

Meeting Date: 4/26/2016

Report Type: Consent

Report ID: 2016-00442

Title: Approval of City Council Meeting Minutes

Location: Citywide

Recommendation: Pass a Motion approving the City Council Meeting Minutes dated April 14, 2016.

Contact: Shirley Concolino, MMC, 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-April 14, 2016 DRAFT Council Minutes

Approvals/Acknowledgements

Department Director or Designee: Shirley Concolino – 4/18/2016 2:52:48 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, District 1
Allen Warren, District 2
Jeff Harris, District 3
Steve Hansen, District 4
Jay Schenirer, District 5
Eric Guerra, District 6
Rick Jennings, II, Vice Mayor, District 7
Larry Carr, Mayor Pro Tem, District 8

CHARTER OFFICERS

James Sanchez, City Attorney
Shirley Concolino, City Clerk
John F. Shirey, City Manager
John Colville, Interim City Treasurer

City of
SACRAMENTO

DRAFT Minutes

City Council
Financing Authority
Housing Authority
Public Financing Authority
Redevelopment Agency
Successor Agency

City Hall-Council Chamber
915 I Street, 1st Floor

Published by the Office of the City Clerk
(916) 808-5163

Thursday, April 14, 2016
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. **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 meeting agendas on the City website, 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. All meeting materials are also available at the meeting for public review. Contracts subject to the 10-day review period, as required by the Council Rules of Procedure, can be found on the City's website at: <http://portal.cityofsacramento.org/Clerk/Contract-Posting>

City Council meetings are broadcast live on Metrocable, Channel 14, AT&T Broadband Cable System and rebroadcast on the Saturday following the date of the meeting. Live video streams and indexed archives of meetings are available via the internet. Visit the City's official website at http://sacramento.granicus.com/ViewPublisher.php?view_id=21.

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

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*).

General Conduct for the Public Attending Council Meetings

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

Members of the Public Addressing the City Council

Purpose of Public Comment. The City provides opportunities for the public to address the Council as a whole in order to listen to the public's opinions regarding non-agendized matters within the subject matter jurisdiction of the City during Regular meetings and regarding items on the Agenda at all other meetings.

- Public comments should not be addressed to individual Members nor to City officials, but rather to the City Council as a whole regarding City business.
- While the public may speak their opinions on City business, personal attacks on Members and City officials, use of swear words, and signs or displays of disrespect for individuals are discouraged as they impede good communication with the Council.
- Consistent with the Brown Act, the public comment periods on the Agenda are not intended to be "Question and Answer" periods or conversations with the Council and City officials. The limited circumstances under which Members may respond to public comments are set out in Rule 8 D 2 of the Council Rules of Procedure.
- Members of the public with questions concerning Consent Calendar items may contact the staff person or the Council Member whose district is identified on the report prior to the meeting to reduce the need for discussion of Consent Calendar items and to better respond to the public's questions.

Speaker Time Limits. In the interest of facilitating the Council's conduct of the business of the City, the following time limits apply to members of the public (speakers) who wish to address the Council during the meeting.

- **Matters not on the Agenda.** Two (2) minutes per speaker.
- **Consent Calendar Items.** The Consent Calendar is considered a single item, and speakers are therefore subject to the two (2) minute time limit for the entire Consent Calendar. Consent Calendar items can be pulled at a Council member's request. Such pulled Consent Calendar items will be considered individually and up to two (2) minutes of public comment per speaker on those items will be permitted.
- **Discussion Calendar Items.** Two (2) minutes per speaker.

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

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

DRAFT MINUTES

Thursday, April 14, 2016

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. Thursday, April 14, 2016 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson (departed 6:36 p.m.)

Pledge of Allegiance– led by Boy Scout Troop 136 and the Reynolds family.

Closed Session Report – None.

Consent Calendar Estimated Time: 5 minutes

Action: Moved/Seconded: Member Rick Jennings / Member Steve Hansen

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson.

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

1. Approval of City Council Meeting Minutes

Report # 2016-00383

Location: Citywide

Action: Passed Motion No. 2016-0101 approving the City Council Meeting Minutes dated March 15, 2016 as corrected and March 29, 2016.

