REPORT TO COUNCIL
City of Sacramento

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

CONSENT
November 28,2006

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 November 14, 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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Minutes

Tuesday, November 14, 2006

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

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

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

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)

Live videostreams and indexed archives of meetings are available via the internet. Visit http://www.cityofsacramento.org/webtech/streaming_video/live_council_meetings.htm .

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MINUTES

Tuesday, November 14, 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 - 12:00 noon

Roll Call - 12:06 p.m. Mayor Fargo, Tretheway and Cohn absent.

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

Recess to Closed Session – 12:08 p.m.

City Council

a. Pursuant to Government Code section 54956.9(a), for a matter pertaining to pending litigation: Blea v. City of Sacramento, Sacramento County Superior Court Case No. 05AS02319.

b. Pursuant to Government Code section 54957 for an item pertaining to personnel matters. Annual performance appraisal of the City Treasurer.

Sacramento Housing and Redevelopment Agency

c. Pursuant to Government Code section 54956.8 for a matter pertaining to real property negotiations. Authorization to negotiate for the acquisition of real property located at 3409 and 3413 Broadway and 3434 and 3436 Second Street in Sacramento, all of which are owned by Andy Rosten. The purpose is to confer with the Agency's chief negotiators, Anne Moore, Lisa Bates and Sarah Hansen, regarding the price and terms of the acquisition.

Reconvene to Open Session – 2:00 p.m.

Roll Call – 2:05 p.m. Mayor Fargo absent.

Closed Session Report - 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

a. **Downtown Sacramento Partnership**
Action: Partnership awards presented by Michael Ault.

b. **Proclamation recognizing GIS Day — November 15, 2006**
Action: Proclamation presented to Maria MacGunigal.

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

Consent Calendar (Items 1 - 17)

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 (Waters/Pannell; Absent - Fargo) to adopt the Consent Calendar in one motion except as indicated.

1. **(City Council/Redevelopment/Housing Authority/ Financing Authority) Approval of Minutes for October 31, 2006**
Location: (Citywide)

Recommendation: Approve afternoon and evening City Council, Redevelopment Agency, Housing Authority and Financing Authority Minutes for October 31, 2006.

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

Action: Approved recommendation.

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

Recommendation: Open an application period for: 1) Sacramento Youth Commission to fill three (3) positions, opening November 15, 2006 with applications due December 15, 2006; 2) Building and Fire Code Advisory and Appeals Board to fill one (1) position, opening November 15, 2006 with applications due December 15, 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.

3. **Agreement: Southside Park Youth Club**
Location: 2115 6th Street (District 4)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute an agreement an any extensions or amendments thereto with the County of Sacramento as necessary for the City to continue to operate for the county an after-school youth club program at Southside Park through June 30, 2007; and 2) authorizing the Recreation Superintendent administering the program to sign the County claim forms.

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

Action: Adopted Resolution No. 2006-818.

4. **Agreement South Sacramento Reservoir Project (PN: ZL66)**
Location: (Districts 7 and 8)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute a Consultant Services Agreement with West Yost and Associates for engineering services for the project for an amount not to exceed $499,586 and 2) transferring $4,000 (Fund 413) from the Southeast Sacramento Transmission Main Project (ZK91) to ZL66.

Contact: Dave Brent, Engineering Manager; (916) 808-1420, Dan Sherry, Supervising Engineer, 808-1419, Department of Utilities.

Action: Continued to November 21, 2006.

5. **Agreement: Pregnancy Prevention Program**
Location: 2450 Meadowview Road (District 8)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute an agreement and any extensions or amendments thereto with the County of Sacramento as necessary for the City to continue to operate for the County a pregnancy prevention program for youth at Pannell Meadowview Community Center through June 30, 2009.

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

Action: Adopted Resolution No. 2006-819.

6. **Agreements: Sacramento County for Joint Operations**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) executing agreements accepting funding from Sacramento County for the Fiscal Year 2006/07 operations of the Sacramento Archives and Museum Collection Center; Sacramento Metropolitan Arts Commission, Sacramento Museum of History, Science and Technology (Discovery Museum), and the Sacramento Sports Commission; 2) amending the FY 2006/07 Approved City Operating Budget for those organizations to reflect the County-approved funding amounts; and 3) adding a career full-time Arts Program Assistant (1.00 FTE) to be funded from County Neighborhood Arts Education funding.

