



REPORT TO COUNCIL City of Sacramento

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

4

CONSENT
November 8, 2005

Honorable Mayor and
Members of the City Council

Subject: Approval of Minutes

Location/Council District: Citywide

Recommendation:

Approve Minutes for the special meeting and the afternoon and evening sessions of October 25, 2005.

Contact: Shirley Concolino, City Clerk (916) 808-5442

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:

Shirley Concolino, City Clerk

Attachments:

Minutes for Afternoon Session of October 25, 2005 page 2

Minutes for Evening Session of October 25, 2005 page 12

CITY OF SACRAMENTO



MINUTES

**OCTOBER 25, 2005
AFTERNOON – 2:00 P.M.**

**City Hall – 915 I Street
First Floor, Council Chamber**

NOTICE TO THE PUBLIC

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**Concurrent Regular Meetings of
Sacramento City Council
Redevelopment Agency of the City of Sacramento
Housing Authority of the City of Sacramento
Economic Development Commission
Sacramento City Financing Authority**

HEATHER FARGO, Mayor

RAYMOND L. TRETHERWAY III (D-1)

Vice-Mayor

SANDY SHEEDY (D-2)

Councilmember

STEVE COHN (D-3)

Councilmember

ROBERT KING FONG (D-4)

Councilmember

LAUREN HAMMOND (D-5)

Councilmember

KEVIN McCARTY (D-6)

Councilmember

ROBBIE WATERS (D-7)

Councilmember

BONNIE PANNELL (D-8)

Councilmember

Charter Officers

*Samuel Jackson
City Attorney*

*Shirley Concolino
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*Robert Thomas
City Manager*

*Thomas Friery
City Treasurer*

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(Sacramento City Code 2.15.160)

NOTICE

(Government Code Section 54954.2 – The Brown Act)

Numbered items on this agenda give a brief general description of each item of business to be transacted or discussed at this meeting. Staff recommendations, as shown, do not prevent the legislative body from taking other action.

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Tuesday, October 25, 2005 – 2:00 p.m. Minutes

MINUTES

City Hall –915 I Street
First Floor, Council Chamber

TUESDAY, OCTOBER 25, 2005 – 2:00 P.M.

Preliminary Matters

1. Roll Call- 2:07 p.m. Mayor Fargo absent.
2. Closed Session Report- **None**.
3. Special Presentations/General Communications:-**None**.

Consent Calendar

All items listed on the consent calendar are considered and acted upon by one motion. A member of the legislative body or staff may request an item be removed for separate consideration.

Moved, seconded, carried (Sheedy/Waters; absent–Cohn, Mayor Fargo) to adopt the Consent Calendar in one motion except as indicated.

4. Approval of Minutes
Location: (Citywide)
Recommendation: Approve afternoon and evening City Council minutes for October 11, 2005.
Contact: Shirley Concolino, City Clerk, (916) 808-7200
Action: Approved recommendation.
5. Board Opening: Open an Application Period for Various Boards/Commissions/Committees
Location: (Citywide)
Recommendation: Open an application period for Community Racial Profiling Commission to fill five (5) positions. Open application period on 10-26-05; applications due on 11-23-05.
Contact: Ruci Katia, Deputy City Clerk, (916) 808-7200, Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, City Clerk's Office.
Action: Approved recommendation.

6. Appointments: Confirmation of Following: Robert L. Benson, Margaret Anaya Tan and Jay D. Watson to the Sacramento Disabilities Advisory Commission, Anthony DeRiggi, Dorian Francis Corliss and Andrea Leisy to the City/County Solid Waste Advisory Committee; Patricia Lenore Franco, Gloria Jean Harmon and Judy M. Hodges to the Ethel MacLeod Hart Advisory Committee.
Location: (Citywide)
Recommendation: Confirm appointments.
Contact: Ruci Katia, Deputy City Clerk, (916) 808-7200, Stephanie Mizuno, Assistant City Clerk, (916) 808-7200.
Action: Approved recommendation.
7. Change Order: 2005 City Street Overlay Project (PN: RM53)
Location: Various Streets (Districts 1,2,3,5 and 6)
Recommendation: Adopt a Resolution 1) authorizing and directing the City Manager to execute Change Order No. 2 in the amount of \$69,923 with Martin Brothers Construction; and 2) resetting the City Manager's Change Order Authority.
Contact: Zuhair Amawi Assistant Engineer, (916) 808-7620; Tim Mar, Supervising Engineer, (916) 808-7531.
Action: Adopted Resolution No. 2005-758.
8. Agreement: Swanston Station Transit Village Plan (M04-057)
Location: El Camino Avenue to the north, Business 80 to the east, Arden Way to the south, and Erickson Street to the west. (Districts 2 and 3)
Recommendation: Adopt a Resolution authorizing the City Manager to execute an agreement with Moore Iacofano Goltsman, Inc., in the amount of \$802,414 for the Swanston Station Village Plan.
Contact: Brian Abbanat, Associate Planner, (916) 808-7584, Fedolia "Sparky" Harris Senior Planner, (916) 808-2996, Development Services Department.
Action: Continued to November 8, 2005.
9. Contract: Hummingbird Park (CIP LW56)
Location: 3601 Duckhorn Drive (District 1)
Recommendation: Adopt a Resolution 1) accepting the responsive low bid; and 2) awarding a construction contract to Hemington Landscape Services, Inc., in the amount of \$537,117.50 for the Phase I construction of the park.
Contact: Janet Baker, Park Development Manager, (916) 808-8234, Parks and Recreation.
Action: Adopted Resolution No. 2005-759.

