



**Meetings of Sacramento  
City Council  
Financing Authority  
Housing Authority  
Redevelopment Agency**

## **Draft Minutes**

**Tuesday, February 15, 2011**

**6:00 P.M.**

**City Hall-915 I Street, 1<sup>st</sup> Floor Council Chamber**

*Published by the Office of the City Clerk (916) 808-7200*

### CITY COUNCIL

Kevin Johnson, Mayor  
Angelique Ashby, District 1  
Sandy Sheedy, District 2  
Steve Cohn, District 3  
Robert King Fong, District 4  
Jay Schenirer, District 5  
Kevin McCarty, District 6  
Darrell Fong, District 7  
Bonnie Pannell, Vice Mayor, District 8

### CHARTER OFFICERS

Eileen Teichert, City Attorney  
Shirley Concolino, City Clerk  
Gus Vina, Interim City Manager  
Russ Fehr, City Treasurer

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### **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.

**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 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 Agendas 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 Actions; 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 and all written material received is available at the meeting for public review.

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# Draft Minutes

Tuesday, February 15, 2011

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 Bonnie Pannell at 6:00 p.m. Tuesday, February 15, 2011 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy and Jay Schenirer.

**Pledge of Allegiance**—led by Boy Scout Troop 136.

**Closed Session Report** – None.

### Special Presentations/General Communications

a. **Recognizing the Mayor’s Institute on City Design (MICD)**

**Action:** Leslie Fritzche introduced Story Bellows, Chair of MICD

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

- |   |                       |
|---|-----------------------|
| 1. Jobs                                 | 6. Homelessness       |
| a. Eric Wymer                           | a. Mike Kostyshyn     |
| 2. Teleworking                          | b. JoAnne Bush        |
| a. Gordon Bell                          | c. Tracie Rice-Bailey |
| 3. Lower American River Parkway Cleanup | d. James Gilland      |
| a. Mary Tappell                         | e. John Krantz        |
| 4. Salary Changes to Employees          | f. John Reiger        |
| a. Dee Contreras                        | 7. Citizen Auditor    |
| 5. Education                            | a. Bill Grant         |
| a. Robbin Ware                          |                       |

### Consent Calendar (Items 1 - 10) **Estimated Time: 5 min** (Actual Time: 2 minutes)

**Action:** Moved/Seconded: Member Steve Cohn/Member Angelique Ashby

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy and Jay Schenirer.

**Absent:** Mayor Kevin Johnson.

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

**1 Election to Fill a Seat on the Retirement Hearing Commission**

**Report ID:** Report-2011-00164

**Location:** Citywide

**Action:** Received and filed.

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk

**2 Approval of Sacramento Employment and Training Agency (SETA) Governing Board**

**Action to Accept Funding**

**Report ID:** Report-2011-00140

**Location:** Citywide

**Action:** Authorized Sacramento Employment and Training Agency to receive funds from the California Endowment and Kaiser Permanente Community Benefit Foundation for support of the Sacramento Safe Community Partnership Program.

**Contact:** Christine Welsch, Workforce Development Manager, (916) 263-3866, Sacramento Employment and Training Agency; Mark Prestwich, Special Projects Manager, (916) 808-5380, Office of the City Manager

**3 Bank on Sacramento Marketing Materials MOU**

**Report ID:** Report-2011-00117

**Location:** Citywide

**Action:** Adopted **Resolution No. 2011-071 as amended** authorizing the

Mayor or designee to execute the MOU between the City of Sacramento and the City of San Francisco regarding the Bank on California/Sacramento program marketing materials.

**Contact:** Russell Fehr, City Treasurer, (916) 808-5168, Office of the City Treasurer

**4 (Pass for Publication) Pell Circle Billboard Relocation (P10-065)**

**Report ID:** Report-2011-00126

**Location:** District 2

**Action:** Moved/Seconded: Member Steve Cohn/Member Angelique Ashby

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy and Jay Schenirer.

**Abstain:** Robert King Fong

**Absent:** Mayor Kevin Johnson.

A motion **passed** to review a) a Resolution declaring the project exempt from environmental review; b) a Resolution approving the Pell Circle Billboard Relocation Agreement; c) an Ordinance rezoning the subject site from Light Industrial Review (M-1S-R) to Light Industrial Review (M-1-R); and 2) passed for publication the Ordinance title as required by the Sacramento City Charter 32c to be adopted February 22, 2011.

