



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

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

DRAFT Minutes

Tuesday, March 15, 2011

6:00 P.M.

CHARTER OFFICERS

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

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

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

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 recommendations; 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, March 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 Mayor Kevin Johnson at 6:05 p.m. Tuesday, March 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, Jay Schenirer and Mayor Kevin Johnson.

Pledge of Allegiance - led by Ally Ignont, student participant in Youth @ City Council Program.

Closed Session Report – None.

Special Presentations/General Communications

Youth of the Month

Report ID: Report-2011-00266 **Estimated Time: 5 min** (Actual Time: 7 minutes)

Location: Citywide

Contact: Lisa Serna-Mayorga, Operations Manager, (916) 808-7171, Office of Mayor/Council

Action: Resolution and awards presented by Member Angelique Ashby.

Recognizing Hope Productions Foundation

Report ID: Report-2011-00267 **Estimated Time: 5 min** (Actual Time: 9 minutes)

Location: Citywide

Contact: Lisa Serna-Mayorga, Operations Manager, (916) 808-7171, Office of Mayor/Council

Action: Resolution presented by Member Steve Cohn.

Recognizing March as American Red Cross Month

Report ID: Report-2011-00267 **Estimated Time: 5 min** (Actual Time: 2 minutes)

Location: Citywide

Contact: Lisa Serna-Mayorga, Operations Manager, (916) 808-7171, Office of Mayor/Council

Action: Resolution presented by Member Jay Schenirer.

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

1. Citizen Auditor
 - a. Bill Grant
2. Arena/Kings
 - a. Cornelius Dixon
 - b. Blake Ellington
 - c. Ed Mantes
 - d. James Harry
 - e. Mike Tavares
 - f. Anthony Pounders
 - g. Kyle Moore
 - h. Mark Needham
 - i. Justin Marshall
 - j. Mac Schmitz
3. Safeguard/Employment
 - a. Eric Wymer
 - b. James Gilland
 - c. Mark merin
 - d. John Kraitz

Consent Calendar (Items 1 - 11) Estimated Time: 5 min (Actual Time: 34 minutes)

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

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

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

1 Ratification of a Tentative Agreement with the Sacramento Police Officers Association regarding Park Safety Ranger Classifications

Report ID: Report-2011-00256

Location: Citywide

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

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

Public comment given by Marcia Mooney and Aaron Donato, after which a motion **passed** to adopt **Resolution No. 2011-137** approving a Letter of Understanding covering the new classifications of Park Safety Ranger Supervisor, Park Safety Ranger, and Park Safety Ranger Assistant represented by the Sacramento Police Officers Association (SPOA).

Contact: Geri Hamby, Director, (916) 808-7173; John Green, Labor Relations Manager, (916) 808-5095; Shelley Banks-Robinson, Labor Relations Analyst, (916) 808-5541, Department of Human Resources.

2 On-Call Veterinarian Consultant Services List for Animal Care

Report ID: Report-2011-00108

Location: Citywide

Action: Adopted **Resolution No. 2011-138** 1) approving an On-Call Master Consultant List for Veterinary Services for a period of one year with four one-year renewal options with Animal Spay and Neuter, a Non-Profit Clinic, Dr. Jennifer Hatch, Dr. Julie Sheldon, Family Pet Group dba Nor Cal Vet, Valley Hi Pet Clinic, and VCA Animal Hospitals dba Bradshaw Animal; 2) authorizing the Interim City Manager or the Interim City Manager's designee to execute professional services contracts with the consultants specified above in amounts not to exceed \$100,000 per consultant, per year, per service provided; and 3) authorizing the Interim City Manager or the Interim City Manager's designee to renew each professional services contract by supplemental agreement each year, provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).

Contact: Penny Cistaro, Animal Care Services Manager, (916) 808-7433, Department of General Services.

3 Citation Authority for Animal Control Officers

Report ID: Report-2011-00213

Location: Citywide

Action: Adopted **Resolution No. 2011-139** granting citation and arrest authority to the Animal Control Officers in the Animal Care Services Division of the Department of General Services in order to enforce specific ordinances and statutes (Exhibit A to the Resolution) relating to animals.

