REPORT TO COUNCIL
City of Sacramento

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

Consent
November 20, 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 October 30, 2007 meeting.

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 30, 2007
Minutes

Meetings of Sacramento
City Council
Redevelopment Agency
Housing Authority
Financing Authority

Minutes

Tuesday, October 30, 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)

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 30, 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 2:10 p.m. on Tuesday, October 30, 2007 at the Sacramento City Hall Council Chamber.

Special Presentations/General Communications

a. **Proclamation Proclaiming October 2007 as National Disability Employment Awareness Month**
Action: Proclamation presented to MIchael Paravagna

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. **Approval of Council Minutes**
Location: (Citywide)

Recommendation: Approve the afternoon and evening City Council, Redevelopment Agency, Housing Authority and Financing Authority Minutes for October 9, 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) Animal Care Services Citizens Advisory Committee – Beverly M. Gonsalves (Category C); 2) Del Paso Heights Redevelopment Advisory Committee – Bertha Ward (Category B), Thai Thao (Category C) and Eric Joe (Category D); 3) Design Commission – Todd Rudd (Category D); 4) General Plan Advisory Committee – Miranda Maison; 5) Housing Codes Advisory & Appeals Board – Melisa B. Gaudreau; 6) Sacramento Metropolitan Arts Commission – Kim Curry-Evans (Category A); 7) Small Business

Development & Employment Advisory Board – Rosalva 'Rosa' Hernandez (Category C) and 8) Sacramento Youth Commission – Hlee Vue (Category A-2).

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: Leisure Enrichment Services**
Location: Various locations (Districts 1, 6 & 8)

Recommendation: Adopt a **Resolution** authorizing the City Manager to enter into a three-year professional services agreement with Sacramento Show Biz Productions to provide leisure enrichment dance instruction for an amount not to exceed $330,000.

Contact: Janet Baker, Operations Manager, (916) 808-8234; Alan Tomiyama, Division Manager, (916) 808-8958, Parks and Recreation Department.

Action: Adopted Resolution No. 2007-774

4. **Agreement: Rental of Office Space at the Coloma Community Center**
Location: 4623 T Street (District 6)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute Supplemental No. 1 to City Agreement 2002-200 with the Sacramento Community Cable Foundation, Inc. (Access Sacramento) for rental of office space at the Coloma Community Center.

Contact: Lori Harder, Support Services Manager, (916) 808-5172, Parks and Recreation Department.

Action: Adopted Resolution No. 2007-775

5. **Agreements: West El Camino Bridge Replacement Project (PN: TZ71)**
Location: Natomas East Main Drain Canal (District 1 and 2)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute a public Road At-Grade Crossing Agreement with the Union Pacific Railroad (UPRR); 2) authorizing the City Manager to execute a Drainage Utility and Waterway Agreement with UPRR; 3) authorizing the City Manager to execute such additional documents and to take such additional actions as necessary to implement the agreements; and 4) transferring funds.

Contact: Ricky Chuck, Senior Civil Engineer, (916) 808-5050; Jon Blank, Supervising Engineer, (916) 808-7914; and Marianne Wetzel, Supervisor, Real Estate Services, 808-6270, Transportation and General Services Department.

Action: Continued to November 6, 2007

6. **Agreement/Contract: Sunrise Side Channel Project [2/3 Vote Required]**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the Director of the City-County Office of Metropolitan Water Planning (CCOMWP) to execute a Grant Funding Agreement with the State of California Resources Agency in the amount of $510,035; 2) augmenting the CCOMWP's revenue and expenditure budgets to reflect the grant

amount; 3) authorizing the City Manager to execute a Professional Services Agreement with Philip Williams & Associates for technical work in support of the project, for an amount not to exceed $117,473; and 4) suspending competitive bidding for the construction portion of the project, and 5) authorizing the City Manager to execute a construction contract with Sierra View Landscape, Inc. dba Restoration Resources for this work, for an amount not to exceed $330,250.

