

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, Mayor Pro Tem, District 1
Allen Warren, Vice Mayor, District 2
Jeff Harris, District 3
Steve Hansen, District 4
Jay Schenirer, District 5
Eric Guerra, District 6
Rick Jennings, II, District 7
Larry Carr, District 8

CHARTER OFFICERS

James Sanchez, City Attorney
Shirley Concolino, City Clerk
John F. Shirey, City Manager
Russ Fehr, City Treasurer

City of
SACRAMENTO

DRAFT Minutes

City Council
Financing Authority
Housing Authority
Public Financing Authority
Redevelopment Agency
Successor Agency

City Hall-Council Chamber
915 I Street, 1st Floor

Published by the Office of the City Clerk
(916) 808-5163

Tuesday, December 15, 2015
6:00 p.m.

NOTICE TO THE PUBLIC

You are welcomed and encouraged to participate in this meeting. Public comment is taken on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard 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. **Speaker slips are available on the City's Website and located in racks inside the chamber and should be completed and submitted to the Assistant 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 meeting agendas on the City website, at City Hall as well as offsite meeting locations. The order and estimated time for 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 recommendation; 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. All meeting materials are also available at the meeting for public review. Contracts subject to the 10-day review period, as required by the Council Rules of Procedure, can be found on the City's website at: <http://portal.cityofsacramento.org/Clerk/Contract-Posting>

City Council meetings are broadcast live on Metrocable, Channel 14, AT&T Broadband Cable System and rebroadcast on the Saturday following the date of the meeting. Live video streams and indexed archives of meetings are available via the internet. Visit the City's official website at http://sacramento.granicus.com/ViewPublisher.php?view_id=21.

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.

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*).

General Conduct for the Public Attending Council Meetings

- Members of the public attending City Council meetings shall observe the same rules and decorum applicable to the Members and staff as noted in Chapters 3 and 4 of Council Rules of Procedure.
- Stamping of feet, whistles, yells or shouting, physically threatening conduct, and/or similar demonstrations are unacceptable public behavior and will be prohibited by the Sergeant-at-Arms.
- Lobbyists must identify themselves and the client(s), business or organization they represent before speaking to the Council
- Members of the public wishing to provide documents to the Council shall comply with Rule 7 D of the Council Rules of Procedure.

Members of the Public Addressing the City Council

Purpose of Public Comment. The City provides opportunities for the public to address the Council as a whole in order to listen to the public's opinions regarding non-agendized matters within the subject matter jurisdiction of the City during Regular meetings and regarding items on the Agenda at all other meetings.

- Public comments should not be addressed to individual Members nor to City officials, but rather to the City Council as a whole regarding City business.
- While the public may speak their opinions on City business, personal attacks on Members and City officials, use of swear words, and signs or displays of disrespect for individuals are discouraged as they impede good communication with the Council.
- Consistent with the Brown Act, the public comment periods on the Agenda are not intended to be "Question and Answer" periods or conversations with the Council and City officials. The limited circumstances under which Members may respond to public comments are set out in Rule 8 D 2 of the Council Rules of Procedure.
- Members of the public with questions concerning Consent Calendar items may contact the staff person or the Council Member whose district is identified on the report prior to the meeting to reduce the need for discussion of Consent Calendar items and to better respond to the public's questions.

Speaker Time Limits. In the interest of facilitating the Council's conduct of the business of the City, the following time limits apply to members of the public (speakers) who wish to address the Council during the meeting.

- **Matters not on the Agenda.** Two (2) minutes per speaker.
- **Consent Calendar Items.** The Consent Calendar is considered a single item, and speakers are therefore subject to the two (2) minute time limit for the entire Consent Calendar. Consent Calendar items can be pulled at a Council member's request. Such pulled Consent Calendar items will be considered individually and up to two (2) minutes of public comment per speaker on those items will be permitted.
- **Discussion Calendar Items.** Two (2) minutes per speaker.

Time Limits per Meeting In addition to the above time limits per item, the total amount of time any one individual may address the Council at any meeting is eight (8) minutes.