Contact: Penny Cistaro, Manager, Animal Care Services, (916) 808-7433; Reina J. Schwartz, Director, (916) 808-7195, Department of General Services.

4 Caltrans Transportation Planning Grant Application

Report ID: Report-2011-00239

Location: Citywide

Action: Adopted **Resolution No. 2011-140** 1) authorizing staff to submit an application for 2010-2011 Caltrans Transportation Planning Grant funding consideration for the American River Crossing Purpose and Need Study in the amount of \$300,000, and 2) authorizing the City Manager to enter into a contract with the California Department of Transportation (Caltrans) upon selection of the American River Crossing Purpose and Need Study for funding under the 2011-2012 Community-Based Transportation Planning Grant Program.

Contact: Fedolia "Sparky" Harris, Senior Planner, (916) 808-2996, Department of Transportation.

5 Guy West Bridge Maintenance and Rehabilitation Study

Report ID: Report-2011-00248

Location: District 1

Action: Adopted **Resolution No. 2011-141** authorizing the City Manager to execute a professional services agreement with Quincy Engineering Inc. for a maintenance and rehabilitation study for the Guy West Bridge for an amount not to exceed \$124,831.

Contact: Edward Williams, Associate Civil Engineer (916) 808-8288; Nicholas Theocharides, Engineering Division Manager (916) 808-5065, Department of Transportation.

- 6 Application: Bicycle Transportation Account Funding**
Report ID: Report-2011-00250
Location: Districts 3 and 6
Action: Adopted **Resolution No. 2011-142** authorizing the City Manager or his designee to submit an application for the State Bicycle Transportation Account Grant Program for new bike lanes on 65th Street between 4th Avenue and Folsom Boulevard.
Contact: Edward Cox, Program Analyst, (916) 808-8434; Nicholas Theocharides, (916) 808-5065, Department of Transportation.
- 7 Contract: Power Inn Streetscape Project (T15078000)**
Report ID: Report-2011-00247
Location: District 6
Action: Adopted **Resolution No. 2011-143** 1) approving the Plans and Specifications for the Power Inn Road Streetscape Project (T15078000); 2) awarding the construction contract to CW Fox Construction for an amount not to exceed \$163,783; 3) appropriating funds in the amount of \$282,000; 4) transferring funds in the amount of \$75,000; 5) resetting the City Manager's authority on the Major Street Improvements Project (T15118000); and 6) related findings.
Contact: Ofelia Avalos, Assistant Engineer (916) 808-5515; Nicholas Theocharides, Engineering Division Manager (916) 808-5065, Department of Transportation.
- 8 Agreement: City of Elk Grove and the City of Sacramento for participation at the Permanent Household Hazardous Waste Collection Facility (PHHWCF)**
Report ID: Report-2011-00070
Location: Citywide
Action: Adopted **Resolution No. 2011-144** authorizing the City Manager or his designee to execute a Memorandum of Understanding (MOU) with the City of Elk Grove for use of the City's Permanent Household Hazardous Waste Collection Facility by Elk Grove residents.
Contact: William Skinner, Interim Integrated Waste General Manager, (916) 808-4932; David Levine, Support Services Manager, (916) 808-7943; Chris Thoma, Waste Reduction Coordinator, (916) 808-4833, Department of Utilities.
- 9 Agreement: City of Elk Grove and the City of Sacramento for Disposal of Household Batteries at Permanent Household Hazardous Waste Collection Facility (PHHWCF)**
Report ID: Report-2011-00069
Location: Citywide
Action: Adopted **Resolution No. 2011-145** authorizing the City Manager or his designee to execute a Memorandum of Understanding (MOU) with the City of Elk Grove for disposal of household batteries at the City's Permanent Household Hazardous Waste Collection Facility.
Contact: William Skinner, Interim Integrated Waste General Manager, (916) 808-4932; David Levine, Support Services Manager, (916) 808-7943; Chris Thoma, Waste Reduction Coordinator, (916) 808-4833, Department of Utilities.

