

**Meeting Date:** 9/2/2014

**Report Type:** Consent

**Report ID:** 2014-00677

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

**Location:** Citywide

**Recommendation:** Pass a Motion approving the City Council Meeting Minutes dated July 15, July 22, and July 29, 2014.

**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-July 15, 2014 DRAFT Minutes

3-July 22, 2014 DRAFT Minutes

4-July 29, 2014 DRAFT Minutes

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**Approvals/Acknowledgements**

Department Director or Designee: Shirley Concolino – 8/19/2014 2:34:54 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 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.

**Local Business Enterprise (LBE):** None.

**CITY COUNCIL**

Kevin Johnson, Mayor  
Angelique Ashby, Mayor Pro Tem, 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  
Vacant, 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  
Public Financing 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, July 15, 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.

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### **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.
  - o 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.
  - o 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.
  - o 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.
  - o 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.
  - o **Matters not on the Agenda.** Two (2) minutes per speaker.
  - o **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.
  - o **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, July 15, 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.**

Regular session called to order by Mayor Kevin Johnson at 6:20 p.m. Tuesday, July 15, 2014 at the Sacramento City Hall Council Chamber.

**Members Present:** Angelique Ashby, Darrell Fong, Kevin McCarty, Allen Warren, and Mayor Kevin Johnson.

**Members Absent:** Steve Cohn, Steve Hansen and Jay Schenirer (District 8 vacant)

**Pledge of Allegiance**— led by Desmond Parrington.

**Closed Session Report** – None.

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

**Action:** Moved/Seconded: Member Angelique Ashby / Member Allen Warren

**Yes:** Members Angelique Ashby, Darrell Fong, Kevin McCarty, Allen Warren and Mayor Kevin Johnson.

**Absent:** Members Steve Cohn, Steve Hansen and Jay Schenirer

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

#### **1. (Pass for Publication) Ordinance Relating to the Construction and Interpretation of the City Code and Ordinances**

Report # 2014-00521

**Location:** Citywide

**Action:** Reviewed 1) an Ordinance amending sections 1.04.020 and 1.04.021 of the Sacramento City Code relating to the construction and interpretation of the City code and ordinances; and 2) passed for publication the Ordinance title as required by Sacramento City Charter 32c to be considered on July 22, 2014.

**Contact:** Steve Itagaki, Senior Deputy City Attorney, (916) 808-5346, Office of the City Attorney

- 2. Approval of City Council Meeting Minutes**  
Report # 2014-00555  
**Location:** Citywide  
**Action:** Passed **Motion No. 2014-0170** approving the City Council Meeting Minutes dated December 17, 2013, and January 7, January 14, January 21, and January 28, 2014.  
**Contact:** Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk
- 3. May 2014 Monthly Investment Transaction Report**  
Report # 2014-00476  
**Location:** Citywide  
**Action:** Received and filed.  
**Contact:** John Colville, Chief Investment Officer, (916) 808-8297, Office of the City Treasurer
- 4. (City Council/Financing Authority) Remediation of Private Use Associated with a Parcel to be Transferred from the City of Sacramento to Sacramento Basketball Holdings, Inc. (1401 H Street)**  
Report # 2014-00441  
**Location:** District 4  
**Action:** Passed 1) **City Council Resolution No. 2014-0228** authorizing the execution and delivery of a supplemental tax certificate relating to the prepayment of a portion of the 2006 Capital Improvement Revenue Bonds, Series A (Community Reinvestment Capital Improvement Program), and approving certain other actions in connection therewith; and 2) a Sacramento City **Financing Authority Resolution No. 2014-0003** authorizing the execution and delivery of an escrow agreement and a supplemental tax certificate relating to the defeasance of the 2006 Capital Improvement Revenue Bonds, Series A (Community Reinvestment Capital Improvement Program), and approving certain other actions in connection therewith.  
**Contact:** Janelle Gray, Treasury Manager, (916) 808-8296; Brian Wong, Senior Debt Analyst, (916) 808-5811, Office of the City Treasurer
- 5. Approval of Artwork Designs for the Capitol Box Public Art Project**  
Report # 2014-00462  
**Location:** District 4  
**Action:** Passed **Motion No. 2014-0171:** 1) approving the artwork designs (“Artworks”) depicted in Attachment 3 for placement on designated utility boxes in the downtown area as part of the Capitol Box Public Art Project; and 2) authorizing the City Manager or his designee to enter into an agreement with the Capitol Area Development Authority for the installation of the Artworks on the designated utility boxes at zero cost to the City.  
**Contact:** Shelly Willis, Executive Director, (916) 808-3971, Sacramento Metropolitan Arts Commission

6. **Agreements: Community Center Theater Renovation, Architect and Pre-Construction Services Contract Amendments (M17100100)**  
Report # 2014-00501  
**Location:** 1301 L Street, District 4  
**Action:** Passed **Motion No. 2014-0172** authorizing the City Manager or his designee to execute 1) the First Amendment to City Agreement 2010-0306 with Westlake Reed Leskosky, adding \$459,196 to the original contract amount to perform additional architectural services for the Community Center Theater Renovation Project (M17100100) (the "Project"), for a total not to exceed amount of \$3,971,786; and 2) Supplement 5 to City Agreement 2010-0678 with Kitchell CEM, Inc., adding \$524,051 to the original contract amount to perform additional design-assist services for the Project, for a total not to exceed amount of \$698,409.  
**Contact:** Tina McCarty, Administrative Officer, (916) 808-8220; Jeff Blanton, Associate Architect, (916) 808-8423, Convention and Cultural Services
7. **Grant/Agreement: California Task Force Seven (CA TF-7) Urban Search and Rescue (US&R) Team's Washington Mudslide Deployment (G12702700)**  
Report # 2014-00511  
**Location:** Citywide  
**Action:** Passed **Resolution No. 2014-0229:** 1) authorizing the City Manager, or Fire Chief and Acting Fire Chief as his designees, on behalf of the City of Sacramento, to execute the agreement (EMW-2013-CA-USR-0008 and EMW-2013-CA-USR-0008, Amendment M001) accepting federal funding in the amount of \$2,518,000 for the CA TF-7 US&R Team Washington Mudslide Deployment; 2) establishing an operating grant for CA TF-7 US&R Team Washington Mudslide Deployment (G12702700); and 3) establishing a \$2,518,000 revenue and expenditure budget for the CA TF-7 US&R Team Washington Mudslide Deployment (G12702700).  
**Contact:** Chris Costamagna, Battalion Chief, (916) 216-0291; Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department
8. **Grant/Agreement: California Task Force Seven (CA TF-7) Urban Search and Rescue (US&R) Team's Arkansas Tornadoes White Incident Support Team (IST) Deployment (G12702800)**  
Report # 2014-00512  
**Location:** Citywide  
**Action:** Passed **Resolution No. 2014-0230:** 1) authorizing the City Manager, or Fire Chief and Acting Fire Chief as his designees, on behalf of the City of Sacramento, to execute the agreement (EMW-2013-CA-USR-0008, Amendment M002) accepting federal funding in the amount of \$17,600 for the CA TF-7 US&R Team Arkansas Tornadoes White IST Deployment; 2) establishing an operating grant for CA TF-7 US&R Team Arkansas Tornadoes White IST Deployment (G12702800); and 3) establishing a \$17,600 revenue and expenditure budget for the CA TF-7 US&R Team Arkansas Tornadoes White IST Deployment (G12702800).  
**Contact:** Chris Costamagna, Battalion Chief, (916) 216-0291; Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department

