REPORT TO COUNCIL
City of Sacramento

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

CONSENT
October 9, 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 18, 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 Bullinckel
for Shirley Concolino, City Clerk

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City Council
Redevelopment Agency
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Financing Authority

Minutes

Tuesday, September 18, 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)

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)

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MINUTES

Tuesday, September 18, 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 - A regular meeting of the Sacramento City Council was called to order by Mayor Fargo at 2:08 p.m. on Tuesday, September 18, 2007 at the Sacramento City Hall Council Chamber. All members present.

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 – 19)

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

1. **Administrative Matter: Typographical Correction to Resolution 2007-530**
   Location: 3012, 3020, and 3030 Redding Avenue 65th Street Redevelopment Project Area (District 6)

   Recommendation: Adopt a **Resolution** 1) correcting a typographical error in Resolution 2007-530 adding language required under Health and Safety Code Section 33445 and 2) repealing Resolution 2007-530.

   Contact: Lisa Bates, Director of Housing and Community Development, (916) 440-1330, Chris Pahule, Assistant Director of Housing and Community Development, (916) 440-1350, Sacramento Housing and Redevelopment Agency.

   Action: Adopted Resolution No. 2007-682.

2. **(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 September 4, 2007.

   Contact: Shirley Concolino, 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 board/commission appointment to the Sacramento Youth Commission – Miraya Barba Arroyo (Category A-3).

Contact: Stephanie Mizuno, Assistant City Clerk, 808-8093; Ruci Katia, Deputy City Clerk, 808-7200, Office of the City Clerk.

Action: Approved recommendation

4. **Agreement: Consulting Services to Review and Revise Procurement Related Policies and Procedures** (Continued from 9-11-07)
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: Withdrawn by staff.

5. **Agreement: Howe Avenue Bridges Study (PN: RR65)**
Location: University Avenue, both northbound and southbound (Districts 3 & 6)

Recommendation: Adopt a **Resolution** 1) authorizing staff to submit funding applications to Caltrans for funding from the Highway Bridge Program, 2) establishing a Capital Improvement Project (CIP); 3) authorizing the City Manager to execute a Program Supplement when received by staff, and 4) amending the FY07/08 Capital Improvement Program by transferring $75,000 from TX01 (Fund 209) and appropriating, when the federal paperwork is approved, $425,000 (Fund 511) to the project.

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

Action: Adopted Resolution No. 2007-683

6. **Contract: Purchase of 20 Parking Enforcement Scooters**
Location: (Citywide)

Recommendation: Adopt a **Resolution** awarding Municipal Maintenance Equipment, Inc. a one-year contract with two one-year renewal options for the purchase of up to 20 parking enforcement scooters in an amount not to exceed $719,000.

Contact: Keith Leech, Fleet Manager, (916) 808-5869; Christopher Stewart, Procurement Services Manager, (916) 808-6202, General Services Department.

Action: Adopted Resolution No. 2007-684

7. **Contract: Sacramento River Water Treatment Plant Reservoir Roof Replacement Project (ZH51)**
Location: (District 1)

Recommendation: Adopt a **Resolution** 1) approving the contract plans and specifications; and 2) awarding the contract to Madsen Roofing for an amount not to exceed $1,067,983.

Contact: David L. Brent, Engineering Services Manager, (916) 808-1420, Utilities Department.

Action: Adopted Resolution No. 2007-685

8. **Contract: Official City Newspaper for Advertising**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute and award the contract to "The Daily Recorder" for official advertising services for an amount not-to-exceed $35,000.

Contact: Christopher Stewart, Procurement Services Manager, (916) 808-6202, Finance Department.

Action: Pulled from Consent Calendar by Councilmember Waters. Moved, seconded, carried (Waters/Pannell) to adopt Resolution No. 2007-686

9. **Contract: J Street Sewer Replacement 18th to 20th Street Project (PN: XN51)**
Location: (District 3)

Recommendation: Adopt a **Resolution** 1) approving the contract plans and specifications; and 2) awarding the contract to AC General Engineering, Inc. for an amount not to exceed $156,598.

Contact: David L. Brent, Engineering Services Manager, (916 808-1420; Rick Batha, Supervising Engineer, (916) 808-1448, Utilities Department.

Action: Adopted Resolution No. 2007-687 CO2007-217

10. **Contracts: Vehicle Parts and Repair Services**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) awarding a one-year contract with two one-year renewal options to: a) Downtown Ford for the purchase of Ford parts and repair services in an amount not to exceed $975,000; b) Harrold Ford for the purchase of Ford parts and repair services in an amount not to exceed $675,000; c) Swift Dodge for the purchase of Dodge/Chrysler parts and repair services in an amount not to exceed $375,000; d) Senator Ford for the purchase of Ford engine repair services in an amount not to exceed $375,000; e) Ron Dupratt Ford for the purchase of Ford auto body repair services in an amount not to exceed $225,000; f) Ozzie's BMW for the purchase of BMW motorcycle parts and repair services in an amount not to exceed $525,000; g) A & S Motorcycle Parts, Inc. for the purchase of BMW motorcycle parts and repair services in an amount not to exceed $375,000; and 2) authorizing the City Manager to execute the contracts specified.

