



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

CITY COUNCIL

Kevin Johnson, Mayor
Raymond L. Tretheway III, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Lauren Hammond, District 5
Kevin McCarty, District 6
Robbie Waters, Vice Mayor, District 7
Bonnie Pannell, District 8

Draft Minutes

Thursday, November 4, 2010

6:00 P.M.

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

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

CHARTER OFFICERS

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

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.

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)

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AGENDA

Thursday, November 4, 2010

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 6:02 p.m., Thursday, November 4, 2010, at the Sacramento City Hall Council Chamber.

Members Present: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Pledge of Allegiance—led by Mayor Kevin Johnson.

Closed Session Report – None.

Special Presentations/General Communications

- a. **Recognition of Stephanie Mizuno’s Master Municipal Clerk (MMC) Designation**

Action: Plaque presented by City Clerk Shirley Concolino MMC

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

1. Taxi ordinance
 - a. Nirup Dave
 - b. Bhajoa Bairian

Consent Calendar (Items 1 - 3) **Estimated Time: 5 minutes** (Actual Time: 1 minute)

Action: Moved/Seconded: Member Robbie Waters/Member Robert King Fong

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson

Absent: Member Kevin McCarty

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item. All items listed under the Consent Calendar are considered and acted upon by one motion. Anyone may request an item be removed for separate consideration.

1. **(City Council/Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for October 19, 2010.**
Location: (Citywide)
Action: Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for October 19, 2010.
Contact: Shirley Concolino, City Clerk (916) 808-7200, Office of the City Clerk.

2. **Agreement: Consent to Assignment, 814 15th Street-The Melting Pot Restaurant**
Location: 814 15th Street (District 3)
Action: Adopted **Resolution No 2010-628** authorizing the City Manager to execute a Consent to Assignment agreement approving the assignment of City Agreement 2002-172 from Samrac, Inc. to Samrac, LLC.
Contact: Paul Sheridan, Program Analyst, (916) 808-6817, Transportation Department.

3. **Ordinance Amendment: Procedures for Presentation of Claims Against the City and Administrative Appeals of Fees and Charges** (Passed for publication on 10-26-10, published on 10-29-10)
Location: 814 15th Street (District 3)
Action: Adopted **Ordinance No. 2010-036** amending Chapters 1.24,3.04, 3.08,3.16,3.28, 3.32, 12.12, and 13.08 of the City Code relating to procedures for presentation of claims against the City and for administrative appeals of fees and charges.
Contact: Brad Wasson, Revenue Manager, (916) 808-5844, Finance Department, Patrick Flaherty, Risk Manager, (916) 808-8587, Human Resources Department.

Public Hearings (Items 4 and 5)

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

4. **Estimated Time: 30 minutes (Actual Time: 55 minutes)**
Appeal: AT & T Odd Fellows Cemetery Monopine (Noticed on 10-4-10)
Location: 2720 Riverside Boulevard (District 4)
Action: Moved/Seconded: Member Robert King Fong /Member Bonnie Pannell
Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Bonnie Pannell, Kevin McCarty, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Conducted a public hearing with public comment given by Tim Ray, Scott Rose, Dave O'Toole, and Lina Braunstein; and upon conclusion a motion **passed** adopting 1) **Resolution No. 2010- 629** determining project exempt under the California Environmental Quality Act; 2) **Resolution No. 2010-630** denying the appeal and approving a Special Permit to construct a 104-foot monopine (pine tree cellular antenna) at the Odd Fellows Cemetery in the Single-Family Residential (R-1) Zone.

Contact: Antonio Ablog, Associate Planner, (916) 808-7702, Lindsey Alagozian, Senior Planner, (916) 808-2659, Community Development Department.

5. **Estimated Time: 30 minutes** (Actual Time: 1 hour 20 minutes)
T-Mobile Riverside Boulevard Monopole (P07-153) (Noticed on 10-4-10)
Location: 2661 Riverside Boulevard (District 4)
Action: Moved/Seconded: Member Robert King Fong /Member Sandy Sheedy
Yes: Members Steve Cohn, Robert King Fong, Bonnie Pannell, Kevin McCarty, Sandy Sheedy and Ray Tretheway.
No: Members Lauren Hammond, Robbie Waters and Mayor Kevin Johnson.

