



REPORT TO COUNCIL City of Sacramento

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

CONSENT
November 13, 2007

Honorable Mayor and
Members of the City Council

Subject: Approval of Council Minutes.

Location/Council District: (Citywide)

Recommendation:

Approve the afternoon and evening City Council, Redevelopment Agency, Housing Authority and Financing Authority for October 23, 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:

October 23, 2007 Minutes



**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, October 23, 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, October 23, 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, October 23, 2007 at the Sacramento City Hall Council Chamber. Vice Mayor McCarty absent

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

Consent Calendar (Items 1 - 14)

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; Absent – McCarty) to adopt the Consent Calendar in one motion except as indicated

1. Approval of Council Minutes

Location: (Citywide)

Recommendation: Approve the afternoon and evening City Council, Redevelopment Agency, Housing Authority and Financing Authority Minutes for October 2, 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 the 1) Small Business Development & Employment Advisory Board to open 10/24/07 with applications due 11/30/07; and 2) Del Paso Heights Redevelopment Advisory Committee to open 10/24/07 with applications due 11/09/07.

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

3. Agreement: Customer Assistance Program

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) approving the agreement between the Salvation Army and the City of Sacramento for the program; and 2) approving the establishment of the Customer Assistance Program Outreach Plan.

Contact: Charlene McKoy, Business Services Division Manager, (916) 808-1462; Jessica Hess, Media and Communications Specialist, (916) 808-8260, Utilities Department.

Action: Adopted Resolution No. 2007-773

4. Agreement: Natomas Landing Community Facilities District (CFD) No. 2007-02
(Continued from 10-9-07, 10-16-07)

Location: Declaration of Intent to Reimburse Certain Expenditures from Bond Proceeds – Natomas Landing CFD No. 2007-02

Recommendation: Adopt a **Resolution** 1) stating the City's "official intent" to reimburse itself from future bond proceeds associated with the Natomas Landing CFD No. 2007-02; and 2) approving an Agreement to reimburse Ose Properties certain development fees from future bond proceeds.

Contact: Salina Cheung, Program Specialist, (916) 808-5236; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Development Department

Action: Withdrawn by staff

5. Agreement: Water Service Outside City Limits

Location: 2840 El Centro Road (District 1)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute a Water Service Agreement with the Building Trades Association and Electrical Workers to provide water service outside the City limits.

Contact: David L. Brent, Engineering Manager, (916) 808-1420, Robert Thaung, Supervising Engineer, (916) 808-8891, Utilities Department.

Action: Adopted Resolution No. 2007-761

6. Agreements: Citywide Wireless Broadband Network

Location: (Citywide)

Recommendation: Adopt a **Resolution** approving 1) the Issuance of a Revocable Permit and 2) a Fiber License agreements between the City of Sacramento and Sacramento Metro Connect, LLC ("SMC") for the installation and implementation of a citywide wireless broadband network.

Contact: Stephen R. Ferguson, Chief Information Officer, (916) 808-8600, Dean Peckham, Senior Economic Development Project Manager, (916) 808-7063, Thanh V. Vo, IT Project Manager, (916) 808-7988, Departments of Information Technology and Economic Development.

Action: Adopted Resolution No. 2007-762

- 7. Contract: Nuevo Park Improvements (LM96)**
Location: 3432 Paseo Nuevo Street (District 2)
Recommendation: Adopt a **Resolution** 1) approving the contract specifications; 2) authorizing the City Manager to execute and award the contract to Solo Landscaping for an amount not to exceed \$234,922 to install a children's playground and group picnic area with shade structure.
Contact: J.P. Tindell, Planning & Development Manager, 808-1955, Parks and Recreation Department.
Action: Adopted Resolution No. 2007-763
- 8. Contract: Brookfield/Mack Landscape (LQ01)**
Location: Mack Road and Brookfield Drive (District 8)
Recommendation: Adopt a **Resolution** 1) approving the contract specifications; and 2) authorizing the City Manager to execute and award the contract to Empire Landscaping for an amount not to exceed \$126,000 to develop the landscape and a pathway.
Contact: J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Parks and Recreation.
Action: Adopted Resolution No. 2007-764
- 9. Contract: 300 Richards Boulevard Project (BB91) [2/3 Vote Required]**
Location: 300 Richards Boulevard (District 1)
Recommendation: Adopt a **Resolution** 1) suspending competitive bidding; and 2) awarding a contract to Integrity Data and Fiber (IDF) to provide telecommunication cabling services for the project in an amount not to exceed \$445,181, which includes \$70,000 for work previously completed.
Contact: Bob Badgley, Principal Applications Developer, (916) 808-5766; Frances Chong, Administrative Officer, (916) 808-5010, Development Services Department.
Action: Adopted Resolution No. 2007-765
- 10. Change Order: Fairfield/Cantelier Alley Sewer Replacement Project (XI56)**
Location: (District 2)
Recommendation: Adopt a **Resolution** approving Change Order No. 3 to Contract 2007-129 with Navajo Pipelines, Inc., for the additional work not expected due to unforeseen existing conditions of the project in the amount of \$6,000.00.
Contact: David L. Brent, Engineering Services Manager (916) 808-1420; Brett C. Grant, Supervising Engineer (916) 808-1413.
Action: Adopted Resolution No. 2007-766
- 11. Sewer Credit Approval: Natomas Gateway Tower**
Location: 2020 West El Camino (District 1)
Recommendation: Adopt a **Resolution** awarding a maximum of 67.25 Sacramento Regional County Sanitation District (SRCSD) connection fee credits to the project.