Contact: Keith Leech, Fleet Manager, (916) 808-5869, Christopher Stewart, Procurement Services Manager, (916) 808-6202, General Services Department.

Action: Adopted Resolution No. 2007-688

11. **Summary Vacation of a Segment of the Alley Bounded by Rio Linda Boulevard, Del Paso Boulevard, El Camino Avenue and Plaza Avenue**
Location: (District 2)

Recommendation: Adopt a **Resolution** vacating a portion of the alley bounded by Rio Linda Boulevard, Del Paso Boulevard, El Camino Avenue and Plaza Avenue, and reserving a public service easement within the subject alley to the City.

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

Action: Adopted Resolution No. 2007-689

12. **McClellan Heights and Parker Homes Plan (M03-190)**
Location: Area generally bounded on the north by Bell Avenue, the east by Winters Street, the south by interstate 80, and the west by Raley Boulevard (District 2)

Recommendation: Adopt a Motion of Intent to adopt a Resolution overriding the Airport Land Use Commission (ALUC) determination of inconsistency of the proposed McClellan Heights and Parker Homes Land Use and Infrastructure Plan with the McClellan Airport Comprehensive Land Use Plan.

Contact: Remi Mendoza, Assistant Planner, (916) 808-5003, Jim McDonald, AICP, Senior Planner, (916) 808-5723, Planning Department.

Action: Approved recommendation.

13. **Homeland Security Vocational Training Funds**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager, to receive and make expenditures related to the Office of Emergency Services and Homeland Security's vocational training program with the Los Rios Community College District through the creation of funding account, in addition to the current E-894 account; and 2) repealing Section 2 of Resolution 2006-547.

Contact: Deputy Chief Brian Louie, (916) 874-1385, Police Department.

Action: Adopted Resolution No 2007-690

14. **Ninos Parkway Bike Trail Project (PN: HC61)**
Location: Ninos Parkway Bike Trail Phase 1B (between San Juan Road and Edmonton Drive) and Phase 1C (between Strauch Park and West El Camino Avenue (District 1)

Recommendation: Adopt a **Resolution** 1) rejecting all bids received July 25, 2007; and 2) directing staff to re-advertise the project.

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

Action: Adopted Resolution No. 2007-691

15. **Stockton Boulevard Bus Enhancement Project (PN: SP81)**
Location: Stockton Boulevard, from Alhambra Boulevard to Mack Road (District 5 and 6)

Recommendation: Adopt a **Resolution** appropriating $126,400 of Major Street Construction Tax funds (209-710-7012) to the project.

Contact: Greg Smith, Associate Engineer, (916) 808-8364, Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

Action: Adopted Resolution No 2007-692

16. **Sewer Credit Approval: Del Paso Nuevo Unit 4**
Location: 500- 572 South Avenue, 500-656 Willie Hausey Way, 3500- 3580 Mamie Jennings Way, 503-575 Hayes Avenue: Entire subdivision Lots 1-81 (District 2)

Recommendation: Adopt a **Resolution** awarding a total of 72 Sacramento Regional County Sanitation District (SRCSD) connection fee credits to the described project known as "Del Paso Nuevo Unit 4."

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

Action: Adopted Resolution No. 2007-693

17. **Sewer Credits Approval: Evergreen Phase 1**
Location: 2408- 2498 Boxwood Street, 2401- 2498 Ben Ali Way, 2431-2497 Erickson Street, and 901- 939 Dixieanne Avenue: Subdivision Lots 1-2 (District 2)

Recommendation: Adopt a **Resolution** awarding a total of 60 Sacramento Regional County Sanitation District (SRCSD) connection fee credits to the described project known as "Evergreen Phase 1."

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

Action: Adopted Resolution No. 2007-694

18. **Sewer Credits Approval: 1600 H Street**
Location: 1600 H Street (District 3)

Recommendation: Adopt a **Resolution** awarding a total of 35.25 Sacramento Regional County Sanitation District (SRCSD) connection fee credits to the described project known as "1600 H Street."

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

Action: Adopted Resolution No. 2007-695

19. **Ethel MacLeod Hart Trust Fund (561) Project**
Location: (Citywide)

Recommendation: Adopt a **Resolution** approving the projects for the Ethel MacLeod Hart Trust Fund 1) marketing Booklet on Programs for Older Adults in the amount of $4,900; and 2) temporary staff support for the project in the amount of $15,846.

