REPORT TO COUNCIL
City of Sacramento

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

CONSENT
March 13, 2007

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 Minutes for February 27, 2007.

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: Dawn Bullmundel for 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, February 27, 2007

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)

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MINUTES
Tuesday, February 27, 2007
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 – 12:10 p.m.

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

Recess to Closed Session

City Council

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

b. **Pursuant to Government Code section 54956.9(a), for a matter pertaining to pending litigation: Darwin Green, v. City of Sacramento, Sacramento Superior Court Case No. 04AS02115.**

Sacramento Housing and Redevelopment Agency

c. **Pursuant to Government Code section 54957.6 to discuss matters pertaining to negotiations with recognized employee organizations: AFSCME and SHRAEA. The purpose is to confer with the Agency's chief negotiators Anne M. Moore, James Shields, Dee Contreras, and Veronica Busby.**

Reconvene to Open Session – 2:00 p.m.

Roll Call -2:07 p.m. All present

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. **Resolution recognizing the 20th Anniversary of the Sacramento Storytellers Guild.**

Action: Resolution presented to Larry Crayson.

b. Added to the agenda - Recognition was given to Amber Moran, departing District 4 District Director.

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

Consent Calendar (Items 1 – 13)

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/Fong) to adopt the Consent Calendar in one motion except as indicated.

1. **(City Council, Redevelopment Agency, Housing Authority, Financing Authority) Approval of Council Minutes**
Location: (Citywide)

Recommendation: Approve the afternoon and evening City Council, Redevelopment Agency, Housing Authority and Financing Authority Minutes for February 13, 2007.

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

Action: Approved recommendation.

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

Recommendation: Confirmation of board/commission appointments to the: 1) Board of Plumbing Examiners – Phil Smyth (Category B); 2) City Planning Commission – Christopher Givens, Joann (Jodi) Samuels and Joseph Yee; 3) Del Paso Heights Redevelopment Advisory Committee – Leila Robinson (Category A), Robert Grigas (Category C) and Eric Joe (Category D); 4) Design Commission – Hideki Miyamoto (Category E); 5) Human Rights/Fair Housing Commission – Miko Sawamura and Shirley Uplinger; 6) Preservation Commission – Frederick Turner (Category C) and Rhett Beavers (Category E).

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: Public Safety Information Technology Section (Police and Fire) (Project No. PSI 10-01)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute a one-year agreement with M1 Consulting Group for consultant and professional services for the Public Safety Information Technology Section in an amount not to exceed $226,800.

Contact: Mike McCarthy, Captain, (916) 808-0400; Mike Balash, Assistant Fire Chief, (916) 808-1670, Departments of Police and Fire.

Action: Adopted Resolution No. 2007-115

4. **Supplemental Agreement: Sacramento Marina South Basin Renovation Project**
Location: Sacramento Marina, 2710 Ramp Way (District 4)

Recommendation: Adopt a **Resolution** 1) accepting State Department of Boating and Waterways Phase IV loan funding for the project in the amount of $1,025,000; 2) authorizing the City Manager to execute Supplement No. 4 to City Manager Agreement 2005-307, accepting the funding; and 3) approving an additional loan application to the State Department of Boating and Waterways for a $1,475,000 loan for Phase V of the renovation project.

Contact: Rebecca Bitter, Program Manager, (916) 808-5047, Barbara Bonebrake, Director, (916) 808-8225, Convention, Culture and Leisure Department.

Action: Adopted Resolution No. 2007-116

5. **Contracts: Purchase of Plumbing Supplies (Bid No. 071181026) (PN:3341)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** awarding two (2) contracts for plumbing supplies for the Department of Utilities, Field Services Division to Groeniger & Company, for a total amount not to exceed $1,665,000 ($555,000 per contract year) and Ferguson Enterprises for a total amount not to exceed $1,917,000 ($639,000 per contract year)

Contact: Ken Guerard, Water Distribution, (916) 808-6245, Sheri Adams, Administrative Analyst, (916) 808-1470, Department of Utilities.

Action: Adopted Resolution No. 2007-117

6. **Grant: Intermodal Project (PN: CF41)**
Location: (District 1))

Recommendation: Adopt a **Resolution** authorizing the City Manager to apply for a $3,000,000 Proposition 40 grant from the California Cultural and Historical Endowment (CCHE) for the project.

Contact: Hinda Chandler, Associate Architect, (916) 808-8422; Jonathan Rewers, Program Manager, (916) 808-7590, Transportation and General Services Department.

Action: Adopted Resolution No. 2007-118

7. **(Pass for Publication) 401 Broadway Project (P06-003)**
Location: 401 Broadway, Sacramento, CA (District 4)

Recommendation: Review 1) a Resolution approving the Mitigated Negative Declaration and Mitigation Monitoring Plan, 2) a Resolution denying the third party appeal and approving the entitlements necessary to develop the project, 3) a Resolution amending the Central City Community Plan for the residential portion of the project, 4) an Ordinance amending the Comprehensive Zoning Ordinance relating to the project, and 5) pass for publication the Ordinance title as required by Sacramento City Charter 32c to be adopted March 6, 2007.