Contact: Sarah Foley, (916) 808-1997, Kathy Howard, (916) 808-1995, Utilities Department.

Action: Adopted Resolution No. 2007-776 as amended.

7. **Agreement: Processing of Recyclable Materials**
Location: (Citywide)

Recommendation: Adopt a **Resolution** approving the agreement between the City of Sacramento and BLT Enterprises of Sacramento to process recyclable materials collected by the City of Sacramento's Solid Waste Division.

Contact: Edison Hicks, Integrated Waste General Manager (916) 808-4949, Marty Strauss, Integrated Waste Planning Superintendent (916) 808-4934, Utilities Department.

Action: Continued to November 27, 2007

8. **Supplemental Agreement: Sacramento Convention Center Complex.**
Location: (Districts 1 and 3)

Recommendation: Adopt a **Resolution** authorizing the City Manager to 1) execute Supplemental No. 2 to City Agreement Number 2005-0062 with Tickets.com; and 2) execute future amendments to City Agreement No. 2005-0062 regarding non-financial changes to the agreement, such as updating the equipment inventory

Contact: Tina McCarty, Administrative Officer, Convention Center, (916) 808-8220, Convention Culture and Leisure Department.

Action: Adopted Resolution No. 2007-777

9. **Supplemental Agreement: West Side Access to the Intermodal Project (PN: TV11)**
Location: Area of I Street between 5th Street and Interstate 5 (District 1)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute Supplemental Agreement No. 1 to City Agreement No. 2006-1400 with Mark Thomas and Company to revise the scope of work and schedule for an additional cost of $199,950; and 2) resetting the City Manager's Supplemental Agreement authority.

Contact: Ted Davini, Senior Engineer, (916) 808-8930; Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.

Action: Removed by Mayor Fargo for discussion. Moved, seconded, carried (Tretheway/Hammond) to adopt Resolution No. 2007-778

10. **Supplemental Agreements: Tower Bridge Pedestrian/Bicycle Improvements Project (PN: HC06)**
Location: Tower Bridge – Capitol Mall (State Route 275) at Sacramento River (District 1)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute Amendment No. 2 to City Agreement No 2006-0520 with the State of California Department of Parks and Recreation in the amount of $150,000; 2) authorizing the City Manager to execute Supplemental Agreement No. 9 to City Agreement No. 2001-0116 with PB Americas, Inc in the amount of $88,000; and 3) resetting the City Manager's Supplemental Agreement authority.

Contact: Nader Kamal, Special Projects Engineer, (916) 808-7035; Jon Blank, Supervising Engineer, (916) 808-7914, Transportation Department.

Action: Adopted Resolution No. 2007-779

11. **Contract: Steve Jones Park Detention Basin Project (PN: WJ96)**
Location: Northwest corner of 24th Street and Casa Linda Drive (District 8)

Recommendation: Adopt a **Resolution** 1) approving the contract plans and specifications; and 2) awarding the contract to Central Pacific for an amount not to exceed $197,729.

Contact: David L. Brent, Engineering Services Manager, (916) 808-1420; Andy Hunt, Supervising Engineer, (916) 808-1408, Utilities Department.

Action: Adopted Resolution No. 2007-780

12. **Contract: Phase II, Fulton Avenue Development Project (PN: CB39) [To Be Delivered]**
Location: 3701 Fulton Ave. (District 2)

Recommendation: Adopt a **Resolution** 1) approving plans and specifications; 2) awarding a construction contract with Marques Pipeline in the amount of $2,255,979; and 3) defunding the Raley Boulevard and Ascot Avenue Public Improvements for Frito-Lay and transferring Raley Boulevard and Ascot Avenue funds to the project.

Contact: Dean Peckham, Senior Project Manager, (916) 808-7063; Jim Rinehart, Citywide Economic Development Manager (916) 808-5054, Jon Blank, Supervising Engineer, Department of Transportation, (916) 808-7914, Economic Development Department.

