



REPORT TO COUNCIL City of Sacramento

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

CONSENT
November 15, 2005

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 Minutes for November 1, 2005.

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

City Hall –915 I Street
First Floor, Council Chamber

TUESDAY, NOVEMBER 1, 2005 – 2:00 P.M.

Preliminary Matters

1. **Roll Call-** 2:20 p.m.; Mayor Fargo absent.
2. **Closed Session Report** - None.
3. **Special Presentations/General Communications:** None

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

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/Tretheway; absent-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 18, 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 Del Paso Heights Redevelopment Advisory Committee to fill nine (9) positions. Open application period on 11-02-05, applications due on 11-10-05.

Contact: Ruci Katia, Deputy City Clerk, (916) 808-7200, Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, City Clerk's Office.

Action: Approved recommendation.

Consent Calendar

- 6. Appointments: Confirmation of Sara Gold and Noelle Dyer for the Sacramento Youth Commission.**
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. Grants/Agreements: ArtScapes Funding for FY2006**
Location: (Citywide)
Recommendation: Adopt a Resolution approving twenty six (26) 2005-06 ArtScapes funding agreements as recommended by staff and the Arts Commission.
Contact: Rhyena Halpern, Grants and Cultural Programs Coordinator, (916) 566-3989, Convention, Culture and Leisure Department.
Action: Adopted Resolution No. 2005-785.
- 8. Agreements: On-Call Construction Inspection Services**
Location: (Citywide)
Recommendation: Adopt a Resolution approving four (4) Master Consultant Services Agreements with Nolte Associates, Vali Cooper & Associates, Mendoza & Associates, and Salaber Associates for the On-Call Construction Inspection Services in an amount not to exceed \$350,000 for each consultant.
Contact: Jon Blank, Supervising Engineer, (916) 808-7914, Nicholas Theocharides, Engineering Services Manager, (916) 808-5065.
Action: Adopted Resolution No. 2005-786.
- 9. Agreement: English Elm Pruning and Removal Services (Bid Number B051187027)**
Location: (Citywide)
Recommendation: Adopt a Resolution 1) adopting specifications of bid; 2) authorizing Procurement Services Manager to issue a Purchase Order for English Elm Pruning and Removal Services and award contract to West Coast Arborist, Inc., in an amount not to exceed \$500,000.
Contact: Dan Pskowski, City Arborist, (916) 768-8604, Barbara Collins, Program Analyst, Procurement Division, (916) 808-6240, Parks and Recreation.
Action: Adopted Resolution No. 2005-787.

Consent Calendar

10. Contract: Systems Furniture Reconfiguration (two-thirds vote required)

Location: (Citywide)

Recommendation: Adopt a Resolution 1) suspending competitive bidding; 2) authorizing the City Manager to award the contract to Cimarron of California in an amount not to exceed \$300,000 including payment in an amount totaling to \$143,785 for work previously completed and partially paid to Cimarron of California.

Contact: Cynthia Kranc, Facilities Manager, (916) 808-2258, Paul Kay, General Supervisor, (916) 808-6339.

Action: Adopted Resolution No. 2005-788.

11. Grant: Utility Account Benchmarking System

Location: (Citywide)

Recommendation: Adopt a Resolution 1) accepting a grant from the California Energy Commission in the amount of \$10,000 (Fund 248); and 2) allowing the funds to be used to assist in the implementation of a utility account management system (PN: DB31)

Contact: Keith Roberts, Senior Engineer, (916) 808-4726, Bob Williamson, Supervising Architect, (916) 808-8430, Department of General Services.

Action: Adopted Resolution No. 2005-789.

12. Advanced and Basic Life Support Medical Supplies (Bid Number 1860)

Location: (Citywide)

Recommendation: Adopt a Resolution authorizing the City Manager to increase the amount of the current contract for Advanced and Basic Life Support Medical Supplies with Bound Tree Medical from \$350,000 to \$590,000 until February 2006.

Contact: Ray Jones, Assistant Chief, (916) 264-8100, Emergency Medical Services.

Action: Adopted Resolution No. 2005-790.

