



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

Agenda
City Council
Financing Authority
Housing Authority

City Hall-Council Chamber
915 I Street, 1st Floor
 Published by the
Office of the City Clerk
(916) 808-5163

Tuesday, October 29, 2013
6:00 p.m.

NOTICE TO THE PUBLIC

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

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

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

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

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

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

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

Live videostreams and indexed archives of meetings are available via the internet. Visit the City’s official website at http://sacramento.granicus.com/ViewPublisher.php?view_id=21 .

Meeting facilities are accessible to persons with disabilities. If you require special assistance to participate in the meeting, notify the Office of the City Clerk at (916) 808-7200 at least 48 hours prior to the meeting.

General Conduct for the Public Attending Council Meetings

- Members of the public attending City Council meetings shall observe the same rules and decorum applicable to the Members and staff as noted in Chapters 3 and 4 of Council Rules of Procedure.
- Stamping of feet, whistles, yells or shouting, physically threatening conduct, and/or similar demonstrations are unacceptable public behavior and will be prohibited by the Sergeant-at-Arms.
- Lobbyists must identify themselves and the client(s), business or organization they represent before speaking to the Council.
- Members of the public wishing to provide documents to the Council shall comply with Rule 7 D of the Council Rules of Procedure.

Members of the Public Addressing the City Council

- **Purpose of Public Comment.** The City provides opportunities for the public to address the Council as a whole in order to listen to the public's opinions regarding non-agendized matters within the subject matter jurisdiction of the City during Regular meetings and regarding items on the Agenda at all other meetings.
 - Public comments should not be addressed to individual Members nor to City officials, but rather to the City Council as a whole regarding City business.
 - While the public may speak their opinions on City business, personal attacks on Members and City officials, use of swear words, and signs or displays of disrespect for individuals are discouraged as they impede good communication with the Council.
 - Consistent with the Brown Act, the public comment periods on the Agenda are not intended to be "Question and Answer" periods or conversations with the Council and City officials. The limited circumstances under which Members may respond to public comments are set out in Rule 8 D 2 of the Council Rules of Procedure.
 - Members of the public with questions concerning Consent Calendar items may contact the staff person or the Council Member whose district is identified on the report prior to the meeting to reduce the need for discussion of Consent Calendar items and to better respond to the public's questions.
- **Speaker Time Limits.** In the interest of facilitating the Council's conduct of the business of the City, the following time limits apply to members of the public (speakers) who wish to address the Council during the meeting.
 - **Matters not on the Agenda.** Two (2) minutes per speaker.
 - **Consent Calendar Items.** The Consent Calendar is considered a single item, and speakers are therefore subject to the two (2) minute time limit for the entire Consent Calendar. Consent Calendar items can be pulled at a Council member's request. Such pulled Consent Calendar items will be considered individually and up to two (2) minutes of public comment per speaker on those items will be permitted.
 - **Discussion Calendar Items.** Two (2) minutes per speaker.

Time Limits per Meeting In addition to the above time limits per item, the total amount of time any one individual may address the Council at any meeting is eight (8) minutes.

- Each speaker shall limit his/her remarks to the specified time allotment.
- The Presiding Officer shall consistently utilize the timing system which provides speakers with notice of their remaining time to complete their comments. A countdown display of the allotted time will appear and will flash red at the end of the allotted time.
- In the further interest of time, speakers may be asked to limit their comments to new materials and not repeat what a prior speaker said. Organized groups may choose a single spokesperson who may speak for the group but with no increase in time.
- Speakers shall not concede any part of their allotted time to another speaker.

The Presiding Officer may further limit the time allotted for public comments per speaker or in total for the orderly conduct of the meeting and such limits shall be fairly applied

AGENDA

Tuesday, October 29, 2013

6:00 p.m.

City Hall – 915 I Street- First Floor Council Chamber

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

Open Session - 6:00 p.m.

