



Meetings of Sacramento City Council Financing Authority Housing Authority

Minutes

Tuesday, January 10, 2012

6:00 PM

City Hall-915 I Street, 1st 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
John F. Shirey, 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 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.

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.

Minutes

Tuesday, January 10, 2012

6:00 PM

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, January 10, 2012 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 and Mayor Kevin Johnson.

Pledge of Allegiance - led by Shaq Thompson.

Closed Session Report – None.

Special Presentations/General Communications

a. 2012 Martin Luther King Day Celebration

Action: Presented by Larry Luong

b. Recognizing Shaq Thompson as an Athlete and Leader.

Action: Presented Member Sandy Sheedy

Public Comments-Matters Not on the Agenda (2 minutes per speaker) (Actual:20 minutes)

1. Occupy Sacramento/Homelessness

- a. Rose
- b. John Krantz
- c. Tracie Rice-Bailey
- d. David Witkin
- e. Paula Lomazzi
- f. Christina Kay
- g. Debra Reiger
- h. Reverend Darryl Heath
- i. Eua Nunez

2. Redevelopment

- a. Mac Worthy

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

Action: **Moved/Seconded:** Member Bonnie Pannell/Angelique Ashby

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

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

- 1. Confirm 2012 Mayoral Appointments to Council Standing Committees and Regional Authorities, Agencies and Committees [To Be Delivered]**
Report # 2012-00024
Location: Citywide
Action: Passed 1) **Resolution No. 2012-002 as amended** confirming the Mayor's appointment of Councilmembers to Council standing committees, and various regional authorities, agencies and committees; and 2) **Resolution No. 2012-003 as amended** confirming the Mayor's appointment of Councilmembers to the Sacramento Regional County Sanitation District and Sacramento Area Sewer District Boards as required by SB1663.
Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Office of the City Clerk
- 2. November 2011 Monthly Investment Transactions Report**
Report # 2012-00016
Location: Citywide
Action: Received and filed.
Contact: John Colville, Chief Investment Officer , (916) 808-8297, Office of the City Treasurer
- 3. (Passed for Publication) Florin Road Corridor Rezone Correction**
Report # 2012-00004
Location: Luther Drive behind 3801 Florin Road; District 5
Action: Review 1) an Ordinance rezoning two parcels (APN 041-0112-024-0000 and 041-0112-021-0000) located on Luther Drive behind 3801 Florin Road from RMX (Residential Mixed Use) back to C-2 (General Commercial); 2) Resolution No. 2012- exempting the project from environmental review; and 3) Passed for publication the Ordinance's title as required by Sacramento City Charter 32(c) to be adopted on January 17, 2012.
Contact: Desmond Parrington, Program Specialist, (916) 808-5044, Community Development Department
- 4. Grant Application: CalRecycle Beverage Container Recycling Grant**
Report # 2012-00003
Location: Citywide
Action: Passed **Resolution No. 2012-004:** 1) authorizing the City Manager to submit an application for the Department of Resources Recycling and Recovery (CalRecycle) Beverage Container Recycling Grant – RBC23 & RBC24 9FYs 2011/12 & 2012/23 and to execute all agreements related to the grant if the grant is awarded; 2) authorizing the Director of General Services, or the Director's designee, to accept (CalRecycle) Beverage Container Recycling Grant funds in the amount awarded; and 3) authorizing the City Manager to establish related revenue and expenditure budgets for the grant funds in Grant Project ID G14121900, contingent on receipt of the grant funds.
Contact: Steve Harriman, Integrated Waste General Manager, (916) 808-4949; Doug Huston, Program Analyst, (916) 808-4935, Department of General Services

