013/14 Memorandum of Understanding for Measure A Ongoing Annual Programs and Measure A Capital Project Allocation and Expenditure Contract**  
Report # 2013-00527  
**Location:** Citywide  
**Issue:** Annual agreements with the Sacramento Transportation Authority are necessary to receive and expend Measure A funds.  
**Action:** Passed **Motion No. 2013-0241** 1) authorizing the City Manager to execute the Memorandum of Understanding with the Sacramento Transportation Authority (STA) for FY2013/14 Measure A Ongoing Annual Programs; and 2) authorizing the City Manager to execute the New Measure A Capital Project Allocation and Expenditure Contract with STA.  
**Contact:** Lucinda Willcox, Program Manager, (916) 808-5052; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works
- 15. (Agreement/Contract for Information and Review) Labor Agreement: Sacramento Police Officers Association (SPOA) Health Plan Rates Letter of Understanding**  
Report # 2013-00740  
**Location:** Citywide  
**Issue:** Resolution No. 2013-0367 (Council Rules of Procedure) requires additional posting time for labor agreements and agreements greater than \$1,000,000.  
**Action:** 1) Reviewed Letter of Understanding between the Sacramento Police Officers Association and the City of Sacramento; and 2) continued to September 24, 2013 for approval.  
**Contact:** Geri Hamby, Director, (916) 808-7173; Shelley Banks-Robinson, Human Resources Manager, (916) 808-5541, Department of Human Resources

## **Public Hearings**

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

### **16. Sacramento City Code Amendments Relating to Planning and**

**Development** (Passed for Publication 09/10/2013; Published 09/04/2013 & 09/12/2013)

Report # 2013-00560 **Estimated Time: 10 minutes** (Actual time: 1 minute)

**Location:** Citywide

**Issue:** On April 9, 2013, the City Council adopted the Planning and Development Code (Title 17). Since its adoption staff has identified minor amendments that need to be made to the Planning and Development Code. Additionally, sections of the city code, outside of Title 17 that reference the Planning and Development Code, need to be amended to accurately reference the recently adopted document.

**Action:** Moved/Seconded: Member Darrell Fong /Member Kevin McCarty

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

**Absent:** Members Steve Cohn and Steve Hansen

Passed **Resolution No. 2013-0311** approving the subsequent project within scope of the General Plan Master Environmental Impact Report (Per CEQA 15177); 2) passed **Ordinance 2013-0020** amending Title 17 of the Sacramento City Code (adopted by Ordinance #2013-0007) relating to planning and development; and 3) passed **Ordinance 2013-0021** amending various sections in Titles 2, 3, 5, 8, 9, 10, 12, 13, 15, 16, and 18 and repealing various sections in Chapter 16.40 of the Sacramento City Code, relating to planning and development.

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

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

Report # 2013-00685 **Estimated Time: 10 minutes** (Actual time: 1 minute)

**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 Kevin McCarty

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

**Absent:** Members Steve Cohn and Steve Hansen

Conducted a public hearing, and upon conclusion, passed **Resolution No. 2013-0312 as amended** making the unpaid expenses incurred by the City in abating nuisances, in the amounts listed in Exhibit A, personal obligations of the respective property owners and special assessments against the properties.

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

**18. Neighborhood Code Compliance Case Fees and Penalties-Findings of Fact for Special Assessment**

Report # 2013-00684 **Estimated Time: 10 minutes** (Actual time: 1 minute)

**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 Darrell Fong

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

**Absent:** Members Steve Cohn and Steve Hansen

Conducted a public hearing, and upon conclusion, passed **Resolution No. 2013-0313 as amended** making the unpaid expenses incurred by the city in abating nuisances, in the amounts listed in Exhibit A, personal obligations of the respective property owners and special assessments against the properties.

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

### **Discussion Calendar**

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

#### **19. Authorize the City Treasurer to Contract with the California Employers' Retiree Benefit Trust Program for Pre-Funding the City's Long-Term Retiree Health Benefits**

Report # 2013-00701 **Estimated Time: 10 minutes** (Actual time: 1 minute)

**Location:** Citywide

**Issue:** Council action is required to authorize the City Treasurer to contract with the California Public Employees' Retirement System (CalPERS) to administer and invest the City's pre-funded long-term retiree benefits, and the execution of related documents and cash movements by the City Manager and City Treasurer to facilitate the program.

**Action:** Moved/Seconded: Member Darrell Fong /Member Kevin McCarty

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

**Absent:** Members Steve Cohn and Steve Hansen

Passed **Resolution No. 2013-0314:** 1) authorizing the City Treasurer to execute a contract with CalPERS to pre-fund the City of Sacramento's long-term retiree health care and other post-employment benefits; 2) authorizing the City Treasurer to execute any legal and administrative documents on behalf of the City to contract with CalPERS; 3) authorizing the City Manager to establish an appropriation from committed fund balance to fund the CERBT; and 4) authorizing the City Manager to request and receive disbursements from the CERBT for payment of future retiree healthcare and other post-employment benefit obligations.

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

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

### **1. Information Requests**

- a. Member Jay Schenirer
  - 1. Addition to prior request to include possible use of eminent domain for boarded up houses with years of code violations and the creation of a public private partnership with a non-profit organization to create a revolving fund using distressed housing funds for rehab and resale
- b. Mayor Kevin Johnson
  - 1. Dissolved the Grand Jury Response ad hoc created August 20, 2013

### **2. Board/Commission Appointments - None.**

**Adjourned** – 6:53 p.m. in memory of the Washington DC shooting victims and their families.