REPORT TO COUNCIL
City of Sacramento

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

CONSENT
May 22, 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 May 8, 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: Shirley Concolino
Shirley Concolino, City Clerk

Table of Contents:

May 8, 2007
Minutes

Meetings of Sacramento
City Council
Redevelopment Agency
Housing Authority
Finance Authority

CITY COUNCIL

Heather Fargo, Mayor
Raymond L. Tretheway III, District 1
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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

Minutes

Tuesday, May 8, 2007

City Hall-915 I Street,

1st Floor Council Chamber and

5th Floor Conference Room # 5110 (Workshop)

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 on Comcast, SureWest, and Channel 15, Strategic Technologies Cable Systems and rebroadcast on the Saturday following the date of the meeting. (Check Listings). Meetings are also closed captioned for hearing impaired viewers. Live videostreams and indexed archives of meetings are available via the internet. Visit http://www.cityofsacramento.org/webtech/streaming_video/live_council_meetings.htm .

Meeting facilities are accessible to persons with disabilities. If you require special assistance to participate in the meeting, notify the Office of the City Clerk at (916) 808-7200 at least 48 hours prior to the meeting.

SPECIAL MEETING - MINUTES

Tuesday, May 8, 2007

City Hall – 915 I Street- First Floor Council Chamber and 5th Floor Conference Room # 5110 (Workshop)

All items listed are heard and acted upon by the Sacramento City Council unless otherwise noted.

Open Session - 12:00 noon

Roll Call – 12:05 p.m. Absent: Tretheway, Cohn, Fong, and McCarty

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 54957 for an item pertaining to personnel matters. Annual performance appraisal of the City Council Operations Manager.

Sacramento Housing and Redevelopment Agency

b. Pursuant to Government Code section 54956.9(a), for a matter pertaining to pending litigation: Redevelopment Agency of the City of Sacramento v. Mohanna et al., Sacramento County Superior Court Case No. 07AS00636.

Reconvene to Open Session – 2:00 p.m.

Roll Call 2:02 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)).

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

Special Presentations/General Communications

a. City Solid Waste Services Phone Book Recycling Contest Winners
Action: Continued to a future date

b. Resolution recognizing the National Association of Letter Carriers
Action: Resolution presented to Roxane Luce, Ralph Petty and Tom Lawson.

Public Hearings (Item 1- 3)

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

1. **Code Enforcement Case Fees and Penalties** (Noticed on 4-4-07)
   Location: (Citywide)

   Recommendation: Conduct a public hearing and upon conclusion adopt a **Resolution** placing liens on the properties in the amount of $9,371.25 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: Public comment given by Patricia Lyon and Robert Lyon. Moved, seconded, carried (Sheedy/McCarty) to close the public hearing and adopt Resolution No. 2007-257as amended deleting line number 7 from Exhibit A.

2. **Housing Case Fees and Penalties** (Noticed on 4-4-07)
   Location: (Citywide)

   Recommendation: Conduct a public hearing and upon conclusion adopt a **Resolution** placing liens on the properties in the amount of $7,640.99 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: No public comment. Moved, seconded, carried (Hammond/Waters) to close the public hearing and adopt Resolution No. 2007-258

3. **Senate Bills 53 and 1809 in all City Redevelopment Areas** (Noticed on 4-19-07; Passed for Publication on 5-1-07, Published on 5-4-07)
   Location: Merged Downtown, Richards Boulevard and Alkali Flat Redevelopment Areas, Del Paso Heights and North Sacramento Redevelopment Areas, Auburn Boulevard Redevelopment Area, Oak Park and Franklin Boulevard Redevelopment Areas, Army Depot and 65th Street Redevelopment Areas, Stockton Boulevard Redevelopment Area, (Districts 1,2,3,5 and 6)

   Recommendation: Conduct a public hearing and upon conclusion, adopt **eleven (11) City Ordinances**: a) identifying the Sacramento Housing and Redevelopment Agency's Acquisition Program and Eminent Domain authority for each redevelopment project area, and b) directing Redevelopment Agency staff to record a new statement of institution on all property located within the boundaries of each redevelopment project area to ensure compliance with noticing requirements of SB 53 and SB 1809.

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

   Action: Public comment given by Joseph Yee, Bruce Starkweather, Bob Waste, Rebecca Dowd and Luree Stetson. Moved, seconded, carried (Hammond/Waters)

to close the public hearing and adopt Ordinance Nos. 2007-032, 2007-033, 2007-034, 2007-035, 2007-036, 2007-037, 2007-038, 2007-039, 2007-040, 2007-041, 2007-042 - all as amended.

