REPORT TO COUNCIL
City of Sacramento

915 I Street, Sacramento, CA 95814-2604
www. CityofSacramento.org

CONSENT
October 31, 2006

Honorable Mayor and
Members of the City Council

Subject: Approval of Council Minutes.

Location/Council District: (Citywide)

Recommendation:

Approve the afternoon and evening City Council, Redevelopment Agency, Housing Authority and Financing Authority for October 17, 2006.

Contact: Shirley Concolino, City Clerk, (916) 808-7200

Presenters: None

Department: City Clerk

Division: None

Organization No: 0700

Financial Considerations: None.

Environmental Considerations: None.

Policy Considerations: None.

ESBD Considerations: Not Applicable.

Respectfully Submitted by: Shirley Concolino
Shirley Concolino, City Clerk

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CITY COUNCIL

Heather Fargo, Mayor
Raymond L. Tretheway III, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, Vice-Mayor, District 4
Lauren Hammond, District 5
Kevin McCarty, District 6
Robbie Waters, District 7
Bonnie Pannell, District 8

CHARTER OFFICERS

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

Minutes

Tuesday, October 17, 2006

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

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

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)

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)

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MINUTES

Tuesday, October 17, 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 - 2:00 p.m.

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

Public comment given by Grantland Johnson asking to have all Arco Arena documents and correspondence with Maloofs released to the public.

Recess to Closed Session – 3:45 p.m.

City Council

a. Pursuant to Government Code section 54956.9(a), for a matter pertaining to pending litigation: Howard Jarvis Taxpayer Association et al. v. City of Sacramento, et al., Sacramento Superior Court Case No. 06CS01455.

Roll Call – 2:15 p.m. Councilmember Tretheway absent

Closed Session Report – (7:00 p.m. - None.)

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 – None

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

Consent Calendar (Items 1 - 28)

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.

Action: Moved, seconded, carried (Hammond/Waters; Absent - Tretheway) to adopt the Consent Calendar in one motion except as indicated.

1. **(Administrative Matter) (City Council/Redevelopment) K Street Streetscape Project (KD71)**
   Location: K Street (District 1)

   Recommendation: 1) Adopt a **Redevelopment Agency Resolution** establishing the K Street Streetscape Project environmental findings necessary to complete the Individual Project Agreement (IPA) between the City and Redevelopment Agency; 2) repealing Redevelopment Agency Resolution 2006-042; 3) adopt a **City Resolution** establishing the K Street Streetscape Project environmental findings necessary to complete the IPA between the City and Redevelopment Agency; 4) repealing City Resolution 2006-557.

   Contact: Michelle Nelson, Sr. Economic Development Project Manager, 808-5864; Leslie Fritzsche, Downtown Development Manager, 808-5450, Economic Development Department.

   Action: Adopt Redevelopment Agency Resolution No. 2006-055 and City Resolution No. 2006-742

2. **(Administrative Matter) Resolution 2006-680 – Legal Description Correction [To Be Delivered]**
   Location: Portion of 7th Street between "E" Street and the alley between "E" Street and the alley between "E" Street and "F" Street (District 1)

   Recommendation: Amend Resolution 2006-680 approving Vacation of a portion of 7th Street between "E" Street and alley between "E" Street and "F" Street to include the correct legal description.

   Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7018, Development Services Department.

   Action: Approved recommendation.

3. **(City Council/Redevelopment/Housing Authority/ Financing Authority) Approval of Minutes for October 3, 2006**
   Location: (Citywide)

   Recommendation: Approve afternoon and evening City Council, Redevelopment Agency, Housing Authority and Financing Authority Minutes for October 3, 2006.

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

   Action: Approved recommendation.

4. **Open Application Period for Various Boards/Commissions/Committees**
Location: (Citywide)

Recommendation: Open an application period for the following: 1) Oak Park Redevelopment Advisory Committee to fill one (1) position, opening on October 18, 2006 with applications due on October 27, 2006; and 2) Natomas Basin Conservancy Board of Directors to fill one (1) position, opening on October 18, 2006 with applications due on November 17, 2006; 3) Compensation Commission to fill one (1) position, opening October 18, 2006 with applications due November 17, 2006.