Contact: Barbara Bonebrake, CCL Director, 916-808-8225, Convention Culture and Leisure Department.

Action: Adopted Resolution No. 2006-820.

7. **Supplemental Agreement: Field Services Computerized Maintenance Management System (CMMS) Application Software Project (ZK73)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute Supplemental Agreement No. 1 to City Agreement No. 2006-0225 with Brown & Caldwell in the amount of $294,632 for Phase 2 of the implementation of Azteca's

Cityworks Computerized Maintenance Management System (CMMS) Application Software for the Field Services CMSS Project.

Contact: Dave Brent, Engineering Manager, (916) 808-1420, Dave Hansen, Supervising Engineer, (916) 808-1421, Department of Utilities.

Action: Continued to November 21, 2006.

8. **Sutter Medical Center Master Plan Project (P03-090)** (Passed for Publication on 10-31-06, Published on 11-3-06)
Location: Various properties bounded by 27th St and 29th St; K Street and N Street (District 3)

Recommendation: Adopt 1) a **Resolution** repealing Resolution Nos. 2005-882, 2005-883, 2005-884, 2005-886, 2005-887 and 2005-888 repealing the planning entitlements for the project; and 2) an **Ordinance** repealing Ordinance No. 2005-094 amending the districts established by the Comprehensive Zoning Code Title 17 of the City Code relating to the project.

Contact: Jeanne Corcoran, Senior Planner, (916) 808-5317; Lezley Buford, Environmental Planning Manager, (916) 808-5935, Development Services.

Action: Adopted Resolution No. 2006-821 and Ordinance No. 2006-069

9. **Annexation No. 31 to the Neighborhood Landscaping District (Cameron 5)**
Location: South Sacramento – Bruceville Road and West Wing Drive (District 8)

Recommendation: Adopt 1) a **Resolution** to initiate proceedings; 2) a **Resolution** to approve Boundary Map and preliminarily approve the Engineer's Report; and 3) a **Resolution** of intention to annex territory, levy assessments and set a public hearing for January 16, 2007.

Contact: Ron Wicky, Program Specialist, (916) 808-5628; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.

Action: Adopted Resolution Nos. 2006-822, 2006-823 and 2006-824.

10. **SACOG Community Design Grant Funds**
Location: R Street, 16th to 18th Streets (Districts 3 and 4); City College LRT Station (Districts 4 and 5); area around 65th Street LRT Station (Districts 5 and 6); Redding Ave, Q Street to 4th Avenue (Districts 3 and 6)

Recommendation: Adopt a **Resolution**: 1) establishing Capital Improvement Projects (CIP) for a) R Street Market Plaza Project (PN: TW76); b) City College Bike/Pedestrian Crossing Project (PN: TK81); c) 65th Street Station Area Study (PN: TH16); d) Redding Avenue Bike/Pedestrian Improvements (PN: TW81); 2) authorizing the execution of funding agreements with Sacramento Area Council of Governments (SACOG), Capitol Area Development Authority (CADA) and Caltrans, and 3) appropriating funds.

Contact: Theresa Arnold, Special Projects Engineer, 808-5514; Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.

Action: Adopted Resolution No. 2006-825.

11. **Alhambra Neighborhood Traffic Management Program Project (PN: TN56)**
Location: J Street on the north, 35th Street on the east, Folsom Boulevard on the south and Alhambra Boulevard on the west (District 3)

Recommendation: Adopt a **Resolution** approving the Alhambra Neighborhood Traffic Management Program (NTMP) Project - Phase I Traffic Calming Plan.

Contact: Kate Binning, Senior Engineer, (916) 808-8365; Hector Barron, Traffic Engineering Manager, 808-2669, Transportation Department.

Action: Adopted Resolution No. 2006-826.

12. **Service of Notice and Orders** (Passed for Publication on 10-31-06. Published on 11-03-06)
Location: (Citywide)

Recommendation: Adopt an **Ordinance** adding Section 1.04.100 and amending Section 8.04.150, Subsection D of Section 8.96.130, and Section 8.100.740 of the Sacramento City Code regarding the method of service of Notice and Orders for enforcement.