10. Supplemental Agreement: Peace Officer Assignment

Location: (Citywide)

Recommendation: Adopt a Resolution 1) accepting and approving Supplement No. 1 to City Agreement 2000-634 with the Sacramento Regional Transit District to extend the police services contract, which expires at the end of October 2005, for one-year; and 2) increasing the Police Department's externally funded program revenue and expenditure budgets by \$950,000.

Contact: Capt. Ted Mandalla, (916) 433-0701, Police Department.

Action: Adopted Resolution No. 2005-760.

11. Supplemental Agreement: North Natomas Infrastructure (Promenade at Natomas)

Location: Gateway West Boulevard and Truxel Road (District 1)

Recommendation: Adopt a Resolution authorizing the City Manager to approve Supplement No. 1 to City Manager Agreement No. 2005-0975, Non-Gateway Project Reimbursement/Credit Agreement for the construction of North Natomas Infrastructure to allow an advance of North Natomas Public Facility Fee Credits secured by an irrevocable letter of credit.

Contact: Mark Griffin, Fiscal Manager, (916) 808-8788, Development Services.

Action: Adopted Resolution No. 2005-761.

12. Summary Vacation of Sam Avenue Between Woodbine Avenue and 27th Street

Location: Sam Avenue between Woodbine Avenue and 27th (District 5)

Recommendation: Adopt a Resolution approving the summary vacation of Sam Avenue.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Cesar Narvaez II, Engineering Technician III, (916) 808-7873, Development Services Department.

Action: Adopted Resolution No. 2005-762.

13. Annexation No. 1 to North Natomas Community Facilities District No. 2 (CFD)

Location: (District 1)

Recommendation: Adopt a Resolution 1) initiating the CFD annexation process; and 2) setting a time and place for a Public Hearing on November 29, 2005.

Contact: Bob Cooper, Senior Engineer, (916) 808-5778, Edward Williams, Development Engineering and Finance Manager, (916) 808-5778, Development Services.

Action: Adopted Resolution No. 2005-763.

14. Annexation No. 1 to the North Natomas Transportation Management Association (TMA) Community Facilities District No. 99-01 (CFD)

Location: (District 1)

Recommendation: Adopt a Resolution 1) initiating the CFD annexation process; and 2) setting a time and place for a Public Hearing on November 29, 2005.

Contact: Ron Wicky, Program Specialist (916) 808-5628, Edward Williams, Development Engineering and Finance Manager, (916) 808-5440, Development Services.

Action: Adopted Resolution No. 2005-764.

15. Annexation No. 1 to the North Natomas Community Facilities District No. 3 (CFD)

Location: (District 1)

Recommendation: Adopt a Resolution 1) initiating the CFD annexation process, and 2) setting a time and place for a Public Hearing on November 29, 2005.

Contact: Ron Wicky, Program Specialist (916) 808-5628, Edward Williams, Development Engineering and Finance Manager, (916) 808-5440, Development Services.

Action: Adopted Resolution No. 2005-765.

16. Annexation No. 1 to the North Natomas Drainage Community Facilities District No. 97-01 (CFD)

Location: (District 1)

Recommendation: Adopt a Resolution 1) initiating the CFD annexation process and setting a time and place for a Public Hearing on November 29, 2005.

Contact: Bob Cooper, Senior Engineer, (916) 808-5778, Edward Williams, Development Engineering and Finance Manager, (916) 808-5778, Development Services.

Action: Adopted Resolution No. 2005-766.