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

Action: Approved recommendation.

5. **Confirmation of Board and Commission Appointments**
Location: (Citywide)

Recommendation: Confirmation of board/commission appointments: 1) Sacramento Youth Commission – Angel Watkins and Alexandria Stokes, representing District 8; 2) Sacramento Disabilities Advisory Committee – David Bain, Juan F. Haro and Jean R. Riker; 3) Building and Fire Code Advisory and Appeals Board – Randy L. Boehm (Category A), Carl R. Otto (Category B), Richard S. Abbott (Category C), Arthur E. Ross (Category D) and Robert T. Stetson (Category E); 4) Electrical Code Advisory and Appeals Board – Kenneth R. Rubitsky (Category A), Frank E. Schetter (Category B) and Richard J. Alessandri (Category C); 5) Mechanical and Plumbing Code Advisory and Appeals Board – Daniel Yoshpe (Category A), Terrance E. Risse (Category B) and Raymond D. Schouweiler (Category C).

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

Action: Approved recommendation.

6. **Agreement: North Natomas Infrastructure (KSP Arena Corporate Center)**
Location: Arena Corporate Center Project, 4106 East Commerce Way north of Arena Boulevard, (District 1)

Recommendation: 1) Adopt a **Resolution** authorizing the City Manager to enter into an agreement with KSP Arena Corporate Center, LLC, amending the City Manager Agreement No. 2006-0750, "Non-Gateway Project Reimbursement/Credit Agreement for Construction of North Natomas Infrastructure (KSP Arena Corporate Center)," to allow an advance of North Natomas Public Facility Fee Credits secured by an irrevocable letter of credit.

Contact: Sini Makasini, Administrative Analyst, (916) 808-7967; Mark Griffin, Fiscal Manager, (916) 808-8788.

Action: Adopted Resolution No. 2006-743

7. **Grant Agreements: Sacramento Emergency Clean Air and Transportation (SECAT) Program**
Location: (Citywide)

Recommendation: Adopt 1) a **Resolution**: a) authorizing the acceptance and execution of a 2005 SECAT Program Retrofit grant agreement with the Sacramento Area Council of Governments (SACOG) and the Sacramento Metropolitan Air Quality Management District (SMAQMD) in the amount of $113,506 for retrofitting existing City diesel powered vehicles with particulate traps; b) approving the establishment of a grant project; and c) establishing revenue and expenditure budgets in the amount of $113,506; and 2) a **Resolution**: a) authorizing the acceptance and execution of a 2006 SECAT Program Vehicle Purchase and Retrofit grant agreement with SACOG and SMAQMD in the amount of $462,015 for the incremental cost of purchasing five liquid natural gas (LNG) vehicles and retrofitting existing City diesel powered vehicles with particulate traps; b) approving the establishment of a grant project; and c) establishing revenue and expenditure budgets in the amount of $462,015.

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

Action: Adopted Resolution Nos. 2006-744 and 2006-745

8. **Agreement: Oak Park Community Center Phase II - Gym Project [To Be Delivered]**
Location: 3425 Martin Luther King, Jr. Boulevard (District 5)

Recommendation: Adopt a **Resolution** 1) accepting the architectural services proposal from the Dahlin Group for the project; and 2) authorizing the City Manager or his designee to execute a professional services agreement with the Dahlin Group for the architectural services for the project in an amount not to exceed $459,000.

Contact: Yadi Kavakebi, Senior Architect, (916) 808-8432; Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

Action: Continued to October 31, 2006.

9. **Agreement/Contract/Purchase of Solid Waste Vehicles [2/3 Vote Required]**
Location: (Citywide)

Recommendation: Adopt a **Resolution**: 1) authorizing the City Manager to execute a contract for the purchase of nine used solid waste vehicles from the City of Los Angeles; 2) suspending competitive bidding for an agreement to refurbish and provide an extended warranty covering the body portion of the used solid waste vehicles purchased from Los Angeles, and awarding a nonprofessional services agreement to provide these services to AMREP and 3) Approving augmentation of the Solid Waste operating budget in the amount of $363,000 to cover the additional FY2006-07 Fleet operations and maintenance (O & M) costs associated with the purchase of the used solid waste vehicles.