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

Action: Adopted Ordinance No. 2006-070.

13. **Making of Protests and Objections to Cost Recovery (**Passed for Publication on 10-31-06, Published on 11-03-06)
Location: (Citywide)

Recommendation: Adopt an **Ordinance** amending Sections 8.04.390, 8.04.400 and 8.96.340 of the Sacramento City Code regarding making written protests and objections to cost recovery of nuisance abatement and cost of repair, demolition and securing of buildings and structures.

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

Action: Adopted Ordinance No. 2006-071.

14. **Water Supply Assessment (SB 610) – Proposed Greenbriar Planned Unit Development Project (Continued from 10-17-06)**
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 December 5, 2006.

15. **Code Enforcement Case Fees and Penalties**
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.

Action: Adopted Resolution No. 2006-827.

16. **Housing Case Fees and Penalties**
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) 808-6497, Code Enforcement Department.

Action: Adopted Resolution No. 2006-828.

17. **(Redevelopment Agency) Agreement: 700 Block Revitalization**
Location: South side of K Street between 7th and 8th streets and the alley, 731 K Street, Kiosk in St. Rose of Lima Park, Central Business District (District 1)

Recommendation: Adopt a Redevelopment Agency **Resolution** that authorizes the City Manager, acting as the designated authority for the Redevelopment Agency, to execute a Predevelopment Agreement with Zeiden Properties ("Zeiden") for an amount not to exceed $300,000 allocated from Agency funding under the Disposition and Development Agreement (DDA).

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

Action: Adopted Redevelopment Agency Resolution No. 2006-065.

Public Hearings (Item 18- 22)

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

18. **Natomas East/Gateway Tower (P06-001)** (Passed for Publication on 10-31-06, Published on 11-03-06)
Location: 2490 Natomas Park Drive (District 1)

Recommendation: Conduct a public hearing and upon conclusion adopt: 1) a **Resolution** approving the Mitigated Negative Declaration and Mitigation Monitoring Plan; 2) a **Resolution** adopting the South Natomas Community Plan Amendment; 3) a **Resolution** adopting a Planned Unit Development Schematic Plan and Guidelines Amendment to the Natomas Corporate Center Planned Unit Development; 4) an **Ordinance** amending the districts established by the Comprehensive Zoning Ordinance, Title 17 of the City Code.

Contact: Arwen Wacht, Associate Planner, (916) 808-1964; Greg Bitter, Senior Planner, (916) 808-7816, Development Services Department.

Action: No public comment. Moved, seconded, carried (Tretheway/Sheedy; Absent - Fargo) to close the public hearing and adopt Resolution Nos. 2006-829, 2006-830, and 2006-831 and Ordinance No. 2006-072.

19. **The Plaza (P06-070)** (Passed for Publication on 10-31-06, Published on 11-03-06)
Location: South of Arena Boulevard, west of Truxel Road, east of Innovator Drive (District 1)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** approving the Addendum to an Adopted Mitigated Negative Declaration and Mitigation Monitoring Plan; 2) a **Resolution** approving the Schematic Plan Amendment ; and 3) an **Ordinance** amending the Comprehensive Zoning Ordinance (Title 17 of the Sacramento City Code) to allow the development of The Plaza project.

Contact: Mark Kraft, Associate Planner, (916) 808-8116; Gregory Bitter, Senior Planner, (916) 808-7816, Development Services Department.

Action: No public comment. Moved, seconded, carried (Tretheway/Cohn; Absent - Fargo) to close the public hearing and adopt Resolution Nos. 2006-832, 2006-833, and Ordinance No. 2006-073.

20. **Natomas Central Community Facilities District (CFD) No. 2006-02, Formation Proceedings** (Noticed on 10-20-06)
Location: North Natomas – Del Paso Road and El Centro Road (District 1)

Recommendation: Continue to January 9, 2007.

Contact: Bob Cooper, Senior Engineer, (916) 808-5778; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.

Action: Continued to January 9, 2007.

21. **Urban Water Management Plan 2005 Update** (Noticed 10/24/06 &10/31/06)
Location: (Citywide)

Recommendation: 1) Conduct a public hearing on the 2005 update of the City's Urban Water Management Plan, 2) close the public hearing, and 3) adopt a **Resolution** adopting the Urban Water Management Plan 2005 update

Contact: Dan Sherry, Supervising Engineer, (916) 808-1419, Jim Peifer, Senior Engineer, (916) 808-1416, Utilities Department.