Contact: Sheri Smith, Project Manager (916) 808-7204, Economic Development Department.

Action: Adopted Resolution No. 2007-767

12. 2008 Regular Meeting Schedule

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) approving the 2008 regular meeting schedule for City Council, Redevelopment Agency, Housing Authority and Financing Authority; and 2) designating four weeks regular meetings need not be held.

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

Action: Adopted Resolution No. 2007-768

13. (Housing Authority) Willow Glen Apartments

Location: South East Corner of Del Paso Road and Gateway Park Boulevard (District 1)

Recommendation: Adopt a **Housing Authority Resolution** 1) approving documents authorizing up to \$17,100,000 in tax-exempt bonds to finance new construction of the 135-unit Willow Glen Apartment and; 2) authorizing the Executive Director to execute all documents necessary to issue the bonds.

Contact: Lisa Bates, Director, Housing and Community Development, (916) 440-1330, Christine Weichert, Assistant Director, Housing and Community Development, (916) 440-1353, Sacramento Housing and Redevelopment Agency.

Action: Adopted Housing Authority Resolution No 2007-013

Public Hearings (Items 14 and 15)

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

14. Regulatory Improvement Bundle 07-B: Land Use Entitlement Processing

(M07-048) (Noticed on 10-12-07, passed for publication on 10-16-07, published on 10-19-07)

Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion 1) adopt a **Resolution** determining project exemption from environmental review; 2) adopt an **Ordinance** amending Titles 17 and 18 of the Sacramento City Code relating to land use entitlement processing; and 3) adopt an **Ordinance** amending Title 16 of the Sacramento City Code relating to subdivision map processing.

Contact: Sandra Yope, Senior Planner, (916) 808-7158; Joy Patterson, Principal Planner, (916) 808-5607, Development Services Department.

Action: No public comment Moved, seconded, carried (Sheedy/Fong; Absent – McCarty) to close the public hearing and adopt Resolution No 2007-769 and Ordinance Nos 2007-081 and 2007-082.

15. 2008-2012 City of Sacramento Consolidated Plan for the U.S. Department of Housing And Urban Development (HUD) Funded Community Development Programs (Noticed on 9-15-07)

Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion, adopt a **Resolution** 1) authorizing the Executive Director to submit the 2008-2012 City of Sacramento Consolidated Plan (Plan) to HUD; and 2) adopting it as a policy to guide the investment of federal funds in the coming five years.

Contact: Lisa Bates, Deputy Executive Director, (916) 440-1330, Gregory H. Wessel, Assistant Director, Housing and Community Development Department, (916) 440-1346, Sacramento Housing and Redevelopment Agency.

Action: No public comment. Moved, seconded, carried (Tretheway/Fargo, Absent – McCarty) to close the public hearing and adopt Resolution No. 2007-770

Staff Reports (Items 16 - 19)

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

16. Fleet Sustainability Policies

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) rescinding all prior Fleet purchasing and fuel strategy policies (including but not limited to Resolutions 2005-454, 2004-613, 1999-565); and 2) approving a comprehensive Fleet Sustainability Policy.

Contact: Keith Leech, Fleet Manager, 808-5869, General Services Department.

Action: Moved, seconded, carried (Cohn/Tretheway, Absent – McCarty) to adopt Resolution No. 2007-771 as amended

17. Utilities Rate Advisory Committee

Location: (Citywide)

Recommendation: Approve the proposal for creation of a Utilities Rate Advisory Committee and direct staff to return to Council with an Ordinance.