Contact: Evan Compton, Associate Planner, (916) 808-5260; Jeanne Corcoran, Senior Planner, (916) 808-5317; Scott Johnson, Environmental Associate Planner, (916) 808-5842.

Action: Approved recommendation.

8. **(Pass for Publication): Contribution, Campaign Spending and Public Financing Limits**
Location: (Citywide)

Recommendation: 1) Review an Ordinance amending various sections of Chapters 2.13 Contribution Limits and 2.14 Campaign Spending Limits and Public Financing of the Sacramento City Code to adjust limits to changes in the consumer price index; 2) pass for publication the Ordinance title as required by Sacramento City Charter Section 32c; and 3) and continue to March 6, 2007 for final adoption.

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

Action: Approved recommendation.

9. **Designation of Local Enforcement Agency (LEA)**
Location: (Citywide)

Recommendation: Adopt 1) a **Resolution** repealing Resolution 92-094 designating the Sacramento County Health Division as the LEA for the City of Sacramento; 2) designating the County of Sacramento, Environmental Management Department as the LEA for the City of Sacramento; and 3) authorize City staff to apply to the California Integrated Waste Management Board to designate the City Department of Code Enforcement as the LEA for the City.

Contact: Edison Hicks, Integrated Waste General Manager, (916) 808-4949, Department of Utilities.

Action: Adopted Resolution No. 2007-119

10. **Natomas Central Community Facilities District No. 2006-02** (Passed for publication on 2-13-07, Published on 2-16-07)
Location: Del Paso Road and El Centro Road (District 1)

Recommendation: Adopt an **Ordinance** to levy a special tax on land within the Natomas Central Community Facilities District No. 2006-02.

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

Action: Adopted Ordinance No. 2007-013

11. **Animal Care Services** (Passed for publication of title 2-20-07, Published on 2-23-07)
Location: (Citywide)

Recommendation: Adopt 1) an **Ordinance** amending Sections 9.44.020, 9.44.490, 9.44.500, 9.44.510, 9.44.520, 9.44.530, and 9.44.550 of Chapter 9.44 of the Sacramento City Code relating to Dog License; 2) an **Ordinance** amending Sections 9.44.430, 9.44.440, 9.44.450, and 9.44.480 relating to Cat Licenses; 3) an **Ordinance** amending Section 9.44.210 of Chapter 9.44 relating to Criminal Penalties, and adding Section 9.44.215 to Article II of Chapter 9.44 relating to Administrative Penalties; and 4) an **Ordinance** adding Article IX to Chapter 9.44 relating to the Sale and Advertisement of Dogs and Cats.

Contact: Hector Cazares, Division Manager, (916) 808-7433, Donna Wicky, Administrative Officer, (916) 808-6719, General Services Department.

Action: Pulled by Mayor Fargo for discussion and public testimony. Public comment given by Dia Goode, Wayne Sheldon, Debra Armstrong, Nicole Papuetto, Curt Ransom, Pam Rinquist, Teri Barnato, Alexis Raymond, becky Maclay, Margaret Cleck, Sandy Haynes, Kim Dahl, Susan Lock, Inessa Meyerovich, Barbara Schmitz, Pat Claearbout, Celeste Ingrid, Lynn Madison, Monica Engelbertson, Patricia Burnham, Jay Bangle, Joan Greene, Shauna Lidikay, Lesley Kirrine, Teresa Johnson, Herman Muller. Moved seconded, carried (Sheedy/Hammond) to continue the item to March 20, 2007.

12. **Council Rules of Procedure**
Location: (Citywide)

Recommendation: Review the revised Council Rules of Procedure and schedule adoption for March 13, 2007

Contact: Shirley Concolino, City Clerk (916) 808-5442; Dawn Bullwinkel, Assistant City Clerk, (916) 808-7267, Office of the City Clerk.

Action: Pulled by Councilmembers Sheedy and McCarty for discussion. Moved, seconded, carried (Sheedy/Pannell) to approve recommendation to return as a staff report to include a summary of the differences between the prior document and the current document.

13. **(Redevelopment Agency) 1012 K Street LLC**
Location: 1012-1022 K Street, south side of K Street east of 10th Street, Central Business District (District 1)

Recommendation: Adopt a Redevelopment Agency **Resolution** authorizing the City Manager, acting on behalf of the Agency, to execute an Exclusive Right to Negotiate Agreement with 1012 K Street Central LLC for the Redevelopment Agency-owned properties at 1012-1022 K Street.

Contact: Beth Tincher, Senior Project Manager, (916) 808-7730, Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Economic Development Department.