- Each speaker shall limit his/her remarks to the specified time allotment.
- The Presiding Officer shall consistently utilize the timing system which provides speakers with notice of their remaining time to complete their comments. A countdown display of the allotted time will appear and will flash red at the end of the allotted time.
- In the further interest of time, speakers may be asked to limit their comments to new materials and not repeat what a prior speaker said. Organized groups may choose a single spokesperson who may speak for the group but with no increase in time.
- Speakers shall not concede any part of their allotted time to another speaker.
- The Presiding Officer may further limit the time allotted for public comments per speaker or in total for the orderly conduct of the meeting and such limits shall be fairly applied.

DRAFT MINUTES

Tuesday, December 15, 2015

6:00 p.m.

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 - 6:00 p.m.

Regular session called to order by Vice Mayor Allen Warren at 6:02 p.m. Tuesday, December 15, 2015 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren

Members Absent: Mayor Kevin Johnson

Pledge of Allegiance– led by Jeff Harris.

Closed Session Report – by unanimous vote City Council authorized the City Attorney to file a protest and participate as a party in the evidentiary hearing for the California WaterFix project.

Special Presentations/General Communications

A. Sacramento Fire Department Historic Recognition

Action: Resolution presented by Member Eric Guerra

Consent Calendar Estimated Time: 5 minutes

Action: Moved/Seconded: Member Angelique Ashby / Member Steve Hansen

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

Absent: Mayor Kevin Johnson

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item.

1. Approval of City Council Meeting Minutes

Report # 2015-01112

Location: Citywide

Action: Passed **Motion No. 2015-0324** approving the City Council Meeting Minutes dated August 6, 11, 18, and 25; September 1, 8, 15, 24, and 29; October 6, 13, 20, 27; and November 3, 10, 17, and 24, 2015.

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

- 2. Agreement: Convention Center Complex Landscape Services**
Report # 2015-01090
Location: District 4
Action: Passed **Motion No. 2015-0325:** 1) awarding a Non-Professional Services Agreement for landscape services at the Sacramento Convention Center Complex to California Landscape Associates, Inc. with an initial term from January 1, 2016, to December 31, 2018, with up to two additional one-year extension options for a total not-to-exceed amount of \$150,000; and 2) authorizing the City Manager, or his designee, to execute the Non-Professional Services Agreement with California Landscape Associates, Inc., including any extensions or amendments thereto.
Contact: Steven Sakakihara, Administrative Analyst, (916) 808-7146; Dan Goodwater, Project & Facilities Manager, (916) 808-7668, Convention & Cultural Services Department
- 3. Agreements: Twin Rivers Public Housing Choice Neighborhood Grant**
Report # 2015-01088
Location: District 3
Action: Passed **Motion No. 2015-0326** authorizing the City Manager, or the City Manager's designee, to execute the Choice Neighborhood Initiative grant agreement with HUD for the implementation of the Twin Rivers Public Housing Project's River District-Railyards Choice Neighborhood Transformation Plan.
Contact: Rachel Hazlewood, Senior Project Manager, (916) 808-8645, Economic Development Department
- 4. Contract: Purchase of Non-Motorized Treadmills**
Report # 2015-01045
Location: Citywide
Action: Passed **Motion No. 2015-0327** awarding a contract through June 30, 2016, to Opti-Fit Fitness Solutions for the purchase of Non-Motorized Treadmills in a total amount not-to-exceed \$168,870.
Contact: Michelle Basurto, Program Specialist, (916) 808-1357; Walt White, Fire Chief, (916) 808-1601, Fire Department
- 5. Authorize Agreement for Insurance Brokerage Services**
Report # 2015-01072
Location: Citywide
Action: Passed **Motion No. 2015-0328** authorizing the City Manager to execute an agreement with Alliant Insurance Services, Inc. for Insurance Brokerage Services for a term of one year as of January 1, 2016, with the City's option to automatically renew each year for an additional four years at a cost not to exceed \$690,000 over the five-year term.
Contact: Patrick Flaherty, Risk Manager, (916) 808-8587, Department of Human Resources

6. **Approval of the Fiscal Year 2015/2016 Salary Schedule**

Report # 2015-01086

Location: Citywide

Action: Passed **Resolution No. 2015-0383** approving the fiscal year 2015/16 City of Sacramento Salary Schedule.