13. Appointment of Self-Supplied Industry Representative to the Sacramento Groundwater Authority (SGA)

Location: (Citywide)

Recommendation: Adopt a Resolution appointing Terry Jewell as the Self-Supplied Industry representative from the Sunrise Recreation and Park District to the Sacramento Groundwater Authority.

Contact: Gary A. Reents, Utilities Director, (916) 808-1433, Utilities Department.

Action: Adopted Resolution No. 2005-791.

Consent Calendar

14. Funding: Anti-Vehicle Theft Enforcement Program

Location: (Citywide)

Recommendation: Adopt a Resolution 1) authorizing the City Manager, or his designated representative, to accept funds for the Anti-Vehicle Theft Enforcement Program; and 2) authorizing the expenditure of funds for program.

Contact: Captain John Parker, (916) 433-0650, Police Department.

Action: Adopted Resolution No. 2005-792.

15. Water Meter Program

(Passed for publication on 10-18-05 and published on 10-21-05)

Location: (Citywide)

Recommendation: 1) Adopt an Ordinance amending Section 13.04.030, adding Section 13.04.065 relating to Water Meters; and 2) adopt an Ordinance amending Article III of Chapter 13.04 of the City Code.

Contact: Dave Brent, Engineering Manager, (916) 808-1420, Dan Sherry, Supervising Engineer, (916) 808-1419, Utilities Department.

Action: Adopted Ordinance Nos. 2005-090 and 2005-091.

16. 2005-2006 Budget of the Sacramento Tourism Business Improvement District (STBID)

Location: Cities of Sacramento, Isleton and Rancho Cordova, County of Sacramento

Recommendation: Adopt a Resolution approving the 2005-06 Budget for the Sacramento Tourism Business Improvement District

Contact: Steve Hammond, President and CEO, (916) 808-7782, Barbara Bonebrake, Director, (916) 808-8225, Convention, Culture and Leisure Department.

Action: Adopted Resolution No. 2005-793.

17. City Council 2006 Meeting Calendar

Location: (Citywide)

Recommendation: Adopt a Resolution 1) designating four weeks in the year 2006 for which regular City Council meetings need not be held and, 2) rescheduling of other City Council meetings to Thursdays.

Contact: Shirley Concolino, City Clerk, (916) 808-5442, City Clerk's Office.

Action: Adopted Resolution No. 2005-794.

Consent Calendar

18. Review and Approval of The Municipal Legislation Log

Location: (Citywide)

Recommendation: Adopt staff recommendation transmitting the Municipal Legislation Log approved by the Law and Legislation Committee on October 18, 2005 to the Mayor and city Council for review and approval.

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

Action: Adopted Staff Recommendation.

19. Local Emergency Re Katrina Relief [To Be Delivered]

Location: (Citywide)

Recommendation: Adopt a Resolution declaring the Local Emergency re Katrina Relief to be terminated.

Contact: Jerry Colivas, Joint Office of Emergency Services and Homeland Security, (916) 443-1610, Fire Department.

Action: Adopted Resolution No. 2005-795.

Staff Reports

20. 2006 Transportation Programming Guide Scored And Ranked List of Projects

Location: (Citywide)

Recommendation: Adopt a Resolution approving the 2006 Transportation Programming Guide Scored and Ranked Project lists.

Contact: Saed Hasan, Senior Engineer, (916) 808-7923, Hector Barron, Supervising Engineer, Department of Transportation.

Action: Moved, seconded, carried (Cohn/Hammond) to adopt Resolution No. 2005-796.

21. Extension Of The Term Of The Development Oversight Commission

(Passed for publication 10-25-05, published on 10-28-05)

Location: (Citywide)

Recommendation: Adopt 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

Contact: Art Gee, Process Manager, (916) 808-5945, Development Services.

Action: Public Testimony by Bruce Starkweather. Moved, seconded, carried (Tretheway/Fong) to adopt Ordinance No. 2005-092.

Staff Report

22. Entertainment Permit Appeal Hearing

Location: 1454 Del Paso Boulevard (District 2)

Recommendation: Adopt a Resolution causing the appeal of the decision to suspend the entertainment permit for The Plantation, to be heard by an administrative law judge from the State Office of Administrative Hearings.

Contact: Max Fernandez, Director of Code Enforcement, (916) 808-7940, Code Enforcement.