Contact: Edison Hicks, Integrated Waste Operations Superintendent, (916) 808-4949, Utilities Department.

Action: Adopted Resolution No. 2006-746

10. **Agreement/Supplemental Agreement: Railyards Development Review and Budget**
Location: Downtown Railyards (District 1)

Recommendation: Adopt a **Resolution**:1) approving an advance funding agreement, 2) approving an amendment to City Agreement 2004-0040-1A, and 3) Allocating $500,000 in bond funds to Railyards development review and negotiations

Contact: Mark Griffin, Fiscal Manager, (916) 808-8788; Carol Shearly, Director of Planning, (916) 808-5893, Planning Department.

Action: Continued to October 24, 2006

11. **Supplemental Agreement: Old Elvas Gravel Quarry Landfill (St. Francis) Project YA08**
Location: 6051 M Street (District 3)

Recommendation: Adopt a **Resolution** authorizing the City Manager to approve Supplemental Agreement #1 to City Agreement 2004-0174 with Kennedy/Jenks Consulting in the amount of $92,500 to pay for unforeseen additional work needed to complete the project.

Contact: Marty Strauss, Integrated Waste Planning Superintendent, (916) 808-4934, Utilities Department.

Action: Adopted Resolution No. 2006-747

12. **Contract: Bing Maloney Golf Cart Storage Facility Project (OB66)**
Location: 6801 Freeport Boulevard (District 5)

Recommendation: Adopt a **Resolution**: 1) accepting L.M. Combs, as the lowest, responsible bidder for the construction of the project; 2) transferring $400,000 from the City Facility Deferred Maintenance project (CE21) to the storage facility project; 3) awarding and authorizing the City Manager to execute the construction contract with L.M. Combs Construction for the project for an amount not to exceed $701,590.

Contact: David L. Morgan, Associate Architect, (916) 808-8425; Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

Action: Adopted Resolution No. 2006-748

13. **Contract: Official City Newspaper**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) awarding the annual contract for official advertising services to The Daily Recorder; and 2) authorizing the City Manager to execute the contract with The Daily Recorder in an amount not to exceed $30,000.

Contact: Christopher Stewart, Procurement Services Manager, (916) 808-6202, Finance Department.

Action: Adopted Resolution No. 2006-749

14. **Contract: Bid Number B061181018-Purchase and Distribution of Refuse Containers**
Location: (Citywide)

Recommendation: Adopt a **Resolution** awarding the contract for the purchase and distribution of refuse containers to Toter, Incorporated, in an amount not to exceed $2,119,743.03 per year, for a total not to exceed amount during the five-year term of the contract of $10,598,715.15.

Contact: Marty Strauss, Integrate Waste Planning Superintendent, (916) 808-4934, Utilities Department.

Action: Adopted Resolution No. 2006-750

15. **(Pass for Publication) Design Commission and a Preservation Commission (M06-017)**
Location: (Citywide)

Recommendation: Review 1) a Resolution approving the Environmental Exemption from the California Environmental Quality Act under Section 15061 (b) (3) and 15378 (b) (5); 2) an Ordinance amending Chapter 17.132 of Title 17 of the Sacramento City Code (The zoning Code) relating to design review and establishing the Design Commission; 3) an Ordinance adding Chapter 17.134 to Division V, Special Districts of Title 17 of the Sacramento City Code relating to historic preservation and establishing the Preservation Commission and repealing Chapter 15.124 of Title 15 of the Sacramento City Code; 4) an Ordinance amending various sections of Chapter 17.200 of Title 17 of the Sacramento City Code relating to hearings and appeals; 5) an Ordinance amending various sections of Title 1, Title 2, Title 8, Title 12, Title 15, Title 17, and Title 18 of the Sacramento City Code relating to the Design Commission and the Preservation Commission; and 5) pass for publication of Ordinance titles as required by Sacramento City Charter 32c to be adopted on October 24, 2006.

