REPORT TO COUNCIL
City of Sacramento

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

CONSENT
May 8, 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 April 26, 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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Thursday, April 26, 2007

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 District 4
Lauren Hammond, District 5
Kevin McCarty, Vice-Mayor, 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)

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MINUTES

Thursday, April 26, 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 – 12:11 p.m. Members present: Waters, McCarty, Sheedy, Fong, Mayor Fargo

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: Finger v. City of Sacramento, Sacramento County Superior Court Case No. 05AS03356.**

b. **Pursuant to Government Code section 54956.9 (c), pertaining to the initiation of litigation. Save Tara v. City of West Hollywood, California Supreme Court Case No. S151402.**

Reconvene to Open Session – 2:00 p.m.

Roll Call - 2:07 p.m. Councilmember Pannell absent. Councilmember Cohn arrived at 2:27 p.m.

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. **Phoenix Park Presentation**
   Action: Continued to a later date
b. **Announcement and Invitation to the Annual Festival De La Familia on April 29, 2007**
   Action: Received by Lori Hensley
c. **Proclamation for National Arbor Day - April 27, 2007**
   Action: Received by Mike Butcher

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

Consent Calendar (Items 1 - 15)

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/McCarty; Absent – Pannell/Cohn) 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 April 10, 2007.

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

   Action: Approved recommendation

2. **Open an Application Period for Various Boards and Commissions**
   Location: (Citywide)

   Recommendation: Open an application period for 1) Transportation Programming Guide Citizens Advisory Committee opening 04/27/07 with applications due May 25, 2007; 2) Sacramento Army Depot Redevelopment Advisory Committee opening 04/27/07 with applications due May 18, 2007.

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

   Recommendation: Confirmation of ad hoc appointments of Mayor Heather Fargo, Councilmembers Raymond Tretheway III and Steve Cohn to the Railyards Development Agreements Ad Hoc Committee.

   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 with the addition of Rob Fong to the ad hoc

4. **Agreement: Equestrian Facility in Del Paso Regional Park**
   Location: 3200 Longview Drive (District 2)

   Recommendation: Adopt a **Resolution** authorizing the City Manager to execute a three-year lease agreement with the Sacramento Horsemen's Association (SHA) for the equestrian facility in Del Paso Park.

   Contact: Lori Harder, Support Services Manager, (916) 808-5172; Marcy Tierce, Administrative Analyst, (916) 808-5129, Parks and Recreation Department.

Action: Adopted Resolution No. 2007-238

5. **Agreement: START After- School Program Evaluation**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute a professional services agreement and any extensions, amendments, or other related documents with Duerr Evaluation Resources, Inc. in an amount not to exceed $97,499.02 during the term July 1, 2006, to December 31, 2007, for an evaluation of the 2006-2007 START after-school program.

Contact: Andee Press-Dawson, Recreation Superintendent, (916) 808-6196; David Mitchell, Division Manager, (916) 808-6076, Parks and Recreation Department.

Action: Adopted Resolution No. 2007-239

6. **Agreements: Sacramento START After-School Program State Grants**
Location: Multiple locations within and outside the City limits

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute an agreement and any extensions, amendments, or other related documents with the State of California as necessary for the City to accept a new grant for 13 new sites for program in an amount not to exceed $1,462,500 during each of Fiscal Years 2006-2007 and 2007-2008; 2) authorizing the City Manager to execute an agreement and any extensions, amendments, or other related documents with the State of California as necessary for the City to accept additional funds for an existing grant at seven sites for the program in an amount not to exceed $212,144 during Fiscal Year 2006-2007; and 3) authorizing the City Manager to execute an agreement and any extensions, amendments, or other related documents with the State of California as necessary for the City to accept additional funds for an existing grant at 38 sites for the program in an amount not to exceed $1,617,848 during each of Fiscal Years 2006-2007 and 2007-2008.

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

Action: Adopted Resolution No. 2007-240

7. **Supplemental Agreement: Helicopter Maintenance [2/3 Vote Required]**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) suspending competitive bidding; and 2) authorizing the City Manager to execute Supplement No. 1 to City Agreement No. 2006-0971 for helicopter maintenance with San Joaquin Helicopters, Inc. for an additional $50,000 for a total not to exceed amount of $175,000 and extend the helicopter maintenance services through July 31, 2007.

Contact: Kianua Norman, Program Specialist, Procurement Services, (916) 808-8749, Bill Beerman, Lieutenant, Police Department, (916) 808-0714, Police Department.

Action: Adopted Resolution No. 2007-241

8. **Supplemental Agreement: Panhandle Annexation and Planned Unit Development (PUD) Environmental Impact Report (EIR)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute Supplemental Agreement No. 1 to City Agreement No. 2005-0134 with Pacific Municipal Consultants (PMC) in the amount of $35,555 to fund the expanded work for the Panhandle Annexation and PUD EIR.

