



**CITY COUNCIL**

- Kevin Johnson**, Mayor
- Angelique Ashby**, District 1
- Allen Warren**, District 2
- Steve Cohn**, District 3
- Steve Hansen**, District 4
- Jay Schenirer**, Vice Mayor, 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, 1<sup>st</sup> Floor**  
 Published by the  
**Office of the City Clerk**  
**(916) 808-5163**

**Tuesday, January 14, 2014**  
**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

# AGENDA

**Tuesday, January 14, 2014**

**6:00 p.m.**

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

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

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

### **Roll Call**

### **Pledge of Allegiance**

### **Closed Session Report**

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

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

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

### **Consent Calendar**      **Estimated Time: 5 minutes**

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

- 1. Contract: McClatchy Park Renovation (L19136500)** [Reviewed 01/07/2013]  
Report # 2014-00011  
**Location:** 3500 5th Avenue, District 5  
**Issue:** Pursuant to the City's Park and Recreation Safety Implementation Plan, \$2.3 million in capital improvements and operational enhancements are planned at McClatchy Park to improve the park for users. City Code requires City Council action to approve the award of a construction contract exceeding \$100,000.  
**Recommendation:** Pass a Motion 1) approving the construction plans and specifications for McClatchy Park Renovation (L19136500) project; 2) awarding the contract to Goodland Landscape Construction, Inc. for an amount not to exceed \$2,359,800; 3) and authorizing the City Manager or City Manager's designee to execute the contract with Goodland Landscape Construction, Inc. for an amount not to exceed \$2,359,800.

**Contact:** Dennis Day, Associate Landscape Architect, (916) 808-7633; C. Gary Hyden, Supervising Landscape Architect, (916) 808-1949, Department of Parks and Recreation

**2. Candidate Statement Regulations for the June 3, 2014 Primary Municipal Election**

Report # 2014-00020

**Location:** Districts 1, 3, 5, and 7

**Issue:** Prior to an election, the City Council shall adopt a resolution that establishes regulations for the processing of, and payment for, candidate statements.

**Recommendation:** Pass a **Resolution** adopting regulations for candidate statements to be submitted to the voters at the June 3, 2014, Primary Municipal Election.

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

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

Report # 2013-00880

**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 November 26, 2013, December 3, 2013, and December 10, 2013.

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

**4. Adopt Ordinance Amendments: Various sections of Title 15 of the Sacramento City Code and adoption of local amendments to the California Building Standards Code** (Passed for Publication 01/07/14; published 01/09/2014)

Report # 2014-00023

**Location:** Citywide

**Issue:** The State of California recently adopted the 2013 California Building Standards Code (Title 24 of the California Code of Regulations). The adoption of the 2013 California Building Standards Code requires amendments to the City Code. These amendments update the City Code to reflect the 2013 California Building Standards Code and make local amendments to the 2013 California Building Standards Code. The local amendments proposed here are reasonably necessary due to the local climatic, topographical or geological conditions

**Recommendation:** Pass an **Ordinance** updating the City Code to reflect the adoption of the 2013 California Building Standards Code and create new local amendments to the new requirements published in the 2013 California Building Standards Code.

**Contact:** Winfred DeLeon, Supervising Engineer, (916) 808-5475; Ryan Devore, Chief Building Official, (916) 808-8860, Community Development Department.

**5. Grant: Broadway Augmented Art Project**

Report # 2014-00040

**Location:** Districts 4 and 5

**Issue:** The Sacramento Metropolitan Arts Commission (SMAC) was awarded a grant by the National Endowment for the Arts (NEA) to support "Broadway Augmented"--a temporary public art project--subject to the City Council's approval. The grant requires a dollar-for-dollar matching contribution from the City. Resolution 2013-0198 requires City Council approval to establish an operating grant that requires matching funds from City resources.

**Recommendation:** Pass a **Resolution** 1) authorizing the City Manager or his designee to accept \$20,000 in grant funding from the National Endowment for the Arts to support the Broadway Augmented Art project; 2) authorizing the City Manager or his designee to establish an operating grant for the Broadway Augmented Art project (G17604000); 3) authorizing the City Manager or his designee to establish grant revenue and expenditure budgets to implement the award; and 4) authorizing the City Manager or his designee to transfer \$30,500 from the SMAC General Fund operating budget to the Broadway Augmented Art project.