Roll Call

Pledge of Allegiance

Closed Session Report

Special Presentations/General Communications

In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.

a. Recognizing November as Runaway and Homeless Youth Month

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

Consent Calendar Estimated Time: 5 minutes

All items listed under the Consent Calendar are considered and acted upon by one Motion. Anyone may request an item be removed for separate consideration.

1. Contract and Agreements: 5th Street/Railyards Boulevard Roadway

Project (Reviewed 10/15/2013)[Continued from 10/22/2013]

Report # 2013-00773

Location: 5th Street, North of H Street; and Railyards Boulevard from 7th Street to the extension of Bercut Drive, District 3

Issue: The 5th Street/Railyards Boulevard Roadway Project (T15135800) will construct two primary roadways within the Railyards Development. The project construction documents have been prepared and various Council approvals are required for the project to proceed to construction.

Recommendation: 1) Pass a **Resolution** appropriating \$29,938,000 (Fund 3702) for 5th Street/Railyards Boulevard Roadway Project (T15135800); and 2) pass a Motion a) approving the Plans and Specifications for 5th Street/Railyards Boulevard Roadway Project (T15135800); b) awarding the contract to O.C. Jones & Sons, Inc. in an amount not to exceed \$19,782,616; c) authorizing the City Manager or his designee to execute a professional services agreement for construction management with Vali Cooper & Associates, Inc. in an amount not to exceed \$1,648,015; d) authorizing the City Manager or his designee to execute a cooperative agreement for design and construction with the Sacramento Municipal Utility District in an amount not to exceed \$472,000; e) authorizing the City Manager or his designee to execute a cooperative agreement for design and construction with the Sacramento Municipal Utility District in an amount not to exceed \$68,000; f) authorizing the City Manager or his designee to execute a distribution service and extension agreement with the Pacific Gas and Electric Company in an amount not to exceed \$14,107; and, g) authorizing the City Manager or his designee to execute a distribution service and extension agreement with the Pacific Gas and Electric Company in an amount not to exceed \$7,373.

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

2. Notification of Vacancy and Election for one seat on the Retirement Hearing Commission

Report # 2013-00809

Location: Citywide

Issue: Notice of commission vacancy and election is pursuant to the adopted procedures for the election of employee members to the Sacramento City Retirement Hearing Commission.

Recommendation: Receive and file.

Contact: Holly Charl  ty, Elections & Compliance Manager, (916) 808-7506, Office of the City Clerk

3. Approval of City Council Meeting Minutes

Report # 2013-00819

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 October 1, 2013.

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

4. Confirmation of Board/Commission Appointment(s)

Report # 2013-00827

Location: District 5

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

Recommendation: Pass a Motion confirming board/commission appointment(s): Sacramento Youth Commission – Sylvania Moore (Category B-2).

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

5. (City Council/Financing Authority/Housing Authority) 2014 Meeting Schedules for City Council, Financing Authority, and Housing Authority

Report # 2013-00831

Location: Citywide

Issue: Adopting an annual meeting schedule is consistent with the Sacramento City Charter, the City Council Rules of Procedure, and the requirements of the Financing Authority legal counsel.

Recommendation: Pass 1) a City Council **Resolution**; 2) a Financing Authority **Resolution**; and 3) a Housing Authority **Resolution** approving the 2014 meeting schedules and designating four weeks in which meetings will not be held.

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

6. September 2013 Monthly Investment Transaction Report

Report # 2013-00800

Location: Citywide

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

Recommendation: Receive and file.

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

7. Resolution of Intention to Establish Curtis Park Village Community Facilities District No. 2013-03

Report # 2013-00808

Location: District 5

Issue: As a condition of development, the developer of the Curtis Park Village project has filed a petition requesting that the City Council establish the Curtis Park Village Community Facilities District No. 2013-03 pursuant to Mello-Roos Communities Facilities Law of 1982.

Recommendation: Pass a **Resolution** of Intention 1) establishing the Curtis Park Village Community Facilities District No. 2013-03; and 2) setting a time and place for a public hearing on December 3, 2013.