Action: Continued to November 6, 2007

13. **California Task Force Seven, Urban Search and Rescue Team (CA TF-7US&R) Program (G667)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) accepting annual federal funding in the amount of $809,000; 2) establishing a multi-year operating grant; 3) establishing an $809,000 revenue and expenditure budget for the program; 4) converting two limited term administrative positions to career positions; and 5) adding two limited term positions for the management of grant equipment (cache)

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

Action: Adopted Resolution No. 2007-781

14. North Laguna Creek Park Phase II Capital Improvement Program (CIP) (LW92)
Location: 6400 Jacinto Avenue (District 8)

Recommendation: Adopt a **Resolution** 1) establishing a new CIP project); 2) approving the transfer of the available funding in the amount of $580,000 from the North Laguna Creek Park CFD Assessment Fund (Fund 837) to the General Fund (Fund 101); and 3) appropriating $580,000 from Fund 101 to the program.

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

Action: Adopted Resolution No. 2007-782

15. (Pass for Publication) Annexation No. 17 to the Neighborhood Park Maintenance Community Facilities District No. 2002-02
Location: Includes 22 separate areas (Districts 1, 2, 3, 4, 5 & 6)

Recommendation: 1) Adopt a **Resolution** determining the results of the Special Mail Ballot Election; 2) review an Ordinance levying a Special Tax for the property-tax year 2007-2008 and following tax years solely within and relating to the City of Sacramento Neighborhood Parks Maintenance Community Facilities District No. 2002-02, Annexation No. 17; and 3) pass for publication the Ordinance title as required by Sacramento City Charter 32(c) to be adopted on November 6, 2007.

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

Action: Adopted Resolution No. 2007

16. Sacramento Marina South Basin Renovation Project
Location: 2710 Ramp Way (District 4)

Recommendation: Adopt a **Resolution** authorizing the execution and delivery of the recognized financing documents associated with an estimated $1.5 Million financing with Bank of America for the Sacramento Marina South Basin Renovation.

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

Action: Continued to November 6, 2007

17. Message Substitution and Location of NonCommercial Messages (M07-079)
(Passed for publication on 10-16-07, published on 10-19-07)
Location: (Citywide)

Recommendation: Adopt an **Ordinance** adding Sections 15.148.025 and 15.148.026 to Title 15 of the Sacramento City Code to establish message substitution provisions and rules regarding location of noncommercial messages in the City's Sign Regulations.

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

Action: Adopted Ordinance No. 2007-083

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

Recommendation: Receive and file.

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

Action: Received and filed.

19. **Reconfirmation/Appointment: Regional County Sanitation Districts**
Location: (Citywide)

Recommendation: Adopt a **Resolution** reconfirming appointment of Councilmembers to the Regional County Sanitation District and appointing a new member and alternate member to the CDS-1 Board for the remainder of the year.

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

Action: Adopted Resolution No. 2007-784

Staff Reports (Items 20 - 22)

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

20. **State Legislative Update [Oral Report]**
Location: (Citywide)

Recommendation: Receive and file.

Contact: Patti Bisharat, Director of Government Affairs, (916) 808-5827, Office of the City Manager.

Action: Received and filed

21. **Agreements: Investment Bankers and Financial Advisor Firms**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Treasurer to execute a professional service agreement with Stone & Youngberg LLC; Goldman, Sachs & Co.; Merrill Lynch, Pierce Fenner & Smith Incorporated; Sutter Securities Incorporated; and Siebert Brandford Shank & Co. to serve as investment bankers to the City for a term of five years.

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

Action: No public comment. Moved, seconded, carried (Tretheway/Waters) to adopt Resolution No. 2007-785 as amended

22. FY2007/08 Budget Status Report
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing the City Manager to reduce the FY2007/08 General Fund operating budget as necessary in response to anticipated funding gaps in FY2007/08 and to prepare for FY2008/09 and direct staff to report back to Council on the strategies and impacts of these reductions.

