

**CITY COUNCIL**

**Kevin Johnson**, Mayor  
**Angelique Ashby**, Vice-Mayor, District 1  
**Allen Warren**, District 2  
**Steve Cohn**, District 3  
**Steve Hansen**, District 4  
**Jay Schenirer**, District 5  
**Kevin McCarty**, District 6  
**Darrell Fong**, District 7  
**Bonnie Pannell**, District 8

**CHARTER OFFICERS**

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

**DRAFT Minutes**  
**City Council**  
**Financing Authority**  
**Housing Authority**

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

Published by the  
Office of the City Clerk  
(916) 808-7267

**Tuesday, April 23, 2013**  
**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.

**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 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. Hard copies are available at the Office of the City Clerk and all written material received is available at the meeting for public review.

Meetings are broadcast live on Metrocable, Channel 14, AT&T Broadband Cable System and rebroadcast on the Saturday following the date of the meeting. (Check Listings)

Live videostreams 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](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.

### **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, April 23, 2013**

**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 Mayor Kevin Johnson at 6:00 p.m. Tuesday, April 23, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren and Mayor Kevin Johnson.

**Pledge of Allegiance**– led by Youth at City Council representative Madeson Sutton  
**Closed Session Report** – None.

## **Special Presentations/General Communications**

- a. **Resolution Proclaiming April 2013 as Child Abuse Prevention Month**  
**Action:** Continued to April 30, 2013
- b. **Resolution Recognizing Arts Day of Giving**  
**Action:** Resolution presented by Member Jay Schenirer and Mayor Johnson
- c. **Youth Voice Group**  
**Action:** Recognition given by Member Darrell Fong

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

- 1. Transparency
  - a. Lorraine Brown
- 2. Transportation Programming Guide
  - a. Dan Allison

## **Consent Calendar** **Estimated Time: 5 minutes** (Actual Time: 36 minutes)

**Action:** Moved/Seconded: Member Jay Schenirer/Member Darrell Fong  
**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren and Mayor Kevin Johnson.

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

**1. Council Rules of Procedure**

**Report # 2013-00367**

**Location:** Citywide

**Issue:** The council reviews the Council Rules of Procedure (CRP) annually or as needed.

**Action:** Passed: 1) **Resolution No. 2013-0117** approving the Council Rules of Procedure, to be effective May 1, 2013, with the exception of Rule 7.E.2.d (posting of labor agreements and agreements exceeding \$1,000,000), which is to be effective July 1, 2013; and repealing Resolution No. 2012-010.

**Contact:** Shirley Concolino, City Clerk, 916-808-5442, Office of the City Clerk; James Sanchez, City Attorney, (916) 808-5346, Office of the City Attorney; John Shirey, City Manager, 916-808-5704, Office of the City Manager.

**2. Sewer Credit Allocation: Sacramento Laundry Company**

**Report # 2013-00333**

**Location:** District 2

**Issue:** The City Council's guidelines for the allocation of sewer credits require that the City Council approve allocations exceeding 15 credits. (Resolution 2006-457).

**Action:** Passed: 1) **Resolution No. 2013-0118** allocating 38.84 Treatment Capacity Bank Credits to the Sacramento Laundry Company located at 3750 Pell Circle.

**Contact:** Sabrina Tefft, Project Manager, (916) 808-3789, Economic Development Department

**3. Measure U - Park Maintenance Projects**

**Report # 2013-00364**

**Location:** Citywide

**Issue:** On March 12, 2013 Council requested staff return with a prioritized list of park maintenance projects to expend one-time FY12/13 Measure U dollars and a Capital Investment Program (CIP) needs to be established to track expenditures.

**Action:** Moved/Seconded: Member Steve Cohn /Member Steve Hansen

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren and Mayor Kevin Johnson

Removed from Consent Calendar by Member Angelique Ashby; 1) Reviewed the Department of Parks and Recreation list of recommended Park Improvement projects that will be funded with Measure U resources and 2) **continued to April 30, 2013 for further discussion and possible action.**

**Contact:** Elizabeth Anderson, Operations Manager, (916) 808-6076; Shannon Brown, Parks Manager, (916) 808-4070, Parks and Recreation Department