**9. Contract: 28th Street Landfill Flare Replacement Project (Y13000100)**

Report # 2014-00256

**Location:** District 3

**Action:** Passed 1) **Resolution No. 2014-0231:** a) establishing the 28th Street Landfill Flare Replacement capital improvement project (Y13000100); b) appropriating \$619,897 from the Solid Waste Fund (Fund 6007) to the project; and c) establishing an expenditure budget in the amount of \$619,897 for the project (Solid Waste Fund, Fund 6007); and 2) passed **Motion No. 2014-0173:** a) approving the construction plans and specifications; b) awarding a construction contract to Blue Flame Crew West, LLC., the lowest responsive and responsible bidder, for the 28th Street Landfill Flare Replacement Project in the amount of \$619,896.14; and c) authorizing the City Manager or the City Manager's designee to execute the contract specified above.

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

**10. Contract: Conlin Community Park and Sports Complex Improvements Project (L19005100)**

Report # 2014-00474

**Location:** District 7

**Action:** Passed **Resolution No. 2014-0232:** 1) appropriating \$20,000 of Park Development Impact Fees (Fund 3204) to L19005100; 2) approving the construction plans and specifications for the Conlin Complex Improvements Project (L19005100); 3) awarding the contract to J.M. Slover, Inc. for an amount not to exceed \$454,650; and 4) authorizing the City Manager or City Manager's designee to execute the contract with J.M. Slover, Inc.

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

**11. Parking Modifications for Portions of J Street and H Street**

Report # 2014-00465

**Location:** District 3

**Action:** Public comment heard from Aldon Bolanos; passed **Motion No. 2014-0174:** 1) approving the establishment of no parking zone on J Street between 41st Street and 55th Street with an exception for those parking spaces in front of parcels 0080154001 (4730 J Street), 0080154002 (4738 J Street), 0080104012 (4819 J Street) and 0080104011 (4825 J Street); 2) approving the establishment of a no parking Monday thru Friday from 7 am to 9 am on westbound H Street between Alhambra Boulevard and 33rd Street.

**Contact:** Edward Cox, Program Analyst, (916) 808-8434; Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works

- 12. Sacramento Valley Station Phase 2 Intermodal – Ratifying and Approving Supplemental Agreements**  
Report # 2014-00523  
**Location:** District 3  
**Action:** Passed **Motion No. 2014-0175:** 1) authorizing the City Manager or City Manager's designee to execute Supplemental Agreement No. 8 to City Agreement No. 2013-0571 with Rudolph & Sletten, Inc. in an amount not to exceed \$92,214 for Sacramento Valley Station – Phase 2 Intermodal (T15029041); and 2) ratifying Supplemental Agreements Nos. 1, 3, 5, 6, and 7 to City Agreement No. 2013-0571 with Rudolph & Sletten, Inc., and resetting the City Manager's authority to issue supplemental agreements for City Agreement No. 2013-0571.  
**Contact:** Gregory Taylor, AIA, LEED AP, Project Manager, (916) 808-5268; Jerry Way, Director of Public Works, (916) 808-7100, Department of Public Works
- 13. On-Street Angled Parking Along Commerce Circle**  
Report # 2014-00491  
**Location:** District 3  
**Action:** Passed **Resolution No. 2014-0233** approving implementation of on-street angled parking along Commerce Circle adjacent to State Route 160 (SR 160).  
**Contact:** Zarah Lacson, Assistant Civil Engineer, (916) 808-8494; Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works
- 14. Supplemental Agreement: Water Quality Detention Basin Condition Assessment & Maintenance Prescriptions**  
Report # 2014-00504  
**Location:** Citywide  
**Action:** Passed **Motion No. 2014-0176** authorizing the City Manager or the City Manager's designee to execute supplemental agreement #1 to City Agreement 2014-0333 with Blankinship & Associates, Inc., in the amount of \$80,000, increasing the agreement not-to-exceed amount to \$130,000.  
**Contact:** Bill Busath, Manager, Engineering and Water Resources, (916) 808-1434; Sherill Huun, Supervising Engineer, Engineer and Water Resources, (916) 808-1455, Department of Utilities
- 15. Integrated Regional Water Management Plan**  
Report # 2014-00488  
**Location:** Citywide  
**Action:** Passed **Resolution No. 2014-0234** adopting the Regional Water Authority's Integrated Regional Water Management Plan for the American River Basin.  
**Contact:** Bill Busath, Manager, Engineering and Water Resources, (916) 808-1434; Dan Sherry, Supervising Engineer, Engineering and Water Resources, (916) 808-1419, Department of Utilities