Contact: Julie Patton, Labor Relations Analyst, (916) 808-1029, Human Resources

7. **(City Council/Redevelopment Agency Successor Agency) Establish Capital Improvement Program for Cesar Chavez Plaza Park Improvement and Restaurant Lease**

Report # 2015-01105

Location: District 1

Action: Moved/Seconded: Member Steve Hansen / Member Eric Guerra

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

Absent: Mayor Kevin Johnson

Removed from the Consent Calendar by Member Steve Hansen; passed 1) **City Council Resolution No. 2015-0384:** a) establishing a new capital improvement project (CIP) for the Cesar Chavez Plaza Improvement Project; b) approving the Merged Downtown Excess Bond Proceeds Expenditure Agreement to accept \$107,000 in Redevelopment Agency Successor Agency funds; c) appropriating \$156,000 from Quimby In-Lieu Park Fees, \$107,000 in Merged Downtown TAB and Master Lease bond proceeds, and \$222,400 from the Cal EPA Fund to the Chavez Plaza Park Improvement Project; d) finding that it is in the best interests of the City to lease the Plaza Building for less than fair market value; e) approving the Lease Agreement with La Cosecha by Mayahuel LLC to for the Plaza Building for the La Cosecha Restaurant; and f) appropriating the restaurant lease revenues for Cesar Chavez Plaza maintenance and improvements; and 2) passed **Redevelopment Agency Successor Agency Resolution No. 2015-0009:** a) authorizing the transfer of \$107,000 in Merged Downtown TAB and Master Lease bond proceeds; and b) approving the Merged Downtown Excess Bond Proceeds Expenditure Agreement; and **Motion No. 2015-0329** directing the City Manager to return to Council with funding for the statute lighting and playground improvements.

Contact: Leslie Fritzsche, Senior Project Manager, (916) 808-5450, Economic Development Department; Gary Hyden, Park Planning and Development Manager, (916) 808-1949, Department of Parks and Recreation

8. Cooperative Purchase Agreement: Purchase of 9-1-1 Telephone and Audio Recording Equipment

Report # 2015-01097

Location: Citywide

Action: Passed **Motion No. 2015-0330** authorizing the City Manager, or the City Manager's designee, to: 1) approve the use of a cooperative purchasing agreement through the State of California's 9-1-1 Emergency Communications Branch (CA 9-1-1 Branch) 9-1-1 Systems and Services Master Purchase Agreement, Contract 5-12-58-01, for the purchase of a 9-1-1 call taking and audio recording system; and 2) authorize the purchase of the 9-1-1 telephone and audio recording equipment from AT&T California in an amount not-to-exceed \$300,000.

Contact: Neil Schneider, Police Captain, Communications Division, (916) 808-1786, Police Department

9. Contract: Maintenance of Non-Landscaped Medians

Report # 2015-01078

Location: Citywide

Action: Passed **Motion No. 2015-0331** awarding a one-year non-professional services agreement for maintenance of non-landscaped medians to Custom Agronomic Solutions, Inc. for an amount not to exceed \$79,500 and options to extend the agreement up to two additional years, with the total amount of the agreement, including the optional extensions, not to exceed \$244,500.

Contact: Sheryl Fox, Program Specialist, (916) 808-4959; Juan Montanez, Streets Manager, (916) 808-2254, Department of Public Works

10. Cooperative Purchase Agreement: Replacement Tractor and Trailer

Report # 2015-01079

Location: Citywide

Action: Passed **Motion No. 2015-0332:** 1) approving the use of the Houston-Galveston Area Council (HGAC) cooperative purchase agreement with Contour Sierra Aebi Terratrak LLC (Contract No. GR01-15) for the purchase of one replacement tractor and trailer; 2) authorizing the use of an existing tractor (equipment number 10638) as partial payment of the purchase price of the replacement tractor, giving the City a credit of \$6,000 for the trade-in; and 3) authorizing the City Manager or the City Manager's designee to execute the purchase specified above in an amount not to exceed \$235,276.