Contact: William Crouch, Urban Design Manager, (916) 808-8013, David Kwong, Current Planning Manager, (916) 808-2691, Development Services Department.

Action: Approved recommendation.

16. **(Pass for Publication) Evergreen Phase I (P06-028)**
Location: South of El Camino Ave. between Erickson St. and Boxwood St. (District 2)

Recommendation: Review 1) a Resolution adopting a Mitigated Negative Declaration and Mitigation Monitoring Program; 2) an Ordinance amending the Comprehensive Zoning Ordinance (Title 17 of the Sacramento City Code); and 3) Pass for publication the Ordinance title as required by the Sacramento City Charter 32c to be adopted October 24, 2006.

Contact: Steve Kowalski, Associate Planner, (916) 808-4752; Greg Bitter, Senior Planner, (916) 808-7816, Development Services Department.

Action: Approved recommendation

17. **(Pass for Publication): Evergreen Phase II (P06-029)**
Location: North of Calvados Ave. between Evergreen St. and Green St. (District 2)

Recommendation: Review 1) a Resolution approving a Mitigated Negative Declaration and Mitigation Monitoring Program; 2) a Resolution amending the General Plan; 3) a Resolution amending the North Sacramento Community Plan; 4) an Ordinance amending the Comprehensive Zoning Ordinance (Title 17 of the Sacramento City Code); and 5) Pass for publication the Ordinance title required by Sacramento City Charter 32c to be adopted October 24, 2006.

Contact: Steve Kowalski, Associate Planner, (916) 808-4752; Greg Bitter, Senior Planner, (916) 808-7816, Development Services Department.

Action: Approved recommendation

18. **Recycling in Parks and Public Places Program Update**
Location: (Citywide)

Recommendation: Adopt a **Resolution**: 1) approving the purchase of educational signage and recycling can lids to promote the Recycling in Parks and Public Places Program; and 2) authorizing a budget amendment in the amount of $70,000 for purchase of educational signage and recycling can lids.

Contact: Robert J. Fleming, Park Operations Manager, 808-6301,Gary Reents, Utilities Director, 808-1433, Parks and Recreation and Utilities Departments.

Action: Adopted Resolution No. 2006-751

19. **Housing Case Fees and Penalties – Findings of Fact for Special Assessment Liens**
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, (916) 808-6497, Chief of Housing and Dangerous Buildings, Code Enforcement Department.

Action: Adopted Resolution No. 2006-752

20. **Code Enforcement Case Fees and Penalties – Findings of Fact for Special Assessment Liens Item**
Location:

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, (916) 808-8183, Code Enforcement Manager, Code Enforcement Department.

Action: Adopted Resolution No. 2006-753

21. **William Land Park Softball Diamond #4**
Location: 4000 S. Lake Park Drive, Council (District 4)

Recommendation: Adopt a **Resolution** naming William Land Park Softball Diamond #4 'Tom Dicktakes Field.

Contact: Robert Fleming, Park Operations Manager, 808-6301; Denise Curl, Parks and Recreation Analyst, 808-6204, Parks and Recreation Department.

Action: Adopted Resolution No. 2006-754

22. **Park Projects**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to contract with the firms on the On-Call Project Management Consultant Services List for Park Projects for a cumulative total not to exceed $200,000 per firm for the life of the list (January 17, 2006 to January 17, 2008).

Contact: J.P. Tindell, Interim Planning and Development Manager, 808-1955.

Action: Adopted Resolution No. 2006-755

23. **Sommerset Place Sewer Credits**
Location: 6205 48th Avenue (District 6)

Recommendation: Adopt a **Resolution** awarding a total of 72.6 Sacramento Regional County Sanitation District (SRCSD) connection fee credits to the described project known as "Sommerset Place".

Contact: Micah Runner, Senior Project Manager, 808-5448. Economic Development Department.