17. Extension of The Term of The Development Oversight Commission

Location: (Citywide)

Recommendation: 1) Review an Ordinance amending Section 2.90.080 of Title 2 of the Sacramento City Code relating to the extension of the term of the Development Oversight Commission; 2) pass for publication as required by the Sacramento City Charter 32c an ordinance title; and 3) continue to November 1, 2005 for adoption.

Contact: Art Gee, Process Manager, (916) 808-5945, Janie Franklin, Program Specialist, (916) 808-7705, Development Services.

Action: Approved recommendation.

Public Hearing

18. Rezone: Owen Duplex (P05-051) (Noticed on 10-14-05; Pass for Publication 10-18-05)

Location: 5031 D Street (District 3)

Recommendation: Conduct a public hearing and upon conclusion adopt an Ordinance amending the districts established by the Comprehensive Zoning Ordinance Title 17 of the Sacramento City Code.

Contact: Jeanne Corcoran, Senior Planner, (916) 808-5317, Michael York, Associate Planner, (916) 808-8239, Development Services.

Public Testimony: No public testimony. Moved, seconded, carried (Cohn/Pannell; absent–Mayor Fargo) to close the public hearing.

Action: Moved, seconded, carried (Cohn/Pannell; absent–Mayor Fargo) to adopt Ordinance No. 2005-087.

Staff Report

19. Succession Planning

Location: (Citywide)

Recommendation: Adopt a Resolution endorsing the City's Succession Plan as a strategy for addressing future upper management vacancies.

Contact: Brian Moffit, Organizational Development Manager, (916) 808-5943, Human Resources Department.

Action: Moved, seconded, carried (Hammond/Fong; absent–Mayor Fargo) to adopt Resolution No. 2005-767.

20. Report Back: City Hall Security Plan

Location: 915 I Street

Recommendation: Adopt a Resolution authorizing the City Manager to implement the security staffing plan and visitor process as outlined, and to modify the plan as deemed necessary, with periodic updates to the City Council.

Contact: Cynthia Kranc, Facilities Manager, (916) 808-2258, Gordon Rokusek, Building Services Manager, (916) 808-5314, Department of General Services.

Action: Moved/seconded (McCarty/Hammond) to amend Section 1 of the resolution to read "The City Manger is authorized to implement the City Hall Security Plan which includes the security staffing plan and visitor process as outlined, *but shall not include a request that visitors provide identification*, and to modify the plan as deemed necessary, with periodic updates to City Council".

Moved/seconded (Waters/McCarty) a substitute motion to not adopt any resolution and continue this item to a later date with a report back to include the feasibility of metal detectors, identification requirements and all costs associated, and in the interim security processes would continue 'as is'.

Councilmember Sheedy moved to amend the substitute motion suggesting that the resolution as submitted be adopted and to direct staff to return with a report to include the feasibility of metal detectors, identification requirements and all costs associated, and in the interim security processes would continue 'as is'. The amendment to the substitute motion failed for lack of a second.

Councilmember Waters withdrew his substitute motion; Councilmember McCarty withdrew his second to that substitute motion.

Moved/seconded (Waters/Sheedy) a substitute motion to Councilmember McCarty's original motion to adopt the resolution as amended to include language stating that during an interim period until such time as staff returns with additional information, that identification will be required, and without identification the person must pass through the metal detector to gain access to city hall. Direction was also given to staff to return within 60 days with an analysis of the cost of the permanent installation of metal detectors, the issue of requiring identification and all associated costs.

Moved/seconded (McCarty/Hammond) an amendment to the substitute motion to not adopt the resolution as submitted and to not require identification in the interim and have staff return within 60 days with an analysis of the cost of a permanent installation of metal detectors, and address the issue of requiring identification and all costs associated with all options.

Following discussion, Councilmember McCarty withdrew his amendment to Councilmember Waters substitute motion and Councilmember Hammond withdrew her second. The motion failed.

Vice Mayor Tretheway called for the vote. Final action taken: Moved, seconded, carried (Water/Sheedy; absent–Mayor Fargo; noes-McCarty and Tretheway; abstain-Hammond) to adopt Resolution No. 2005-768 as amended to include language stating that during an interim period until such time as staff returns with additional information, that identification will be required, and without identification the person must pass through the metal detector to gain access to city hall. Direction was also given to staff to return within 60 days with an analysis of the cost of installing permanent metal detectors, addressing the issue of identification requirements, and all costs associated with all options.

21. Selection of Projects To Submit To SACOG For Funding

Location: (Citywide)

Recommendation: Adopt a Resolution approving the submission of projects to SACOG for federal and state funding.