Action: Moved, seconded, carried (Sheedy/Tretheway,absent-Mayor Fargo) to adopt Resolution No. 2005-797.

23. Labor Agreement in the Engineering Unit

Location: (Citywide)

Recommendation: Adopt a Resolution 1) approving the collective bargaining agreement covering 58 employees in the Engineering Unit; and 2) authorizing budget approval for the five-year, \$5.2 million labor cost, of which \$4.1 million in from the general fund.

Contact: Dee Contreras, Director of Labor Relations, (916) 808-5424, VeRonica Busby, Labor Relations Officer, (916) 808-5424, Office of Labor Relations.

Action: Moved, seconded, carried (Sheedy/Hammond; absent-Mayor Fargo) to adopt Resolution No. 2005-798.

24. Labor Agreement in the Office and Technical, Operations and Maintenance, and Professional Units [To Be Delivered]

Location: (Citywide)

Recommendation: Adopt a Resolution 1) approving the collective bargaining agreement covering 2,475 employees in the Office and Technical, Operations and Maintenance, and Professional Units; and 2) authorizing budget approval for the five-year, \$61.6 million labor cost.

Contact: Dee Contreras, Director of Labor Relations, (916) 808-5424, Shawn Hadnot, Labor Relations Officer, (916) 808-5424, Labor Relations Department.

Action: Moved, seconded, carried (Hammond/Pannell; absent-Mayor Fargo) to adopt Resolution No. 2005-799.

25. Agreement: Homeland Security Uses [To Be Delivered]

Location: (Sacramento Region)

Recommendation: Adopt a Resolution 1) approving the expenditure of U.S. Department of Homeland Security Urban Areas Security Initiative (UASI) grant funds; and 2) authorizing the City Manager to execute an agreement for the 60 month sublease with option to purchase the Northern California Regional Public Safety Training College Joint Powers Authority for Homeland Security uses for an amount not to exceed \$7,167,333.

Contact: Lieutenant Dave Johnson, (916) 264-5480, Police Department.

Action: Moved, seconded, carried (Waters/Tretheway) to adopt Resolution No. 2005-800.

Staff Report

26. Agreement/Annexation : Sphere of Influence Amendment and Annexation Of Greenbriar Project (M05-046)

Location: Northwest intersection of State Route 99 and Interstate 5 (District 1)

Recommendation: 1) Adopt a Resolution initiating an application to amend the City's Sphere of Influence (SOI) to include the area known as Greenbriar Farms; 2) adopt a Resolution initiating the annexation of the area; and 3) adopt a Resolution authorizing the City Manager to sign a Memorandum of Understanding (MOU) between the City of Sacramento LAFCO for the preparation of an Environmental Impact Report for processing the SOI amendment and annexation.

Contact: Ashley Feeney, Assistant Planner, (916) 808-1941, Steve Peterson, Principal Planner, (916) 808-5981, Development Services.

Action: Public testimony by Taiwo Jaiyeoba. Moved, seconded, carried (Tretheway/Sheedy) to adopt Resolution Nos. 2005-801, 2005-802, and 2005-803.

27. Economic Development Strategy and Five-Year Work Plan

Location: (Citywide)

Recommendation: Receive and file.

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

Action: Public testimony by Oleg Kaganovich, Shelton Duruisseau, Trong Nguyen, Barbara Hayes, Taaru Chawla, and David Butler. Received and filed.

Sacramento Housing and Redevelopment Agency

Consent

28. Roof Replacement for Housing Authority-Owned Property Known as "Oak Park Duplexes"

Location: 2937-2961 35th Street and 2938-2960 36th Street (District 5)

Recommendation: Adopt a Housing Authority Resolution authorizing the Executive Director or her designee to amend the Agency Budget to allocate \$122,000 for emergency roof replacement at the Oak Park Duplexes.

Contact: Joseph Gately, Director of Public Housing Maintenance and Management, (916) 566-1242, Sacramento Housing and Redevelopment Agency.

Action: Moved, seconded, carried (Sheedy/Tretheway; absent-Mayor Fargo) to adopt Sacramento Housing Authority Resolution No. 2005-021.