Contact: Iseña Garcia, Program Specialist, (916) 808-1163; Mark Stevens, Fleet Manager, (916) 808-5869, Department of Public Works

11. Vacation of The Public Right of Way West of Howe Avenue at Fair Oaks Boulevard

Report # 2015-01096

Location: District 6

Action: Passed **Resolution No. 2015-0385** vacating the public right of way located at the northwest corner of Howe Avenue at Fair Oaks Boulevard.

Contact: Thomas Adams, Engineering Technician, (916) 808-7929; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

12. **The Summary Vacation of the Irrevocable Offer of Dedication for Park Purposes at Township 9**
Report # 2015-01110
Location: South of the American River at Township 9 Development, District 3
Action: **Continued to January 12, 2016** a **Resolution** vacating the recorded Irrevocable Offer of Dedication (IOD) for park purposes on record as Book 20121030 at Page 0522 of Official Record with the Recorder's Office of the County of Sacramento.
Contact: Thomas Adams, Engineering Technician, (916) 808-7929; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works
13. **Agreement: Upgrade of the Department of Utilities Supervisory Control and Data Acquisition (SCADA) System, VTScada (VTS) [Two-Thirds Vote Required]**
Report # 2015-01062
Location: Citywide
Action: Passed **Resolution No. 2015-0386:** 1) suspending competitive bidding in the best interest of the City for the purchase of a VTScada (VTS) data point upgrade to 500,000 tags, additional software licenses, training, and support assistance for the City of Sacramento, Department of Utilities; and 2) authorizing the City Manager or the City Manager's designee to execute a Professional Services Agreement with Trihedral, Inc. to provide a VTScada (VTS) data point upgrade, additional software licenses, training, and support assistance in an amount not-to exceed \$277,167.
Contact: Dan Sherry, Engineering Manager, (916) 808-1419; Charley Cunningham, Utilities Operations and Maintenance Superintendent, (916) 808-5518, Department of Utilities
14. **Contract: Laurie Way and Brentley Drive Sewer Replacement Project**
Report # 2015-01064
Location: Districts 5 and 8
Action: Passed **Motion No. 2015-0333:** 1) approving the contract plans and specifications for the Laurie Way and Brentley Drive Sewer Replacement project; and 2) awarding the contract to Florez Paving for an amount not-to-exceed \$229,601.
Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Brett Grant, Supervising Engineer, (916) 808-1413, Department of Utilities

Public Hearings

15. **The Vacation of the Public Service Easement Bounded Between Alhambra Boulevard, 30th Street, "F" and "G" Streets (Noticed on 12/01/2015 and 12/08/2015)**
Report # 2015-01083 **Estimated Time: 5 minutes**
Location: District 3
Action: Moved/Seconded: Member Jeff Harris / Member Jay Schenirer
Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren
Absent: Mayor Kevin Johnson

Conducted a public hearing and upon conclusion passed **Resolution No. 2015-0387** vacating the public service easement reserved under Resolution No. 2012-173 that vacated the public alley bounded by Alhambra Boulevard, 30th Street, “F” and “G” Streets.

Contact: Thomas Adams, Engineering Technician, (916) 808-7929; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

Discussion Calendar

Discussion calendar items include an oral presentation including those recommending “receive and file”.

16. Sacramento King’s Update on Reuse of Natomas Area Property and Entertainment and Sports Center Quarterly Update on Local Hiring and Business Involvement (Oral Report)

Report # 2015-01057 **Estimated Time: 45 minutes**

Location: Districts 1 and 4

Action: Public comment heard from Kathryn Hunter, Danielle Marshall, Stephanie Santich, Mac Worthy, Summer Santich, Mike Barnbaum; received and filed.