Action: Adopted Redevelopment Agency Resolution No. 2007-015

Public Hearings (Item 14)

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

14. **Citywide Fees and Charges Review and Online Database Demonstration** (Noticed on 2-9-07)
Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion adopt a **Resolution**: 1) affirming or reaffirming departmental fees and charges as outlined in the public online database; and 2) approving proposed new fees and fee increases.

Contact: Leyne Milstein, Budget Manager, 808-8491; David Levine, Management Analyst, 808-7943, Finance Department.

Action: No public comment. Moved, seconded, carried (Fong/Waters) to close the public hearing and adopt Resolution No. 2007-120 as amended.

Staff Reports (Items 15 and 16)

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

15. **Annual Internal Audit Workplan for Calendar Year 2007**
Location: (Citywide)

Recommendation: Adopt a **Resolution** approving the Annual Internal Audit Workplan for Calendar Year 2007.

Contact: Marty Kolkin, City Auditor, 808-5704, Office of the City Manager.

Action: Moved, seconded, carried (Cohn/Pannell) to adopt Resolution No. 2007-121 as amended.

16. **Alternative Development Standards (M06-035)** (Passed for publication of title 2-20-07, Published on 2-23-07)
Location: (Districts 2 and 3)

Recommendation: 1) Adopt a **Resolution** approving the Environmental Exemption per the California Environmental Quality Act Section 15301; 2) adopt an **Ordinance** repealing Ordinance Nos. 2006-037 and 2006-066 and adopting an interim ordinance establishing regulations pertaining to lot coverage, massing and scale in the North Sacramento and Ben Ali neighborhoods

Contact: Joy Patterson, Principal Planner, (916) 808-5607; William Crouch, Urban Design Manager, (916) 808-8013; David Kwong, Planning Manager, (916) 808-2691, Development Services Department.

Action: Moved, seconded, carried (Cohn/Hammond; Recused – Fargo/Sheedy) to adopt Resolution No. 2007-122 and Ordinance No. 2007-014

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.**

Recess - 5:02 p.m.

Reconvene – 7:00 p.m.

Roll Call – 7:07 p.m. All present

Pledge of Allegiance – led by Richard Archibald

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

Public Hearings (Item 17)

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

17. **500 Capitol Mall (P05-108/ DR05-241)** (Noticed on 2-15-07)
Location: 500 Capitol Mall (District 1)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** certifying the Environmental Impact Report and adopting the Mitigation Monitoring Plan, 2) a **Resolution** denying the third party appeal and approving the entitlements necessary to develop the 500 Capitol Mall project.

Contact: Lindsey Alagozian, Senior Planner, (916) 808-2659; William Thomas, Director of Development, (916) 808-3535, Development Services Department.

Action: Appeal was withdrawn by appellant. Public comment by Jody Jones and Michael Faust. Staff presented an overview of the project as an informational item.

Staff Reports (Items 18 and 19)

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

18. **FY2006/07 Midyear Budget Report**
Location: (Citywide)

Recommendation: Adopt a **Resolution** approving recommended adjustments to the FY2006/07 Approved Budget necessary to fully implement the City's financial plan for the remainder of the fiscal year.

Contact: Leyne Milstein, Budget Manager, (916) 808-8491; Russell Fehr, Director of Finance, (916) 808-5832, Finance Department.

Action: Moved, seconded, carried (Hammond/Sheedy) to adopt Resolution No. 2007-123 with direction to staff to look at the dispatch, records clerk and CSI retention issues and to return with possibilities for the $1.1 million.

19. **Sacramento Agenda for Youth**
Location: (Citywide)

Recommendation: Provide direction to staff.

Contact: Alan Boyd, Recreation Superintendent, (916) 808-6077, Parks and Recreation Department.

Action: Public comment given by Anthony Bates, Brandon Campbell, Rhonda Erwin, Othello Johnston, Abdussami Taabist, Manny Fernandez, Peter Macaluso, Ronald Montez, Eric Banh, Reynoldo Vasquez, Randy Rodoni, Aaron Donato and Marcia Mooney. Moved, seconded, carried (Hammond/Sheedy) to approve staff recommendations with two modifications: (1) moving the long term activity of joint use

Community Centers/Teen Centers to the medium term activities and (2) moving the medium term activity of coordinating with existing organizations to support more job/internship programs to a short term activity. In addition, council directed staff to bring back an information sheet on what the city paid for before Prop 13 became effective with the goal of working with city schools and outside agencies to provide these services.

Public Comments- Matters Not on the Agenda

a. Mary Tappell – parkway outlaw behavior

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. **Board/Commission Appointments by Mayor Fargo**

1. **Community Racial Profiling Commission**
   a. Jerry Camous (category C)

b. **Report Backs – None.**

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

Adjournment – 10:22 p.m. in memory of Jim White

This is to certify that the foregoing is a true and correct copy of the minutes of the February 27, 2007 meeting as approved by the Sacramento City Council.

Dawn Bullmunkel
for Shirley Concolino, City Clerk