16. **Supplemental Agreement: Combined Sewer System Regulatory Compliance Support**  
Report # 2014-00502  
**Location:** Citywide  
**Action:** Passed **Motion No. 2014-0177** authorizing the City Manager or the City Manager's designee to execute supplemental agreement #1 to City Agreement 2013-0898 with Larry Walker Associates in an amount of \$398,593, increasing the agreement not-to-exceed amount to \$770,520.  
**Contact:** Bill Busath, Manager, Engineering and Water Resources, (916) 808-1434; Sherill Huun, Supervising Engineer, Engineering and Water Resources, (916) 808-1455, Department of Utilities
17. **(City Council/Housing Authority) Sacramento Housing and Redevelopment Agency (SHRA) Conflict of Interest Code Update and Code of Ethics Adoption**  
Report # 2014-00524  
**Location:** Citywide  
**Action:** Passed 1) **Housing Authority Resolution No. 2014-0012:** a) adopting the Sacramento Housing and Redevelopment Agency Conflict of Interest Code, designated positions, and disclosure categories for the Housing Authority of the City of Sacramento; b) repealing resolutions HA 83-005, HA 84-003, HA 86-032, HA 87-006, HA 88-014, HA 90-009, HA 91-006, HA 92-004, HA 94-002, HA 96-009, HA 2001-001, HA 2009-016, and HA 2011-007; c) approving the SHRA Code of Ethics; and d) making related environmental findings; and 2) **City Council Resolution No. 2014-0235:** a) approving the Housing Authority Conflict of Interest code, designated positions, disclosure categories; and b) approving the SHRA Code of Ethics.  
**Contact:** Tia Boatman Patterson, Agency Counsel, (916) 440-1319; Vickie Smith, Agency Clerk, (916) 440-1363, Sacramento Housing and Redevelopment Agency
18. **(City Council/Housing Authority) Sacramento Housing and Redevelopment Agency Comprehensive Annual Financial Report for the Year Ended December 31, 2013**  
Report # 2014-00452  
**Location:** Citywide  
**Action:** Public comment heard from Mac Worthy; received and filed.  
**Contact:** Don Cavier, Finance Director, (916) 440-1325; Karen Lukes, Audit Management Analyst, (916) 449-6207; Sacramento Housing and Redevelopment Agency

**19. Agreements for Downtown Plaza Parking, Access, Construction and Maintenance**

Report # 2014-00538

**Location:** Downtown Plaza, District 4

**Action:** Passed **Motion No. 2014-0178** authorizing the City Manager or his designee to execute the following: 1) an Amended and Restated Parking Operation and Maintenance Agreement with SG Downtown, LLC, Macy's West Stores, Inc., and Sacramento Downtown Arena, LLC; 2) an Amended and Restated Construction Operation and Maintenance Agreement with SG Downtown, LLC, Macy's West Stores, Inc., and Sacramento Downtown Arena, LLC; and 3) an Amended and Restated Cross Easement Agreement with SG Downtown, LLC, Macy's West Stores, Inc., and Sacramento Downtown Arena, LLC.

**Contact:** John Dangberg, Assistant City Manager, Office of the City Manager, (916) 808-5704; Jeffrey Massey, Senior Deputy City Attorney, (916) 808-5346, Office of the City Attorney

**Public Hearings**

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

**20. Unpaid Community Development Department Administrative Penalties and Neighborhood Code Compliance Fees** (Noticed 02/25/2014 and 05/22/2014)

Report # 2014-00438

**Estimated Time: 10 minutes** (Actual Time: 5 minutes)

**Location:** Citywide

**Action:** Moved/Seconded: Member Angelique Ashby /Member Darrell Fong

**Yes:** Members Angelique Ashby, Darrell Fong, Kevin McCarty, Allen Warren and Mayor Kevin Johnson.

**Absent:** Members Steve Cohn, Steve Hansen and Jay Schenirer

Conducted a public hearing with public comment heard from Mac Worthy and upon conclusion passed **Resolution No. 2014-0236 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

**21. Housing and Dangerous Buildings Case Fees - Findings of Fact for Special Assessment**

(Noticed 02/21/2014 and 05/22/2014)

Report # 2014-00439 **Estimated Time: 10 minutes** (Actual Time: 5 minutes)

**Location:** Citywide

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

**Yes:** Members Angelique Ashby, Darrell Fong, Kevin McCarty, Allen Warren and Mayor Kevin Johnson.

**Absent:** Members Steve Cohn, Steve Hansen and Jay Schenirer

Conducted a public hearing and upon conclusion passed **Resolution No. 2014-0237 as amended** making the unpaid expenses incurred by the City in abating nuisances, in the amounts listed on 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

**22. River District Property and Business Improvement District No. 2014-01** (Noticed 05/22/2014)

Report # 2014-00100 **Estimated Time: 5 minutes** (Actual Time: 3 minutes)

**Location:** Districts 3 and 4

**Action:** Moved/Seconded: Member Angelique Ashby /Member Allen Warren

**Yes:** Members Angelique Ashby, Darrell Fong, Kevin McCarty, Allen Warren and Mayor Kevin Johnson.

**Absent:** Members Steve Cohn, Steve Hansen and Jay Schenirer

Conducted a public hearing with public comment heard from Roy Howe, and upon conclusion directed the City Clerk to 1) tabulate the assessment ballots submitted and not withdrawn before the hearing is closed; and 2) report back as a Consent item on July 22, 2014, with the tabulation results.

**Contact:** Jodie Vong, Administrative Analyst, (916) 808-8243; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

23. **Sierra Vista Apartment Project: Tax Equity and Financial Responsibility Act (TEFRA) Hearing and Community Development Block Grant (CDBG) 2014 One-Year Action Plan Amendment** (Noticed 07/01/2014)

Report # 2014-00495 **Estimated Time: 15 minutes** (Actual Time: 10 minutes)

**Location:** District 4

**Action:** Moved/Seconded: Member Angelique Ashby /Member Kevin McCarty

**Yes:** Members Angelique Ashby, Darrell Fong, Kevin McCarty, Allen Warren and Mayor Kevin Johnson.

**Absent:** Members Steve Cohn, Steve Hansen and Jay Schenirer

Conducted a public hearing with public comment heard from Mac Worthy, and upon conclusion passed 1) **Resolution No. 2014-0238** indicating the City Council has conducted a Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing related to the proposed acquisition, construction, and permanent financing of the Sierra Vista Project; and 2) **Resolution No. 2014-0239:** a) approving an amendment to the 2014 One-Year Action Plan to defund \$850,000 of CDBG Funds (\$450,000 in Single Family Housing and \$400,000 of Economic Development Revolving Loan Funds); b) reallocating the \$850,000 of CDBG Funds to the Sierra Vista Project; c) conducting the required public hearing associated with the Action Plan Amendment; d) authorizing the Sacramento Housing and Redevelopment Agency (Agency) to amend the Loan Commitment approved on June 10, 2014 issued to the Development Team to include the additional \$850,000 in Community Development Block Grant (CDBG) funding for the Sierra Vista Project; e) authorizing the Agency to amend the budget and execute all necessary documents associated with the CDBG Funds; and f) making related findings.