Contact: Leyne Milstein, Budget Manager, Finance Department, (916) 808-8491.

Action: Public comment given by Joe Sullivan, Ricardo Lopez, Alicia Cerretari, John Craig, Ben Deniston, Joelle Wright and Clara McKeithern. Moved, seconded, carried (Hammond/Pannell) to adopt Resolution No. 2007-786 as amended.

Information Reports (Items 23 - 25)

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

23. Notification of Final Map and Subdivision Improvement Agreement for Park View Manor (P04-055)
Location: Southwest corner of 24th Street and Peakdale Way (District 8)

Recommendation: Receive and file.

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

Action: Received and filed

24. Notification of Final Map and Subdivision Improvement Agreement for Whiskey Hill Lofts A Condominium Project (P07-031)
Location: Northeast corner of 22nd Street and S Street

Recommendation: Receive and file.

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

Action: Received and filed

25. Notification of Final Map and Subdivision Improvement Agreement for 1600 H Street Condominiums (P06-167)
Location: Southwest corner of 16th Street and H Street (District 3)

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. Linda Roberts – Red Fox liquor license
b. Robin Ware – Red Fox liquor license

Council Comments-Ideas, Questions and Meeting/Conference Reports

a. Board/Commission Appointments - None
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 30, 2007 at the Sacramento City Hall Council Chamber. Councilmember arrived at 6:23 p.m.

Pledge of Allegiance – led by Ray Tretheway

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

b. **Mayors Summer Reading Camp Sponsors Recognition**
Action: Recognition given to sponsors of the 2007 Mayor's Summer Reading Camp.

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

Staff Reports (Items 26 - 28)

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

26. Workshop: Proposed Amendments to the City's Sign Code (City Code Chapter 15.148) Relating to Street Banners and Private Signs on City Property (M07-015)
Location: (Citywide)

Recommendation: Provide comment and direction on signage in the City of Sacramento for street banners (banners attached to City-owned utility poles); private signs on City property (traditional public forum); and private signs on City property (other than traditional public forum).

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

Action: Withdrawn

27. Report Back: Results of Form Based Codes Public Pre-Test Program
Location: (Districts 1, 3 and 5)

Recommendation: Review and Comment.

Contact: William Crouch, Urban Design Manager (916) 808-8013; David Kwong, Current Planning Manager (916) 808-2691, Development Services Department.

Action: Received and filed

28. Sacramento Railyards Progress Report (Continued from 10-23-07)
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, Development Services.

Action: Public comment given by Michael Ault, Pat Fong Kushida, Elfrena Foord, Tracy Stigler, Tamie Draimer, Paula Lamazzi, Evan Edgar, Tom Stallard, Joan Burke, Phil Serna, Michael Faust, Stanley Keisling, Brian Augusta, Patti Uplinger, Falcon Lee, Todd Souder, Wenduy LaBarge, William Burg, Greg DeGiere, Steve Eggert, Amanda Sheldon and Kit Miyamoto. Received and filed

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. McCarty – review and report back of Berkeley's residential solar sustainability program
   2. Cohn – Sacramento Area Bicycle Advocates asking for city cooperation for grant application for central city bike plan.
   3. Cohn – 24th and Q Streets fire – requesting full report of city's role in battling the fire and report back on progress of 911 calls going straight to city dispatchers as opposed to CHP
c. Meeting/Conference Reports
   1. Mayor – Trip to Long Beach to meet with their Downtown Association (AB1234 compliance)

Adjournment – 9:18 p.m. in memory of Gerald Harrison Graichen

This is to certify that the foregoing is a true and correct copy of the minutes of the October 30, 2007 meeting as approved by the Sacramento City Council.

_____
Shirley Concolino, City Clerk