



**Meetings of Sacramento
City Council
Redevelopment Agency
Housing Authority
Financing Authority**

CITY COUNCIL

Heather Fargo, Mayor
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Sandy Sheedy, District 2
Steve Cohn, District 3
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Kevin McCarty, District 6
Robbie Waters, District 7
Bonnie Pannell, District 8

Agenda

Tuesday, August 22, 2006

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

Published by the Office of the City Clerk (916) 808-7200

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
Ray Kerridge, City Manager
Tom Friery, City Treasurer

NOTICE TO THE PUBLIC

You are welcomed and encouraged to participate in this meeting. Public comment is taken (3 minutes maximum) on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard at the end of the meeting 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 located in racks inside the chamber and should be completed and submitted to the 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 of 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 recommendations; 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. (25 cents per page)

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AGENDA

Tuesday, August 22, 2006

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-1:30 p.m.

Roll Call

Closed Session

(Read Closed Session Items – ask for public comment – 3 minutes maximum)

City Council

Pursuant to Government Code section 54956.9(a), for a matter pertaining to pending litigation: Sylvia Dellar Survivor's Trust v. City of Sacramento, Sacramento Superior Court Case No. 05AS01152.

Reconvene to Open Session- 2:00 p.m.

Closed Session Report

The City Attorney shall determine if any actions taken by the City Council or legislative bodies in Closed Session shall require a reporting on those actions as required by Law (Government Code § 54957.1 (a) (3) (B))

Special Presentations/General Communications

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

Consent Calendar (Items 1 – 20)

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

1. Approval of Minutes for August 8, 2006

Location: (Citywide)

Recommendation: Approve afternoon and evening City Council, Redevelopment Agency, Housing Authority, and Financing Authority Minutes for August 8, 2006.

Contact: Shirley Concolino, City Clerk, (916) 808-7200, Office of the City Clerk.

2. Confirmation of Board and Commission Appointments

Location: (Citywide)

Recommendation: Confirmation of the following appointments: 1) Eva M. Williams (Category B) and Bill Swayne (Category D) to the Ethel MacLeod Hart Advisory Committee; 2) Sonja Wolford and Crystalkay Fairrington (Category A2) to the Sacramento Youth Commission; 3) Warren Smith (Category C), John Nunan and La Fenus Stancell (Category A) to the Sacramento Sports Commission; and 4) Petrea Marchand (Category A3) to the Transportation Programming Guide.

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Ruci Katia, Deputy City Clerk, (916) 808-7200, Office of the City Clerk.

3. Open Application Period for Various Boards/Commissions/Committees

Location: (District 2)

Recommendation: Open an application period for the Sacramento City/County Bicycle Advisory Committee to fill two (2) positions, opening on August 23, 2006 with applications due on September 22, 2006.

Contact: Ruci Katia, Deputy City Clerk, (916) 808-7200, and Stephanie Mizuno, Assistant City Clerk, Office of the City Clerk.

4. Grant/Agreement: Swanston Station Infrastructure Needs Assessment and Urban Design Plan (PN: TE01)

Location: Swanston Light Rail Station (Districts 2 and 3)

Recommendation: Adopt a **Resolution** 1) authorizing the Department of Transportation to apply for, and accept a Caltrans Planning Grant; and 2) authorizing and directing the Director of Transportation to execute an agreement with Caltrans for the Swanston Station Infrastructure Needs Assessment and Urban Design Plan.

Contact: Brian Abbanat, Associate Planner, 808-7584; Theresa Arnold, Special Projects Engineer, 808-5514, Planning and Transportation Departments.

5. Grants/Agreements: 2006-2007 Marketing Mini-Grant Arts Stabilization Program

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) approving funding for the 2006-07 Marketing Mini-Grants from funds reserved in the Arts Stabilization Carryover in the amount of \$80,920; 2) authorizing the City Manager to execute 2006-2007 Marketing Mini-Grant agreements with the twenty grantees (Art Directors and Artist Club, Asian Cultural Exchange, CA Consultancy for Arts Education, Inc., CA Lawyers of the Arts, Capital Public Radio, Crocker Arts Museum Association, Fairytale Town, Folsom Civic Ballet Theatre, Hmong Cultural Arts, Instituto Mazaltan Bellas Artes de Sacramento, KVIE, Inc., League of Sacramento Theaters, Sacramento Children's Chorus, Sacramento Choral Society & Orchestra; Sacramento French Film Festival/Alliance Francaise de Sacramento; Sacramento Opera Association, Sacramento Philharmonic Orchestra Association, Sinag-tala Filipino Theater and Performing Arts Assoc, Sacramento Ballet Association, Theatre for Children, Inc.)