**Contact:** Christine Weichert, Assistant Director, Development Finance, (916) 440-1353; Tyrone Williams, Director of Development, (916) 440-1316, Sacramento Housing and Redevelopment Agency

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

1. Jobs
  - a. Mac Worthy
2. West Nile Aerial Spraying
  - a. Kim Glazzard
  - b. Joshua Foster
  - c. Julie Ostoich
  - d. Mary Kelly Sutton
3. Water Waste
  - a. Emmert Long
4. Barking Dogs
  - a. Valerie Delaney
5. Criminal Accusations
  - a. Aduse Poku-Gyimah
6. Farm to Fork Initiative
  - a. Julie Greene

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

### **1. Information Requests**

- a. Mayor Johnson appointed Allen Warren (chair), Angelique Ashby, Jay Schenirer and himself to a Checks and Balances Act Transition ad hoc to meet immediately, with an end date of November 2014, for the purpose of identifying immediate changes should the Act pass in November.

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

- a. Downtown/Riverfront Streetcar Policy Study Committee
  1. David Taylor
  2. Sotiris Kilokotronis
- b. Planning & Design Commission
  1. Joseph Yee
- c. Sacramento Youth Commission
  1. Shivani Prasad
  2. Oluchi Okwu

**Adjourned** – 7:15 p.m.

**CITY COUNCIL**

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Angelique Ashby, Mayor Pro Tem, District 1  
Allen Warren, District 2  
Steve Cohn, District 3  
Steve Hansen, District 4  
Jay Schenirer, Vice Mayor, District 5  
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- 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.
  - o 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.
  - o 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.
  - o 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.
  - o 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.
  - o **Matters not on the Agenda.** Two (2) minutes per speaker.
  - o **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.
  - o **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, July 22, 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.**

Regular session called to order by Vice Mayor Jay Schenirer at 6:00 p.m., Tuesday, July 22, 2014 at the Sacramento City Hall Council Chamber.

**Members Present:** Angelique Ashby, Steve Cohn, Jay Schenirer, Kevin McCarty, Allen Warren

**Members Absent:** Darrell Fong, Steve Hansen, and Mayor Kevin Johnson

**Pledge of Allegiance**– led by Summer at City Hall representative Karina Fricke.

## **Special Presentations/General Communications**

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

### **a. Recognizing Summer at City Hall Youth Participants**

**Action:** Recognition given by Member Schenirer

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

**Action:** Moved/Seconded: Member Steve Cohn /Member Allen Warren

**Yes:** Members Angelique Ashby, Steve Cohn, Kevin McCarty, Jay Schenirer, and Allen Warren

**Absent:** Members Darrell Fong, Steve Hansen and Mayor Kevin Johnson.

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

### **1. Ordinance Relating to the Construction and Interpretation of the Code and Ordinances**

(Passed for Publication 07/15/2014; Published 07/17/2014)

Report # 2014-00542

**Location:** Citywide

**Action:** Passed **Ordinance No. 2014-0021** amending sections 1.04.020 and 1.04.021 of the Sacramento City Code relating to the construction and interpretation of the code and ordinances.

**Contact:** Steve Itagaki, Senior Deputy City Attorney, (916) 808-5346, Office of the City Attorney

**2. City Attorney Authority for Amicus Curiae Participation or Assistance and Pending Anticipated Litigation**

Report # 2014-00534

**Location:** Citywide

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

**Yes:** Members Angelique Ashby, Steve Cohn, Kevin McCarty, Jay Schenirer, and Allen Warren

**Absent:** Members Darrell Fong, Steve Hansen and Mayor Kevin Johnson

Pulled from Consent Calendar by Member Angelique Ashby; passed **Resolution No. 2014-0240** authorizing the City Attorney 1) to provide amicus curiae assistance upon request for routine matters after consultation with the City Manager without City Council approval; and 2) undertake specified actions and enter into specified agreements without seeking City Council approval.

**Contact:** Jerry Hicks, Supervising Deputy City Attorney, (916) 808-5346, Office of the City Attorney

**3. Agreement: Video Streaming Services Contract Renewal**

Report # 2014-00546

**Location:** Citywide

**Action:** Passed **Resolution No. 2014-0241** authorizing the City Manager to execute a Consultant Professional Services Agreement with Granicus, Inc. to provide video streaming services for five years in an amount not to exceed \$214,860.

**Contact:** Stephanie Mizuno, Council-Clerk Operations Manager, (916) 808-7171; Shirley Concolino, City Clerk, (916) 808-7200, Office of the City Clerk

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

Report # 2014-00566

**Location:** Citywide

**Action:** Passed **Motion No. 2014-0179** confirming board/commission appointment(s): 1) Downtown/Riverfront Streetcar Policy Study Committee – David Taylor (Category B) and Sotiris Kolokotronis (Category B); 2) Planning and Design Commission – Joseph Yee (Category C-2); and 3) Sacramento Youth Commission – Shivani Prasad and Oluchi Okwu (Category A-6).

**Contact:** Wendy Klock-Johnson, Assistant City Clerk, (916) 808-7509, Office of the City Clerk

5. **Regional Human Rights/Fair Housing Commission: Joint Exercise of Powers Agreement Amendment**  
Report # 2014-00564  
**Location:** Citywide  
**Action:** Passed **Motion No. 2014-0180** approving and authorizing the City Manager or his designee to execute the Amended and Restated Joint Exercise of Powers Agreement for The Regional Human Rights/Fair Housing Commission.  
**Contact:** Howard Chan, Assistant City Manager, (916) 808-7488, Office of the City Manager
  
6. **(Public Financing Authority) Adopting the Conflict of Interest Code of the Sacramento Public Financing Authority**  
Report # 2014-00489  
**Location:** Citywide  
**Action:** Passed **Public Financing Authority Resolution No. 2014-0002** adopting the Conflict of Interest Code of the Sacramento Public Financing Authority.  
**Contact:** Janelle Gray, Debt Manager, (916) 808-8296; Russ Fehr, City Treasurer, (916) 808-5832, Office of the City Treasurer
  
7. **(Pass for Publication) 515 T Street Multi-Family Residential Rezone**  
Report # 2014-00535  
**Location:** District 4  
**Action:** 1) Reviewed a) a Resolution determining the 515 T Street Multi-Family Residential project exempt from review under the California Environmental Quality Act; b) an Ordinance rezoning approximately 0.29 acres from the Multi-Unit (R-3A) Zone to the Multi-Unit (R-4) Zone; and c) a Resolution adopting findings of fact and approving the 515 T Street multi-family residential project including site plan and design review for 11 new residential units, with rear setback deviation, and the rehabilitation of an existing residential building; and 2) passed for publication the Ordinance title as required by Sacramento City Charter 32c to be considered on July 29, 2014.  
**Contact:** Antonio Ablog, Associate Planner, (916) 808-7702; Roberta Deering, LEED AP, Preservation Director, (916) 808-8259; Stacia Cosgrove, Principal Planner, (916) 808-7110, Community Development Department
  
8. **(Pass for Publication) 3015 H Street Rezone (APN: 003-0212-018-0000)**  
Report # 2014-00497  
**Location:** 3015 H Street, District 3  
**Action:** Public comment heard from Judy McClaver; and 1) Reviewed a) a Resolution determining the project exempt from review under the California Environmental Quality Act, b) an Ordinance to rezone 0.15 acres from Residential Office (RO-SPD) zone to General Commercial (C-2-SPD) zone within the Alhambra Corridor Special Planning District, and c) a Resolution approving a conditional use permit to operate a medical marijuana dispensary in the proposed General Commercial (C-2-SPD) zone within the Alhambra Corridor Special Planning District; and 2) passed for publication the Ordinance title as required by Sacramento City Charter 32c to be considered on August 12, 2014.