**Contact:** Lindsey Alagozian, Senior Planner, (916) 808-2659, Community Development Department

**between 12th and 11th Streets, and the East/West Alley Bounded by 10th and 11th Streets South of "C" Street**

**Report ID:** Report-2011-00102

**Location:** District 1

**Action:** Adopted **Resolution No. 2011-072** vacating portions of 11th and "B" streets and the alley located between 10th and 11th Street North of "C" Street.

**Contact:** Thomas Adams, Engineering Technician, (916) 808-7929; Jerry Lovato, Senior Engineering Technician, (916) 808-7918. Community Development Department

**6 Annexation No. 19 to the Neighborhood Park Maintenance Community Facilities District No. 2002-02 - Ordinance to Levy a Special Tax**

**Report ID:** Report-2011-00065

**Location:** District 3

**Action:** 1) Adopted **Ordinance No. 2011-008** levying a Special Tax for properties annexed into the Neighborhood Park Maintenance Community Facilities District No. 2002-02.

**Contact:** Diane Morrison, Program Specialist, (916) 808-7535; Mark Griffin, Fiscal Manager, (916) 808-8788, Department of Finance

**7 Agreement: Purchase of EZ-IO Needle Sets**

**Report ID:** Report-2011-00113

**Location:** Citywide

**Action:** Adopted **Resolution No. 2011-073** 1) suspending competitive bidding in the best interests of the City for the purchase of intraosseous infusion (IO) EZ-IO® power drivers and needle sets; and 2) authorizing the Interim City Manager, or his designee, to execute the agreement with Vidacare Corporation (attached as Exhibit A to the Resolution and made a part of the Resolution) for the purchase of intraosseous infusion (IO) EZ-IO® power drivers and needle sets through June 30, 2014, with two one-year renewal options, for a total expenditure of \$175,000, and authorizing the Interim City Manager, or his designee, to enter into such extension(s) provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).

**Contact:** Joseph A. D. Jackson, Assistant Chief, (916) 808-2250, Fire Department

**8 Weed and Rubbish Abatement**

**Report ID:** Report-2011-00139

**Location:** Citywide

**Action:** Adopted **Resolution No. 2011-074** 1) declaring weeds, rubbish, refuse, and dirt to be a public nuisance pursuant to Government Code § 39561 and City Code Chapter 8.28; 2) declaring that weeds on specified parcels of property are seasonal and recurrent nuisances pursuant to Government Code § 39562.1 and City Code Chapter 8.28, and the description of said parcels are at Exhibit A to the Resolution; 3) authorizing notification be sent to the owners of said real property having any objections to the proposed abatement of said nuisances in the manner prescribed by Government Code §§ 39567 and 39567.1 and Chapter 8.28 of the Sacramento City Code; and 4) setting a public hearing for March 8, 2011 for objections to be heard and given due consideration.

**Contact:** Michael Bartley, Assistant Chief, Fire Marshal, (916) 808-1300; Sabrina Burigsay-Wilson, Account Clerk II, (916) 808-8061, Fire Department

## 9 FY2010/11 Adjustments to the Utilities Capital Improvement Program (CIP) Budgets

Report ID: Report-2011-00064

Location: Citywide

**Action:** Adopted **Resolution No. 2011-075** 1) adding eight new projects to the FY2010/11 CIP; 2) canceling two existing projects to the FY2010/11 CIP; 3) adjusting appropriations in 33 CIP budgets with Water Fund (6005); 4) adjusting appropriations in 25 CIP budgets with Sewer Fund (6006); 5) adjusting appropriations in 21 CIP budgets with Storm Drainage Fund (6011); 6) adjusting appropriations in 2 CIP budgets with Solid Waste Fund (6007); and 7) amending the revenue and expenditure budgets for the completed Howe Avenue 54 inch Water Transmission Main Project (ZI56).

**Contact:** Bill Busath, Interim Engineering Manager, (916) 808-1434, Department of Utilities

## 10 Agreement: Well Condition Assessment

Report ID: Report-2011-00083

Location: District 2

**Action:** Adopted **Resolution No. 2011-076** authorizing the Interim City Manager to execute a Professional Services Agreement with The Source Group, Inc. for well condition assessment, for an amount not to exceed \$ 355,226.

**Contact:** Bill Busath, Interim Engineering Manager, (916) 808-1434; Dan Sherry, Supervisor Engineering, (916) 808-1419, Department of Utilities

### Public Hearings (Item 11)

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

## 11 River District Specific Plan

Report ID: Report-2011-00053

**Estimated Time: 30 min (Actual Time: 32 minutes)**

Location: Districts 1 and 3

**Action:** Moved/Seconded: Member Angelique Ashby /Member Steve Cohn

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy and Jay Schenirer.