Information

29. Trust for Public Land Study: "What is a Park System Worth to a City"

Location: (Citywide)

Recommendation: Receive and file.

Contact: Janet Baker, Park Development Manager, (916) 808-8234, Parks and Recreation.

Action: Received and filed.

Citizens Addressing Council (Matters not on the Agenda)

Each speaker is limited to a maximum of 3 minutes.

- 30.**
- a) Linda Roberts - Non Emergency Police Phone Numbers and Non Responsiveness
 - b) Randy Brimm – Reported that Everything was OK out in the Field
 - c) Mary Tappel – American River clean up attack.

Council Ideas, Questions and Announcements

- 31. None.**

Adjournment

- 32. Adjournment- 4:37 p m.**

MINUTES

City Hall –915 I Street
First Floor, Council Chamber

TUESDAY, NOVEMBER 1, 2005 – 7:00 P.M.

Preliminary Matters

1. **Roll Call** - 7:08 p.m. – all present.
2. **Pledge of Allegiance** led by Mayor Fargo.
3. **Closed Session Report** - None.
4. **Special Presentations/General Communications**: None.

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

Sacramento Housing and Redevelopment Agency

Public Hearing

5. **Issuance of the 2005 Tax Allocation Revenue Bonds, Series A and 2005 Taxable Tax Allocation Revenue Bonds, Series B for the Merged Downtown and Oak Park Projects and Related Actions**

(Noticed on 10-27-05)

Location: Merged Downtown Redevelopment Project Area and Oak Park Redevelopment Project Area (Districts 1,3, 4 and 5)

Recommendation: Conduct a public hearing and upon conclusion, 1) Adopt a City Resolution approving the proposed financing of the Merged Downtown and Oak Park Projects; 2) adopt a City Financing Authority Resolution authorizing the issuance, sale and delivery of not to exceed \$165,000, 000 aggregate principal amount of Sacramento City Financing Authority 2005 Tax Allocation Revenue Bonds; and 3) adopt a Redevelopment Agency Resolution authorizing the execution and delivery of loan agreements with the Sacramento City Financing Authority to provide for the financing and refinancing of the Merged Downtown Project Area and Oak Park Project Area Redevelopment Projects.

Contact: Satoshi Matsuda, SHRA Finance Director, (916) 440-1370, Wendy Saunders, City Economic Development Director, (916) 808-7223, Lisa Bates, SHRA City Community Development Director, (916) 440-1322, Sacramento Housing and Redevelopment Agency.

Public Comment: given by Scott Decker and Paula Lomazzi.

Action: Moved seconded, carried (Hammond/Tretheway) to close the public hearing.

Action: Moved, seconded, carried (Hammond/Tretheway) to adopt City of Sacramento Resolution No. 2005-804; City Financing Authority Resolution No. 2005-002; and Redevelopment Agency Resolution No. 2005-056.

Regional Issues

6. Highway 50 High Occupancy Vehicle Lanes – Community Enhancements

Location: U.S. 50 from Riverside Boulevard to the eastern city limits and surrounding area (Districts 1,3,4,5 and 6)

Recommendation: Direct staff to conduct public outreach to develop the list of community enhancements that the City will request be included as part of the Highway 50 Occupancy Vehicle lane plus Community Enhancements project.

Contact: Fran Halbakken, Planning and Policy Manager, (916) 808-7194, Transportation Department.

Action: Public testimony by Carter Krizman, Mark Tavianini, Anita Kermes, Brooks Truitt, Luree Stetson, Walt Seifert, John Deeter, Graham Brownstein, Ann Kohl, Dennis Kellogg, Paula Lomarzi, Susan Pikowsky Tatar, Rick Bettis, Mary Avila-DaRosa and Judy Sundquist.

Staff directed to return with a multiple strategy approach to include community outreach options, any other possible alternatives, feasibility of additional conversations with Cal Trans, and to address having an EIR that includes alternatives to HOV lanes.

Citizens Addressing Council (Matters not on the Agenda)

7. None.

Council Ideas, Questions and Announcements

8. Council Consideration and Possible Adoption of Resolution Opposing the War in Iraq and Calling on President Bush to Set a Timetable for the Withdrawal of American Troops [Councilmembers Lauren Hammond and Ray Tretheway] (Citywide)

Public Testimony: Mayor and Council received 527 letters and a petition with 105 signatures supporting; and 19 letters opposing the Iraq Resolution

107 speaker slips submitted were in support, 1 was opposed to the Resolution.