**Contact:** Arwen Wacht, Associate Planner, (916) 808-1964; Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department; Stacia Cosgrove, Principal Planner, (916) 808-7110

9. **(Pass for Publication) Curtis Park Village Community Facilities District (CFD) No. 2014-02, Declare Results of Special Mail Ballot Election Results and Pass for Publication an Ordinance to Levy a Special Tax**

Report # 2014-00214

**Location:** District 5

**Action:** Public comment heard from Mac Worthy; and 1) Passed **Resolution No. 2014-0242** declaring results of the special mailed ballot election, and, if an election is in the affirmative; 2) reviewed an Ordinance to levy a special tax on land within the CFD; and 3) passed for publication the ordinance title as required by section 32(c) of the Sacramento City Charter to be considered on July 29, 2014.

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

10. **River District Property and Business Improvement District No. 2014-01 - Ballot Results**

Report # 2014-00101

**Location:** Districts 3 and 4

**Action:** 1) Received a report on the tabulation of assessment ballots submitted and not withdrawn before the public hearing closed on July 15, 2014; and 2) based on the results of the tabulation, passed a) **Resolution No. 2014-0243** declaring the results of the majority protest proceedings and renewing the River District PBID No. 2014-01; b) **Resolution No. 2014-0244** approving the annual River District PBID No. 2014-01 budget and levying assessment; and c) **Resolution No. 2014-0245** amending the FY2014/15 City budget for the River District PBID No. 2014-01.

**Contact:** Jodie Vong, Administrative Analyst, (916) 808-8243; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

11. **Citywide Landscaping and Lighting Assessment District – Initiate Annual Proceedings**

Report # 2014-00503

**Location:** Citywide

**Action:** Passed 1) **Resolution No. 2014-0246** replacing Resolution No. 2014-0168 and directing filing of the Annual Report for Fiscal Year (FY) 2014/15 for the Citywide Landscaping and Lighting Assessment District; and 2) **Resolution No. 2014-0247** replacing Resolution No. 2014-0169, approving Engineer's Annual Report and Intention to Order Maintenance of Improvements for FY2014/15 for the Citywide Landscaping and Lighting Assessment District, and setting a time and place for a Public Hearing for August 7, 2014.

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

- 12. Agreement for Revenue Audit, Recovery Services, and Business Tax System**  
Report # 2014-00500  
**Location:** Citywide  
**Action:** Passed 1) **Resolution No. 2014-0248** authorizing MuniServices, LLC to examine sales or transactions and use tax records of the State Board of Equalization; and 2) **Motion No. 2014-0181** authorizing the City Manager or the City Manager's designee to execute (a) a professional services agreement with MuniServices, LLC to provide revenue audit, recovery services, and a business tax system in an amount not-to-exceed \$550,000 plus contingency fees for the initial term of five years, and (b) the option for a one-year extension of the agreement specified above, provided that sufficient funds are available in the budget adopted for the applicable fiscal years.  
**Contact:** Brad Wasson, Revenue Manager, (916) 808-5724, Department of Finance
- 13. Cooperative Purchase Agreement: Hertz Equipment Rental**  
Report # 2014-00526  
**Location:** Citywide  
**Action:** Passed **Motion No. 2014-0182:** 1) approving the use of a U.S. Communities cooperative purchase agreement with Hertz Equipment Rental (Contract No. 31172) for equipment rental in an amount not-to-exceed \$705,775 through March 31, 2019 or until the agreement is no longer available for use; and 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:** Iseña Garcia, Program Specialist, (916) 808-1163; Keith Leech, Fleet Manager, (916) 808-5869, Department of General Services
- 14. Contract: Meadowview City Service Complex Roof Replacement (Y14000900)**  
Report # 2014-00460  
**Location:** 2812 Meadowview Road, District 8  
**Action:** Passed **Motion No. 2014-0183:** 1) approving the construction plans and specifications for the Meadowview City Service Complex Roof Replacement Project ("Project"); 2) awarding a construction contract to Kings Roofing, the lowest responsive and responsible bidder, in an amount not to exceed \$309,200 for the Project; and 3) authorizing the City Manager or the City Manager's designee to execute the contract specified above.  
**Contact:** Jeff Blanton, Associate Architect, (916) 808-8423; Yadi Kavakebi, Facilities & Real Property Superintendent, (916) 808-8432, Department of General Services
- 15. The 2014 Speed Lump Project**  
Report # 2014-00522  
**Location:** Citywide  
**Action:** Passed **Motion No. 2014-0184** approving the 2014 Speed Lump Project.  
**Contact:** Debb Newton, Program Analyst, (916) 808-6739; Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works

- 16. Memorandum of Understanding between the State of California, City of Sacramento and City of West Sacramento of the intent to relinquish a portion of State Route 275 including the Tower Bridge**  
Report # 2014-00525  
**Location:** District 4  
**Action:** Passed **Resolution No. 2014-0249** approving a Memorandum of Understanding (MOU) between the State of California Department of Transportation (Caltrans), City of Sacramento and City of West Sacramento (Cities) declaring the intent of Caltrans to relinquish a portion of State Route 275 (SR275) at PM 13.07, including the Tower Bridge (Bridge No. 22-0021) to Cities.  
**Contact:** Jerry Way, Director of Public Works, (916) 808-7111, Department of Public Works
- 17. Agreement: Integrated Planning and Asset Management Process and Action Plan**  
Report # 2014-00472  
**Location:** Citywide  
**Action:** Passed **Motion No. 2014-0185** authorizing the City Manager or the City Manager's designee to execute a Professional Services Agreement with MWH Americas Inc. for the development of an Integrated Planning and Asset Management Process and Action Plan, for an amount not-to-exceed \$169,322.  
**Contact:** Jammie Moens, Manager, Business and Integrated Planning Division, (916) 808-5988; Rick Matsuo, Supervising Engineer, Business and Integrated Planning Division, (916) 808-1728, Department of Utilities
- 18. Change Order: T Street Sewer Replacement, 19th-21st Street (X14010052)**  
Report # 2014-00509  
**Location:** District 4  
**Action:** Passed **Motion No. 2014-0186** authorizing the City Manager or the City Manager's designee to sign Change Order No. 3 to City Contract No. 2013-00835 with CSI Engineering, for the amount of \$19,072, bringing the contract amount to \$436,010.  
**Contact:** Bill Busath, Engineering & 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.