Action: Adopted Resolution No. 2006-756

24. **Water Supply Assessment (SB 610) – Proposed Panhandle Planned Unit Development Project**
Location: North Natomas (District 1)

Recommendation: Adopt a **Resolution** approving the Water Supply Assessment for the proposed Panhandle Planned Unit Development Project.

Contact: Scot Mende, New Growth Manager (916) 808-4756; Carol Shearly, Director of Planning, (916) 808-5893, Planning Department.

Action: Adopted Resolution No. 2006-757

25. Water Supply Assessment (SB 610) – Proposed Greenbriar Planned Unit Development Project
Location: North Natomas, District 1

Recommendation: Adopt a **Resolution** approving the Water Supply Assessment for the proposed Greenbriar Planned Unit Development Project.

Contact: Scot Mende, New Growth Manager (916) 808-4756; Carol Shearly, Director of Planning, (916) 808-5893, Planning Department.

Action: Continued to October 31, 2006.

26. Natomas Central Community Facilities District (CFD)
Location: North Natomas, Southwest corner of Del Paso Road and El Centro Road (District 1)

Recommendation: Adopt a **Resolution** 1) authorizing the reimbursement from the future bond proceeds associated with the Natomas Central CFD No. 2006-02; and 2) approving the agreement to reimburse fees from bond proceeds.

Contact: Thomas Berke, Assistant City Treasurer, (916) 808-5168, Janelle Gray, Public Finance and Banking Manager, (916) 808-8296, Kimberlie Gladden, Senior Debt Analyst, (916) 808-2675, Office of the City Treasurer.

Action: Adopted Resolution No. 2006-758

27. (Redevelopment Agency) Agreement: Franklin Boulevard Property and Business Improvement District Project Area
Location: (District 5)

Recommendation: Adopt a **Redevelopment Agency Resolution** amending the agency budget to transfer $30,000 of Franklin Boulevard Redevelopment Area Development Assistance funds to the project area; and 2) executing an agreement with the Franklin Boulevard Business Association (FBBA) for $30,000 to partially fund the cost for expansion of the Property & Business Improvement District in the Franklin Boulevard Redevelopment Project Area.

Contact: Chris Pahule, Assistant Director, SHRA, 440-1350; Sarah Hansen, Redevelopment Manager, 440-1399 x 1415, Sacramento Housing and Redevelopment Agency.

Action: Adopted Redevelopment Agency Resolution No. 2006-056

28. (Redevelopment Agency) Bel-Vue Apartments
Location: 1123 8th Street- Merged Downtown Redevelopment Project Area (District 1)

Recommendation: Adopt a **Redevelopment Agency Resolution** which approves and adopts the Replacement Housing Plan for the residential apartment units, known as the Bel-Vue Apartments, located 1123 8th Street in the Merged Downtown Redevelopment Project Area.

Contact: Michelle Nelson, Senior Economic Development Project Manager, (916) 808-7064, Economic Development Department.

Action: Withdrawn

Public Hearings (Items 29- 31)

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

29. **Brownstones (P05-207)** (Passed for Publication 10-10-06, Published on 10-13-06)
Location: 2014 T Street, SW corner of 21st and T Street. Sacramento City Unified School District (District 4)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** approving an exemption under the California Environmental Quality per CEQA Guidelines section 15332, 2) a **Resolution** amending the Central City Community Plan, 3) an **Ordinance** amending the Comprehensive Zoning Ordinance, Title 17 of the City Code.

Contact: Evan Compton, Assistant Planner, (916) 808-5260; Jeanne Corcoran, Senior Planner, (916) 808-5317, Development Services Department.

Action: No public comment. It was noted for the record that this item was in district 4 and not in district 3 as the staff report indicated. Moved, seconded, carried (Fong/Cohn; Absent – Tretheway) to close the public hearing and adopt Resolution Nos. 2006-759, 2006-760 and Ordinance No. 2006-057.