Contact: Jennifer Hageman, Senior Planner, (916) 808-5538; David Kwong, Planning Manager, (916) 808-2691, Development Services Department.

Action: Adopted Resolution No. 2007-242

9. **Purchase: Telecommunication Hardware and Telephone Services**
Location: (Citywide)

Recommendation: Adopt a **Resolution** increasing the Fiscal Year 2006/07 spending authorization to purchase telecommunication hardware and telephone services from AT&T for an amount not to exceed $2,500,000.

Contact: Karl Rosander, Information Technology Manager, 808-8262, Ignacio Estevez, Program Manager, 808-7349

Action: Adopted Resolution No. 2007-243

10. **(Pass for Publication) Contractual Conflicts of Interest of City Employees**
Location: (Citywide)

Recommendation: 1) Review an Ordinance amending Article 1 of Chapter 2.16 of Title 2 of the City Code relating to Contractual Conflicts of Interest of City Employees; and 2) pass for publication the Ordinance title as required by the Sacramento City Charter 32c to be adopted on May 8, 2007.

Contact: Thomas P. Friery, City Treasurer, (916) 808-5168; Janelle Gray, Public Finance and Banking Manager, (916) 808-8296, Office of the City Treasurer.

Action: Approved recommendation

11. **Review and Approval of the Municipal Legislation Log**
Location: (Citywide)

Recommendation: Approve Municipal Legislation log.

Contact: Yvette Rincon, Legislative Analyst, (916) 808-5827, Office of the City Manager.

Action: Approved recommendation

12. **Westlake Community Park Phase II (CIP LS78)**
Location: 4700 Westlake Parkway (District 1)

Recommendation: Adopt a **Resolution** approving the Westlake Community Park Phase II Master Plan.

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

Action: Adopted Resolution No. 2007-244

13. **Restriction of Traffic Through the Alley Bounded Between 11th Street, 12th Street, "D" Street and "E" Street (Restricted Traffic Proceeding No. RT07-01)**
Location: Alley bounded between 11th Street, 12th Street, "D" Street and "E" Street (District 1)

Recommendation: Adopt a **Resolution** authorizing the restriction of traffic through the alley bounded between 11th Street, 12th Street, "D" Street and "E" Street.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918; Thomas Adams, Engineering Technician, (916) 808-7929, Development Services Department.

Action: Pulled from consent by Ray Tretheway. Public comment given by Robert Maldonado, Eva Teilmann, Dan Frankfield, and Laura Lough. Moved, seconded, carried (Tretheway/Hammond; Absent – Pannell) to adopt Resolution No. 2007-245

14. **(Redevelopment Agency) Oak Park Quality of Life Project**
Location: Oak Park Redevelopment Area, (District 5)

Recommendation: Adopt a **Redevelopment Agency Resolution** authorizing the Executive Director or her designee to 1) to create a Quality of Life project fund for minor infrastructure related improvements within the residential neighborhoods of the Oak Park Redevelopment Area; and 2) transfer $400,000 of 2005 Oak Park Tax Exempt bond funds to the Quality of Life project fund.

Contact: Lisa Bates, Community Development Director, 440-1316, Chris Pahule, Assistant Director, 440-1350, Sacramento Housing Redevelopment Agency.

Action: Adopted Resolution No. 2007-022

15. **(Sacramento Housing and Redevelopment Agency) Small Business Enterprise Program Annual Status Report**
Location: (Citywide)

Recommendation: Receive and file.

Contact: Larry Goins, Director, Real Estate and Construction Services, 440-1314, Mary L. Lyoh, Program Manager, Real Estate and Construction Services, (916) 440-1241, Sacramento Housing and Redevelopment Agency.

Action: Removed from consent by Lauren Hammond. Moved, seconded, carried (Hammond/McCarty/ Absent – Pannell) to receive and file the report.

Public Hearings (Item 16 and 17)

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

16. **Taylor Street Cottages (P06-142)** (Passed for Publication on 4-17-07, Published on 4-20-07)
Location: West side of the 4000 block of Taylor Street (District 2)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** adopting a Mitigated Negative Declaration and Mitigation Monitoring Plan; 2) a **Resolution** adopting an Inclusionary Housing Plan; and 3) an **Ordinance** amending the districts established by the Comprehensive Zoning Ordinance No. 99-015, as amended, by rezoning a portion of the land from agricultural to single-family alternative to allow the development of a 77 lot single family residential subdivision.

Contact: Stephen Kowalski, Associate Planner, (916) 808-4752; Stacia Cosgrove, Senior Planner, (916) 808-7110, Development Services Department.

Action: No public comment. Moved, seconded, carried (Sheedy/Fong, Absent – Pannell; Noes –Mayor Fargo; Abstain - Hammond) to close the public hearing and adopt Resolution Nos. 2007-246, 2007-247 as amended with the conditions that windows be added to the front door and garage door for the Monterey elevations; that all models be 3 bedroom 2 bath (remove the option of 4 bedrooms 1 bath), and that the wraparound porch requirement on corner lots be removed. The developer agreed to these conditions; and Ordinance No. 2007-031.