### **19. Delinquent Charges - Special Assessment and Liens for Weed Abatement on Private Property and Related Costs** (Noticed 05/14/2014)

Report # 2014-00397      **Estimated Time: 10 minutes** (Actual Time: 5 minutes)

**Location:** Citywide

**Action:** Moved/Seconded: Member Angelique Ashby /Member Allen Warren

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

**Absent:** Members Darrell Fong, Steve Hansen and Mayor Kevin Johnson

Conducted a public hearing with public comment heard from Mac Worthy and upon conclusion passed **Resolution No. 2014-0250** confirming the special assessments and placing a lien on the listed properties listed in Exhibit A for unpaid weed abatement services.

**Contact:** Brad Wasson, Revenue Manager, (916) 808-5724, Department of Finance

### **20. Delinquent Charges - Special Assessment Liens for Sidewalk Repair on Private Property and Related Costs** (Noticed 05/14/2014)

Report # 2014-00401      **Estimated Time: 10 minutes** (Actual Time: 5 minutes)

**Location:** Citywide

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

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

**Absent:** Members Darrell Fong, Steve Hansen and Mayor Kevin Johnson

Conducted a public hearing with public comment heard from Mac Worthy and upon conclusion passed **Resolution No. 2014-0251** accepting the delinquency lien report; thereby placing special assessment liens on the listed properties for unpaid sidewalk repairs.

**Contact:** Brad Wasson, Revenue Manager, (916) 808-5724, Department of Finance

**Agreement/Contract Review Only – No Action Required**

Agreements and/or Contracts are provided for review and will be presented for approval as noted in the recommendation.

**21. (Agreement/Contract for Review and Information) Plan Review, Field Inspection and/or Permit Processing Services**

Report # 2014-00532

**Location:** Citywide

**Action:** Reviewed 1) a resolution to authorize the City Manager to adjust FY2014/15 revenue and expenditure budgets for the Building Plan Check Division (21001212), up to and not to exceed \$741,000, based on actual building permit revenues received; 2) a report authorizing the City Manager or his designee to execute professional services agreements for On-Call Plan Review, Field Inspection and/or Permit Processing Services with 4Leaf, Inc., Bureau Veritas North America, Inc., Interwest Consulting Group, Inc., TRB and Associates, Inc., and West Coast Code Consultants, Inc. for one year with four one-year renewal options to provide On-Call Plan Review, Field Inspection and/or Permit Processing Services as needed basis, in a total amount not to exceed \$5,000,000; and 3) continued until July 29, 2014 for approval.

**Contact:** Elise Gumm, Administrative Analyst, (916) 808-1927; Winfred DeLeon, P.E., Supervising Engineer, (916) 808-5475, Community Development Department

**22. (Agreement/Contract for Review and Information) Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000) – Review Change Order**

Report # 2014-00507

**Location:** Interstate 5, one mile south of Pocket Road/Meadowview Road, from Franklin Boulevard west to Freeport Boulevard, Districts 7 and 8

**Action:** Reviewed a report 1) authorizing the City Manager or his designee to execute Change Order No. 11 to City Agreement No. 2013-0023 with Teichert Construction in an amount not to exceed \$1,902,762 for the Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000); 2) ratifying Change Order No. 9 and 10 to City Agreement No. 2013-0023 with Teichert Construction; 3) resetting the City Manager's authority to issue change orders for City Agreement No. 2013-0023; and 4) continued to July 29, 2014 for approval.

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

**23. (Agreement/Contract for Review and Information) 7th Street Sewer Replacement P to K Street Project**

Report # 2014-00515

**Location:** District 4

**Action:** 1) Reviewed a report recommending a) passage of a Resolution readopting the Addendum to the Environmental Impact Report for the Combined Sewer System Rehabilitation and Improvement Plan - Downtown Combined Sewer Upsizing Project including the 7th Street Sewer Replacement Project P to K Street; and b) approval of the contract plans and specifications for the project and award of the contract to Steve P. Rados, Inc., for an amount not to exceed \$4,576,410; and 2) continued to July 29, 2014 for approval.

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

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

1. Police Investigation
  - a. Gary Yabumoto
2. Homeless
  - a. Eric Hoover
3. Jobs
  - a. Mac Worthy
4. Capitol Mall
  - a. Mike Barnbaum
5. Kings Arena
  - a. Miguel Trujillo
6. City Leased Property
  - a. Joel Velasco
  - b. Darron Peters
  - c. Nissim Lanyadoo

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

**1. Information Requests**

None.

**2. Board/Commission Appointments**

- a. Planning & Design Commission
  1. Jose Bodipo-Memba (District 5)
  2. Cornelious Burke (Mayor)

**Adjourned** – 6:50 p.m.

## CITY COUNCIL

Kevin Johnson, Mayor  
Angelique Ashby, Mayor Pro Tem, 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  
Vacant, 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 Public Financing 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, July 29, 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).

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### **General Conduct for the Public Attending Council Meetings**

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- 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.
  - o 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.
  - o 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.
  - o 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.
  - o 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.
  - o **Matters not on the Agenda.** Two (2) minutes per speaker.
  - o **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.
  - o **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.
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- 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, July 29, 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.**

Regular session called to order by Mayor Kevin Johnson at 6:00 p.m. Tuesday, July 29, 2014 at the Sacramento City Hall Council Chamber.

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

**Members Absent:** Kevin McCarty

**Pledge of Allegiance**– led by David Mogavero.

**Consent Calendar Estimated Time: 5 minutes**

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

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

**Absent:** Member Kevin McCarty

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

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

**Absent:** Member Kevin McCarty

A motion passed to reconsider the motion passed to adopt Consent Calendar so that Item 7 could be pulled by Councilmember Steve Cohn for discussion and direction to staff.