Public Comments- Matters Not on the Agenda

a. **Ron Emslie** – dangerous lamp posts and liability concerns
b. **Scott Day** – contractor licensing issues

Council Comments-Ideas, Questions and Meeting/Conference Reports

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

b. **Report Backs** –
   1. Sheedy – asked to have the issue of Pay Day Lending placed on the 5/15 agenda under Council Ideas and Questions.

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

Relocate to Workshop: ***City Hall – 915 I Street,*** **5th Floor Conference Room # 5110**

Staff Reports (Item 4)

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

4. **Workshop: 2030 General Plan – Draft Preferred Land Use Alternative [To Be Delivered]**
   Location: (Citywide)

   Recommendation: 1) Review and provide direction on the Draft Preferred Land Use Alternative and discuss fundamental policy issues; and 2) direct staff to return with a Resolution accepting the Preferred Land Use Alternative diagram for purposes of preparation of an Environmental Impact Report.

   Contact: Bob Overstreet, Strategic Projects Executive, (916) 808-7404, Tom Pace, Long Range Planning Manager, (916) 808-6848, Planning Department.

   Action: Council provided direction to staff with the Resolution to return on June 12 for adoption. In addition, council agreed to continue the workshop to May 15, 4:00 p.m. to 5:00 p.m. for council review of the preferred land use maps, to be held in 5th floor Conference room #5110.

Recess – 5:00 p.m.

Reconvene – 7:00 p.m.

Roll Call – 7:05 p.m. All present

Pledge of Allegiance - led by Matt Ruyak

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

Consent Calendar (Items 5 - 22)

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

5. **(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 26, 2007.

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

Action: Approved recommendation

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

Recommendation: Confirmation of board/commission appointments: 1) Animal Care Services Citizens Advisory Committee – Margaret Carpenter (Category B) and Ashle Crocker (Category C); 2) City/County Solid Waste Advisory Committee – Samuel J. Wallace (Category A-2); 3) Ethel MacLeod Hart Advisory Committee Diane Balter (Category D) and 4) Sacramento Environmental Commission – Michael Mendez (Category A).

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

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

Recommendation: Open an application period for the Design Commission, to open May 9, 2007with applications due July 6, 2007; and 2) Sacramento Sports Commission, to open May 9, 2007 with applications due June 8, 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

8. **Agreement: 65th Street Station Area Study (PN: TH16)** (Continued from 5-1-07)
Location: Area bordered by 59th Street on the west, California State University, Sacramento (CSUS) and the Union Pacific Railroad (UPRR) tracks on the north, Power Inn Road on the east, and 14th Avenue on the south (Districts 3 and 6)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute and award an agreement to BMS Design Group for the 65th Street Station Area Study for an amount not to exceed $918,930.

Contact: Tara Goddard, Assistant Planner, 808-8332; Fedolia "Sparky" Harris, Senior Planner, 808-2996, Department of Transportation.

Action: Adopted Resolution No. 2007-259

9. **Agreement: Ninos Parkway Bike Trail**
Location: (District 1)

Recommendation: Adopt a **Resolution** 1) accepting a Recreational Trails Program grant from the State of California Department of Parks and Recreation in the amount of $150,000 into the Federal Capital Grant Fund (Fund 511); 2) authorizing the City Manager to execute an agreement any extensions, amendments, or other documents related thereto with the State of California as necessary for the City to accept the Recreational Trails Program grant in the amount of $150,000; and 3) appropriating $150,000 from Fund 511 to CIP HC61; and 4) repealing Resolution 2007-213.

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

Action: Continued to May 15, 2007

10. **Agreement: Administration of Federal-Aid Projects**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager or his designee to execute a Master Agreement with Caltrans for the projects; and 2) authorizing the City Manager or his designee to approve Program Supplement Agreements for future transportation projects.

Contact: Azadeh Doherty, Principal Planner, (916) 808-3137; Theresa Arnold, Special Projects Engineer, (916) 808-5514, Transportation Department.

Action: Adopted Resolution No. 2007-260

11. **Agreement: Truck Cab and Chassis Using Houston-Galveston Area Council (H-GAC)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** approving the use of the H-GAC cooperative purchasing agreement and authorizing the City Manager or his designee to purchase a truck cab and chassis from Santex Truck Center in an amount not to exceed $85,531.

