REPORT TO COUNCIL
City of Sacramento

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

CONSENT
December 4, 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 November 13, 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

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Minutes

MINUTES

Tuesday, November 13, 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 Vice-Mayor McCarty at 2:08 p.m. on Tuesday, November 13, 2007 at the Sacramento City Hall Council Chamber. Mayor Fargo and Councilmember Tretheway 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/Cohn, Absent – Fargo/Tretheway) 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 23, 2007.

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

   Action: Approved recommendation

2. **Investment Report for the Quarter Ended September 30, 2007 and the Monthly Transactions for the Month Ended September 30, 2007**
   Location: (Citywide)

   Recommendation: Adopt a **Resolution** 1) approving the City Investment Policy and delegate investment authority to the City Treasurer for the next 12 months; and 2) accepting the Quarterly Investment Report for quarter ended September 30, 2007 and the Monthly Investment Transactions for the month ended September 30, 2007.

   Contact: Lydia Abreu, Investment and Operations Manager, (916) 808-7746; John Colville, Senior Investment Officer, (916) 808-8297; Shirley Tupaz, Investment Operations Analyst, (916) 808-8295, Office of the City Treasurer.

   Action: Adopted Resolution No. 2007-811

3. **Agreements: Approval of 2007/2008 City Operating Budget for City Organizations**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute agreements for funding from Sacramento County for the Fiscal Year 2007/08 operations of the Sacramento Archives and Museum Collection Center; Sacramento Metropolitan Arts Commission, Sacramento Museum of History, Science and Technology (Discovery Museum), and the Sacramento Sports Commission and 2) approving an increase in the FY 2007/08 City Operating Budget for the Sacramento Metropolitan Arts Commission to reflect additional funding from the County.

Contact: Barbara Bonebrake, CCL Director, (916) 808-8225, Convention, Culture and Leisure Department.

Action: Adopted Resolution No. 2007-812

4. **Agreements: Electronic Document / Content Management (EDCM) Project (AB55)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** authorizing 1) the City Manager to a) execute a contract with EMC Corporation for, software and professional services for the amount not to exceed $1,713,731, and b) to renew the software license support/maintenance services for additional one year terms, up to a total term of 5 years (including the initial term and all renewals) for the annual not to exceed amount of $140,250; 2) the City Manager to execute a Professional Services Agreement with PRIDE Industries, Inc. for the back file conversion (imaging) of paper documents for the City Clerk's Office and Department of Human Resources for an amount not to exceed $320,000; and 3) the City Manager to transfer $170,000 from the Information Technology FY2007/08 operating budget and $100,000 from the City Clerk's Passport CIP (AB68) to the project.

Contact: Shirley Concolino, City Clerk, (916) 808-5442, Geri Hamby, Director of Human Resources, (916) 808-7173, Stephen R. Ferguson, Chief Information Officer, (916) 808-8600, City Clerk, Human Resources and Information Technology Departments.

Action: Adopted Resolution No. 2007-813

5. **Contact: Park Irrigation Infrastructure Improvement Project (PN: LW82) [2/3 Vote Required]**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) suspending formal competitive bidding; and 2) authorizing the City Manager to purchase Rainmaster central irrigation system equipment from John Deere Landscapes to complete the project in a cumulative amount not to exceed $200,000 through July 31, 2008

Contact: Robert J. Fleming, Park Operations Manager, (916) 808-6301, Wally Cole, Administrative Officer, (916) 808-6203, Parks and Recreation Department.

Action: Adopted Resolution No. 2007-814

6. **Contract: Booster Pump and Central Irrigation Installation Project (PN:LW82)**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) approving the contract specifications; 2) authorizing the City Manager to execute and award the contract to Ad Land Venture to install central irrigation system equipment for the project for an amount not to exceed $367,725.00.

Contact: Robert J. Fleming, Park Operations Manager, (916) 808-6301, Wally Cole, Administrative Officer, (916) 808-6203, Parks and Recreation Department.

Action: Adopted Resolution No. 2007-815

7. **Contract: Helicopter Maintenance**
Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to execute and award a one year contract with two one-year renewal options to San Joaquin Helicopters for the purchase of helicopter maintenance and repair services in an amount not to exceed $634,000; and 2) waiving the public bid opening, as required by Sacramento City Code 3.56.160.