**Contact:** Mike Kerton, Administrative Officer, (916) 808-3982; Shelly Willis, Executive Director, (916) 808-3971, Convention, Culture and Leisure Department

- 6. Contract: Fire Fighter Personal Protective Equipment (PPE) Cleaning, Inspection, Maintenance and Repair Services (Two-Thirds Vote Required)**  
Report # 2014-00027  
**Location:** Citywide  
**Issue:** To maintain the integrity and the life of the equipment, it is necessary to have PPE inspected and cleaned on a regular basis, and pursuant to City Code Section 3.56.090, contracts involving an expenditure of \$100,000 or more require Council approval.  
**Recommendation:** 1) Pass a **Resolution** suspending competitive bidding in the best interests of the City for the procurement of firefighter PPE cleaning, inspection, maintenance, and repair services; and 2) pass a Motion a) awarding a five-year contract with Scott's PPE, Inc., the lowest responsible and responsive proposer as a result of RFP No. P14121221001, for firefighter PPE cleaning, inspection, maintenance, and repair services in a total amount not to exceed \$550,000; and b) authorizing the City Manager, or his designee, to execute the foregoing contract.  
**Contact:** Scott Williams, Assistant Chief, (916) 808-1300, Fire Department
- 7. (Pass for Publication) Ordinance: Amendments to Sacramento City Code Chapter 15.36 Relating to Fire Code**  
Report # 2014-00041  
**Location:** Citywide  
**Issue:** Establish a citywide fire code that prescribes requirements consistent with nationally recognized good practices to provide a reasonable level of life safety and property protection from the hazards of fire and dangerous conditions in new and existing buildings, and to provide safety to firefighters and emergency responders during emergency operations.  
**Recommendation:** 1) Review an Ordinance repealing and adding Chapter 15.36 of the Sacramento City Code relating to the 2013 edition of the California Fire Code; and 2) pass for publication the Ordinance title as required by Sacramento City Charter § 32(c) to be adopted on January 21, 2014.  
**Contact:** Michael Bartley, Fire Marshal, (916) 808-1620, Fire Department
- 8. Contract: Fire Recruit Training Academy Trainer/Consultant Services (Two-Thirds Vote Required)**  
Report # 2014-00029  
**Location:** Citywide  
**Issue:** The contract for trainer/consultant services regarding the Fire Department's fire recruit training academy results in using a business model that saves the Fire Department approximately \$300,000 in overtime costs and, pursuant to City Code Section 3.64.020, any contracts involving an expenditure of \$100,000 or more require Council authorization.

**Recommendation:** 1) Pass a **Resolution** suspending competitive bidding in the best interests of the City for Fire Recruit Academy trainer/consultant services agreement with California Fire & Rescue Training Authority (CFRTA) used by City of Sacramento, Fire Department; and 2) Pass a Motion a) awarding a Trainer/Consultant Services Agreement with CFRTA with an initial term expiring on June 30, 2014 and with the option of two one-year extensions for a total not-to-exceed amount of \$900,000; and b) authorizing the City Manager, or his designee, to execute the forgoing contract agreement and any extension(s).

**Contact:** Kim Iannucci, Assistant Chief, (916) 216-0305, Fire Department

**9. Change Order No. 3: Hart Senior Center Roof and Heating, Ventilation, and Air Conditioning (HVAC) Renewal (C13000500)**

Report # 2014-00026

**Location:** 915 27th Street, District 4

**Issue:** The Hart Senior Center Roof and HVAC Renewal project has encountered significant unforeseen building problems, primarily due to the age of the facility (52 years). Change Order No. 3 in the amount of \$72,905 is necessary to address additional problems with the roof and chimney.

**Recommendation:** Pass a Motion 1) authorizing the City Manager or the City Manager's designee to execute Change Order No. 3 to Contract No. 2013-0600 with BoBo Construction, Inc. in an amount not to exceed \$72,905 for a revised total contract amount not to exceed \$975,081; and 2) ratifying all previous change orders issued for this project under City Manager authority.