Contact: Sylvia Fort, Recreation Manager, (916) 808-8381, Rosanne Bernardy, Recreation Superintendent, (916) 808-1590, Parks and Recreation Department.

Action: Adopted Resolution No. 2007-696

Staff Reports (Items 20 and 21)

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

20. **North Natomas Transportation Management Association (TMA) and TMA Community Facilities District (CFD) Annual Report - 2006**
Location: North Natomas (District 1)

Recommendation: Receive and file.

Contact: Scot Mende, New Growth Manager, (916) 808-4756, Planning Department.

Action: Received and filed.

21. **Agreement: Florin Road Corridor Plan (LR07-008)**
Location: Florin Road Corridor from Tamoshanter Way to Stockton Boulevard (Districts 5 and 8)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute an agreement with the County of Sacramento to jointly prepare the Florin Road Corridor Plan.

Contact: Remi Mendoza, Assistant Planner, (916) 808-5003, Planning Department.

Action: Moved, seconded, carried (Pannell/Hammond) to continue this item to October 2, 2007.

Public Comments- Matters Not on the Agenda

a. Annie Bergin – St. John's Shelter for Women Open House invitation

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. Board/Commission Appointments – None.
b. Report Backs
   1. Sandy Sheedy – Review of parking issues in city hall parking facility
c. Meeting/Conference Reports – None.

Closed Session

City Council

a) **Pursuant to Government Code section 54956.9(a), for a matter pertaining to pending litigation. Lehr v. City of Sacramento, et al., United States District Court for the Eastern District of California Case No. 2:07-at-00707.**

b) **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

c) **Pursuant to Government Code section 54956.96, discussion will concern the Sacramento Regional Arts Facilities Financing Authority's closed session item: Pursuant to Government Code section 54956.9 (c), pertaining to the initiation of litigation. One potential case. SRAFFC Board Members are: Robert King Fong, Ray Tretheway and Steve Cohn.**

d) **Pursuant to Government Code section 54956.9 (b), pertaining to threatened litigation. One potential case.**

Sacramento Housing and Redevelopment Agency

e) **Pursuant to Government Code section 54957 for an item pertaining to personnel matters. Performance appraisal of the SHRA Executive Director**

Recess to Closed Session – 2:32 p.m.

Reconvene – 6:00 p.m.

Roll Call - A regular meeting of the Sacramento City Council was called to order by Mayor Fargo at 6:15 p.m. on Tuesday, September 18, 2007 at the Sacramento City Hall Council Chamber. All members present.

Pledge of Allegiance led by Councilmember Waters

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 Old City Cemetery Committee**

Action: Resolution presented to Bob LaPerriere

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

Public Hearings (Item 22)

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

22. **Northgate 880/Panhandle** (Passed for publication on 6-12-07, published on 6-15-07, noticed on 7-19-07; continued from 6-26-07, 7-24-07, 7-31-07, 8-14-07, 9-4-07)
Location: South of Elkhorn Boulevard, north of Interstate 80, west of Northgate Boulevard and Sorento Road, and east of Gateway Park Boulevard and the Northpointe Park Planned Unit Development (District 1)

Recommendation: 1) Conduct a public hearing and adopt an intent motion:

a) 1) certifying the Environmental Impact Report and adopting the Mitigation Monitoring Program; and 2) approving the Reorganization;

b) 1) amending the General Plan Land Use Map; 2) amending the text of the North Natomas Community Plan; 3) amending the North Natomas Community Plan Land Use Map; 4) amending the Zoning Code (Sacramento City Code, Title 17); and 5) prezoning approximately 50 acres between Sotnip Road and Del Paso Road (M05-031 - Northgate 880);

c) 1) approving the Development Agreement between the City of Sacramento and Dunmore Land Company, LLC., the Richter-Kazer 1993 Irrevocable Trust, BD Properties, LLC, and Tasso Peter Cononelos; 2) approving the Development Agreement between the City of Sacramento and the Marie Krumenacher Trust, the Alice Krumenacher Trust, and Vaquero Land Holdings, LLC.; 3) approving the Finance Plan; 4) approving the Inclusionary Housing Plan (Panhandle North - Vaquero); 5) approving the Inclusionary Housing Plan (Panhandle Central and South - Dunmore); 6) approving the Inclusionary Housing Plan (Grant Joint Union High School District); g) amending the General Plan Land Use Map; 7) amending the text of the North Natomas Community Plan; 8) amending the North Natomas Community Plan Land Use Map; 9) prezoning the area south of Elkhorn Boulevard, north of Del Paso Road, and west of Sorento Road; and 10) establishing the Panhandle Planned Unit Development (PUD) (P05-077); and

d) denying the Appeal of the Planning Commission's approval of various entitlements and to approve the Tentative Master Parcel Maps, Tentative Subdivision Maps, and Subdivision Modifications for the Panhandle project (P05-077);

2) Continue the Tax Exchange Agreement as a part of the public hearing; and

3) Continue the public hearing to October 2, 2007 for final adoption.