17. **Vacation: 3rd Street Access Ramp South of Capitol Mall** (Noticed on 4-13-07)
Location: Access ramp south of Capitol Mall that connects at 3rd street and Capitol Mall (District 1)

Recommendation: Conduct a public hearing and upon conclusion, adopt a **Resolution** vacating the street, highway, public road, public service easement and/or public utilities easement at the 3rd Street Access Ramp South of Capitol Mall.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918; Thomas Adams, Engineering Technician, (916) 808-7929, Development Services Department.

Action: No public comment. Moved, seconded, carried (Tretheway/Cohn; Absent - Pannell) to close the public hearing and adopt Resolution No. 2007-248

Staff Reports (Item 18)

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

18. **Agreement: Electronic Campaign Disclosure and Statement of Economic Interests Form 700 Filing System**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute a Consultant and Professional Services Agreement with Westcoast Online Information Systems dba NetFile to provide an electronic campaign disclosure statement and statement of economic interests form 700 filing system for two (2) years in an amount not to exceed $63,400.

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

Action: Continued to 5/1/07.

Information Reports (Item 19 - 23)

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

19. **Notification of Final Map and Subdivision Improvement for Beth Estates Unit No. 2 (P04-141)**
Location: Walsh Way south of Meadowglen Avenue (District 8)

Recommendation: Receive and file.

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

Action: Received and filed

20. **Notification of Final Map and Subdivision Improvement for Natomas Place Village 3 (P05-129)**
Location: Southeast corner of Gateway Park Drive and 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

21. **Notification of Final Map and Subdivision Improvement for Natomas Central Village F (P04-173)**
Location: Natomas Central Drive 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

22. **Notification of Final Map and Subdivision Improvement for Natomas Central Village H (P04-173)**
Location: 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

23. **Notification of Final Map and Subdivision Improvement for Natomas Central Village M (P04-173)**
Location: 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

Public Comments- Matters Not on the Agenda – None.

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. **Board/Commission Appointments**
   1. **City/County Solid Waste Advisory Committee**
      a. Samuel J. Wallace (incumbent)
   2. **Animal Care Services Citizens Advisory Committee**
      a. Margaret Carpetner (category B)
      b. Ashie Crocker (Category C – incumbent)
   3. **Diane Balter (Category D)**
      a. Ethel MacLeod Hart Advisory Committee
   4. **Sacramento Environmental Commission**
      a. Michael. Mendez (Category A)

b. **Report Backs** - None

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

Recess - 3:10 p.m.

Reconvene – 7:00 p.m.

Roll Call – 7:07 p.m. Bonnie Pannell absent.

Pledge of Allegiance – led by Councilmember Tretheway

Special Presentations/General Communications

a. **Proclamation celebrating Municipal Clerks Week.**
   Action: Received by Shirley Concolino

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

Public Hearings (Item 24)

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

24. Vacation: Public Access Easement at Great Egret Court (Noticed on 4-13-07)
Location: North end of Great Egret Court (District 1)

Recommendation: Conduct a public hearing and upon conclusion adopt a **Resolution** vacating the Public Access Easement (PAE) located at the most Northern end of Great Egret Court to eliminate the criminal acts that have been committed against them and their properties.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Thomas Adams, Engineering Technician, (916) 808-7929, Development Services Department.

Action: Comments given by Brandy Kolkborn, Liberta Corbin, and Nola Linn. No public comment. Moved, seconded, carried (Tretheway/Sheedy; Absent – Pannell) to close the public hearing and adopt Resolution No. 2007-249

Staff Reports (Item 25)

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

25. 2006-2007 Annual Report of the Development Oversight Commission (DOC)
Location: (Citywide)

Recommendation: Adopt a **Resolution** accepting the DOC 2006-2007 annual report and initiatives.

Contact: William Thomas, Director of Development, (916) 808-1918; Art Gee, Operations Manager, (916) 808-5945; Carolyn Fisher, Staff Aide, (916) 808-8095, Development Services Department.

Action: Moved, seconded, carried (Hammond/Waters; Absent - Pannell) to adopt Resolution No. 2007-250

Public Comments- Matters Not on the Agenda – None.

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. **Board/Commission Appointments** - None

b. **Report Backs**
   1. Sheedy – When is work on Fire Station 20 going to be complete?

c. **Meeting/Conference Reports**
   1. Councilmembers Tretheway, Cohn, fong, Hammond, McCarty, Waters reported on their Cap to Cap trip to Washington DC (AB 1234 compliance). Mayor Fargo and Councilmember Sheedy did not attend.

Adjournment – 8:30 p.m. in memory of Wil Weitman

This is to certify that the foregoing is a true and correct copy of the minutes of the April 26, 2007 meeting as approved by the Sacramento City Council.

_____
Shirley Concolino, City Clerk