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

2. City Signatory Authority for City Properties: Proposed Expansion and Renewal of Oak Park Property and Business Improvement District (Oak Park PBID) No. 2016-01

Report # 2016-00064

Location: District 5

Action: Passed Resolution No. 2016-0110 designating the City Manager or designee as the signatory authority for all City-owned properties to be included in the proposed Oak Park Property and Business Improvement District (PBID).

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

- 3. Appropriation of Funds for the Citywide Pool Assessment Repair Project**
Report # 2016-00356
Location: Districts 3 and 5
Action: Public comment heard from Anyon Douglas; **passed Resolution No. 2016-0111** appropriating \$475,000 from Special Recreation Fund (Fund 2504) to the Citywide Pool Assessment Repair Project (L19706500).
Contact: Shannon D. Brown, Operations Manager, (916) 808-6076, Department of Parks and Recreation
- 4. Supplemental Agreement: Ramona Avenue Extension and Folsom Blvd Widening from UPRR Overhead to Route 50 Structure (T15018400)**
Report # 2016-00345
Location: Districts 3 and 6
Action: Passed Motion No. 2016-0102: 1) authorizing the City Manager or his designee to execute Supplemental Agreement No. 12 to City Agreement No. 2004-015 with Mark Thomas & Company, Inc. in an amount not to exceed \$114,274; 2) ratifying Supplemental Agreements Nos. 10 and 11 to City Agreement No. 2004-015 with Mark Thomas and Company and; 3) resetting the City Manager's authority to issue Supplemental Agreements for City Agreement No. 2004-015.
Contact: Nader Kamal, Supervising Engineer, (916) 808-7035; Nicholas Theocharides, Engineering Services Manager, (916) 808-8280, Department of Public Works
- 5. Cooperative Purchase Agreement: Enterprise Vehicle Rentals**
Report # 2016-00354
Location: Citywide
Action: Passed Motion No. 2016-0103: 1) approving the use of the State of California cooperative purchase agreement with EAN Services, LLC, doing business as Enterprise Rent-A-Car, (Contract No. 5159905) for vehicle rentals in an amount not to exceed \$600,000 through February 28, 2021 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; Mark Stevens, Fleet Manager, (916) 808-5869, Department of Public Works
- 6. Cooperative Purchase Agreement: Backhoe Loaders**
Report # 2016-00357
Location: Citywide
Action: Passed Motion No. 2016-0104: 1) approving the use of the Houston-Galveston Area Council (HGAC) cooperative purchase agreement with Pape Machinery, Inc. (Contract No. EM06-15) for the purchase of two replacement backhoe loaders in an amount not to exceed \$226,836; and 2) authorizing the City Manager or the City Manager's designee to execute the purchase specified above.

Contact: Iseña Garcia, Program Specialist, (916) 808-1163; Mark Stevens, Fleet Manager, (916) 808-5869, Department of Public Works

7. Contract: 16th Avenue Sewer Replacement Project (PN: X14130608)

Report # 2016-00329

Location: District 5

Action: Passed Motion No. 2016-0105: 1) approving the contract plans and specifications for the project; and 2) awarding the contract to Caggiano General Engineering, Inc., for an amount not-to-exceed \$134,502.

Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Brett Grant, Supervising Engineer, (916) 808-1413; James Yorita, Project Manager, (916) 808-1911, Department of Utilities

8. Supplemental Agreement: Department of Utilities Security Standards

Report # 2016-00344

Location: Citywide

Action: Passed Motion No. 2016-0106 authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 1 to City Agreement No. 2016-1107 with Guidepost Solutions LLC, for additional design services in an amount not-to-exceed \$51,720, bringing the agreement's total not-to-exceed amount to \$236,340.

Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Dave Hansen, Supervising Engineer, (916) 808-1421; Tim Weis, Project Manager, (916) 808-1428, Department of Utilities

9. Agreements: Summer Violence and Crime Reduction Programs

Report # 2016-00390

Location: Citywide

Action: Passed Motion No. 2016-0107 authorizing the City Manager, or the City Manager's designee, to execute agreements with Roberts Family Development Center and Re-Imagine Mack Road Foundation to administer summer youth and young adult violence and crime reduction programming for an amount not to exceed \$100,000 per agency.