- 10 (Redevelopment Agency) Approval of Amendment to the Exclusive Right to Negotiate with 700 Block Investors, LP for the 700 Block of K Street** (Continued from 3-8-2011)
Location: South side of the 700 block of K Street, 700-730 K Street (District 1)
Action: Adopted **Redevelopment Agency Resolution No. 2011-014** authorizing the Executive Director or her designee, on behalf of the Redevelopment Agency, to: 1) execute an Amendment to the Exclusive Right to Negotiate Agreement (ERN) with 700 Block Investors, LP (D&S Development and CFY Development) for the redevelopment of the south half of the 700 block of K Street, 2) enter into a Predevelopment Agreement with 700 Block Investors, LP to provide a total of \$300,000 for predevelopment expenses associated with the design and financing of the historic renovation and new construction project, 3) amend the 2010 Agency budget to allocate \$300,000 from the Agency's 700/800 K Street Development (630 100 4523) for the Planning/Predevelopment Loan with 700 Block Investors.
Contact: Jennifer Witz, Project Coordinator, (916) 808-2706, Economic Development Department.
- 11. (Redevelopment Agency) Approval of Amendment to Exclusive Right to Negotiate Agreements with 800 K Street, LLC and 8th and L Partners, LP for the 800 Block of K and L Streets** (Continued from 3-8-2011)
Location: 800 to 816 K Street and 809 to 815 Block of L Street (District 1)
Action: Adopted **Redevelopment Agency Resolution No. 2011-015** authorizing the Executive Director or her designee, on behalf of the Redevelopment Agency, to 1) execute an Amendment to the Exclusive Right to Negotiate Agreement (ERN) with 800 K Street, LLC (David S. Taylor Interests, Inc., and CIM Group) for the redevelopment of 800 to 816 K Street, 2) execute an Amendment to the Exclusive Right to Negotiate Agreement with 8th and L Partners, LP (David S. Taylor Interests, Inc., and Domus Development) for 809 to 815 L Street, 3) enter into a Predevelopment Agreement with 800 K Street, LLC to provide a total of \$150,000 for predevelopment expenses associated with the design and financing of the new construction project at 800 to 816 K Street, 4) enter into a Predevelopment Agreement with 8th and L Partners, LP to provide a total of \$150,000 for predevelopment expenses associated with the design and financing of the historic renovation and new construction project for 809 to 815 L Street, and 5) amend the 2010 Agency budget to allocate \$300,000 from the Agency's 700/800 K Street Development (630 100 4523) for the two Planning/Predevelopment Loans for the 800 Block of K/L .
Contact: Jennifer Witz, Project Coordinator, (916) 808-2706, Economic Development Department.

Public Hearings (Items 12-14)

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

12 Northeast Line Implementation Plan (LR09-021) (Noticed on 3-4-11)

Report ID: Report-2011-00257 **Estimated Time: 20 min** (Actual Time: 11 minutes)

Location: District 2

Action: Moved/Seconded: Member Sandy Sheedy/Member Angelique Ashby

Yes: Members Angelique Ashby, Robert King Fong, Jay Schenirer, Bonnie Pannell, Sandy Sheedy, Darrell Fong and Mayor Kevin Johnson.

Absent: Steve Cohn and Kevin McCarty

Conducted a public hearing with no public comment; and upon conclusion a motion passed adopting 1) **Resolution No. 2011-146** approving environmental review of the Northeast Line Implementation Plan; 2) **Resolution No. 2011-147** amending the 2030 General Plan to add new policies to the North Sacramento Community Plan chapter and to establish the Northeast Line

Transit Village Development Districts for the Globe, Arden/Del Paso and, Royal Oaks Light Rail Stations; 3) **Resolution No. 2011-148** amending the General Plan land use diagram to change the land use designation for various parcels in the plan area; 4) **Ordinance No. 2011-014** rezoning various parcels in the plan area; 5) **Ordinance No. 2011-015** amending and expanding the boundaries of the Del Paso Boulevard Special Planning District; 6) **Ordinance No. 2011-016** amending the RMX Zone; 7) **Resolution No. 2011-149** approving infrastructure recommendations; and 8) **Resolution No. 2011-150** amending the North Sacramento Design Guidelines.

Contact: Greg Sandlund, Associate Planner, (916) 808-8931; Jim McDonald AICP, Senior Planner, (916) 808-5723, Community Development Department.