Contact: Ruth Rosenberg, Arts Stabilization Consultant, (916) 455-6383; Rhyena Halpern, Interim Manager, Metropolitan Arts Division (916) 566-3989, Convention, Culture & Leisure Department.

6. (City Council/Redevelopment Agency) Supplemental Agreements: Tower Bridge Pedestrian/Bicycle Improvements Project (PN: HC06)

Location: Tower Bridge – Capitol Mall (State Route 275) at Sacramento River (District 1)

Recommendation: Adopt a 1) City **Resolution** a) authorizing and directing the City Manager to execute Supplemental Agreement No. 5 in the amount of \$85,000 with Parsons Brinkerhoff Quade and Douglas for a total contract amount of \$2,102,730; b) resetting the City Manager's Supplemental Agreement authority; and c) authorizing and directing the City Manager to execute a tri-party agreement among the City, the Sacramento Area Council of Governments (SACOG) and the Redevelopment Agency (Agency) of the City of Sacramento in the amount of \$1,239,000 for the Tower Bridge project; and 2) a Redevelopment Agency **Resolution** authorizing the designated authority for the Redevelopment Agency of the City of Sacramento to a) enter into a tri-party agreement among the Agency, City and SACOG in the amount of \$1,239,000 for the Tower Bridge project; and b) transfer \$1,239,000 from the Merged Downtown Development Assistance project to SACOG.

Contact: Nader Kamal, Special Projects Engineer, (916) 808-7035; Jon Blank, Supervising Engineer, (916) 808-7914; Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Transportation and Economic Development Departments.

7. Supplemental Agreement: Intern Services

Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the execution of Supplement Agreement No. 4 to City Agreement No. 2002-0958 for intern services with the Community College Foundation increasing the not to exceed amount from \$210,000 to \$303,000 and extending the term of the agreement from June 30, 2006 to June 30, 2007; and 2) authorizing the City Manager to execute the supplemental agreement.

Contact: Frances Chong, Administrative Officer, (916) 808-5010; Greg Schulte, Program Manager, (916) 808-7116, Development Services Department.

8. Contracts: Maintenance and Repair of Sidewalks, Curbs, and Gutters

Location: (Citywide)

Recommendation: Adopt a **Resolution:** 1) approving the award of two additional contracts for the Maintenance and Repair of Sidewalks, Curbs, and Gutters to I.M.C. and C & C Construction for an initial term award through April 7, 2007 with the possibility of up to four one-year extensions, and 2) authorizing the City Manager, or his designee, to execute the contracts.

Contact: Juan Montanez, Interim Street Services Manager, (916) 808-2254; Gabriel Morales, Interim Operations General Supervisor (916) 808-2289; Ramon Gibbons, Program Specialist, (916) 808-5871, Transportation Department.

Consent Calendar (continued from previous page)

9. **Contract: 2006 Speed Humps Project Phase II (PN: SH89)**
Location: Various locations (Citywide)
Recommendation: Adopt a **Resolution:** 1) approving plans and specifications; 2) accepting the low bid of Biondi Paving, Inc.; and 3) authorizing and directing the City Manager to execute a contract in the amount of \$101,648 with Biondi Paving for the project.
Contact: Salam Shehadeh, Assistant Engineer, (916) 808-8299; Jon Blank, Supervising Engineer, (916) 808-7914, Department of Transportation.
10. **Contract: Two Rivers Trail, Phase I Project (CIP HB66)** (Continued from 7-18-06, 7-25-06)
Location: American River Parkway's South Levee (District 1)
Recommendation: Adopt a **Resolution:** 1) accepting Biondi Paving as the low, responsible bidder; and 2) awarding the construction contract to Biondi Paving in the amount of \$653,329 for the project.
Contact: Janet Baker, Park Development Manager, (916) 808-8234, Parks and Recreation Department.
11. **Contract/Change Order: Ueda Parkway Project (CIP HB16)**
Location: West El Camino Avenue to Stonip Road (District 1)
Recommendation: Adopt a **Resolution** 1) approving plans specifications; 2) accepting Martin Brothers Construction as low, responsible bidder; 3) authorizing and directing the City Manager to execute the construction contract with Martin Brothers Construction in the amount of \$1,872,141; and 4) approving Change Order No. 1 for the project in the amount of \$103,740; and 5) resetting the City Manager's construction contract authority.
Contact: P. Tindell, Interim Park Development Manager, (916) 808-1955, Parks and Recreation Department.
12. **Contract: Orchard Park Phase II, LK73**
Location: 2938 West River Drive (District 1)
Recommendation: Adopt a **Resolution:** 1) accepting JM Slover, Inc., as the low, responsible bidder for the base bid and additive alternates 1 & 2; 2) appropriating \$500,000 of Quimby Act Fees, Fund 710, Planning Area 9; 3) awarding the construction contract to JM Slover, Inc., and, 4) authorizing the City Manager to execute the construction contract with JM Slover, Inc., in the amount of \$876,721.
Contact: J.P. Tindell, Interim Park Development Manager, (916) 808-1955, Parks and Recreation Department.