Contact: Diane Morrison, Program Specialist, (916) 808-7535; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

8. North Natomas Financing Plan Inter-Program Loan and Bond Call

Report # 2013-00789

Location: District 1

Issue: An on-demand loan between North Natomas fee programs is necessary to fund debt obligations.

Recommendation: Pass a **Resolution** authorizing on-demand loans between fee programs in the North Natomas Financing Plan and directing a call on bonds used to finance the acquisition of the North Natomas Regional Park.

Contact: Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

9. Cooperative Purchase Agreement: Pavement Patch Truck

Report # 2013-00803

Location: Citywide

Issue: The Department of General Services, Fleet Management Division, has a customer requirement to purchase one replacement pavement patch truck for the Department of Public Works, Maintenance Services Division.

Recommendation: Pass a Motion 1) approving the use of the National Joint Powers Alliance (NJPA) cooperative purchase agreement with PB Loader Corporation (Contract No. 113012-PBL) for the purchase of one pavement patch truck in an amount not to exceed \$222,592 through February 19, 2014; and 2) authorizing the City Manager or the City Manager's designee to execute the purchase specified above.

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

10. Cooperative Purchase Agreement: Backhoe and Water Trucks

Report # 2013-00804

Location: Citywide

Issue: The Department of General Services, Fleet Management Division, has a customer requirement to purchase one replacement backhoe and two replacement water trucks for the Department of Utilities, Operations and Maintenance Division.

Recommendation: Pass a Motion 1) approving the use of the National Joint Powers Alliance (NJPA) cooperative purchase agreement with CNH America LLC (Contract No. 060311-CNH) for the purchase of one backhoe and two water trucks in an amount not to exceed \$363,974 through December 31, 2013; and 2) authorizing the City Manager or the City Manager's designee to execute the purchase specified above.

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

11. Cooperative Purchase Agreement: Sewer/Storm Drain Cleaning Trucks

Report # 2013-00805

Location: Citywide

Issue: The Department of General Services, Fleet Management Division, has a customer requirement to purchase two replacement sewer/storm drain cleaning trucks for the Department of Utilities, Operations and Maintenance Division.

Recommendation: Pass a Motion 1) approving the use of the Houston Galveston Area Council (HGAC) cooperative purchase agreement with Vac-Con, Inc. (Contract No. SC01-12) for the purchase of two sewer/storm drain cleaning trucks in an amount not to exceed \$900,717 through June 30, 2014; and 2) authorizing the City Manager or the City Manager's designee to execute the purchases specified above.

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

12. Interdepartmental Agreement for Acquisition of the Bill Conlin Youth Sports Complex Site, Reclassification of the Bill Conlin Youth Sports Complex as a Community Park, and Allocation of Funds Associated with the Bill Conlin Youth Sports Complex

Report # 2013-00801

Location: 7895 Freeport Boulevard, District 7

Issue: This project allows the Department of Parks and Recreation to acquire the Bill Conlin Youth Sports Complex Site from the Department of Utilities, allows the reclassification of the park from a regional park to a community park which better represents how the park is used, and reallocates and appropriates funds associated with the acquisition. The following actions require City Council approval: all expenditures exceeding \$100,000; changes to a park classification; and the creation or transfer of funds for capital improvement projects.

Recommendation: Pass a **Resolution** 1) directing the Department of Parks and Recreation and the Department of Utilities to proceed in accordance with the terms of the Inter-Departmental Agreement for Acquisition of Bill Conlin Youth Sports Complex Site, to allow the Department of Parks and Recreation to acquire the Site from the Department of Utilities; 2) amending the Parks and Recreation Master Plan to reclassify Bill Conlin Youth Sports Complex from a regional park to a community park; 3) reallocating \$75,000 from the Conlin Complex Improvements CIP L19005100 (Fund 1001) to the Regional Park and Parkway Acquisition and Development CIP L19003500; 4) appropriating \$181,900 from the Quimby Fund Balance Contingency (Fund 2508) to the Conlin Complex Improvements CIP L19005100; and 5) authorizing the City Manager, or the City Manager's designee, to make the initial payment of \$100,000 from the Conlin Complex Improvements CIP L19005100, and all subsequent payments, to the Department of Utilities as provided in the Interdepartmental Agreement.

