



REPORT TO COUNCIL City of Sacramento

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

CONSENT
September 25, 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 for September 11, 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, City Clerk

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**Meetings of Sacramento
City Council
Redevelopment Agency
Housing Authority
Financing Authority**

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

Minutes

Tuesday, September 11, 2007

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

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

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.

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.

MINUTES

Tuesday, September 11, 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 - 2:00 p.m.

Roll Call - 2:08 p.m. Mayor Fargo absent.

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 – 16)

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/Sheedy,Absent-Fargo) 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 August 28, 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: 1) Sacramento Youth Commission – Alison Brown (Category A-6), Rian M. Nguy (Category B-1), Rachel Eidanzadeh (Category B-2), Molly Bailey (Category B-2), Annie Tsay (Category B-2) and David Schenirer (Category B-2); 2) Meadowview Development Committee – David Bain and Annie Levingston (Category A) and 3) Transportation Programming Guide Citizens Advisory Committee – Ryan Spencer (Category A-4) and Crystal Taylor (Category A-8).

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. Open an Application Period for Various Boards and Commissions

Location: (Citywide)

Recommendation: Open an application period for the Sacramento Environmental Commission to open 09/12/07 with applications due 10/12/07.

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

4. Grant/Agreement: Federal Funding for Response to Kansas Tornadoes

Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to accept federal funding for expenses in the amount of \$36,000 for the deployment of members of the California Task Force-7, Urban Search and Rescue Team for the Kansas Tornadoes.

Contact: Ed Vasques, Assistant Chief, (916) 264-7522; Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department.

Action: Adopted Resolution No. 2007-661

5. Removal of a Member from the Del Paso Heights Redevelopment Advisory Committee

Location: (Citywide)

Recommendation: Approve the removal of Rickey Tates from the Del Paso Heights Redevelopment Advisory Committee for the non-filing of a Statement of Economic Interests form.

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

Action: Approved recommendation.

6. Agreement: B Street Theatre Project

Location: On Capital Avenue between 27th and 18th Street (District 3)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute a Memorandum of Understanding (MOU) between the Theatre for Children, INC (B Street Theatre) and the City of Sacramento regarding a \$1 Million Project Development Grant for the funding of planning and design phases of the Children's Theatre Complex through the Community Reinvestment Capital Improvement Program (CRCIP).

Contact: James R. Rinehart, Citywide Economic Development Manager, (916) 808-5054, Economic Development Department.

Action: Removed from consent calendar by staff. Public comment given by Matthw Piner. Moved, seconded, carried (Cohn/Fong; Absent – Fargo) to adopt Resolution No. 2007-662

- 7. Agreement: Consulting Services to Review and Revise Procurement Related Policies and Procedures**
Location: (Citywide)
Recommendation: Adopt a **Resolution** authorizing the City Manager to execute an agreement with CGI Technologies to provide consulting services related to procurement policies, procedures and operations in an amount not to exceed \$100,000.
Contact: Russell Fehr, Finance Director, (916) 808-5832, Finance Department.
Action: Continued to September 18, 2007
- 8. Cooperative Agreement: Cargo Box Trucks**
Location: (Citywide)
Recommendation: Adopt a **Resolution** approving and authorizing the City Manager to execute and use the Cooperative Purchase Agreement between the City of San Diego and Los Angeles Truck Centers, LLC for the purchase of two cargo box trucks in an amount not to exceed \$272,000.
Contact: Keith Leech, Fleet Manager, (916) 808-5869; Christopher Stewart, Procurement Services Manager, (916) 808-6202, General Services Department.
Action: Adopted Resolution No. 2007-663
- 9. Contract: 34th/35th St. Alley Sewer Replacement, Folsom Blvd to P Street (PN: XN39)**
Location: 34th/35th St. Alley Sewer Replacement, Folsom Boulevard to P Street (District 3)
Recommendation: Adopt a **Resolution** 1) approving the contract plans and specifications; and 2) awarding the contract to Florez Paving for an amount not to exceed \$168,914.
Contact: David L. Brent, Engineering Services Manager, (916) 808-1420; Rick Batha, Supervising Engineer, (916) 808-1448, Utilities Department.
Action: Adopted Resolution No. 2007-664
- 10. Contract: Bill Conlin Youth Sports Complex Phase III Project (KB34)**
Location: 7895 Freeport Boulevard (District 7)
Recommendation: Adopt a **Resolution** 1) approving the contract; 2) transferring \$140,000 of Proposition 40 Roberti-Z'berg-Harris grant funds (Fund 512) from LS52 to KB34; and 3) authorizing the City Manager to execute and award the contract with Western Engineering for an amount not to exceed \$519,855.
Contact: J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Parks and Recreation Department.
Action: Adopted Resolution No. 2007-665