- 4. Parks Capital Improvement Programs: Cannery Plaza (L19017000) and Township 9 Seventh Street Promenade (L19017500)  
Report # 2013-00293**  
**Location:** Cannery Plaza is adjacent to 426 North 7th Street, District 3; Seventh Street Promenade, 819 North 7th Street, District 3  
**Issue:** Appropriating the Cash Deposit Security for Cannery Plaza and Seventh Street Promenade into the respective Capital Improvement Projects (CIPs) for the two parks will enable staff to refund the security to the developer when each park is complete.  
**Action:** Passed: 1) **Resolution No. 2013-0120:**1) appropriating \$94,741 from the Park Development Impact Fees, Fund 3204, to Cannery Plaza (L19017000); and 2) appropriating \$406,421 from the Park Development Impact Fees, Fund 3204, to Township 9 Seventh Street Promenade (L19017500).  
**Contact:** Mary de Beauvieres, Principal Planner, (916) 808-8722; J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Department of Parks and Recreation
- 5. Contracts: Swimming Pool Chemicals  
Report # 2013-00339**  
**Location:** Citywide  
**Issue:** There is an on-going need to purchase a variety of chemicals required to operate and maintain the City's swimming pools, wading pools and fountains located at 20 potential locations.  
**Action:** Passed **Motion No. 2013-0099:** 1) awarding a one-year contract to Lincoln Equipment, Inc., for the purchase of swimming pool chemicals in an amount not to exceed \$370,827 for Fiscal Year 2013-14; and 2) authorizing the City Manager or the City Manager's designee to extend the contract for up to two additional years for an amount not to exceed \$370,827 per year or \$1,112,481 for the potential three year period; 3) authorizing the City Manager or the City Manager's designee to execute the contracts specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year.  
**Contact:** Elizabeth Anderson, Operations Manager, (916) 808-6076; Shannon Brown, Parks Manager, (916) 808-4070, Parks and Recreation Department
- 6. 12th Street Streetscape Project (T15136200); Establishment of Capital Improvement Project, and Appropriation and Transfer of Funds  
Report # 2013-00298**  
**Location:** District 3  
**Issue:** Establishment of a Capital Improvement Project, execution of an Individual Project Agreement with Sacramento Housing and Redevelopment Agency and appropriation of funds is needed to proceed with project scoping and design.

**Action:** Passed: 1) **Resolution No. 2013-0121:** 1) establishing a new Capital Improvement Project (CIP) for the 12th Street Streetscape Project (T15136200); 2) appropriating \$90,000 (Fund 2700) in Community Development Block Grant (CDBG) funds to the 12th Street Streetscape Project (T15136200); 3) transferring \$100,000 (Fund 2001) from the Major Street Improvements Project (T15138000) to the 12th Street Streetscape Project (T15136200); and 4) resetting the City Manager's administrative authority.  
**Contact:** Edward Williams, Associate Engineer, (916) 808-8288; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**7. (Council/Housing Authority/Redevelopment Agency Successor Agency) 2013 Collective Bargaining Agreement with the Sacramento Housing and Redevelopment Agency Employee's Association (SHRAEA) Report # 2013-00284**

**Location:** Citywide

**Issue:** Sacramento Housing and Redevelopment Agency (SHRA) staff has recently completed negotiating a three-year agreement with SHRAEA which requires Council, Housing Authority and Redevelopment Agency Successor Agency authorization or acknowledgment for SHRA to enter into such agreement.

**Action:** Passed: 1) **City Resolution No. 2013-0122** authorizing SHRA to enter into the collective bargaining agreement with SHRAEA covering employees in the Administrative and Technical units; 2) **Housing Authority Resolution No. 2013-0006** authorizing SHRA to enter into the collective bargaining agreement with SHRAEA covering employees in the Administrative and Technical units and authorizing the SHRA Executive Director to sign the agreement, and 3) **Redevelopment Agency Successor Agency Resolution No, 2013-0001** acknowledging that SHRA is authorized to enter into a collective bargaining agreement with SHRAEA covering employees in the Administrative and Technical units..

**Contact:** La Shelle Dozier, Executive Director, (916) 440-1319, James Shields, Director of Administration, (916) 440-1319, Sacramento Housing and Redevelopment Agency

**8. (City Council/Housing Authority/Redevelopment Agency Successor Agency) Approval of 2013 Benefit Recommendations for Unrepresented Sacramento Housing and Redevelopment Agency (SHRA) Employees Report # 2013-00285**

**Location:** Citywide

**Issue:** Sacramento Housing and Redevelopment Agency (SHRA) is seeking authorization to change employee benefits unrepresented employees of SHRA.