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

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

**Absent:** Member Kevin McCarty

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

**1. Administrative Approvals for the November 4, 2014 General Election**

Report # 2014-00517

**Location:** Citywide

**Action:** 1) Passed **Resolution No. 2014-0252** accepting the results of the June 3, 2014 Primary Municipal Election as certified by the County Registrar of Voters; and 2) passed **Resolution No. 2014-0253** calling to the November 4, 2014 General Municipal Election ballot a contest among the top two candidates in District 3; and 3) passed **Resolution No. 2014-0254** adopting regulations for candidate statements to be submitted to the voters for Council District 3.

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

**2. Approving the Conflict of Interest Code of the Sacramento Public Financing Authority**

Report # 2014-00572

**Location:** Citywide

**Action:** Passed **Resolution No. 2014-0255** approving the Conflict of Interest Code of the Sacramento Public Financing Authority.

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

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

Report # 2014-00590

**Location:** Citywide

**Action:** Passed **Motion No. 2014-0187** approving the City Council Meeting Minutes dated February 4, February 11, February 18, and February 25, 2014.

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

4. **Professional Services Agreement: On-Call Plan Review, Field Inspection and/or Permit Processing Services** (Reviewed 07/15/2014)  
Report # 2014-00533  
**Location:** Citywide  
**Action:** 1) Passed **Resolution No. 2014-0256** authorizing the City Manager to adjust FY2014/15 revenue and expenditure budgets for the Building Plan Check Division (21001212), not-to-exceed \$741,000, based on actual building permit revenues received; and 2) passed **Motion No. 2014-0188** authorizing the City Manager or his designee to execute professional services agreements for On-Call Plan Review, Field Inspection and/or Permit Processing Services with 4Leaf, Inc., Bureau Veritas North America, Inc., Interwest Consulting Group, Inc., TRB and Associates, Inc., and West Coast Code Consultants, Inc. for one year with four one-year renewal options to provide On-Call Plan Review, Field Inspection and/or Permit Processing Services as needed basis, in a total amount not to exceed \$5,000,000.  
**Contact:** Elise Gumm, Administrative Analyst, (916) 808-1927; Winfred DeLeon, P.E., Supervising Engineer, (916) 808-5475, Community Development Department
5. **Curtis Park Village Community Facilities District (CFD) No. 2014-02 (Improvements), Adopt Ordinance to Levy a Special Tax** (Passed for Publication 07/22/2014; Published 07/24/2014)  
Report # 2014-00215  
**Location:** District 5  
**Action:** Public comment given by Mac Worthy; passed **Ordinance No. 2014-0022** to levy a special tax on land within the CFD; and passed **Resolution No. 2014-0257** creating an accounting fund for the CFD.  
**Contact:** Mark Griffin, Program Manager, (916) 808-8788, Department of Finance
6. **Grant/Agreement: Participation in California Task Force Seven (CA TF-7), Urban Search and Rescue (US&R) Team**  
Report # 2014-00544  
**Location:** Citywide  
**Action:** Public comment given by Mac Worthy and Nikohl Vandel; passed **Resolution No. 2014-0258** authorizing the City Manager, or Fire Chief as his designee, on behalf of the City of Sacramento, to execute Memorandums of Agreement (MOAs), as the sponsoring agency of a Department of Homeland Security/Federal Emergency Management Agency (DHS/FEMA), Urban Search and Rescue (US&R) team, California Task Force Seven (CA TF-7), with 1) Michael Boyle and 2) Robert Patterson Jr., as Affiliated Personnel, for training and potential deployment to disasters per FEMA instruction.  
**Contact:** Chris Costamagna, Battalion Chief, (916) 216-0291; Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department

7. **Design Assist Contractor Qualification and Selection Process for McKinley Park Pond and Land Park Ponds Renovation Projects (Two-Thirds Vote Required)**  
Report # 2014-00471  
**Location:** Districts 3 and 4  
**Action:** Passed **Motion No. 2014-0189:** 1) suspending competitive bidding in the best interests of the City; and 2) authorizing the City Manager or his designee to implement a qualification and selection process to hire a contractor for the McKinley Park Pond and Land Park Ponds Renovation Projects with direction given to staff to 1) delete the May proposed timeline, to show that the scope and schedule of the work will be developed by the selected contractor and City staff in consultation with the [Community] Advisory Committee with every effort by city staff to ensure completion of the work as expeditiously as possible within the framework of public safety, wildlife preservation, budget, and public work standards; and 2) add a requirement that a Certified Wildlife Biologist, approved by the City's Director of Parks and Recreation, also serve on the Advisory Committee.  
**Contact:** C. Gary Hyden, Supervising Landscape Architect, (916) 808-1949, Department of Parks and Recreation
8. **Grant Acceptance: 2014 Alcohol Beverage Control (ABC) Liaison Officer**  
Report # 2014-00557  
**Location:** Citywide  
**Action:** 1) Passed **Resolution No. 2014-0259** authorizing the City Manager or the City Manager's designee, to: 1) accept a grant award in the amount of \$91,000 from the California State Department of Alcoholic Beverage Control (ABC); 2) establish a grant project for the Fiscal Year (FY) 2014/15 ABC Liaison Officer program (G11012600); 3) continue the authorization of one (1.0) Full Time Equivalent (FTE) Police Officer as an ABC Liaison Officer; and, 4) increase the necessary Police Department grant operating and revenue budgets by \$91,000 to implement the ABC Liaison Officer program.  
**Contact:** Jacqueline Dowden, Police Captain, Metro Division, (916) 808-0701, Police Department
9. **5th Street Extension / Railyards Boulevard Roadway Project (T15135800) – Approve Change Order**  
Report # 2014-00529  
**Location:** 5th Street, North of H Street and Railyards Boulevard from 7th Street to the Bercut Drive, District 3  
**Action:** Passed **Motion No. 2014-0190:** 1) authorizing the City Manager or his designee to execute Change Order No. 6 to City Agreement No. 2013-1035 with O.C. Jones and Sons in an amount not to exceed \$609,000 for the 5th Street Extension / Railyards Boulevard Roadway Project (T15135800); and 2) resetting the City Manager's Change Order authority.  
**Contact:** Jon Blank, Supervising Engineer, (916) 808-7914; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