Contact: Keith Leech, Fleet Manager, 808-5869; Christopher Stewart, Procurement Services Manager, 808-6202, General Services Department.

Action: Adopted Resolution No. 2007-261

12. **Supplemental Agreement: Richards Boulevard at 12th and 16th Streets Intersection Improvement Project (PN: TU22)**
Location: 12th Street and 16th Street at Richards Boulevard (District 1)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute Supplemental Agreement No. 3 to City Agreement #2004-0090 with CH2MHILL for an amount not to exceed $30,615; 2) resetting the City Manager's

Supplemental Agreement authority; 3) directing staff to amend the Capital Improvement Program (CIP) revenue and expenditure budgets by appropriating $150,000 from Measure A – Construction (Fund 201); 4) directing staff to amend the CIP revenue and expenditure budgets by appropriating $443,000 (Fund 511) to the project and defunding $150,000 from the project to Measure A – Construction Contingency (Fund 201) when the federal paperwork is approved; and 5) directing staff to bring a Measure A Construction (Fund 201) reallocation request to the Sacramento Transportation Authority (STA) Board for approval.

Contact: Ricky Chuck, Senior Civil Engineer, (916) 808-5050; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

Action: Adopted Resolution No. 2007-262

13. **Contract: North Natomas Regional Park Phase I Project (CIP LX66)**
Location: North Park Drive (District 1)

Recommendation: Adopt a **Resolution** 1) approving the contract specifications for the project, and 2) authorizing the City Manager to award and execute the contract to Gold Valley Construction for an amount not to exceed $887,242.

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

Action: Adopted Resolution No. 2007-263 as amended

14. **Contract: 24th Street & Hogan Drive Traffic Signal Installation Project (PN: SM14)**
Location: 24th Street & Hogan Drive (District 5)

Recommendation: Adopt a **Resolution** 1) approving plans and specifications for the project; and 2) awarding the construction contract with Tim Paxin's Pacific Excavation, Inc. to install traffic signal to enhance the movement of traffic and provide safe crossing for the pedestrians in the amount of $209,302.

Contact: John Matoba, Associate Electrical Engineer, (916) 808-7891; Sompol Chatusripitak, Senior Electrical Engineer, (916) 808-5961, Transportation Department.

Action: Adopted Resolution No. 2007-264

15. **Contract: Purchase of Swimming Pool Chemicals**
Location: (Citywide)

Recommendation: Adopt a **Resolution** awarding a 38 month contract to Lincoln Equipment, Inc., the lowest responsible bidder, for the purchase of swimming pool chemicals for a total contract amount not to exceed $975,000.

Contact: Greg Narramore, Recreation Superintendent, (916) 808-6095, Christopher Stewart, Procurement Services Manager, (916) 808-6202, Parks and Recreation Department.

Action: Adopted Resolution No. 2007-265

16. **Sacramento Hotel Corporation 2007 Amended Operating Budget**
Location: Convention Center Hotel (District 1)

Recommendation: Adopt a **Resolution** approving the Sacramento Hotel Corporation 2007 Amended Operating Budget.

Contact: Nicole York-Johnson, Economic Development, 808-8646; Clark Johnson, Accounting, 808-5058, Economic Development Department.

Action: Adopted Resolution No. 2007-266

17. **Contractual Conflicts of Interest of City Employees** (Passed for publication on 4-26-07, Published on 4-27-07)
Location: (Citywide)

Recommendation: Adopt 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.

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: Adopted Ordinance No. 2007-043

18. **(Pass for Publication) Development of Single-Family and Two-Family Residences. (M07-027)**
Location: (Citywide)

Recommendation: 1) Review a Resolution approving the Environmental Exemption per the California Environmental Quality Act Section 15061(b)(3); 2) review an Ordinance amending Section 18.04.040 of the Sacramento City Code regarding the exemptions to Right-of-Way Improvements for Development of Single-Family and
Two-Family Residences; and 3) pass for publication the Ordinance title as required by the Sacramento City Charter 32c, to be adopted May 15, 2007.

Contact: Robert W. Williams, Assistant Planner, (916) 808-7686, Scott Tobey, Associate Engineer, (916) 808-8307, Development Services Department.

Action: Approved recommendation

19. **Folsom Boulevard Streetscape Master Plan (PN: TY86)**
Location: Folsom Boulevard corridor from Power Inn Road to Watt Avenue (District 6)

Recommendation: Adopt a **Resolution** accepting the Folsom Boulevard Streetscape Master Plan.

Contact: Ryan Moore, Senior Engineer, (916) 808-8279; Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.