Contact: Dave Risley, Police Captain, North Command, (916) 808-2290; Dave Peletta, Police Captain, South Command, (916) 808-6150, Police Department

Public Hearings

10. Third Party Appeal: Valero Beer and Wine Sales (Noticed 04/01/2016)

Report # 2016-00355 **Estimated Time: 30 minutes (Actual Time: 22 minutes)**

Location: 3211 Riverside Boulevard, District 4

Action: Moved/Seconded: Member Steve Hansen / Member Larry Carr

Yes: Members Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

No: Member Angelique Ashby

Conducted a public hearing with public comment heard from Joyce Johnston, Marcus Yee, and Barry Scarff, and upon conclusion passed 1) **Resolution No. 2016-0112** approving the determination that the project is exempt from California Environmental Quality Act; and 2) **Resolution No. 2016-0113** approving a Conditional Use Permit to allow the sale of beer and wine within an existing 1,440 square foot convenience store on a 13,320 square foot (0.31 acre) site in the General Commercial (C-2) zone.

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

11. Ordinance Amending Various Sections in Chapters 5.32, 17.216, 17.220 and 17.224 of the Sacramento City Code Relating to Cardrooms (Noticed 03/11/2016; Passed for Publication 03/15/2016; Published 03/18/2016)

Report # 2016-00284 **Estimated Time: 45 minutes** (Actual Time: 40 minutes)

Location: Citywide

Moved by Member Steve Hansen, seconded by Allen Warren, a **motion failed** to approve staff recommendation with two modifications: 1) limit the per hand bet to \$1,000 and 2) allow a 12 month time frame for moving locations.

Action: Moved/Seconded: Member Angelique Ashby / Member Larry Carr

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Jeff Harris, Rick Jennings, Jay Schenirer and Allen Warren

No: Member Steve Hansen

Absent: Mayor Kevin Johnson

Conducted a public hearing with public comment heard from Kenneth Bacon, and upon conclusion, a **substitute motion** passed **Ordinance No. 2016-0016** amending various sections in Chapters 5.32, 17.216, 17.220 and 17.224 of the Sacramento City Code relating to cardrooms with direction given to staff to send to the state a proposed amendment to allow a 12 month time frame for location moves, after which the ordinance will be brought back for Council approval to include that provision.

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

Discussion Calendar

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

12. Ordinance Adding Section 15.148.920 to the Sacramento City Code Relating to Signs for Large Entertainment Venues (M16-003) [Passed for Publication 04/05/2016;

Published 04/08/2016]

Report # 2016-00333

Estimated Time: 30 minutes (Actual time: 15 minutes)

Location: Citywide

Action: Moved/Seconded: Member Steve Hansen / Member Eric Guerra

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

Absent: Mayor Kevin Johnson

Public comment heard from Pete Noack and Jon Bagatelos; passed **Ordinance No. 2016-0017** adding Section 15.148.920 to the Sacramento City Code, Relating to Signs for Large Entertainment Venues with direction to staff to bring back within 90 days a tier 2 proposal and to work with Kaiser to grant the signage variances so as not to delay.

Contact: Sandra Yope, Senior Planner, (916) 808-7158, Community Development Department; Desmond Parrington, AICP, ESC Project Manager, (916) 808-5044, Office of the City Manager

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

- | | |
|---------------------|---------------------|
| 1. New Arena | b. Lorraine Brown |
| a. Lambert Davis | c. Janet Andres |
| 2. Misc. | 3. Oak Tree Removal |
| a. Jrmarr Jefferson | a. Dimetriy Tupehiy |

Council Comments-Ideas, Questions and AB1234 Reports

1. Information Requests

a. Member Hansen

1. AB1234 report – Washington DC cap to cap trip
2. Requested City Manager provide a report fee deferrals for housing units

b. Member Jeff Harris

1. AB1234 report – Washington DC cap to cap trip

2. Board/Commission Appointments

None.

Adjourned – 7:58 p.m. in memory of Terre Johnson and Walter Edwards.