Contact: Gary Reents (916) 808-1433, Jessica Hess, (916) 808-8260, Utilities Department.

Action: Approved recommendation

18. Voluntary Containerized Green Waste

Location: (Citywide)

Recommendation: Receive and file.

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

Action: Public comment given by David Brown, David Roberts, Walt Seifert and Clara McKeithern. Received and filed

19. City Attorney's Annual Report

Location: (Citywide)

Recommendation: Receive and file.

Contact: Eileen M. Teichert, City Attorney, (916) 808-5346, Office of the City Attorney.

Action: Received and filed

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 Strawberry Creek (P04-143)

Location: Southeast corner of Bruceville Road and Timberlake Way (District 8)

Recommendation: Receive and file.

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

Action: Received and filed

21. Community Racial Profiling Commission 2007 2nd Quarter Report

Location: (Citywide)

Recommendation: Receive and file.

Contact: Sylvia Moir, Lieutenant, (916) 808-0866, Police Department.

Action: Received and filed

Public Comments- Matters Not on the Agenda

- a Michele Egan – bunya-bunya tree presentation

Council Comments-Ideas, Questions and Meeting/Conference Reports

- a. Board/Commission Appointments
 - 1. Ann Land/Bertha Henschel Memorial Fund Commission
 - a. Miranda L. Maison
- b. Report Backs-None.
- c. Meeting/Conference Reports – None

Recess - 4:30 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 6:08 p.m. on Tuesday, October 23, 2007 at the Sacramento City Hall Council Chamber. Vice Mayor McCarty absent

Pledge of Allegiance – led by Ray Tretheway

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.

Public Hearings (Item 22)

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

- 22. Northgate 880 / Panhandle** (M05-031 / P05-077) (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, 09-18-07, 10-2-07)

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: Continue to October 30, 2007.

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

Action: No public comment. Moved, seconded, carried (Tretheway/Fong; Absent – McCarty) to continue to November 13, 2007 instead of October 30, 2007 as originally recommended.

Staff Reports (Items 23 - 25)

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

- 23. Railyard Technology Museum at the Railyards (To Be Delivered)**

Location: East of Sacramento River, just north of the Central Business District (District 1)

Recommendation: Receive and file.

Contact: Nedzlene Ferrario, Senior Planner, (916) 808-7826; Gregory Bitter, Principal Planner, (916) 808-7816, Services Department.

Action: Public comment given by Dr. Ralph Carmona, Mary Helmich, Linda Whitney, Norm Lucas, Dr. Herbert Yee, Sukey Totah, Steve Yee, Denny Anspach, Dr. John Leonard, Vivian Gerlack, Bob Rohwer, Steve Chambers, Roxanne Fuentez, Illa Collin, Carlos Mora, Bo Grebitus, William Burg, Richard Ridriguez, Chuck Maley, Pam Horan, Dr. Jon Marshack, Christina Mora, Johan Otto, Wai Moy and Dr. Alfred Yee. Received and filed.

24. Sacramento Railyards Progress Report (To Be Delivered)

Location: East of Sacramento River, just north of the Central Business District (District 1)

Recommendation: Receive and file.

Contact: Nedzlene Ferrario, Senior Planner, (916) 808-7826; Gregory Bitter, Principal Planner, (916) 808-7816, General Services Department.

Action: Continued to October 30, 2007

25. AR Flood Zone Application: 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 an AR Flood Zone application with the Sacramento and Sutter counties to FEMA for the Natomas Basin.

Contact: Gary Reents, Director, (916) 808-1433, Dave Brent, Division Manager, (916) 808-1420, David Schamber, Supervising Engineer, (916) 808-1423, Connie Perkins, Associate Engineer, (916) 808-1914, Utilities Department.

Action: Public comment given by Gregory Thatch. Moved, seconded, carried (Tretheway/Hammond; Absent – McCarty) to adopt Resolution No. 2007-772 with direction given to staff to include language in the application to be submitted on October 25, 2007 indicating the city's desire for an AR variance

Public Comments- Matters Not on the Agenda

- a Alexander Miller – angled parking

Council Comments-Ideas, Questions and Meeting/Conference Reports

- a Board/Commission Appointments-None
- b Report Backs
 - 1 Fong – ramifications for the City of losing A99 flood rating
- c Meeting/Conference Reports – None

Adjournment – 9:19 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the October 23, 2007 meeting as approved by the Sacramento City Council.

Shirley Concolino, City Clerk