Action: Adopted Resolution No. 2007-267

20. **East Fruitridge Neighborhood Traffic Management Program - Project (PN: TN67)**
Location: Generally bounded by Fruitridge Road on the north, 65th Street Frontage Road on the west, Lemon Hill Avenue on the south, and 69th Street on the east (District 6)

Recommendation: Adopt a **Resolution** approving the East Fruitridge Neighborhood Traffic Management Program (NTMP) Project – Phase 1 Traffic Calming Plan.

Contact: Cindy Bates, Program Analyst, (916) 808-6738; Angie Louie, Senior Engineer, (916) 808-7921, Transportation Department.

Action: Adopted Resolution No. 2007-268

21. **Police Mounted Unit's Activities in Pedestrian Malls (SCC 12.44) and Parks (SCC 12.72)** (Passed for Publication on 5-1-07, Published on 5-4-07)
Location: (Citywide)

Recommendation: Adopt an **Ordinance** amending Chapters 12.72 and 12.44 of the Sacramento City Code (SCC) to permit on-duty law enforcement officers to engage in horse mounted police activities, while acting within the course and scope of their employment, in City parks (SCC 12.72.060) and on pedestrian street malls (SCC 12.44.260).

Contact: Sylvia Moir, Lieutenant, (916) 433-0728, Police Department.

Action: Adopted Ordinance No. 2007-044

22. **(Redevelopment Agency) Martin Luther King Village Apartments Project**
Location: 3900 47th Avenue, Sacramento County

Recommendation: 1) Adopt a **Redevelopment Agency Resolution** a) amending the Agency budget to allocate Mental Health Services Act/Building Hope Program (MHSA) funds ($325,000) and Franklin Boulevard Tax Increment Housing Set-Aside funds ($1,000,000) for project; b) approving and authorizing the Executive Director or her designee to execute a loan agreement for $1,325,000 with a term of 55 years; and c) approving the environmental findings for the project.

Contact: Nancy Conk, Director of Housing Policy and Development, (916) 440-1310, Jim Hare, Assistant Director, Housing Policy and Development, (916) 440-1313, Sacramento Housing and Redevelopment Agency.

Action: Adopted Redevelopment Agency Resolution No. 2007-023

Staff Reports (Item 23 and 24)

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

23. **(City Council/City Financing Authority) 1997 Lease Revenue Bonds**
Location: (District 1)

Recommendation: Adopt 1) a **City Financing Authority Resolution** authorizing a) First Amendment to Facility Lease, b) First Supplemental Indenture, c) Remarketing Memorandum, d) Delayed Delivery Purchase and Remarketing Agreement, e) Interest Rate Hedging Agreement, and f) other related actions; 2) a **City Council Resolution** authorizing a) First Amendment to Facility Lease, b)

Remarketing Memorandum
c) Forward Delivery Purchase and Remarketing Agreement, d) Interest Rate Hedging Agreement, and e) other related actions

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

Action: Adopted Financing Authority Resolution No. 2007-002 and City Resolution 2007-269

24. Federal Emergency Management Agency (FEMA) for the Natomas Basin [To Be Delivered]
Location: (District 1)

Recommendation: Adopt a **Resolution** authorizing the City Manager to submit a joint A99 Flood Zone application with Sacramento and Sutter Counties to FEMA for the Natomas Basin.

Contact: Gary Reents, Director (916) 808-1433, Dave Brent, Engineering Manager, (916) 808-1420, David Schamber, Supervising Engineer, (916) 808-1423, Utilities Department.

Action: Withdrawn by staff.

Public Comments- Matters Not on the Agenda

a. **Michael Noto** – upset with city arborists and planners

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. **Board/Commission Appointments**
   1. **General Plan Advisory Committee**
      a. Michael A. Mendez (Category B)
   2. **Building and Fire Code Advisory and Appeals Board**
      a. Joseph Cimorelli (Category B)
   3. **Board of Plumbing Examiners**
      a. Keith Patrick Staley (Category A -incumbent)
   4. **Sacramento Disabilities Advisory Commission**
      a. Jeff S. Thom (incumbent)
      b. Jessica R. Springer
   5. **Sacramento City/County Bicycle Advisory Committee**
      a. Jeffrey Rosenhall (incumbent)
      b. John R. Gill (incumbent)

b. **Report Backs** – None.

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

Adjournment – 7:47 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the May 8, 2007 meeting as approved by the Sacramento City Council.

Shirley Concolino, City Clerk