Contact: Mary de Beauvieres, Principal Planner, (916) 808-8722, Department of Parks and Recreation

13. Rio Linda Boulevard Bridge (No. 24C-0129) Replacement Project (T15095200)

Report # 2013-00750

Location: Intersection of Main Avenue and Rio Linda Boulevard, District 2

Issue: The Rio Linda Boulevard Bridge over Magpie Creek has been identified by state bridge inspectors as in need of replacement. Staff has completed the environmental review of the project and is asking the City Council to adopt the findings in the environmental document and to approve the preliminary design for the preferred alternative.

Recommendation: Pass a **Resolution** 1) adopting the Mitigated Negative Declaration and the Mitigation Reporting Program for the Rio Linda Boulevard Bridge Replacement project (T15095200) (SCH#: 2013062024); and 2) approving the preliminary design of the preferred alternative.

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

14. Agreement: Base Repair by Cold Planing at Various Locations

Report # 2013-00784

Location: Citywide

Issue: The Department of Public Works, Maintenance Services Division, Pavement Maintenance Section, has an ongoing need to maintain and repair the transportation corridors by performing base repair by cold planing.

Recommendation: Pass a Motion authorizing the City Manager or the City Manager's designee to execute a one year maintenance and repair agreement for base repair by cold planing at various locations in an amount not to exceed \$87,800 with options to extend the agreement for up to two additional one-year periods. The total amount of the agreement, including the two optional one-year extensions, will not exceed \$271,382.

Contact: Gabriel Morales, Operations General Supervisor, (916) 808-2289, Juan Montanez, Maintenance Services Division Manager, (916) 808-2254; Department of Public Works

15. Award Contract for South Area Root Control 2013 (PN: I14110109)

Report # 2013-00634

Location: Districts 4, 5, 7, 8

Issue: This contract provides for the treatment of sewer mains with a chemical herbicide for control of roots, as required in the consent decree with California Sportfishing Protection Alliance (CSPA)

Recommendation: Pass a Motion awarding the contract for South Area Root Control 2013 to Root Tamers, for an amount not to exceed \$744,226.

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

16. Award Contract for North Area Root Control 2013 (PN: I14110109)

Report # 2013-00755

Location: Districts 2, 3, & 6

Issue: This contract will allow for the treatment of sewer pipes with a chemical herbicide for control of roots, as required in the consent decree with California Sportfishing Protection Alliance.

Recommendation: Pass a Motion awarding the contract for North Area Root Control 2013 to Root Tamers, for an amount not to exceed \$451,140.

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

Public Hearings

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

17. Third Party Appeal of the Sacramento Natural Foods Co-Op (P13-025)

[Published 10/17/2013]

Report # 2013-00781 **Estimated Time: 20 minutes**

Location: District 4

Issue: A third party appeal of the Planning and Design Commission's decision to approve the Sacramento Natural Foods Co-Op project.

Recommendation: Conduct a public hearing and upon conclusion pass a **Resolution** denying the third party appeal thereby approving the entitlements for the construction of the Sacramento Natural Foods Co-Op project (P13-025).

Contact: Evan Compton, Associate Planner, 916-808-5260; Stacia Cosgrove, Senior Planner, 916-808-7110; Luis Sanchez, AIA, LEED AP, Senior Architect, 916-808-5957, Community Development Department

18. Expo Parkway Behavioral Healthcare Hospital (Passed for Publication 09/03/2013; Published 08/29/2013, 10/18/2013 and 10/23/2013)

Report # 2013-00575 **Estimated Time: 60 minutes**

Location: District 3

Issue: A request to allow the development of a 70,860 square foot acute care psychiatric hospital on approximately 6.78 acres in the General Commercial (C-2-LI-PC) zone located on Expo Parkway south of Slobe Avenue. This request required the City Council approval of a Rezone, Special Permit, Design Review for a new psychiatric hospital, and an Addendum to a Previously Approved Negative Declaration.