Contact: Desmond Parrington, AICP, ESC Project Manager, (916) 808-5044; Linda Tucker, Public Information Officer, (916) 808-7523, Office of the City Manager

17. Agreement: Forgivable Loan Agreement for the B Street Theatre (Published for Review 12/03/2015)

Report # 2015-00913 **Estimated Time: 20 minutes**

Location: District 4

Action: Moved/Seconded: Member Steve Hansen / Member Jay Schenirer

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

Absent: Mayor Kevin Johnson

Public comment heard from Mac Worthy, Keri Thomas, Gary Maisel, Louis Kaufman; passed **Resolution No. 2015-0388 as amended:** a) establishing a multi-year operating project for the B Street Theater project; b) appropriating \$3.0 million from the General Fund (Fund 1001) commitment of fund balance for the B Street Theatre project; c) authorizing the City Manager or his designee to execute a \$3.0 million forgivable loan agreement with the Theatre for Children, Inc.; d) authorizing the City Manager to execute any amendment to the forgivable loan agreement if the amendment does not change the total loan amount, term of the loan, loan repayment terms, or conditions for loan forgiveness, and if the amendment is approved as to form the City Attorney or his designee; and **Motion No. 2015-0334** directing that the B Street Theatre work with Council districts to determine additional community benefits aimed at youth and to provide an annual status report to council.

Contact: Leslie Fritzsche, Senior Project Manager, (916) 808-5450, Economic Development Department

18. Sacramento Public Library Authority Funding Update: Renewal of Measure X (2004 Voter Approved Parcel Tax)

Report # 2015-01094 **Estimated Time: 30 minutes**

Location: Citywide

Action: Moved/Seconded: Member Rick Jennings / Member Larry Carr

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

Absent: Mayor Kevin Johnson

Public comment heard from Faygo, Mary Ellen Shay, Jeffrey Rubin, Mac Worthy; passed **Motion No. 2015-0335** directing the City Manager to return to Council in January 2016 with an ordinance to be placed on the June 2, 2016 ballot to extend the existing library parcel tax with the necessary modifications to ensure that resources are available to fund the current breadth and levels of the programs and services currently offered at the City's libraries.

Contact: Rivkah K. Sass, Library Director, (916) 264-2830, Sacramento Public Library; Leyne Milstein, Director of Finance, (916) 808-8491; Mark Griffin, Special Districts Manager, (916) 808-8788, Department of Finance

19. Modernization of City's PACE Program and Modification of Exclusive Agreement with Ygrene

Report # 2015-01002 **Estimated Time: 10 minutes**

Location: Citywide

Action: Moved/Seconded: Member Steve Hansen /Member Jay Schenirer

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren

Absent: Mayor Kevin Johnson

Public comment heard from Joe Livaich; passed **Motion No. 2015-0336** approving an amendment to the PSA with Ygrene that will suspend and ultimately end the City's exclusive relationship with Ygrene; 2) passed **Resolution No. 2015-0389** giving consent for the inclusion of properties in the Golden State Finance Authority ("GSFA") Community Services District No. 2014-1 (Clean Energy) and approving associate membership in the GSFA; and 3) passed **Resolution No. 2015-0390** giving consent for the inclusion of properties in the Golden State Finance Authority's voluntary assessment program.

Contact: Randi L. Knott, Director of Governmental Affairs, (916) 808-5771, Office of the City Manager

Public Comments-Matters Not on the Agenda (2 minutes per speaker)

1. Misc
 - a. Victor Bracettan
 - b. Mac Worthy
2. Homeless
 - a. Niki Jones
 - b. Jonathan Gainsbrugh
 - c. Stephen Handlin
 - d. Sabrina Gaines
 - e. Faygo

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

None.

2. Board/Commission Appointments

- a. Preservation Commission
 1. Jacqueline Whitelam
 2. Jon Marshack

Adjourned – 9:12 p.m.