

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

Vacant, 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



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, February 17, 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.

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.

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, February 17, 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, February 17, 2015 at the Sacramento City Hall Council Chamber.

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

Absent: Mayor Kevin Johnson.

Pledge of Allegiance– led by People Reaching Out representative Esperanza Taglies.

Closed Session Report – None.

Special Presentations/General Communications

a. Recognizing Leo and MaryAnn Lujan

Action: Resolution presented by Member Allen Warren

Consent Calendar Estimated Time: 5 minutes (Actual Time: 30 minutes)

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

Yes: Members Angelique Ashby, Larry Carr, 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 # 2015-00140

Location: Citywide

Action: Passed **Motion No. 2015-0031** approving the City Council Meeting Minutes dated February 3, 2015.

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

2. Confirmation of Board and Commission Appointments

Report # 2015-00149

Location: Citywide

Action: Public comment heard from Lauara Rubalcaba; passed **Motion No. 2015-0032** confirming board/commission appointment: Community Racial Profiling Commission – Clifton Roberts (Seat 4).

Contact: Wendy Klock-Johnson, Assistant City Clerk, 808-7509, Office of the City Clerk

3. (Pass for Publication) Kyles Temple AME Zion Church Landmark Nomination (M14-018)

Report # 2015-00058

Location: 2940 42nd Street, District 5

Action: 1) Reviewed an ordinance listing the Kyles Temple AME Zion Church, located at 2940 42nd Street, in the Sacramento Register of Historic & Cultural Resources (Sacramento Register) as a Landmark and specifying the property's significant features and characteristics; and 2) passed for publication the Ordinance title as required by Sacramento City Charter 32(c) to be considered on February 24, 2014.

Contact: Susanne Cook, Associate Planner, (916) 808-5375; Roberta Deering, Preservation Director, (916) 808-8259, Community Development Department

4. Annual Weed and Rubbish Abatement Notification

Report # 2015-00113

Location: Citywide

Action: Passed **Resolution No. 2015-0039:** 1) declaring weeds, rubbish, refuse, and dirt to be a public nuisance pursuant to California 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 10, 2015, for objections to be heard and given due consideration.

Contact: Tina Lee-Vogt, Program Manager, (916) 808-2679, Community Development Department

5. Agreement: Uniformed Unarmed Security Guard Services (Reviewed 02/10/2015)

Report # 2015-00102

Location: Citywide

Action: Public comment heard from Lorraine Brown, David Andre; passed **Motion No. 2015-0033:** 1) authorizing the City Manager or the City Manager's designee to execute a contract extension with Securitas Security Services, USA Inc. for 72 days for the continuation of uniformed unarmed security guard services in a total amount not-to-exceed \$1,264,265.

Contact: Katherine Robbins, Procurement Analyst, (916) 808-1562, Craig Lymus, Procurement Services Manager, (916) 808-5524, Department of Finance

6. Approval of 2015-17 Cultural Arts Awards Grantees and Funding for CY2015

Report # 2014-00935

Location: Citywide

Action: Public comment heard from Abraham Perez, Cheryl Holben, Katie McCleary, Estella Sanchez, Salvin Chahal, Greg Alexander, passed **Resolution No. 2015-0040:** 1) approving the 55 grantee organizations identified in Exhibit A for inclusion in the 2015-2017 CAA Grant Program; 2) authorizing the City Manager or his designee to execute an agreement with the County, attached as Exhibit B, for the acceptance of \$286,000 from the County for the City's disbursement to grantees through the CAA Grant Program, and establish General Fund revenue and expenditure budgets of \$286,000 in the Arts Stabilization fund (80001065) for the funding of the CAA Grant Program; 3) authorizing the City Manager or his designee to reduce the revenue and expenditure budgets for support of the Sacramento Metropolitan Arts Commission (SMAC) Administration (17001811) by \$150,000, consistent with the County's 2015 allocation of SMAC funding; 4) authorizing the City Manager or his designee to transfer \$150,000 from 80001065 to 17001811 to administer the CAA Grant Program and other arts programs; 5) authorizing the City Manager or his designee to execute and administer agreements with the 55 grantees listed in Exhibit A, for the award amounts listed in Exhibit A for Year 1 of the grant cycle, subject to approval as to form by the City Attorney or his designee, and execute extensions of the agreements for Years 2 and 3 provided total funding in those years does not exceed the amount appropriated by the City and County for the CAA Grant Program in the applicable grant year.

Contact: Anja Aulenbacher, Grants and Cultural Program Coordinator, (916) 808-3986; Shelly Willis, Executive Director, (916) 808-3971, Sacramento Metropolitan Arts Commission

7. Change Order: Park Maintenance Irrigation Systems (L19703100)

Report # 2015-00104

Location: Districts 4 and 7

Action: Passed **Motion No. 2015-0034** approving change order number two in the amount of \$8,128 to contract number 2014-0661 with Saenz Landscape Construction for Irrigation Controller Upgrades at Various Parks.

Contact: C. Gary Hyden, Supervising Landscape Architect, (916) 808-1949, Department of Parks and Recreation

8. Contract Award: Measure U Park Improvements Project (L19706000)

Report # 2015-00106

Location: Districts 4 and 6

Action: Public comment heard from David Andre, Claire White; passed **Motion No. 2015-0035:** 1) approving the construction plans and specifications for Measure U Park Improvements Project (L19706000); 2) awarding the contract to Olympic Land Construction, Inc. for an amount not to exceed \$199,700; and 3) authorizing the City Manager or City Manager's designee to execute the contract with Olympic Land Construction, Inc., for an amount not to exceed \$199,700.