**Contact:** Mark C. Brown, Associate Mechanical Engineer, (916) 808-7118; Yadi Kavakebi, Facilities & Real Property Superintendent, (916) 808-8432, Department of General Services

**10. Lease Amendment: Public Safety Administration Building Office Space for the Sacramento Black Chamber of Commerce (SBCC)**

Report # 2013-00876

**Location:** 5770 Freeport Boulevard, Suite No. 44; District 5

**Issue:** The City's tenant, the Sacramento Black Chamber of Commerce (SBCC), has requested a temporary monthly rent reduction due to economic hardship. Staff has negotiated a new rent schedule for the tenant to temporarily reduce the monthly rent and provide a schedule for the repayment of past due rent throughout the remaining term of the amended lease.

**Recommendation:** Pass a Motion authorizing the City Manager or the City Manager's designee to execute 1) the First Amendment to Lease – 5770 Freeport Boulevard, Suite No. 44 with the SBCC; and 2) such other documents as necessary to implement the First Amendment to Lease and any future minor amendments.

**Contact:** Jan Ebert, Real Property Agent, (916) 808-1968; Bill Sinclair, Facilities & Real Property Superintendent, (916) 808-1905; Department of General Services

**11. Labor Agreement: Sacramento City Exempt Employees Association Letter of Understanding (Two-Thirds Vote Required)**

Report # 2014-00048

**Location:** Citywide

**Issue:** The City seeks to amend its labor agreement with the Sacramento City Exempt Employees Association.

**Recommendation:** 1) Pass a Motion waiving the 10-day posting requirement prior to Council action per the Council Rules and Procedures; and 2) pass a

**Resolution** approving the Letter of Understanding between the Sacramento City Exempt Employees Association and the City of Sacramento.

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

**12. Approving Application for Proposition 1C Housing Related Parks Program**

Report # 2014-00039

**Location:** Citywide

**Issue:** City Council authorization is required to apply to the California Housing and Community Development Department for a Housing Related Parks Program grant up to \$2,100,000 for the improvement of parks citywide.

**Recommendation:** Pass 1) a **Resolution** authorizing the City Manager, or his designee, to submit an application to the California Housing and Community Development Department for a Housing Related Park Program grant for up to \$2,100,000 for various citywide park improvement projects; and 2) a

**Resolution** authorizing application for Housing Related Parks Grants as required by the State of California (Grantor).

**Contact:** Lori Harder, Support Services Manager, (916) 808-5172; Camille Wise, Resource Development Specialist, (916) 808-8830, Department of Parks and Recreation

**13. Cooperative Agreement Purchase: Electronic Citation Software and Maintenance Services (Two-Thirds Vote Required)**

Report # 2014-00032

**Location:** Citywide

**Issue:** The Sacramento Police Department has a need to purchase electronic citation software and maintenance services to comply with requests from the Sacramento County Superior Court to process citations electronically.

**Recommendation:** 1) Pass a Motion authorizing the City Manager, or City Manager's designee, to execute an agreement for the purchase of electronic citation (E-Citation) software through the use of a United States General Services Administration (GSA) contract, GS-35F-0096X, with Brazos Technology for 300 user licenses, configuration, installation, and training in an amount not to exceed \$227,385; and 2) pass a **Resolution** a) authorizing the City Manager, or City Manager's designee, to suspend competitive bidding in the best interest of the City for the purchase of E-Citation software maintenance, and b) executing an agreement with Brazos's Technology for a one-year period with three one-year renewal options for the purchase of E-Citation software maintenance in a total amount not to exceed \$228,900.

**Contact:** Dana Matthes, Deputy Chief of Police, (916) 808-0811, Police Department

**14. Contract Award: P/Q Alley Sewer and Water Replacement, 16th to 17th Street Project (PN: X14010000)**

Report # 2014-00038

**Location:** District 4

**Issue:** This project replaces sewer and water mains that have exceeded their useful life.

**Recommendation:** Pass a **Resolution** 1) approving the contract plans and specifications for the Project, and awarding the contract to CSI Engineering, for an amount not to exceed \$129,351.49, and 2) authorizing the City Manager or City Manager's designee to transfer \$95,000 from the Residential Water Metering Program (Z14010000) to provide funding for the water main replacement included in the Project.