- 11. Supplemental Agreement: Sacramento Intermodal Transportation Facility (PN: CF41)**
Location: Vicinity of 5th and I Streets (District 1)
Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute Supplemental Agreement No. 9 to Agreement No. 2003-0121 with Simon Martin-Vegue Winkelstein Moris/Arup Joint Venture (SMWM/Arup) for development of the project concept alternatives for the environmental process and additional technical work in an amount not to exceed \$293,594; 2) resetting the City Manager's Supplemental Agreement authority; and 3) extending the agreement through June 30, 2010.
Contact: Hinda Chandler, Associate Architect, (916) 808-8422, Transportation Department.
Action: Adopted Resolution No. 2007-666
- 12. Annexation No. 4 to the Neighborhood Water Quality District (Hampton Station)-Initiate Proceedings**
Location: North of Meadowview Road and west of the Union Pacific Railroad/Regional Transit South Line (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 November 6, 2007.
Contact: Salina Cheung, Program Specialist, (916) 808-5236; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.
Action: Adopted Resolution Nos. 2007-667, 2007-668 and 2007-669
- 13. Richards Boulevard and Interstate 5 Interchange Improvements (PN: TR61)**
Location: North of Downtown. (District 1)
Recommendation: Adopt a **Resolution** 1) establishing two Capital Improvement Projects (CIP) for the Access Improvements from the Railyards to Richards Boulevard and Interstate 5 Project (PN: TR71) and the Richards Boulevard and Interstate 5 Ultimate Interchange Improvements Project (PN: TR61); 2) appropriating \$1,000,000 (Fund 511) and transferring \$300,000 (Fund 201) from the State and Federal Grant Match (PN: TX01) to the Access Improvements from the Railyards to Richards Boulevard and Interstate 5 Project (PN: TR71) and appropriating \$1,000,000 (Fund 511) and transferring \$300,000 (Fund 201) from the State and Federal Grant Match (PN: TX01) to the project; and 3) directing staff to bring a reallocation request to the Sacramento Transportation Authority.
Contact: Ted Davini, Senior Engineer, (916) 808-8930; Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.
Action: Adopted Resolution No. 2007-670.

- 14. Winner's Circle Park Name Approval**
Location: 2415 Evergreen Street (District 2)
Recommendation: Adopt a **Resolution** approving the name change from Dixieanne Park to "Winner's Circle Park".
Contact: J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Parks and Recreation Department.
Action: Adopted Resolution No. 2007-671
- 15. Blackbird Park Name and Master Plan**
Location: Hovnanian Drive & Natomas Central Drive (District 1)
Recommendation: Adopt a **Resolution** 1) approving the park name "Blackbird Park" and 2) approving the Blackbird Park Master Plan.
Contact: J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.
Action: Adopted Resolution No. 2007-672
- 16. Restriction of Alley Traffic**
Location: Alley bounded between 27th Street, 28th Street, "E" Street and "F" Street (District 3)
Recommendation: Adopt a **Resolution** authorizing the restriction of traffic through the alley bounded between 27th Street, 28th Street, "E" Street and "F" Street.
Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918; Thomas Adams, Engineering Technician, (916) 808-7929, Development Services Department.
Action: Adopted Resolution No. 2007-673

Public Hearings (Items 17 and 18)

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

- 17. Code Enforcement Case Fees and Penalties – Findings of Fact for Special Assessment Liens (Noticed on 8-1-07)**
Location: (Citywide)
Recommendation: Conduct a public hearing and upon conclusion adopt a **Resolution** placing liens on the properties in the amount of \$26,713.10 for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.
Contact: Dennis Kubo, Program Manager, (916) 808-8577, Code Enforcement Department.
Action: Public comment give by Ernest Mathis Moved, seconded, carried (Hammond/Sheedy, Absent - Fargo) to close the public hearing and adopt Resolution No. 2007-674 as amended

18. **Regency Park – Lot K (P07-003)** (Noticed on 8-30-07, passed of publication on 9-4-07, published on 9-7-07)

Location: Southeast corner of Amazon Avenue and Celebration Street
(District 1)

Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** approving the Mitigated Negative Declaration Addendum and Mitigation Monitoring Plan; 2) a **Resolution** adopting the General Plan Land Use Map amendment; 3) a **Resolution** adopting the North Natomas Community Plan Land Use Map amendment; 4) a **Resolution** approving the PUD Schematic Plan amendment for the Northpointe Park Planned Unit Development; 5) adopt a **Resolution** approving the project with a Tentative Map; and 6) an **Ordinance** amending the Comprehensive Zoning Code (Title 17 of the Sacramento City Code) to rezone a property from Standard Single-Family PUD (R-1-PUD) zone to Single-Family Alternative PUD (R-1A-PUD) zone.