Conducted a public hearing with public comment given by Jerry Balshor, Dave O'Toole, Steve Montgomery, Byron Baldwin, Lynda Baldwin, Ralph Nevis, Manual Perry, Guilttermina Sequeira, Nancy Yilk, Albert Balshor and Marlene Oehler; and upon conclusion a motion **passed** adopting **Resolution No. 2010-631** denying the appeal and denying a Special Permit to construct a new 65 foot pine tree monopole with antennas and associated equipment in the General Commercial (C-2) zone.

Contact: Antonio Ablog, Associate Planner, (916) 808-7702, Lindsey Alagozian, Senior Planner, (916) 808-2659, Community Development Department.

Discussion Calendar (Items 6 - 8)

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

6. **Estimated Time: 30 minutes** (Actual Time: 16 minutes)
Automated Meter Infrastructure (AMI) and Water Conservation
Location: (Citywide)
Action: Received and filed.
Contact: Michael Malone, Field Services Manager, (916) 808-6226, Terrance Davis, Program Manager, (916) 808-4929, Julie Friedman, Water Conservation Coordinator, (916) 808-7898, Utilities Department.
7. **Estimated Time: 30 minutes** (Actual Time: 25 minutes) (Continued from 10-12-10)
Update: Greenwise Initiative Progress [Oral Report]
Location: (Citywide)
Action: Received and filed.
Contact: Yvette Rincon, Senior Management Analyst, (916) 808-5827, Office of the City Manager.
8. **Estimated Time: 30 minutes** (Actual Time: 25 minutes)
Supplemental Agreement: Reintroduction of Vehicular Traffic on K Street
Location: K Street between 8th Street and 12th Street (District 1)
Action: Moved/Seconded: Member Ray Tretheway /Member Steve Cohn
Yes: Members Steve Cohn, Robert King Fong, Bonnie Pannell, Kevin McCarty, Sandy Sheedy, Ray Tretheway and Mayor Kevin Johnson
Absent: Members Lauren Hammond and Robbie Waters.

Public comment given by Bay Miry, Marion Endes, Michael Ault, Masrc Brandes and John Deeter; after which a motion **passed** adopting **Resolution No. 2010-632** approving the Cars on K Street Project Mitigated Negative Declaration and Mitigation Reporting Program; and

2) **Resolution No. 2010-633** a) approving the Cars on K Project and Preliminary Design Concept; b) authorizing the City Manager to execute Supplemental Agreement No. 2 to City Agreement 2009-0476 with DKS Associates (DKS) for final design for Vehicular Traffic Options on the K Street Mall in an amount not to exceed \$238,873 and extend the time for completion to October 31, 2011, and 3) resetting the City Manager's Supplemental Agreement authority.

Contact: Denise Malvetti, Senior Project Manager, (916) 808-7064, Economic Development Department, Edward Williams, Associate Civil Engineer, (916) 808-8288, Transportation Department.

Supplemental Agenda - 6:00 PM Public Hearing

9. **Nomination of Hall, Luhrs and Co., Building, 914 2nd Street (M10-013) and Bell and Cupola located at Fire Station 8, 5590 H Street (M10-016) as Landmarks for listing in the Sacramento Register of Historic and Cultural Resources.**

Location: (Districts 1 and 3)

Action: Moved/Seconded: Member Ray Tretheway /Member Sandy Sheedy.

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Bonnie Pannell, Kevin McCarty, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

A motion passed to continue to November 16, 2010.

Contact: Susanne Cook, (916) 808-5375, Community Development Department.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

a. Member Steve Cohn

1. Utility audit possibilities report back at earliest opportunity

b. Mayor Kevin Johnson

1. Requested to have external audit of Utility Department top to bottom, ways to change the culture, 3-5 year plan to protect citizens against sudden and frequent rate hikes, CIP budget scrub down, and all options to create cost savings
2. Compensation transparency item requested twice and concerned with its continuances urging immediate placement on agenda.

2. Board/Commission Appointments

None.

Adjourned – 9:50 p.m.