Contact: Mike Hutchins, Acting Sergeant, Police Department, Air Support Unit, Christopher Stewart, Procurement Services Manager, 808-6240, Police Department.

Action: Adopted Resolution No. 2007-816 as amended

8. **Agreement: Capitol Garage Signage Project (PN:VD81)**
Location: Capitol Garage at 11th and L Streets (District 1)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute an agreement with Weidner Architectural Signage to design, fabricate and install a new signage program at Capitol Garage for $395,440.

Contact: Lori Fox, Administrative Analyst, (916) 808-1172, Transportation Department.

Action: Adopted Resolution No. 2007-817

9. **Sewer Credits: Donner Field**
Location: 4501 9th Avenue (District 5)

Recommendation: Adopt a **Resolution** awarding a total of 20 Sacramento Regional County Sanitation District (SRCSD) connection fee credits to the described project known as "Donner Field."

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

Action: Adopted Resolution No. 2007-818

10. **Meister Terrace Neighborhood Traffic Management Program (PN: TI16)**
Location: C Street on the northwest, Elvas Avenue on the northeast, McKinley Boulevard on the southeast and 39th Street on the southwest (District 3)

Recommendation: Adopt a **Resolution** approving the program.

Contact: Debb Newton, Program Analyst, (916) 808-6739; Angie Louie, Senior Engineer, (916) 808-7921, Transportation Department.

Action: Adopted Resolution No. 2007-819

11. **Belden Neighborhood Traffic Management Program (PN: TN71)**
Location: South Avenue on the north, Alvarado Boulevard on the east, Rivera Drive on the south and Rio Linda Boulevard on the west (District 2)

Recommendation: Adopt a **Resolution** approving the program.

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

Action: Adopted Resolution No. 2007-820

12. **(Pass for Publication) Freeport Marketplace (P03-018)**
Location: Southeast corner at the intersection of Freeport Boulevard and Meadowview Road (District 8)

Recommendation: 1) Review a Resolution approving the Mitigated Negative Declaration and Mitigation Monitoring Plan; 2) review a Resolution adopting the General Plan Land Use Amendment; 3) review a Resolution adopting the Airport Meadowview Community Plan Amendment; 4) review a Resolution approving the project with a Tentative Map, two Special Permits, each to construct and operate a drive-through service facility, a Variance to modify the required stacking distance for a drive-through facility, a Special Permit to construct and operate a veterinarian clinic in the Shopping Center (SC) zone, a Variance to waive a portion of a required masonry wall separating commercial and residential uses, and a Plan Review of a commercial mixed use development with an approximate building area of 52,200 square feet in the Shopping Center (SC) zone; 5) review an Ordinance amending the Comprehensive Zoning Code (Title 17 of the Sacramento City Code) to rezone a property from the Single-family Alternative (R-1A) zone to the Shopping Center (SC) zone; and 6) pass for publication the Ordinance title as required by Sacramento City Charter 32c to be adopted on November 20, 2007.

Contact: Kimberly Kaufmann-Brisby, Associate Planner, (916) 808-5590; Mark Martin, Senior Planner, (916) 808-5945, Development Services Department.

Action: Approved recommendation

13. **(Pass for Publication) Ordinance Amendments: Living Wage**
Location: (Citywide)

Recommendation: 1) Review an Ordinance amending Sections 3.58.030, 3.58.070, 3.58.110, and 3.58.120, of the Sacramento City Code relating to the Living Wage; and 2) pass for publication the Ordinance title as required by Sacramento City Charter (32c) to be adopted on November 20, 2007.

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

Action: Approved recommendation

14. **Sutter Business Improvement District** (Continued from 11-13-07) **[To Be Delivered]**
Location: (District 3)

Recommendation: Adopt a **Resolution** indicating the City's intent to proceed with establishment of a new Sutter Business Improvement Area entailing the levy of assessments on food service businesses in the area bounded by 27th to 29th Streets, between J and P Streets.

Contact: Tom Zeidner, Sr. Economic Development Project Manager, (916) 808-1931, Economic Development Department.