**Absent:** Mayor Kevin Johnson.

Conducted a public hearing with public comment given by Patrick Kennedy, Kay Bell, Patty Kleinknecht, Jim Wiley and Betsy Weiland; and upon conclusion a motion **passed** adopting 1) **Resolution No. 2011- 077** certifying the Environmental Impact Report (EIR) and adopting 1) the Mitigation Monitoring Program for the River District Specific Plan, 2) a **Resolution No. 2011-078** amending the General Plan land use diagram for various parcels in accordance with the River District Specific Plan; 3) **Resolution No. 2011-079** rescinding the Richards Boulevard Area Plan (RBAP) and Facility Element; 4) **Resolution No. 2011-080** amending the 2030 General Plan Circulation Element in accordance with the River District Specific Plan; 5) **Resolution No. 2011-081** adopting the River District Specific Plan, Design Guidelines, and Infrastructure Financing Plan;6) **Resolution No. 2011-082** amending the Railyards Specific Plan relating to the future operation of 5<sup>th</sup> and 7<sup>th</sup> Streets; 7) **Resolution No. 2011-083** amending the Bikeway Master Plan in accordance with the River District Specific Plan; 8) **Resolution No. 2011-084** approving a Water Supply Assessment Report for the River District Specific Plan Project; 9) **Resolution No. 2011-085** rescinding the Discovery Centre PUD; 10) **Resolution No. 2011-086** adopting the River District Design Guidelines for the River District Design Review District; 11) **Ordinance No. 2011-009** establishing the River District Design Review District; 12) **Ordinance No. 2011-010** adopting the River District Special Planning District; 13) **Ordinance No. 2011-011** nominating properties in the River District Specific Plan

Area as Landmarks and nominating the North 16<sup>th</sup> Street Historic District and its' Contributing Resources for listing in the Sacramento Register of Historic and Cultural Resources; and 14) **Ordinance No. 2011-012** rezoning various parcels in the River District.

**Contact:** Evan Compton, Associate Planner, Community Development Department, 916-808-5260; Greg Taylor, Senior Architect, Community Development Department, 916-808-5268

### Discussion Calendar (Items 12 - 16)

Discussion Calendar items include an oral presentation including those recommending "receive and file".

## **12 Application: Neighborhood Stabilization Program Funding Round Three (NSP3) and Substantial Amendment to the 2010 Community Development Block Grant One Year Action Plan**

**Report ID:** Report-2011-00180

**Estimated Time:** 15 min (Actual Time: 12 minutes)

**Location:** Citywide

**Action:** Moved/Seconded: Member Sandy Sheedy /Member Bonnie Pannell

**Yes:** Members Angelique Ashby, Steve Cohn, Robert King Fong, Darryl Fong, Bonnie Pannell, Kevin McCarty, Sandy Sheedy and Jay Schenirer

**Absent:** Mayor Kevin Johnson.

A motion **passed** adopting 1) a **City Resolution No. 2011-087** a) amending the 2010 Community Development Block Grant (CDBG) Action Plan to include proposed activities for the third round of the Neighborhood Stabilization Program (NSP3); b) authorizing the City Manager and Sacramento Housing and Redevelopment Agency (SHRA) to execute a Memorandum of Understanding (MOU) with the County of Sacramento to submit a joint NSP3 request for funds to the U.S. Department of Housing and Urban Development (HUD); c) authorizing SHRA to use the existing Volume Builders and Mission Driven Community Partners to implement the NSP Property Recycling Program; d) modifying the Property Recycling Program authorizing SHRA and constituent entities to purchase, accept and/or transfer ownership of NSP eligible properties among constituent entities to further the goals of NSP; e) approving the NSP Vacant Properties Program and Property Recycling Guidelines as revised; f) authorizing the City Manager and SHRA to execute agreements and contracts with the appropriate entities to carry out the proposed NSP3 activities; g) authorizing SHRA to expand the eligibility for participation in the CDBG Single Family Rehabilitation Loan Program; h) authorizing SHRA to terminate the NSP1 revolving loan funds account; and i) amending the SHRA Budget accordingly; and 2) a **Housing Authority Resolution No. 2011-002** a) authorizing the Executive Director to submit an application to HUD approving the disposition of Housing Authority Section 32 and 5 (H) properties to SHRA for fair market appraised value; b) authorizing the Executive Director to use the existing Volume Builders and Mission Driven Community Partners to implement the NSP Property Recycling Program; c) modifying the Property Recycling Program authorizing the Housing Authority and constituent entities to purchase, accept and/or transfer ownership of NSP eligible properties among SHRA and constituent entities to further the goals of NSP; d) approving the NSP Property Recycling Guidelines as revised; e) take necessary actions to complete the transfer of properties; and f) authorizing the Executive Director to amend the Housing Authority budget allocating the proceeds of the sale of homes under the Neighborhood Stabilization Property Recycling Program to the Housing Authority Section 32 Rehabilitation and Sale account; and 3) **Redevelopment Agency Resolution No. 2011-005** a) modifying the Property Recycling Program authorizing the Agency and constituent entities to purchase, accept and/or transfer ownership of NSP eligible properties among SHRA and constituent entities to further the goals of NSP; b) authorizing the Executive Director to use the existing Volume Builders and Mission Driven Community Partners to implement the NSP Property Recycling Program; and c) approving the NSP Property Recycling Guidelines as revised.