Contact: Theresa Arnold, Special Projects Engineer, (916) 808-5514, Hector Barron, Supervising Engineer, (916) 808-2669, Department of Transportation.

Action: Moved, seconded, carried (McCarty/Hammond; absent–Mayor Fargo) to adopt Resolution No. 2005-769 as amended.

22. Supplemental Agreement: Customer Information System (CIS) Project Budget Reconciliation And Transition To Post-Production Support

Location: (Citywide)

Recommendation: Adopt a Resolution 1) approving Supplement No. 3 to City Manager Agreement 2002-0227 with SPL WorldGroup, Inc., in an amount not to exceed \$310,000; 2) approving a thirty day contract extension with SPL for two (2) people to support the transition of the system to production mode in an amount not to exceed \$45,000; and 3) approving a 15 day extension for one (1) person to assist the City in designing the Comet

Tracker Interface in an amount not to exceed \$15,000 bringing the total contract value with SPL to \$5,558,983.

Contact: Jamille Moens, CIS Manager, (916) 808-5988, Stephen R. Ferguson, Chief Information Officer, (916) 808-8600, Department of Utilities.

Action: Moved, seconded, carried (Hammond/McCarty; absent–Mayor Fargo) to adopt Resolution No. 2005-770.

23. City Position on November 2005 Ballot Measures

Location: (Citywide)

Recommendation: 1) Forward the City positions approved by the Law and Legislation Committee for propositions on the November 2005 State Ballot for consideration and action by the Mayor and City Council; 2) adopt a Resolution opposing Proposition 74 and 75 on the 2005 November State Ballot; and 3) adopt a Resolution opposing Proposition 76 on the 2005 November State Ballot.

Contact: Patti Bisharat, Government Affairs Manager, (916) 808-8197, Office of the City Manager.

Action: Moved, seconded, carried (Sheedy/McCarty; absent–Mayor Fargo and Cohn, noes -Waters) to adopt Resolution No. 2005-771 opposing Proposition 74;

Moved, seconded, carried (Sheedy/McCarty; absent–Mayor Fargo and Cohn) to adopt Resolution No. 2005-771 opposing Proposition 75;

Moved, seconded, carried (Sheedy/McCarty; absent–Mayor Fargo and Cohn) to adopt Resolution No. 2005-772 to approve Proposition 76,

Moved, seconded, carried (Sheedy/McCarty; absent-Mayor Fargo and Cohn; noes-Waters) to oppose Proposition 73;

Moved, seconded, carried (Sheedy/McCarty; absent-Mayor Fargo and Cohn, noes-waters) to oppose Proposition 77,

Moved, seconded, carried (Sheedy/McCarty; absent-Mayor Fargo and Cohn) to approve staff recommendation to take no position on Propositions 78, 79 and 90.

Sacramento Housing and Redevelopment Agency

Public Hearing

24. 2006 One-Year City Action Plan (Noticed on 9-29-05)

Location: (Citywide)

Recommendation: Conduct a public a hearing and upon conclusion adopt a City Resolution approving the 1) 2006 One-Year City Action Plan for the Community Development Block Grant (CDBG); 2) HOME Investment Partnership Program (HOME); 3) American Dream Downpayment Initiative (ADDI); 4) Housing Opportunities for persons

with AIDS (HOPWA); 5) Emergency Shelter Grant (ESG) Programs Emergency Repair Program/Accessibility Grant Program; and amending the Sacramento Housing Redevelopment Agency (SHRA) budget.

Contact: Lisa Bates, City Community Development Director, (916) 440-1322, Sarah Hansen, CDBG, Program Manager, (916) 440-1322, Sacramento Housing and Redevelopment Agency.

Public Testimony: No public testimony. Moved, seconded, carried (Hammond/Fong; absent–Mayor Fargo) to close the public hearing.

Action: Moved, seconded, carried (Hammond/Fong; absent–Mayor Fargo) to adopt Resolution No. 2005-773

Citizens Addressing Council (Matters not on the Agenda)

25. Mary Tappell – Upcoming clean-up at Discovery Park.

Council Ideas, Questions and Announcements

26. Vice Mayor Tretheway announced the appointment of Mr. Tamayo to the Sacramento Youth Commission representing District 6.

Adjournment

27. Adjourned at 5:15 p.m.

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TUESDAY, OCTOBER 25, 2005 – 7:00 P.M.

Preliminary Matters

1. Roll Call – 7:04 p.m.; Mayor Fargo absent.
2. Pledge of Allegiance led by Councilmember Fong.
3. Closed Session Report-None.
4. Special Presentations/General Communications:

a) Urban Redevelopment in Melbourne, Australia.