Contact: C. Gary Hyden, Supervising Landscape Architect, (916) 808-1949, Department of Parks and Recreation

9. Purchase Agreement: Live Shot Monitoring Service (Two-Thirds Vote Required)

Report # 2015-00120

Location: Citywide

Action: Passed **Resolution No. 2015-0041** authorizing the City Manager, or City Manager's designee to: 1) suspend competitive bidding in the best interest of the City for the purchase of a gunfire detection system; and 2) execute an agreement with Shot Spotter (SST, Inc.) for a detection system in an amount not-to-exceed \$150,000 through June 30, 2016.

Contact: Dave Risley, Police Captain, North Command, (916) 808-6401, Police Department

10. Agreements: McKinley Village Project (P08-086) – Agreements with Union Pacific Railroad and Encore McKinley Village LLC for the Construction of the McKinley Village Underpass Project

Report # 2015-00098

Location: Council District 3

Action: Passed **Motion No. 2015-0036:** 1) authorizing the City Manager to execute the New Public Highway Underpass Crossing Agreement with Union Pacific Railroad Company (Crossing Agreement) for the construction of the McKinley Village Underpass Project; and 2) authorizing the City Manager to execute an agreement with Encore McKinley Village, LLC for the reimbursement of costs incurred under the Crossing Agreement.

Contact: Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

11. Application for the Department of Water Resources Water-Energy Grant Program

Report # 2015-00094

Location: Citywide

Action: Public comment heard from Christine Arechiga, Andy Conn; passed **Resolution No. 2015-0042:** 1) authorizing the City Manager or the City Manager's designee to: a) apply for a California Department of Water Resources 2014 Water-Energy Grant for the Department of Utilities District Metered Areas (DMA's) for the Water Loss Control Project, up to the maximum grant amount of \$2,500,000, and b) execute the grant agreement if awarded; and 2) authorizing the Director of Utilities and designees to act as the City's agent in connection with the grant application and agreement.

Contact: Julie Friedman, Program Specialist, (916) 808-7898; Michael Malone, Operations Manager, (916) 808-6226, Department of Utilities

12. Memorandum of Understanding and Agreement: Sacramento River Watershed Sanitary Survey 2015 Update

Report # 2015-00107

Location: Citywide

Action: Public comment heard from David Andre, Delphine Brody, James Clark, passed **Resolution No. 2015-0043** authorizing the City Manager, or the City Manager's designee to: 1) execute a Memorandum of Understanding (MOU) with six municipal water purveyors for a sanitary survey update of the Sacramento River Watershed area, for a total project cost not to exceed \$200,000, with the option for participating agencies to share costs of follow-up activities in an annual amount up to \$25,000 per participating agency; 2) execute a professional services agreement with Starr Consulting to prepare the Sanitary Survey 2015 Update for an amount not to exceed \$155,668; and 3) amend the FY 2014/15 Sacramento River Source Water Protection Project (I14010300) by \$124,568(Fund 6205).

Contact: Dan Sherry, Interim Engineering & Water Resources Manager, (916) 808-1419; Sherill Huun, Supervising Engineer, (916) 808-1455, Department of Utilities

Agreement/Contract Review Only – No Action Required

Agreements and/or Contracts are provided for review and will be presented for approval as noted in the recommendation.

13. (Agreement/Contract for Review and Information) Contract: Janitorial Services, On-Call Services at the Convention Center Complex

Report # 2015-00164

Location: Citywide

Action: Public comment heard from Ron Emslie, Genoveve, Berta Larios, Laura Rubalcaba, Delphine Brody, Carlos Carlala, Christina Arechiga, Theodros Gashaw, James Clark, Claire White; reviewed a report: 1) awarding janitorial services contract for a one-year period with four one-year renewal options to Jani-King of California for a total amount not-to-exceed \$3,258,213; 2) authorizing the City Manager or his designee to execute the contract and renewal options for the total not-to-exceed amount specified for the five-year period; and; 3) continued to February 24, 2015, for approval.

Contact: Gary O'Neill, Program Analyst, (916) 808-7432; Craig Lymus, Procurement Manager, (916) 808-5524, Department of Finance

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

1. Police
 - a. Independence
 - b. Jaime Lamoose
 - c. Christine Araechiga
2. Union
 - a. Ronnie Guice
3. Oak Park
 - a. RonEmslie
4. SHRA
 - a. Frank Topping
5. Cheesecake
 - a. Lambert Davis
6. Racial Profiling
 - a. Laura Rubalcaba
7. Misc
 - a. Lorraine Brown
 - b. Nissim Lanyadoo
8. Homeless
 - a. Jonathan Gainsbrugh
 - b. Christopher
 - c. Armando Flores
 - d. James Clark
 - e. Claire White
9. American River Parkway
 - a. Mary Tappel
10. Nestle
 - a. Andy Conn
11. Survivor Benefits
 - a. Jennifer Teykaerts

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

- a. Member Hansen
 1. Report on Homeless status (Common Sense)

2. Board/Commission Appointments

- a. Animal Care Services Citizens Advisory Committee
 1. Melani Sparks
 2. Don Henkel
 3. Samantha Farmer
- b. Ann Land and Bertha Henschel Memorial Funds Commission
 1. Raynell Hamilton
- c. Natomas Basin Conservancy Board of Directors
 1. Michael Bradbury

Adjourned – 8:22 p.m.