Contact: David Hung, Associate Planner, (916) 808-5530; Gregory Bitter, Principal Planner, (916) 808-7816, Development Services Department

Action: There was no public comment. Moved, seconded, carried (Tretheway/Fong; Absent - Fargo) to close the public hearing and adopt Resolution Nos. 2007-675, 2007-676, 2007-677, 2007-678, 2007-679 and Ordinance No. 2007-075

Staff Reports (Item 19)

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

19. **Memorial Auditorium Lighting and Landscape Plan Approval Project (PC71)**

Location: (District 3)

Recommendation: Adopt a **Resolution** 1) approving the Lighting and Landscape Plan; and 2) directing staff to move forward with implementation.

Contact: Rebecca Bitter, Program Manager, CC&L (916) 808-5047, Tina McCarty, Administrative Officer, Convention Center Complex (916) 808-8220; Yadi Kavakebi, Sr. Architect, General Services (916) 808-8432, Convention Culture and Leisure Department.

Action: Public comment given by Robert Rakela, Scott, Rose, Jack Sales and Charlotte Gillmore. Moved, seconded, carried (Cohn/Fong, Absent - Fargo) adopt Resolution No. 2007-680 with the condition that staff would return to Council with options for placement of the World War I veteran tablets prior to the finalization of plans, and before any construction begins, and that community outreach, particularly to veterans, be done with advance notice given to Council

Information Reports (Items 20 and 21)

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

20. **Notification of Final Map and Subdivision Improvement Agreement for L Street Lofts Condominiums (P05-057)**

Location: South side of L Street between 18th Street and 19th Street (District 3)

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 Agreement for Provence (P06-194)

Location: Northwest corner of East Commerce Way and Snowy Egret Boulevard (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. Ramiro Bravo – housing foreclosure crises
- b. Felix Huerta – SHRA issues
- c. Jonathan Stuart – housing foreclosures
- d. Mark Brandeis – public access to Muir Park

Council Comments-Ideas, Questions and Meeting/Conference Reports

- a. Board/Commission Appointments - None.
- b. City Manager Report Backs
 - 1. Pannell – city use of recycled water in our parks
 - 2. Sheedy – status of citywide design review
- c. Meeting/Conference Reports – None.

Closed Session

City Council

- a) Pursuant to Government Code section 54957.6 to discuss matters pertaining to negotiations with recognized employee organizations: Sacramento Area Fire Fighters, Local 522. The purpose is to confer with the City's Chief Negotiators, Dee Contreras and Ed Takach.

Action: Withdrawn by City Attorney

- b) Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation: Howard Jarvis Taxpayers Assn, et al, v. City of Sacramento, Sacramento County Superior Court Case No. 07CS0081.

- c) Pursuant to Government Code section 54956.9 (c) for a matter pertaining to initiation of litigation: one potential case.

Action: Withdrawn by City Attorney

Sacramento Housing and Redevelopment Agency

- a) Pursuant to Government Code section 54957.6 to discuss matters pertaining to negotiations with recognized employee organizations: AFSCME. The purpose is to confer with the City's Chief Negotiators, Jim Shields, La Shelle Dozier and Veronica Busby.

Action: Withdrawn by City Attorney

Recess to Closed Session - 3:28 p.m.

Reconvene – 6:00 p.m.

Roll Call – 6.05 p.m Mayor Fargo absent.

Pledge of Allegiance – led by Larry Green, SACTO

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 - None

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

Staff Reports (Items 22 and 23)

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

22. Presentation on Proposed Rule 421: Mandatory No Burn Restrictions in Sacramento County

Location: (Citywide)

Recommendation: Receive and file.

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

Action: Received and filed

23. Agreement: Location of New Payrolls and Investment to the City of Sacramento and the Region

Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute a professional services agreement with the Sacramento Area Commerce and Trade Organization (SACTO), in an amount not to exceed \$113,250, to provide services that successfully influence the location of new payrolls and investment to the City of Sacramento and the region.

Contact: James Rinehart, Citywide Division Manager (916) 808-5054; David Spaur, Economic Development Director (916) 808-8196, Economic Development Department.

Action: Moved, seconded, carried (Cohn/Tretheway, Absent - Fargo) to adopt Resolution No. 2007-681

Public Comments- Matters Not on the Agenda – None

Council Comments-Ideas, Questions and Meeting/Conference Reports

- a. Board/Commission Appointments - None.
- b. Report Backs – None.
- c. Meeting/Conference Reports – None

Adjournment – 7:15 p.m. in memory of the 2,094 victims of 9-11-01

This is to certify that the foregoing is a true and correct copy of the minutes of the September 11, 2007 meeting as approved by the Sacramento City Council.

Shirley Concolino, City Clerk