Action: Adopted Resolution No. 2007-821

Public Hearings (Item 15)

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

15. **Lemon Hill Estates (P07-034)** (Noticed on 11-1-07, passed for publication on 11-6-07, published on 11-9-07)
Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion 1) adopt a **Resolution** determining the project exempt under CEQA Guidelines Section 15332 (In-fill Developments); 2) adopt a **Resolution** amending the South Sacramento Community Plan Land Use Map from Residential (4-8 dwelling units per net acre (du/na)) to Residential (7-15 du/na); 3) adopt an **Ordinance** rezoning from Standard Single-Family (R-1) to Single-Family Alternative (R-1A); and 4) adopt a **Resolution** approving a tentative subdivision map and an alternative ownership housing special permit.

Contact: Stephanie Hockman, Junior Planner, (916) 808-7497; Mark Martin, Senior Planner, (916) 808-5945, Development Services Department.

Action: No public comment. Moved, seconded, carried (McCarty/Sheedy, Absent – Fargo/Tretheway) to adopt Resolution Nos. 2007-822, 2007-823 and 2007-824, and Ordinance No. 2007-085.

Staff Reports (Item 16 - 18)

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

16. **City of Sacramento Community Garden Program**
Location: (Citywide)

Recommendation: Receive and file.

Contact: Robert J. Fleming, Park Operations Manager, 808-6301, Wally Cole, Administrative Officer, 808-6203

Action: Public comment given by Ray Poer. Received and filed.

17. **WORKSHOP: 2009-2039 1/2% Transportation Sales Tax Program (Measure A)**
Location: (Citywide)

Recommendation: Receive and file.

Contact: Nicholas Theocharides, Engineering Services Manager, (916) 808-5065; Tim Mar, Supervising Engineer, Funding and Project Development, (916) 808-7531, Transportation Department.

Action: Received and filed.

18. **Agreement: Land-Curtis Park Street Lighting Assessment District No. 2007-04 - Initiate Proceedings [To Be Delivered]**
Location: (Districts 4 and 5)

Recommendation: Adopt 1) a **Resolution** authorizing the City Attorney to execute the agreement for legal services with Orrick, Herrington & Sutcliffe, to serve as bond counsel in connection with forming the assessment district and issuing bonds through the district; 2) a **Resolution** declaring the intention to order improvements and to form an assessment district to pay for them, approving the proposed boundary map of the assessment district, and appointing the Engineer of Work; 3) a **Resolution** authorizing the City Manager to sign and deliver an assessment ballot; 4) a **Resolution** declaring the intention to reimburse certain expenses from proceeds of bonds; 5) **a Resolution** preliminarily approving the Engineer's Report and setting a hearing of protests for January 3, 2008; and 6) a **Resolution** authorizing a $1.2 million loan from the Risk Management Fund (Fund 421) for design work, right-of-way appraisal, and right-of-way acquisition if the assessment district is approved.

Contact: Bob Cooper, Senior Engineer, (916) 808-5778; Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.

Action: No public comment. Moved, seconded, carried (Fong/Hammond, Absent – Fargo/Tretheway) to adopt Resolution Nos. 2007-825, 2007-826, 2007-827, 2007-828, 2007-829, and 2007-830.

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

Closed Session

City Council

a) **Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Ridgley v. City of Sacramento, Sacramento County Superior Court Case No. 05AS02966.**

b) **Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Jackson v. City of Sacramento, Sacramento County Superior Court Case No. 07AS01375.**

c) **Pursuant to Government Code section 54956.9 (a), for a matter pertaining to pending litigation. Ware v. City of Sacramento, California Worker's Compensation Appeals Board Case Nos. SAC 321107 and SAC 359049.**