Consent Calendar (continued from previous page)

13. Contract: Sparrow Park, CIP LX41

Location: 4694 Westlake Parkway, (District 1)

Recommendation: Adopt a **Resolution:** 1) accepting JM Slover, Inc., as the low, responsible bidder for the base bid and all add alternates; 2) appropriating \$133,000 of Park Impact Fee (PIF), Fund 791; 3) awarding the construction contract to JM Slover, Inc.; and, 4) authorizing the City Manager to execute the contract with JM Slover, Inc., in the amount of \$297,523.

Contact: J.P. Tindell, Interim Park Development Manager, (916) 808-1955, Parks and Recreation Department.

14. Crocker Art Museum Expansion Project (CF61)

Location: 216 O Street, block bounded by 2nd, O, 3rd and P Streets, Central City (District 1)

Recommendation: Adopt 1) a **Resolution** approving an addendum to the final Environmental Impact Report (EIR); and 2) a **Resolution** a) approving the demolition of the Herold Wing and design of a new, replacement structure; and b) authorizing Crocker Art Museum Association (CAMA) to amend its agreement with Gwathmey Siegel & Associates in an amount not to exceed \$285,000 for the design and preparation of construction documents for the replacement structure.

Contact: Cynthia Kranc, Facilities Manager, (916) 808-2258; Lial Jones, Director, Crocker Art Museum, (916) 264-5423, General Services Department.

15. Code Enforcement Case Fees and Penalties [To Be Delivered]

Location: (Citywide)

Recommendation: Adopt a **Resolution** placing liens on the properties for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

Contact: Ron O'Connor, Code Enforcement Manager, (916) 808-8183, Code Enforcement Department.

16. Housing Case Fees and Penalties – Findings of Fact for Special Assessment Liens [To Be Delivered]

Location: (Citywide)

Recommendation: Adopt a **Resolution** placing liens on the properties for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

Contact: Randy Stratton, Chief of Housing and Dangerous Buildings, (916) 808-5404, Code Enforcement Department.

Consent Calendar (continued from previous page)

17. Certification of the June 6, 2006 Primary Municipal Election Results

Location: (Districts 1, 3, 5 and 7)

Recommendation: Adopt a **Resolution** certifying the results of the June 6, 2006 Primary Municipal Election as certified by the County Registrar of Voters.

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093; Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk.

18. (Pass for Publication) Recovery of Costs Incurred in the Enforcement of the Nuisance Code, Housing Code and Dangerous Buildings Code

Location: (Citywide)

Recommendation: 1) Review an Ordinance amending Section 8.04.430 of Chapter 8.04, and amending Section 8.96.360 of Chapter 8.96 of the Sacramento City Code relating to recovery of costs incurred in the enforcement of the Nuisance Code, Housing code, and Dangerous Buildings Code; 2) pass for publication of title as required by Sacramento City Code; and 3) to be adopted on August 29, 2006.

Contact: Max Fernandez, Director of Code Enforcement, (916) 808-7940, Randy Stratton, Chief, Housing and Dangerous Buildings (916) 808-6497, Ron O'Connor, Code Enforcement Manager, (916) 808-8183, Code Enforcement Department.

19. Order of Succession

Location: (Citywide)

Recommendation: Adopt a **Resolution** establishing the order of succession in the event of absence or disability of the City Manager.

Contact: Mark Prestwich, Special Projects Manager, (916) 808-5380, Office of the City Manager.

20. Airfield Park (Continued from 7-25-06)

Location: Natomas Crossing Drive at Airport Road (District 1)

Recommendation: Adopt a **Resolution** 1) changing the name of Park 4C to "Airfield Park"; 2) adopting the Mitigation Monitoring Plan for the park; and 3) approving the Airfield Master Plan.

Contact: Janet Baker, Park Development Manager, (916) 808-8234, Parks and Recreation Department.

Public Hearings (Item 21)

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

21. Emergency Ordinance: Enforcement of California Vehicle Code Sections on Privately Owned Off-Street Parking Facilities and Roads [2/3 Vote Required]

(Noticed on 8-7-06)

Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion adopt an emergency **Ordinance** adding Chapter 10.42 to the Sacramento City Code relating to the enforcement of the California Vehicle Code on privately owned off-street parking facilities and roads, and declaring the Ordinance to be an emergency measure to take effect immediately.