Action: No public comment. Moved, seconded, carried (Tretheway/Hammond; Absent - Fargo) to close the public hearing and adopt Resolution No. 2006-834.

22. **Annexation No. 13 to the North Natomas Neighborhood Landscaping Community Facilities District No. 99-02 (Hamptons 6 & 7)** (Noticed on 10-16-06)
Location: North Natomas (District 1)

Recommendation: Conduct a public hearing and upon conclusion adopt a **Resolution** 1) establishing the CFD annexation; 2) providing for Levy of Special Tax; and 3) calling for a Special Election on December 1, 2006.

Contact: Ron Wicky, Program Specialist, (916) 808-5628; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.

Action: No public comment. Moved, seconded, carried (Tretheway/Sheedy; Absent - Fargo) to close the public hearing and adopt Resolution No. 2006-835.

Staff Reports (Item 23 - 26)

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

23. Report Back: Internal Audit Report, Bidding and Contract Process Examination: Department of General Services
Location: (Citywide)

Recommendation: Receive and file.

Contact: Reina J. Schwartz, Director, Department of General Services, (916) 808-7195, General Services Department.

Action: Received and filed

24. Assessment of an Organizational Structure and Development of a Customer Success Plan
Location: (Citywide)

Recommendation: Receive and file.

Contact: Reina J. Schwartz, Director, Department of General Services, (916) 808-7195, General Services Department.

Action: Received and filed

25. Agreements: Discovery Centre at 300 Richards Boulevard
Location: South side of Richards Boulevard at North 3rd Street (District 1)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute the Lease Agreement and Option to Purchase Agreement with Richards Boulevard Partners and The Second Richards Boulevard Partnership for real property commonly known as the Discovery Centre located at 300 Richards Boulevard; and 2) authorizing the City Manager to execute such additional documents and to take such additional actions as necessary to implement the Resolution.

Contact: Marty Hanneman, Assistant City Manager, (916) 808-7508; Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

Action: Moved, seconded, carried (Tretheway/Cohn; Absent - Fargo) to adopt Resolution No. 2006-836.

26. Proposed Resolution Opposing a Toll Road through San Onofre State Beach [WITHDRAWN]
Location: (Citywide)

Recommendation: Transmit for Council consideration and possible action

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

Action: Withdrawn

Information Reports (Item 27- 30)

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

27. **Notification of Final Map and Subdivision Improvement Agreement for The Islands at Riverlake Phase 2 (P05-004)**
Location: (District 7)

Recommendation: Receive and file.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Development Services Department.

Action: Received and filed.

28. **Notification of Final Map and Subdivision Improvement Agreement for Natomas Central Village C (P04-173)**
Location: South side of Del Paso Road west of El Centro Road (District 1)

Recommendation: Receive and file.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Development Services Department.

Action: Received and filed

29. **Notification of Final Map and Subdivision Improvement Agreement for Natomas Central Village D (P04-173)**
Location: West side of Natomas Central Drive south of Del Paso Road (District 1)

Recommendation: Receive and file.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Development Services Department.

Action: Received and filed

30. **Notification of Final Map and Subdivision Improvement Agreement for Natomas Central Village E (P04-173)**
Location: West side of Natomas Central Drive south of Del Paso Road (District 1)

Recommendation: Receive and file.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Development Services Department.

Action: Received and filed

Public Comments- Matters Not on the Agenda

a. Clara McKeithern – Broadway Street purchase by SHRA (closed session item)
b. Don Souza – civility in the political arena

Council Comments-Ideas, Questions and Meeting/Conference Reports

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

b. **Report Backs** – None.

c. **Meeting/Conference Reports** - None.

Recess - 3:35 p.m.

Reconvene – 5:00 p.m.

Roll Call - 5:05 p.m. Mayor Fargo absent.

Pledge of Allegiance – led by Rich Archibald

Special Presentations/General Communications

a. **Gifts to Share**

Action: Lori Harder explained the Gifts to Share program and invited all to a reception immediately following.

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

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** – None.

c. **Meeting/Conference Reports** - None.

Adjournment - 5:15 p.m.