**Contact:** Chris Pahule, Assistant Director, Housing and Community Development, (916) 440-1350; Geoffrey Ross, Redevelopment Manager, Housing and Community Development, (916) 440-1357; Sacramento Housing and Redevelopment Agency

### 13 Bank on Sacramento Community Banking Effort

**Report ID:** Report-2011-00077

**Estimated Time:** 10 min (Actual Time: 24 minutes)

**Location:** Citywide

**Action:** Moved/Seconded: Member Sandy Sheedy /Member Kevin McCarty

**Yes:** Members Angelique Ashby, Steve Cohn, Robert King Fong, Jay Schenirer, Bonnie Pannell, Kevin McCarty, Sandy Sheedy, Darryl Fong

**Absent:** Mayor Kevin Johnson.

A motion **passed** adopting 1) **Resolution No. 2011-088** 1) authorizing the Mayor or designee to execute the MOU between the City of Sacramento and the Community Services Planning Council (new fiscal agent) regarding the Bank on California/Sacramento program; and 2) authorizing the City Treasurer's Office to assist in coordinating citywide efforts in support of Bank on Sacramento.

**Contact:** Russell Fehr, City Treasurer (916) 808-5832, Kimberlie Gladden, Sr. Debt Analyst (916) 808-2675, Office of the City Treasurer

### 14 2011 Sustainability Implementation Plan

**Report ID:** Report-2011-00062

**Estimated Time:** 5 min (Actual Time: 7 minutes)

**Location:** Citywide

**Action:** Moved/Seconded: Member Steve Cohn /Member Robert King Fong

**Yes:** Members Angelique Ashby, Steve Cohn, Robert King Fong, Jay Schenirer, Bonnie Pannell, Kevin McCarty, Sandy Sheedy, Darryl Fong

**Absent:** Mayor Kevin Johnson.

A motion **passed** adopting **Resolution No. 2011-089** approving the 2011 Sustainability Implementation Plan.

**Contact:** Yvette Rincon, Sustainability Program Manager, (916) 808-5827, Department of General Services

### 15 Electric Transportation Update

**Report ID:** Report-2011-00074

**Estimated Time:** 10 min (Actual Time: 6 minutes)

**Location:** Citywide

**Action:** Received and filed.

**Contact:** Keith Leech, Fleet Manager, (916) 808-5869, Department of General Services

### 16 General Plan Annual Report

**Report ID:** Report-2011-00147

**Estimated Time:** 15 min (Actual Time: 11minutes)

**Location:** Citywide

**Action:** Reviewed and direction provided to staff.

**Contact:** Teresa Haenggi, Associate Planner, (916) 808-7554, Community Development Department; Tom Pace, Long Range Planning Manager, (916) 808-6848; Community Development Department

## Council Comments-Ideas, Questions and Meeting/Conference Reports

### 1. Report Back

- a. Member Sandy Sheedy
  1. Agendize within two weeks for City Attorney opinion on the ability of City Council to freeze salaries on unrepresented city positions
- b. Member Kevin McCarty
  1. agendize in approximately 2 weeks for Heal City Campaign (program dealing with childhood obesity) to discuss City Parks partnering with schools for a community garden and the viability of a soda tax for generating revenue
- c. Member Steve Cohn
  1. Explore ways in which the community can electronically weigh in on the budget process

### 2. Board/Commission Appointments - None

Adjourned – 8:34 p.m. in memory of Ruth Kahle