Contact: Jeff Schiele, Captain, (916) 566-6464; Kevin Gardner, Lieutenant, (916) 566-6446, Police Department.

Staff Reports (Items 22 – 26)

Staff reports include an oral presentation including those recommending receive and file.

22. Agreements: Summer Food Service Program Operation Approval and Status Report

Location: Sacramento County

Recommendation: Adopt a **Resolution** 1) authorizing continued year-round participation in the Summer Food Service Program throughout the Sacramento region through 2009; 2) authorizing the City Manager to execute all agreements and documents with the California Department of Education and with local school districts and other licensed food service providers as necessary to apply for and accept annual grant funding up to \$748,296 and to operate the Summer Food Service Program through 2009; and 3) amending the Operating Grant expenditure and revenue budgets to reflect the annual state funding.

Contact: David Mitchell, Division Manager, (916) 808-6076, Parks and Recreation Department.

23. Investment Report

Location: (Citywide)

Recommendation: 1) accept the quarterly investment report for quarter ended June 30, 2006 and the monthly investment transactions for the month ended June 30, 2006; and 2) adopt a **Resolution** approving the City Investment Policy and delegating investment authority to the City Treasurer for the next 12 months.

Contact: John Colville, Senior Investment Officer, (916) 808-5168, City Treasurer Department.

Staff Reports (continued from previous page)

24. **Report Back: Sharing City Code Enforcement Information with Police Officers in the Field**
Location: (Citywide)
Recommendation: Receive and file.
Contact: Stephen R. Ferguson, Chief Information Officer, (916) 808-8600, Police, Code Enforcement and Information Technology Departments.
25. **(City Council/Redevelopment Agency) Agreement: Northern Sacramento Enterprise Zone Application**
Location: Redevelopment Areas: Auburn Boulevard, Del Paso Heights, North Sacramento, Richards Boulevard (Districts 1, 2 and 3)
Recommendation: Adopt a City **Resolution** and Redevelopment Agency **Resolution** authorizing the Executive Director of the Sacramento Housing and Redevelopment Agency ("Agency") to a) submit an application to the California Department of Housing and Community Development (HCD) for designation of a new Enterprise Zone to 1) execute the Memorandum of Understanding and other documents necessary for the implementation of the Enterprise Zone; and 2) budget for and provide staffing necessary to maintain the Enterprise Zone program.
Contact: Christine Weichert, Assistant Director, Community Development, (916) 440-1353, Brad Satterwhite, Development Services Analyst, Community Development (916) 440-1399 x 1291, Sacramento Housing and Redevelopment Agency.
26. **(Redevelopment Agency) 10th and K Project Concept Approvals and Exclusive Right to Negotiate Extension** (Continued from 8-22-06)
Location: Southeast corner of 10th and K streets, Central Business District (District 1)
Recommendation: Adopt a Redevelopment Agency **Resolution** 1) approving a project concept for the Redevelopment Agency-owned property; and 2) authorizing the City Manager to extend the agreement for Exclusive Right to Negotiate with K Street Central for an additional 120-day period regarding the terms of agreement for redevelopment of the Agency Site with an Agency cash subsidy not to exceed \$5.75 million and an additional Agency expense of up to \$1 million for abatement and soft demolition.
Contact: Leslie Fritzsche, Downtown Development Director, (916) 808-7223, Economic Development Department.

Public Comments- Matters Not on the Agenda

Council Comments-Ideas, Questions and Meeting/Conference Reports

Recess

Reconvene – 7:00 p.m. (see next page)

Reconvene –7:00 p.m.

Roll Call

Pledge of Allegiance

Special Presentations/General Communications

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

Staff Reports (Items 27 and 28)

27. July Heat Wave [Oral Report]

Location: (Citywide)

Recommendation: Receive and file.

Contact: Joe Cherry, Fire Chief, (916) 433-1601, Fire Department.

28. **(City Council/Redevelopment Agency) Docks Area Redevelopment Project (KD41)**

Location: Eastern bank of the Sacramento River, north of Marina/Miller Park, west of Interstate 5 and south of Capitol Mall (District 4)

Recommendation: Adopt a 1) City Council **Resolution** approving funding amendments to the project, grant applications, agreements and funding, contract amendments, and support for the relocation of the tank farms along the Sacramento Riverfront; and 2) a Redevelopment Agency **Resolution** for the Merged Downtown Sacramento Redevelopment Area, Docks Area Capital Improvement Project; grant agreements and funding, and allocation for property acquisition.

Contact: Laura Sainz, Senior Economic Development Project Manager, (916) 808-2677; Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Economic Development Department.

Public Comments- Matters Not on the Agenda

Council Comments-Ideas, Questions and Meeting/Conference Reports

Adjournment