An allocation of 15 minutes was allocated for those to speak in support - speakers included Eric Vega, Ruth Holbrook, Anne Rudin, Rhonda RosKravitz, Harry Wong, Emanuel Gale, Karen Bernal, George Main, Suzanne Gieber, George McFloor, Hugo Vera, Maggie Coulter, Samira Algazzaz, Keith Wagner, Keith Ball, and Diana Hickson.

Dave Jenest spoke in opposition to the Resolution.

Speakers who did not speak due to time constraints, showed their support by standing; they were Andrew Dohl, Barbara Nash, C.T. Weber, Rick Bettis, Jay Colbe, John Deeter, Micihael Comer, Leisa Barnes, Michael Starres, Roanna Kristo, Jack Kennedy, Ariadna Garcia, Esther Franklin, Patrick Purcell, Zohreh Whitaker, Nancy Link, Bob Link, Arline Prigoff, Alex Garza, Benjamin Sher, Don Knots, Linda Koberts, Gail Ryall, Richard Perry, Patricia Lucas, Penelope Taylor, Brooks Truitt, William Powers, Everett Burdan, Dan Bacher, Theresa Conley, Jack Igel, Amanda Glynn, Al Rojas, Eddie Unuton, Christine Baer, Philip Sunnichsen, Paula Lorazzi, Mary Ellen Asebedo, Tisha Flores, Laurie Funaroff, Judith Schroeter, Melinda McCracken, Ellen Schwartz, Dan Elliott, Ellen Broms, S. Lerman, Anna Ibrahim, Fern Goodman, Brad Hoover, Jessica Hankins, Lara Kiswani, James Israel, Paco Masters, Tair Zimmerman, Gary Zimmerman, Roni Amarelo, Dave Amarelo, David Kimball, Cathy McLoid, Barbara, Bass, Kathleen Kennedy, Anie Wilson, Jim Harris, Gary Marshall, John Burton, Terra Michalowski, Linda Michalowski, Glenda Marsh, Adele Preziosi, Joshua Morris, Bill Lackemacher, Andrew Metrogen, Susan Strand, DAvea Johnson, Ann Kennedy, Lawrence Bernstein, William Emerson, Nancy Tronaas, Laura Artz, Steve Artz, Crolyn Mastain, Zoc Keithley, Shauna Smith, Ray Bacigaupi, Dave Tamayo, Marsha Devine, Kaia McLaughlin, Mary Brassell, Victoria Coulter, Felipe Garcia, Dorian Huezo, Julia Vera, and Steve Reed.

Action: Moved, seconded, failed (Hammond/Tretheway) to suspend council rule 2B; motion and second were withdrawn.

Council Rule 2B states: "The Council shall not consider any resolution, motion, or matter which does not affect the conduct of the business of the City of Sacramento or its corporate powers or duties as a municipal corporation nor shall the Council consider any resolution or motion supporting or disapproving any legislation or action pending in the Legislature of the State of California, the Congress of the United States, or before any officer or agency of said State or Nation unless such proposed legislation or action, if adopted, will affect the conduct of the municipal business or the powers and duties of the City of Sacramento or its officers or employees. This Rule may be invoked only before deliberation and by five affirmative votes on the question "Shall the Council consider this matter?"

Moved, seconded, failed (Waters/Cohn) to abide by Council Rules of Procedures (section 2B) and to call the vote to determine if the council majority wished to consider the Resolution for adoption.

Moved, seconded, carried (Hammond/Tretheway; noes-Waters) a substitute motion to waive Rule 2B and consider the Resolution Regular motion made by Waters and seconded by Cohn failed.

Following discussion and public testimony, it was moved, seconded, carried (Hammond/Tretheway; noes-Waters) to adopt Resolution No. 2005-805, as amended to change the title to read. "A Resolution Calling on President Bush to Commence the Withdrawal of American Troops in Iraq"

Adjournment

9. **Adjournment:** 10:55 p.m.