13 8151 Sheldon Commercial Rezone (Noticed on 3-4-11)

Report ID: Report-2011-00157 **Estimated Time: 15 min** (Actual Time: 4 minutes)

Location: District 8

Action: Moved/Seconded: Member Bonnie Pannell/Member Robert King Fong

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

Absent: Kevin McCarty

Conducted a public hearing with no public comment; and upon conclusion a motion **passed** adopting a) **Resolution. No. 2011-151** adopting a Mitigated Negative Declaration Addendum and a Mitigation Monitoring Plan; b) **Resolution No. 2011-152** amending the General Plan Land Use Designation for approximately 3.8 acres from Suburban Neighborhood High Density to Suburban Center; and c) **Ordinance No. 2011-017** rezoning approximately 2.7 acres from Multi-Family Residential (R-2B) to General Commercial Review (C-2-R).

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

14 CVS Pharmacy (P10-044) (Noticed on 3-4-11)

Report ID: Report-2011-00149 **Estimated Time: 5 min** (Actual Time: 1 minutes)

Location: District 8

Action: Moved/Seconded: Member Bonnie Pannell /Member Robert King Fong

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

Absent: Kevin McCarty

Conducted a public hearing with no public comment; and upon conclusion a motion **passed** adopting 1) **Resolution No. 2011-153** adopting the Mitigated Negative Declaration and Mitigation Monitoring Plan; 2) **Ordinance No. 2011-018** rezoning one 1.68± acre parcel from Limited Commercial (C-1R-EA-2) to General Commercial (C-2R-EA-2) and located in the Executive Airport Overlay zone; and 3) **Resolution No. 2011-154** approving entitlements for the CVS Pharmacy project.

Contact: Evan Compton, Associate Planner,(916) 808-5260, Community Development Department.

Discussion Calendar (Item 15)

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

15 Report Back: Resolution Supporting the Healthy Eating, Active Living (HEAL) Cities Campaign

Report ID: Report-2011-00264

Estimated Time: 5 min

Location: Citywide

Action: **Withdrawn** to adopt a Resolution supporting the Healthy Eating, Active Living (HEAL) Cities Campaign.

Contact: Michelle Heppner, Special Projects Manager, (916) 808-1226, Office of the City Manager.

Information Reports (Items 16 and 17)

These items are for information only and are not eligible for action at this time.

16 Informational Report: Community Racial Profiling Commission Third Quarterly Report (July through September 2010)

Report ID: Report-2011-00252

Location: Citywide

Action: Received and filed.

Contact: Deputy Chief Louie, (916) 808-0800, Police Department.

17 Informational Report: Community Racial Profiling Commission Fourth Quarterly Report (October through December 2010)

Report ID: Report-2011-00253

Location: Citywide

Action: Received and filed.

Contact: Deputy Chief Brian Louie, (916) 808-0800, Police Department.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

a. Member Angelique Ashby

1. Reported the Washington DC trip (AB1234 compliance)
2. Staff to report at the 3-22 meeting regarding the recent Washington DC trip
3. Sign Code workshop to propose modifications to the ordinance regarding fee-for-benefit use; bypass Law and Legislation Committee

b. Member Jay Schenirer

1. Work with Human Resources to develop a City Charter Officer evaluation process to include the setting of priorities

c. Member Kevin McCarty

1. Ability to include race and ethnicity on city application forms

d. Member Steve Cohn

1. Report from Fire Department on City's relief efforts for Japan

e. Member Sandy Sheedy

1. Status report on the City Manager Recruitment on 3-22 agenda

2. Board/Commission Appointments

- a. Del Palo Heights redevelopment Advisory Committee (District 2)
 - 1. Harry Block
 - 2. Kaying Thao
- b. North Sacramento Redevelopment Advisory Committee (District 2)
 - 1. Kevin Lutz
 - 2. Elmer McCleary
 - 3. Mark Underwood
 - 4. Terri Carpenter
 - 5. David Plan
- c. Sacramento Heritage, Inc. Board of Directors
 - 1. Doug Edwards

Adjournment – 7:25 p.m. in memory of Mother Ruby Mohammed