5. **Agreement: Fire Protection Service of Natomas Fire Protection District**
Report # 2012-00038
Location: District 1, 3, 4 and Sacramento County
Action: Passed **Motion No. 2012-007** authorizing the City Manager, or his designee, to execute an agreement for the Sacramento Fire Department to provide fire protection services within the Natomas Fire Protection District, attached hereto as Exhibit A and incorporated by reference.
Contact: Ray S. Jones, Fire Chief, (916) 808-1601, Fire Department
6. **Grant: Additional Funding from 2010 State Homeland Security Grant Program (SHSGP)**
Report # 2012-00041
Location: Citywide
Action: Moved/Seconded: Member Angelique Ashby/Sandy Sheedy
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Sandy Sheedy and Mayor Kevin Johnson.
Action: Public comment heard from Lorraine Brown; and Passed **Resolution No. 2012-005:** 1) authorizing the City Manager or his designees, Fire Chief and Deputy Fire Chief, to accept an additional \$56,731 in grant funding from the 2010 State Homeland Security Grant Program (SHSGP); 2) authorizing the City Manager, or his designee, to adjust the necessary grant revenue and expenditure budgets to increase the budget by \$56,731 to the new total of \$464,914 and implement the SHSGP grant; and 3) authorizing the City Manager or his designees, Fire Chief and Deputy Fire Chief, to approve all other paperwork to implement the additional 2010 SHSGP grant funding awarded and to assure adherence to all grant regulations.
Contact: Lloyd Ogan, Deputy Fire Chief, (916) 808-1603, Fire Department
7. **Appeal: Park Development Impact Fee Refund Request Denial**
Report # 2012-00040
Location: District 3
Action: Passed **Resolution No. 2012-006** 1) causing the appeal of the Parks and Recreation Director's decision to deny a request for the refund of park development impact fees paid for a building permit to be heard by a City Council appointed administrative hearing examiner, and 2) referring any future appeals of the Director's decision concerning a park development impact fee protest to an administrative hearing examiner.
Contact: Mary de Beauvieres, Principal Planner, (916) 808-8722; J.P. Tindell, Park Planning & Development Manager, (916) 808-1955, Department of Parks and Recreation
8. **Repealing Resolution No. 95-566 to Eliminate the Transportation Programming Guide Community Advisory Committee**
Report # 2012-00015
Location: Citywide
Action: Passed **Resolution No. 2012-007:** 1) repealing City Council Resolution No. 95-566 in order to eliminate the Transportation Programming Guide Community Advisory Committee.
Contact: Cecilyn Foote, Associate Civil Engineer, (916) 808-6843; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

9. **Re-establishing Speed Limits on Various Streets and Repealing Resolution No. 2011-376**
Report # 2012-00001
Location: Citywide
Action: Passed **Resolution No. 2012-008** 1) re-establishing speed limits on 29 speed zones on various streets, 2) reducing speed limits on four speed zones on various streets, 3) changing boundaries for three speed zones, and 3) repealing City Council Resolution No. 2011-376.
Contact: Zarah Bringas, Assistant Civil Engineer, (916) 808-8494; and Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Transportation
10. **La Mancha Way Bridge Project (T15116000)**
Report # 2012-00014
Location: La Mancha Way Bridge over Elder Creek, District 8
Action: Passed **Resolution No. 2012-009:** 1) repealing Resolution 2010-525; 2) canceling the La Mancha Way Bridge Rehabilitation Project; and 3) returning local transportation funds to fund balance.
Contact: Cecilyn Foote, Associate Civil Engineer, (916) 808-6843; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

Discussion Calendar (Item 11 - 15)

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

11. **City Manager Performance Goals, Strategies and Metrics**
Report # 2012-00048 **Estimated Time: 30 Minutes** (Actual:33 minutes)
Location: Citywide
Action: Moved/Seconded: Jay Schenirer/Robert King Fong
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Sandy Sheedy and Mayor Kevin Johnson.
Public comment heard from Mac Worthy;and passed **Motion No. 2012-008** approving the City Manager performance goals, strategies and metrics.
Contact: John F. Shirey, City Manager, (916) 808-5704, Office of the City Manager
12. **Council Rules of Procedure**
Report # 2012-00027 **Estimated Time: 15 Minutes** (Actual:6 minutes)
Location: Citywide
Action: Moved/Seconded: Steve Cohn/Angelique Ashby
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Sandy Sheedy and Mayor Kevin Johnson.
Public comment heard from Mac Worthy; and passed **Resolution No. 2012-010** approving the Council Rules of Procedure and repealing Resolution No. 2011-010.
Contact: Shirley Concolino, City Clerk, (916) 808-7267, Office of the City Clerk; John F Shirey, City Manager, Office of the City Manager (916) 808-7213; Eileen Teichert, City Attorney, (916) 808-5347, Office of the City Attorney