**Recommendation:** Pass 1) **City Resolution No. 2013-0123** authorizing the Sacramento Housing and Redevelopment Agency (SHRA) to approve benefit changes for exempt management and confidential (unrepresented) employees 2) **Housing Authority Resolution No. 2013-0007** authorizing the Sacramento Housing and Redevelopment Agency (SHRA) to approve benefit changes for exempt management and confidential (unrepresented) employees,

and 3) **Redevelopment Agency Successor Agency Resolution No. 2013-0002** acknowledging that the Sacramento Housing and Redevelopment Agency (SHRA) is authorized to approve benefit changes for exempt management and confidential (unrepresented) employees  
**Contact:** La Shelle Dozier, Executive Director, (916) 440-1319, James Shields, Director of Administration, (916) 440-1319, Sacramento Housing and Redevelopment Agency

## **Discussion Calendar**

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

### **9. Appointment of Mayor Pro Tem**

**Report # 2013-00379 Estimated Time: 5 Minutes** (Actual Time: 20 minutes)

**Location:** Citywide

**Issue:** Per the City Charter, in the event of the absence of the Mayor and Vice Mayor, the Mayor Pro Tem shall temporarily act in that capacity. As Vice Mayor Ashby is having a baby in May, a Mayor Pro Tem would preside over the City Council meetings in the absence of both the Mayor and Vice Mayor. This report recommends designating a Mayor Pro Tem until June 30.

**Action:** Moved/Seconded: Mayor Kevin Johnson /Member Angelique Ashby  
**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

Passed **Motion No. 2013-0100** approving and appointing a Mayor Pro Tem through June 25, 2013.

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

### **10. Sacramento Public Library Budget Update [No Written Report]**

**Report # 2013-00375 Estimated Time: 15 Minutes** (Actual Time: 88 minutes)

**Location:** Citywide

**Issue:** The Library has identified long-term structural budget challenges for the City's libraries and wants to brief the Council. This update was requested by Sacramento City Council members who also serve on the Library's Authority Board.

**Action:** Public comment heard from Gwendolyn Fleming, Alex Zabelin, Dion Wuyer, Gordon Gerwig, Barbara Byrne, Michele Doutbitl, Linden Tarr, Carrie Sessarego, Karen Thomas, JoAnne Marie, Judith Anshin, May Dana, Martin Rosenberg, Helen Habersham, Angela James, Pauline Grenbeaux; received and filed.

**Contact:** Rivkah Sass, Library Director, (916) 264-2830, Sacramento Public Library

**11. Assessment District Closures: Accept Notices of Completion; Declare Surpluses; Order Dispositions; and Establish Capital Projects**  
**Report # 2013-00273 Estimated Time: 30 Minutes** (Actual Time: 15 minutes)  
**Location:** Citywide

**Issue:** A return of surplus funds to property owners and to the General Fund in completed assessment districts, and to appropriate funds in assessment districts with remaining work is needed.

**Action:** Moved/Seconded: Member Jay Schenirer/Member Steve Hansen  
**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

Public comment heard from Richard Lewis; passed 1) **Resolution No. 2013-0124** appropriating funds and completing the closure of six assessment districts and two redemption funds that include: a) Changing the scope of work to the work completed; b) Accepting completion and directing filing of the Notices of Completion of District Public Works; and 2) **Resolution No. 2013-0125** declaring remaining district funds and accounts as surplus in the amount of \$11,027,060, creating a capital project, appropriating funds, and all related financial transactions.

**Contact:** Mark Griffin, Program Manager, (916) 808-8788; Dennis Kauffman, Accounting Manager, (916) 808-5843; Leyne Milstein, Director of Finance, (916) 808-8491

**12. Mayor's Gang Prevention Task Force Strategic Plan (MGPTSF) Update**  
**Report # 2013-00312 Estimated Time: 10 Minutes** (Actual Time: 10 minutes)  
**Location:** Citywide

**Issue:** The Mayor's Gang Prevention Task Force provides periodic updates to the City Council on gang prevention and intervention services.

**Action:** Public comment heard from Curtis Harrison, received and filed.

**Contact:** Khaalid Muttaqi, Gang Prevention Project Manager, (916) 808-4057, Department of Parks and Recreation.

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

1. Information Requests - None.
2. Board/Commission Appointments - None.

**Adjourned** – 9:14 p.m.