Action: Presentation made by Greg Taylor.

b) Sacramento County Supervisor Roger Dickinson Presentation to Councilmember Cohn.

Action: Supervisor Dickinson presented to Councilmember Cohn a Cal Bears t-shirt to be worn during the Council meeting as a token of his losing the bet that the Hornets would win over the Cal Bears.

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

Public Hearing

5. **Call-Up and Appeal of Natomas Central (P04-173)** (Noticed on 09-09-05, Pass for Publication on 10-18-05)
Location: Southwest of the intersection of Del Paso Road and El Centro Road (District 1)
Recommendation: Conduct a public hearing and upon conclusion, 1) adopt a Resolution approving the Mitigated Negative Declaration and Mitigation Monitoring Plan, 2) approve an Ordinance approving the Development Agreement; 3) adopt a Resolution approving the Inclusionary Housing Plan; 4) adopt a Resolution amending the General Plan Land Use Designation; 5) adopt a Resolution amending the North Natomas Community Plan Land Use Designation; 6) adopt an Ordinance amending the districts established by the Zoning Ordinance; 7) adopt a Resolution establishing the Natomas Central Planned Unit Title 17; 8) adopt a Resolution for the Notice of Decision and Findings of Fact
Contact: Stacia Cosgrove, Associate Planner, (916) 808-7110, Greg Bitter, Senior Planner, (916) 808-7816, Development Services Department.

Public comment: Given by Judith Lamare, Keith Lyon, Sean Smith, and James Pachl.

Action: Moved seconded, carried (Tretheway/Fong; absent-Mayor Fargo) to close the public hearing.

Action: Moved, seconded, carried (Tretheway/Fong; absent – Mayor Fargo) to adopt Resolution No. 2005-774; Ordinance No. 2005-088; Resolution No. 2005-775; Resolution No. 2005-776; Resolution No. 2005-777; Ordinance No. 2005-089; Resolution No. 2005-778; and Resolution No. 2005-779.

6. Crocker Art Museum Capital Campaign and Phase II of the Museum's Business Plan Status

Location: 216 O Street (District 1)

Recommendation: Receive and file.

Contact: Lial A. Jones, Director, Crocker Art Museum, (916) 264-5423, Barbara Bonebrake, Director, Convention, Culture and Leisure Department, (916) 808-8225, Convention, Culture and Leisure Department.

Action: Received and filed

7. Supplemental Agreement: Crocker Art Museum Expansion Project (PN: CF56/CF61)

Location: 216 O Street, block bounded by 2nd, O, 3rd and P Streets, Central City (District 1)

Recommendation: 1) Adopt a Resolution certifying the EIR approving the Mitigation Monitoring Plan, and adopting the Findings of Fact and Statement of Overriding Consideration; 2) adopt a Resolution approving the design and authorizing the Crocker Art Museum Association (CAMA) to begin the construction documents phase of the project; 3) adopt a Resolution authorizing CAMA to complete the design of the project without achieving a rating under Leadership in Energy and Environmental Design (LEED); and; 4) adopt a Resolution authorizing Supplement No. 3 with Akiyama Architects, Inc., in the amount of \$162,000 for project coordination services for the construction documents phase.

Contact: Bob Williamson, Supervising Architect, (916) 808-8430, Lial Jones, Director, Crocker Art Museum, (916) 264-5423, Department of General Services.

Action: Moved, seconded, carried (Cohn/Tretheway, absent-Mayor Fargo) to adopt Resolution Nos. 2005-780, 2005-781, 2005-782, and 2005-783.

8. Central City Parking Master Plan

Location: Area bounded by 14th to 19th Streets and J Street to Capital Avenue (Districts 1 and 3)

Recommendation: Adopt a Resolution approving a parking strategy for the case study area bounded by 14th to 19th Streets and J Street to Capital Avenue.

Contact: Frank Halbakken, Planning and Policy Manager, (916) 808-7194, Howard Chan, Parking Services Manager, Transportation Department.

Public Comment given by Derrick Fong, Shawn Eldredge, Jerry Pollard, Aaron Zeff, and Brian Holloway

Action: Moved, seconded, carried (Cohn/Fong, absent-Mayor Fargo) to adopt Resolution No. 2005-784.

Citizens Addressing Council (Matters not on the Agenda)

9. Bill Grant – Citizen Auditor and Bingo at the Hart Center

Council Ideas, Questions and Announcements

10. None.

Adjournment

11. Adjournment – 9:55 p.m. in memory of Rosa Parks.