30. **Dunmore-Jessie Residential (P04-079)** (Passed for Publication on 10-10-06, Published on 10-13-06)
Location: Jessie Avenue and May Street (District 2)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) an **Ordinance** amending the Comprehensive Zoning Ordinance; 2) a **Resolution** approving the Negative Declaration & Mitigation Monitoring Plan; 3) a **Resolution** adopting the General Plan Amendment; 4) a **Resolution** adopting the North Sacramento Community Plan Amendment; and 5) a **Resolution** adopting the Inclusionary Housing Plan to allow the development of the project.

Contact: Michael York, Associate Planner, (916) 808-8239; Gregory Bitter, Senior Planner, (916) 808-7816.

Action: No public comment. Moved, seconded, carried (Sheedy/Pannell; Absent - Tretheway) to close the public hearing adopt Ordinance No. 2006-058 and Resolution Nos. 2006-761, 2006-762, 2006-763 and 2006-764

31. **(City Council/Redevelopment Agency) Agreement: Orleans Hotel Project** (Published on 9-13-06 and 9-20-06) **[To Be Delivered]**
Location: 1022 Second Street, Old Sacramento Historic District (District 1)

Recommendation: Conduct a public hearing and upon conclusion adopt a City **Resolution** a) adopting the statements and findings of the Health and Safety Code 33433 Report regarding the sale of Redevelopment Agency Property at 1022 Second Street; b) finding the consideration given for the Property is not less than its fair reuse value; c) approving the sale of the Property and authorizing the Redevelopment Agency to execute a Disposition and Development Agreement with Old Sacramento Properties, LLC (Developer); and 2) Adopt a **Redevelopment Agency Resolution** a) authorizing the execution of a Disposition and Development Agreement and related loans totaling $6 million with Old Sac Properties, LLC (Developer) for a mixed-use infill construction project for the reconstruction of the Orleans Hotel's 1853 Second Street

façade; b) allocating $6 million from the 2005 Merged Downtown Tax Allocation Bond to the Orleans Hotel Project; and c) approving a Mitigated Negative Declaration and directing the Executive Director to file a Notice of Determination related to the project.

Contact: Sheryl A. Taylor, Senior Project Manager, Economic Development Department, (916) 808-7204; Leslie Fritzsche, Downtown Development Manager, Economic Development Department, (916) 808-5450, Economic Development Department.

Action: Public comment given by Michael Ault and Vickie Baxter. Moved, seconded, carried (Cohn/Sheedy; Absent - Tretheway) to close the public hearing and adopt Resolution No. 2006-765 and Redevelopment Agency Resolution No. 2006-057.

Staff Reports (Items 32 and 33)

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

32. (City Council/Redevelopment Agency) Agreement: Crocker Art Museum Expansion
Location: District 1

Recommendation: Adopt a 1) City **Resolution** a) authorizing execution of an Exclusive Authorization of Sale Agreement with Grubb & Ellis Company related to the sale of real property owned by the City the two adjacent parcels at the southwest corner of Capitol Mall and Third Street (collectively referred to as " (Lot X"),), the proceeds of which will fund a portion of the Crocker Art Museum Expansion; and b) authorizing the City Manager to execute the agreement on behalf of the City; and 2) a **Redevelopment Agency Resolution** a) adopting staff findings regarding the sale of Lot X; b) authorizing execution of an Exclusive Authorization of Sale Agreement with Grubb & Ellis Company related to the sale of a parcel at the southwest corner of Capitol Mall and Third Street (adjacent to the City parcels and part of "Lot X"), the proceeds of which will fund a portion of the Crocker Art Museum Expansion; 3) authorizing the City Manager and Executive Director to execute the Agreement on behalf of the Redevelopment Agency.

Contact: Tom Zeidner, Sr. Economic Development Project Manager, (916) 808-1931, Jim Rinehart, Citywide Development Manager, (916) 808-5054, Economic Development Department.

Action: Moved, seconded, carried (Fong/Cohn; Absent - Tretheway) to adopt City Resolution No. 2006-766 and Redevelopment Agency Resolution No. 2006-058.