Recommendation: **Continue to November 12, 2013.**

Contact: Gregory Bitter, AICP, Principal Planner, (916) 808-7816; Lindsey Alagozian, Senior Planner (916) 808-2659, Antonio Ablog, Associate Planner, (916) 808-7702, Community Development Department

19. Northwest Land Park Community Facilities District No. 2013-02 Unanimous Consent Process (Published 10/18/2013)

Report # 2013-00717 **Estimated Time: 5 minutes**

Location: District 4

Issue: Pursuant to Mello-Roos Communities Facilities Law of 1982, a public hearing is a required component of the process for establishing annexation territory for an existing district.

Recommendation: Conduct a public hearing and, upon conclusion, pass a **Resolution** establishing the future annexation area and levying a special tax within annexed areas.

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

Discussion Calendar

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

20. Delegation to Vote: Election of Reclamation District No.1000 Trustees

Report # 2013-00834 **Estimated Time: 5 minutes**

Location: District 1

Issue: Voting must be done in person for the November 5, 2013 Election for Reclamation District No.1000's Board of Trustees.

Recommendation: Pass a **Resolution** 1) authorizing the City's designee to vote on behalf of the City in the November 5, 2013 Election of Reclamation District No.1000 Trustees for parcels owned by the City of Sacramento, and 2) specifying the City's allocation of votes among the candidates.

Contact: Bill Busath, Engineering Service Manager, (916) 808-1434, Department of Utilities

21. Entertainment and Sports Center Project Team Introduction and Design Discussion

Report # 2013-00673 **Estimated Time: 60 minutes**

Location: Downtown Plaza/District 4

Issue: This is an opportunity for City Council and the public to meet the team for the Entertainment and Sports Center (ESC) project, including the owners, designers, and pre-construction services representatives. The Kings organization and the project team would like Council input on design concepts and considerations for the ESC.

Recommendation: Provide comments to the project team and City staff on design concepts and priorities for the ESC project.

Contact: Desmond Parrington, Entertainment & Sports Center Project Manager, (916) 808-5044; John Dangberg, Assistant City Manager, (916) 808-1222, Office of the City Manager

22. City Entertainment and Sports Center Initial Outreach and Proposed Project Goals

Report # 2013-00737 **Estimated Time: 20 minutes**

Location: Downtown Plaza, District 4

Issue: For negotiation of the Entertainment and Sports Center (ESC) Term Sheet, City Council approved a set of goals and principles to guide the effort. A new set of goals based on community input is needed to guide the design, construction, and operation of the ESC and surrounding development.

Recommendation: Pass a Motion adopting City goals to guide the design, construction, and operation of the ESC and related development.

Contact: Desmond Parrington, ESC Project Manager, (916) 808-5704; John Dangberg, Assistant City Manager, (916) 808-5704, Office of the City Manager

23. Adoption of the Updated Water Conservation Plan

Report # 2013-00696 **Estimated Time: 15 minutes**

Location: Citywide

Issue: In order to ensure a sustained water use reduction that meets or exceeds State law, the Department of Utilities has developed a Water Conservation Plan (WCP). The WCP is an update to the Interim Water Conservation Plan that was presented to City Council in late 2011 as part of its 2010 Urban Water Management Plan.

Recommendation: Pass a Motion adopting the updated Water Conservation Plan.

Contact: Bill Busath, Engineering Services Manager, (916) 808-1434; William Granger, Water Conservation Program Specialist, (916) 808-1417, Department of Utilities

Council Comments-Ideas, Questions and Meeting/Conference Reports

Adjournment