Contact: Scot Mende, New Growth Manager, (916) 808-4756; Arwen Wacht, Associate Planner, (916) 808-1964, Planning Department.

Action: Public comment given by Brigit Barnes, Ram Singh, Ralph Zavala and Thomas Mahoney. Moved, seconded, carried (Tretheway/Sheedy) to approve intent motion **a) 1)** certifying the Environmental Impact Report and adopting the Mitigation Monitoring Program; and **2)** approving the Reorganization; **b) 1)** amending the General Plan Land Use Map; **2)** amending the text of the North Natomas Community Plan; **3)** amending the North Natomas Community Plan Land Use Map; **4)** amending the Zoning Code (Sacramento City Code, Title 17); and 5) prezoning approximately 50

acres between Sotnip Road and Del Paso Road (M05-031 - Northgate 880); **c) 1)** approving the Development Agreement between the City of Sacramento and Dunmore Land Company, LLC., the Richter-Kazer 1993 Irrevocable Trust, BD Properties, LLC, and Tasso Peter Cononelos; **2)** approving the Development Agreement between the City of Sacramento and the Marie Krumenacher Trust, the Alice Krumenacher Trust, and Vaquero Land Holdings, LLC ; **3)** approving the Finance Plan; **4)** approving the Inclusionary Housing Plan (Panhandle North - Vaquero); **5)** approving the Inclusionary Housing Plan (Panhandle Central and South - Dunmore), **6)** approving the Inclusionary Housing Plan (Grant Joint Union High School District); g) amending the General Plan Land Use Map; **7)** amending the text of the North Natomas Community Plan; **8)** amending the North Natomas Community Plan Land Use Map, **9)** prezoning the area south of Elkhorn Boulevard, north of Del Paso Road, and west of Sorento Road; and **10)** establishing the Panhandle Planned Unit Development (PUD) (P05-077); and **d)** denying the Appeal of the Planning Commission's approval of various entitlements and to approve the Tentative Master Parcel Maps, Tentative Subdivision Maps, and Subdivision Modifications for the Panhandle project (P05-077), to include fee increases for shuttle service for residential and commercial to be up and running at 50% of build-out; to include photovoltaic and solar cells with a marketing theme; to include the green housing code requirements in the development agreement and to include potential future conditions on development related to the level of flood protection after receiving Federal Emergency Management Agency's flood zone designation, determination of State flood protection legislation and Local Agency Formation Commission's decision; and continuing the public hearing to October 2, 2007; and **2)** Continuing the Tax Exchange Agreement as a part of the public hearing

Staff Reports (Item 23)

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

23. Amendments to the City's Sign Code (City Code Chapter 15.148) (M07-015)
(Courtesy Noticed on 9-7-07)
Location: (Citywide)

Recommendation: Provide comment and direction to staff on the following types of signage in the City of Sacramento: billboards (offsite signs); readerboards (moving electronic displays); and illuminated and projection signs.

Contact: Sandra Yope, Senior Planner, (916) 808-7158; Joy Patterson, Principal Planner, (916) 808-5607, Departments of Development Services and Transportation

Action: Moved, seconded, carried (Sheedy/Fong; Absent - Tretheway) to continue to September 24, 2007.

Public Comments- Matters Not on the Agenda

a. Bob Stuter – supporting green policies
b. Paul Johnson – crime in Natomas

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. Board/Commission Appointments
   1. Community Racial Profiling Commission
      a. Daniela Lopez-Garzia (District 5)
b. Report Backs
   1. Tretheway
      a. 2005 policies that created the need to remove the bunya tree at the Crocker Art Museum
      b. Remove the Bunya tree with dignity perhaps milling it for reuse as a park bench
      c. provide city employees with regular tree workshops explaining the value of trees, the different kinds of trees and the tree canopy.
c. Meeting/Conference Reports
   1. Mayor Fargo
      a. Trip to Sundance Utah for the Mayors Global Warming Summit (AB1234 compliance)
      b. Trip to Trenton New Jersey for the fall leadership meeting of the US Conference of Mayors (AB1234 compliance)

Adjournment- 8.00 p.m. in memory or Ramona Robertson Clifton

This is to certify that the foregoing is a true and correct copy of the minutes of the September 18, 2007 meeting as approved by the Sacramento City Council.

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Shirley Concolino, City Clerk