Sacramento Housing and Redevelopment Agency

d) **Pursuant to Government Code section 54956.8 for a matter pertaining to real property negotiations. Authorization to negotiate with the Estate of King Louis Narcisse for the acquisition of Assessor's Parcel Numbers 250-0150-007 and 250-0150-009, and to negotiate with the Estate of Louis H. Narcisse for the acquisition of Assessor's Parcel Number 250-0150-008, and to negotiate with Chong C. Thao and Mai V. Thao for the acquisition of Assessor's Parcel Number 250-0150-013, and to negotiate with John C. Aceves for the acquisition of Assessor's Parcel Number 250-0150-014, and to negotiate with James H. Casey and Diana L. Casey for the acquisition of Assessor's Parcel Number 250-0150-032, and to negotiate with Charles E. Scales for the acquisition of Assessor's Parcel Number 250-0150-040, and to negotiate with the Asamblea De Isglesias Christianas Unidas for the acquisition of Assessor's Parcel Number 250-0150-044. The purpose is to confer with the City's chief negotiator, Lisa Bates, regarding the price, terms and conditions of the acquisitions.**

Recess to Closed Session – 2.55 p.m.

Reconvene – 6:00 p.m.

Roll Call - A regular meeting of the Sacramento City Council was called to order by Vice-Mayor McCarty at 6:07 p.m. on Tuesday, November 13, 2007 at the Sacramento City Hall Council Chamber. Mayor Fargo and Councilmembers Cohn and Tretheway were absent.

Pledge of Allegiance – led by Councilmember Sheedy

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 Co-Commissioners of the Sacramento Junior Giants Youth Baseball Program**
Action: Resolution presented toJermain Gill and Ken McCulllough
b. **Boy Scout Troop 136 - 20th Anniversary**
Action: Continued to a future date
c. **Smoke Free Multi-Unit Housing Recognition**
Action: Recognition given to Carolyn Martin

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

Public Hearings (Items 19 - 21)

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

19. **Park Riviera Place Subdivision (P06-116)** (Noticed on 11-1-07)
Location: 6655 Park Riviera Way (District 8)

Recommendation: Withdrawn.

Contact: Antonio Ablog, Associate Planner, (916) 808-7702; Tom Buford, Senior Planner, (916) 808-7931, Development Services Department.

Action: Withdrawn by staff.

20. **Capitol Villa Condominium Conversion (P07-065)** (Noticed on 11-1-07)
Location: 1411 E Street (District 3)

Recommendation: Conduct a Public Hearing and upon conclusion 1) adopt a **Resolution** determining the project exempt form environmental review; and 2) adopt a **Resolution** approving a Special Permit to convert a vacant fourplex apartment into four condominium units within a structure listed on the Sacramento Register as a Contributing Resource in the Washington Historic District.

Contact: Elise Gumm, Assistant Planner, (916) 808-1927, Stacia Cosgrove, Senior Planner, (916) 808-7110, Development Services Department.

Action: No public comment. Moved, seconded, carried (Hammond/Sheedy; Absent – Fargo/Cohn/Tretheway) to adopt Resolution Nos. 2007-831 and 2007-832.

21. **Southwood Townhomes Condo Conversion (P06-038)** (Noticed on 11-1-07)
Location: 54 Quay Court (District 4)

Recommendation: Conduct a Public Hearing and upon conclusion 1) adopt a **Resolution** determining the project exempt from environmental review; and 2) adopt a **Resolution** approving the Tentative Map and Special Permit to convert an existing 98-unit rental apartment complex into a 98-unit for-sale condominium complex in the Multi-Family (R-2A & R-2B) zone.

Contact: Elise Gumm, Assistant Planner, (916) 808-1927, Mark Martin, Senior Planner, (916) 808-5945, Development Services Department.

Action: No public comment. Moved, seconded, carried (Fong/Waters; Absent – Fargo/Cohn/Tretheway) to adopt Resolution Nos. 2007-833 and 2007-834.

Public Hearing [2:00 P.M.]

SUPPLEMENTAL AGENDA

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, 09-18-07, 10-23-07)
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 December 4, 2007.

Action: Moved, seconded, carried, (Fong/Waters, Absent – Fargo/Tretheway) to continue to December 4, 2007.

Public Comments- Matters Not on the Agenda

a. Lisa Jospeh – homeless issues
b. Joany titherington – budget concerns related to public safety cutbacks

Council Comments-Ideas, Questions and Meeting/Conference Reports

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

Adjournment – 6:37 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the November 13, 2007 meeting as approved by the Sacramento City Council.

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Shirley Concolino, City Clerk