13. **Department of Utilities Water and Wastewater Program Update**
Report # 2012-00017 **Estimated Time: 30 Minutes** (Actual:51 minutes)
Location: Citywide
Actions: Received with public comment heard from Mac Worthy and filed.
Contact: Jamille Moens, Business Services Manager, (916) 808-5988, Department of Utilities
14. **Agreement: Cosumnes River Blvd. /I-5 Interchange Agreement and Sacramento Transportation Authority funding allocation changes with Richards Blvd/I-5 Interchange Project** (Continued from 12-6-11)
Report # 2011-00890 **Estimated Time: 15 Minutes** (Actual:30 minutes)
Location: Cosumnes Blvd Interchange: along Interstate 5, one mile south of Pocket Road/Meadowview Road , Districts 7 and 8; Richards Blvd/I-5: located in the River Districts 3 and 4
Action: Moved/Seconded: Bonnie Pannell/Darrell Fong
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Sandy Sheedy and Mayor Kevin Johnson.
Public comment heard from Mac Worthy and Juan McKnight; and passed **Resolution Motion No. 2012-009** authorizing the City Manager to 1) execute a Cost Sharing Agreement with M&H Realty Partners VI, LP outlining the roles and responsibilities for financing and construction of the I-5 Interchange and Cosumnes River Boulevard extension (Cosumnes River Boulevard Project); 2) request Sacramento Transportation Authority (STA) approval to reprogram from the Measure A Expenditure Plan \$3,193,000 in FY 2013/14 and \$5,905,000 in FY 2015/16 from the Richards/ I-5 Project to the Cosumnes River Boulevard Project; and 3) request Sacramento Transportation Authority to reprogram up to an estimated \$29,066,700 from FY 2017/18 to FY 2023/24, from the Cosumnes River Boulevard Project to the Richards/ I-5 project.
Contact: Sheri Smith, Project Manager, (916) 808-7204, Economic Development Department
15. **Homeless Issues** [Oral Report] [Continued from 12-13-11]
Report # 2011-01024 **Estimated Time: 45 Minutes** (Actual: 0 minutes)
Location: Citywide
Actions: Withdrawn.
Contact: John Shirey, City Manager, (916) 808-5407, Office of the City Manager
16. **Agreements: Advisory Services from Bank of America Merrill Lynch and Walker Parking Consultants for Parking Request for Qualifications (RFQ)** (Continued from 1-5-12)
Report # 2012-00050 **Estimated Time: 10 Minutes** (Actual: 0 minutes)
Location: Downtown; District 4
Action: Withdrawn to pass a Motion authorizing the City Manager to 1) execute an Agreement with Bank of America Merrill Lynch to serve as financial advisors to the City during the parking asset monetization RFQ process at no cost to the City in consideration for their appointment as the City's exclusive financial advisors for the RFP process subject to agreement on terms; and 2) execute an Agreement with Walker Parking Consultants to provide the City with parking advisory services during the parking asset monetization RFQ process at no cost to the City in consideration for their appointment as the City's exclusive parking consultants for the RFP process subject to agreement on terms.
Contact: John Dangberg, Assistant City Manager, (916) 808-1222, Office of the City Manager

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

a. Member Kevin McCarty

1. Styrofoam recycling policy in the City

2. Board/Commission Appointments

3. Board/Commission Appointments

a. Civil Service Board

1. Leslie Lopez (Incumbent)
2. Veronica Smith

b. Community Racial Profiling Commission

1. Michael Benjamin (Category E)

c. Paratransit, Inc Board of Directors

1. Stephen Gould (Incumbent)

Adjourned at 8:47 pm in memory of Sister Defano Leary.

This is to certify that the foregoing is a true and correct copy of the minutes of January 10, 2012 meeting as approved by the Sacramento City Council.

Shirley Concolino, City Clerk