- 10. Administrative Matter: Correction to Resolution 2014-0119 regarding the Meadowview Road Streetscape Project (T15145500)**  
Report # 2014-00541  
**Location:** Fruitridge Road from Power Inn Road to 65th Street, District 6  
**Action:** Passed **Resolution No. 2014-0260** amending Resolution 2014-0119 to correct the project description for the fund transfer in the amount of \$174,150 (\$88,294 Fund 2001, \$85,856 Fund 2007) from the State and Federal Grant Match to the Meadowview Road Streetscape Project (T15145500).  
**Contact:** Lucinda Willcox, Program Manager (916) 808-5052; Nicholas Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works
- 11. Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000) - Approve Change Order (Reviewed 07/22/2014)**  
Report # 2014-00508  
**Location:** Interstate 5, one mile south of Pocket Road/Meadowview Road, from Franklin Boulevard west to Freeport Boulevard, Districts 7 and 8  
**Action:** Passed **Motion No. 2014-0191:** 1) authorizing the City Manager or his designee to execute Change Order No. 11 to City Agreement No. 2013-0023 with Teichert Construction in an amount not to exceed \$1,902,762 for the Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000); 2) ratifying Change Order No. 9 and 10 to City Agreement No. 2013-0023 with Teichert Construction; and 3) resetting the City Manager's authority to issue change orders for City Agreement No. 2013-0023.  
**Contact:** Nader Kamal, Special Projects Engineer, (916) 808-7035; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works
- 12. Amendment #1 to the Old Sacramento Garage Lease**  
Report # 2014-00519  
**Location:** 200 I Street, District 4  
**Action:** Passed **Motion No. 2014-0192** authorizing the City Manager to execute a 40-year amendment to the lease with the State of California for property located under Interstate 5 which is the location of the City's Old Sacramento Garage.  
**Contact:** Matt Eierman, Parking Services Manager (916) 808-5849; Jerry Way, Director of Public Works, (916)808-7100; Department of Public Works
- 13. Contract: AECOM for Engineering Services for Basin 52 Stormwater Master Plan Update**  
Report # 2014-00477  
**Location:** District 4  
**Action:** Passed 1) **Resolution No. 2014-0261** transferring Wastewater Revenue Bond funds (Fund 6320) from Combined Sewer System Program (X14010000) and from the Base CIP Contingency Program (X14000500) to the Combined Wastewater Planning Program (X14130300); and 2) a Motion authorizing the City Manager or the City Manager's designee to execute an agreement with AECOM in an amount not-to-exceed \$199,998, to update the Basin 52 Stormwater Master Plan.

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

14. **Contract: 7th Street Sewer Replacement P to K Street Project** (Reviewed 7/22/14)  
Report # 2014-00516  
**Location:** District 4  
**Action:** 1) Passed **Resolution No. 2014-0262** readopting the Addendum to the Environmental Impact Report for the Combined Sewer System Rehabilitation and Improvement Plan - Downtown Combined Sewer Upsizing Project including the 7th Street Sewer Replacement Project P to K Street; and 2) passed **Motion No. 2014-0193:** a) approving the contract plans and specifications for the project; and b) awarding the contract to Steve P. Rados, Inc., for an amount not to exceed \$4,576,410.  
**Contact:** Bill Busath, Engineering & Water Resources Manager, (916) 808-1434; Brett Grant, Supervising Engineer, (916) 808-1413, Department of Utilities
15. **Approval of Sacramento Employment and Training Agency (SETA) Governing Board Action to accept \$100,000 in grant funding from the American Association of Retired Persons (AARP)**  
Report # 2014-00496  
**Location:** Citywide  
**Action:** Passed **Motion No. 2014-0194** authorizing the Sacramento Employment and Training Agency (SETA) to accept the American Association of Retired Persons (AARP) "Back to Work 50+ Network Workforce Investment Board Expansion" grant in the amount of \$100,000.  
**Contact:** Michelle O'Camb, Program Officer, (916) 263-3868, Sacramento Employment and Training Agency

### **Public Hearings**

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

16. **515 T Street Multi-Family Residential Rezone** (Passed for Publication 07/22/2014; Noticed 07/18/2014; Published 07/24/2014)  
Report # 2014-00536 **Estimated Time: 20 minutes** (Actual Time: 10 minutes)  
**Location:** District 4
- Action:** Moved/Seconded: Member Steve Hansen / Member Steve Cohn
- Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson
- Absent:** Member Kevin McCarty

Conducted a public hearing with public comment given by Mac Worthy and Julie Osborn; and upon conclusion passed 1) **Resolution No. 2014-0263** determining the 515 T Street Multi-Family Residential project exempt from review under the California Environmental Quality Act; 2) **Ordinance No. 2014-0023** rezoning approximately 0.29 acres from the Multi-Unit (R-3A) Zone to the Multi-Unit (R-4) Zone; and 3) **Resolution No. 2014-0264 as amended** approving the Preservation Site Plan and Design Review for 11 new residential units, with rear setback deviation, and the rehabilitation of an existing residential building.

**Contact:** Antonio Ablog, Associate Planner, (916) 808-7702; Roberta Deering, LEED AP, Preservation Director, (916) 808-8259; Stacia Cosgrove, Principal Planner, (916) 808-7110, Community Development Department

- 17. Delinquent Utility Service Charges - Special Assessment** (Noticed 07/15/2014 & 07/22/2014)  
Report # 2014-00343      **Estimated Time: 15 minutes** (Actual Time: 8 minutes)  
**Location:** Citywide

**Action:** Moved/Seconded: Member Allen Warren /Member Steve Hansen

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

**Absent:** Member Kevin McCarty

Conducted a public hearing on the report of delinquent utility service charges and upon conclusion, passed **Resolution No. 2014-0265 as amended** adopting the report and imposing special assessment levies against the properties to which the services were rendered.

**Contact:** Jammie Moens, Business Services Manager, (916) 808-5988; Shellette Smallwood, Program Manager, (916) 808-4928, Department of Utilities

### **Information Reports**

These items are for information only and are not eligible for action at this time.

- 18. Notification of "Final Map Approval" for Park Riviera Terrace (P06-116)**

Report # 2014-00589

**Location:** District 7

**Action:** Received and filed.

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

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

1. Fluoride
  - a. Ed Clark
2. Crimes
  - a. Aduse Poku-Gyimah
3. Jobs
  - a. Mac Worthy
4. Occupy
  - a. Nikohl Vandel
5. Homelessness
  - a. Miguel Trujillo
  - b. David Mejia
6. Old Sacramento Parking Garage
  - a. Darron Peter

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

- 1. Information Requests**
  - a. Mayor Johnson
    1. Report next week regarding options for Old Sacramento Gold Rush Days
  - b. Steve Hansen
    1. reported on his recent Harvard school trip (AB1234 compliance)
- 2. Board/Commission Appointments**
  - a. Community Racial Profiling Commission
    1. Rosalyn Van Buren (D3)

**Adjourned** – 6:53 p.m. in memory of James Shabazz