33. Agreement: Broadway Bridge Concept and Feasibility Study Project (PN: TI11)
Location: (District 4)

Recommendation: Adopt a **Resolution** 1) establishing the project; 2) appropriating funds in the amount of $200,000; and 3) authorizing execution of a Cooperative Agreement with the City of West Sacramento to proceed with the project.

Contact: Tom Zeidner, Sr. Economic Development Project Manager, 808-1931Jim Rinehart, Citywide Development Manager, 808-5054, Economic Development Department.

Action: Moved, seconded, carried (Fong/Fargo; Absent – Tretheway) to adopt Resolution No. 2006-767 as amended.

Public Comments- Matters Not on the Agenda

None.

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. **Board/Commission Appointments by Mayor Fargo - None**

b. **Report Backs**

1. Hammond – Solid Waste Authority and the value of city participation - requested future placement on the agenda

c. **Meeting/Conference Reports**

1. Mayor Fargo, Councilmembers Fong and McCarty reported on their San Diego Study Mission trip re downtown revitalization, taken on October 12 and 13, 2006 (AB1234 compliance)

Recess - to closed session at 3:20 p.m. (Closed session agenda item listed at top of the agenda)

Reconvene – 7:00 p.m.

Roll Call - 7:08 p.m.

Pledge of Allegiance -- led by Councilmember Hammond

Special Presentations/General Communications

a. **Resolution recognizing Mary Healy**
Action: Resolution presented to Mary Healy

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

Public Hearings (Item 34)

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

34. **Sacramento Marina Ordinance Amendments and Fee Report** (Passed for Publication on 10-10-06, Published on 10-13-06)
Location: 2710 Ramp Way (District 4)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) an **Ordinance** amending Chapter 12.76 of the Sacramento City Code relating to the Sacramento Marina and Special Use Areas; and 2) a **Resolution** amending the Fees and Charges report.

Contact: Barbara Bonebrake, Department Director, (916) 808-8225, Convention, Culture and Leisure Department

Action: Public comment given by Don Henkle, Ken DeYoung and Don Buxton. Moved, seconded, carried (Fong/Hammond; Absent - Tretheway) to close the public hearing and adopt Ordinance No. 2006-059 as amended and Resolution No. 2006-768 as amended.

Staff Reports (Items 35- and 36))

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

35. 2006 Parks and Recreation Programming Guide
Location: (Citywide)

Recommendation: Adopt a **Resolution** approving the 2006 Parks and Recreation Programming Guide.

Contact: Janet Baker, Operations Manager, 808-8234; Jonathan Rewers, Parks and Recreation Analyst, 808-7590, Parks and Recreation Department.

Action: Moved, seconded, carried (Hammond/Pannell; Absent – Tretheway) to adopt Resolution No. 2006-769.

36. (Redevelopment Agency) Intercontinental Hotel Project
Location: 301 Capitol Mall, Central Business District (District 1)

Recommendation: Adopt a **Redevelopment Agency Resolution** adopting the CEQA finding of the City of Sacramento for the Towers on Capitol Mall project, which includes review of the proposed project; and 2) approving the proposed business terms for the project located at 301 Capitol Mall, including a loan of $11 million from Merged downtown tax increment funds for incorporation in an Owner Participation Agreement to be brought back to the Agency for approval consideration.

Contact: John Dangberg, Assistant City Manager, (916) 808-1222, Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Economic Development Department.

Action: Public comment given by Don Souza, Michael Ault and Ed Quinn. Moved, seconded, carried (Sheedy/Waters; Absent - Tretheway) to adopt Redevelopment Agency Resolution No. 2006-059.

Public Comments-Matters Not on the Agenda - None

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. **Board/Commission Appointments by Mayor Fargo – None**
b. **Report Backs**
   1. Sheedy – Consider a code amendment allowing for monthly penalty once a building is determined to be a dangerous building until such time as code violations have been remedied
   2. Waters – consider using a local vendor for American made vehicles for the city's fleet purchases
d. **Meeting/Conference Reports** – None.

Adjournment 9:17 p.m.