**Contact:** Bill Busath, Engineering 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.

### **15. Third Party Appeal: Campus Crest Student Housing (P12-038)** (Published 12/27/2013)

Report # 2014-00005 **Estimated Time: 60 minutes**

**Location:** District 6

**Issue:** Third party appeal of a Planning and Design Commission approval of a request to develop a 224-unit apartment project (student housing) on approximately 13.58 acres in the Multi-Family Residential (R-2B) Zone and the Residential Mixed-Use, Transit Overlay (RMX-TO) zone.

**Recommendation:** Conduct a public hearing and upon conclusion pass 1) a **Resolution** adopting the Mitigated Negative Declaration and Mitigation Monitoring Plan; and 2) a **Resolution** approving a Plan Review to develop apartments in the R-2B and the RMX-TO zone.

**Contact:** Lindsey Alagozian, Senior Planner, (916) 808-2659; Antonio Ablog, Associate Planner, (916) 808-7702, Community Development Department

### **16. Water Shortage Contingency Plan**

Report # 2014-00057 **Estimated Time: 30 minutes**

**Location:** Citywide

**Issue:** Current low storage in Folsom Reservoir and lack of rain and snow forecast for the foreseeable future warrant the declaration of a local water shortage condition and implementation of Stage 2 of the City of Sacramento Water Shortage Contingency Plan.

**Recommendation:** Pass a **Resolution** 1) declaring a water shortage, and 2) implementing Stage 2 of the City of Sacramento's Water Shortage Contingency Plan.

**Contact:** Dave Brent, Director, (916) 808-1400; Bill Busath, Engineering & Water Resources Manager, (916) 808-1434, Department of Utilities

- 17. Ordinance: Sacramento Library Parcel Tax Measure** [in lieu of Pass for Publication the Ordinance will be published in its entirety within 10 days after adoption as required by Sacramento City Charter section 32(d)]  
Report # 2014-00062 **Estimated Time: 45 minutes**  
**Location:** Citywide  
**Issue:** In 2004, more than 70% of Sacramento voters renewed a library parcel tax to facilitate the Sacramento Public Library's (SPL) ability to deliver quality library services to citizens. However, the SPL is facing a severe funding challenge that will result in significant service level reductions within two years if not addressed soon. On December 17, 2013, the City Council directed the City Manager to prepare three library parcel tax options for the June 3 or November 4, 2014 ballot in order to stabilize library funding and avoid deep service level cuts.  
**Recommendation:** 1) Pass an **Ordinance** authorizing placement of a \$12 single-family residential library parcel tax (Option 2), and specified amounts for other uses, for core library services effective upon voter approval; and 2) Pass a **Resolution** (Option 2) approving ballot measure text for placement on June 3, 2014 ballot.  
**Contact:** Leyne Milstein, Director, (916) 808-8491, Department of Finance; Rivkah Sass, Director, (916) 264-2830, Sacramento Public Library; Mark Prestwich, Special Projects Manager, (916) 808-5380, Office of the City Manager
- 18. Contract Award and Naming Artivio Guerrero Park** (Reviewed 01/07/2014)  
Report # 2014-00033 **Estimated Time: 10 minutes**  
**Location:** 6000 61st Street, District 6  
**Issue:** The agreement necessary to construct park improvements on a 2.5 acre planned park site, proposed to be named Artivio Guerrero Park, requires City Council approval. A bid protest was filed following the bidding process. Awards of contracts in excess of \$100,000 and resolution of bid protests require City Council action.  
**Recommendation:** 1) Conduct a public hearing and upon conclusion, 2) pass a Motion a) considering the bid protest filed by Olympic Land Construction on the Park Site FB2 Project, b) adopting the findings of fact and recommended determination issued by the hearing examiner on the bid protest, c) denying the bid protest, d) approving construction plans and specifications for the Artivio Guerrero Park Project, awarding the contract to J.M. Slover Inc.; and e) authorizing the City Manager or City Manager's designee to execute the contract with J.M. Slover Inc. for an amount not to exceed \$2,188,823; and 3) pass a **Resolution** approving the naming of Park Site FB2 as Artivio Guerrero Park.

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

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

Report # 2014-00034 **Estimated Time: 5 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.

**Recommendation:** Conduct a public hearing and upon conclusion pass a **Resolution** 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

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

Report # 2014-00036 **Estimated Time: 5 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.

**Recommendation:** Conduct a public hearing and upon conclusion pass a **Resolution** 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

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

**Adjournment**