



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

# **DRAFT Minutes**

**Thursday, April 30, 2009**

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

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

## **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, Vice-Mayor, District 5  
Kevin McCarty, District 6  
Robbie Waters, District 7  
Bonnie Pannell, District 8

## **CHARTER OFFICERS**

Eileen Teichert, City Attorney  
Shirley Concolino, City Clerk  
Ray Kerridge, City Manager  
Russ Fehr, City Treasurer

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## **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.

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# DRAFT Minutes

**Thursday, April 30, 2009**

**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.

**Roll Call** Regular session called to order by Mayor Kevin Johnson at 6:00 p.m. Tuesday, April 30, 2009 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 Member Lauren Hammond.

**Closed Session Report-** None

## **Special Presentations/General Communications**

- a. **Resolution Recognizing April 26, 2009 as Arbor Day**  
**Action:** Presented by Joe Bennasini.
- b. **Volunteer Recognition for Amigos de las Americas**  
**Action:** Presented to Todd Simmons.

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

1. Mike Barnbaum-California Statewide Rail Convention and National Train Day
2. Hung Pham-City Property Taxes

## Consent Calendar (Items 1 - 20) **Estimated Time: 05 minutes**

**Action:** Moved/Seconded: Member Robbie Waters/Member Bonnie Pannell

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

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

1. **(City Council/Financing Authority/Housing Authority/Redevelopment Agency)**  
**Approval of Minutes for April 14, 2009**  
**Location:** (Citywide)  
**Action:** Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for April 14, 2009.  
**Contact:** Shirley Concolino, City Clerk, (916) 808-7200, Office of the City Clerk.

**2. Confirmation of Board and Commission Appointments**

**Location:** (Citywide)

**Action:** Confirmed board/commission appointments to the: 1) 65<sup>th</sup> Street Redevelopment Advisory Committee – Dave Defanti (Category B-1) and Susan Z’Berg (Category B-1); 2) Housing Codes Advisory and Appeals Board – Eric Fritz; 3) Transportation Programming Guide Community Advisory Committee - Edgar Zazueta (Category A-7) and Steve Soto (Category A-3); 4) Sacramento Tourism Business Improvement District - Liz Tavernese (Category A) and Ulrich Samietz (Category A); and North Sacramento Redevelopment Advisory Committee - Richard Meeker (Category A), David Veden (Category A), Eugene Lukehart (Category B), Kim Scott (Category B), Mark Underwood (Category C), Donna Hubbs (Category D), and David Plag (Category D).

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk.

**3. Open an Application Period for Various Boards and Commissions**

**Location:** (Citywide)

**Action:** Opened an application period for the Ethel McLeod Hart Advisory Committee to open 05/13/09 with applications due 06/12/09.

**Contact:** Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Katia Ligaiuiu, Deputy City Clerk, (916) 808-7200, Office of the City Clerk.

**4. (Redevelopment Agency/Housing Authority) Approval of Redevelopment Agency and Housing Authority Participation in the Renewal of the Oak Park Property and Business Improvement District (PBID)**

**Location:** Oak Park Redevelopment Project Area (District 5)

**Action:** Moved/Seconded: Member Robbie Waters/Member Bonnie Pannell

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

**Abstain:** Mayor Kevin Johnson

A motion **passed** to adopt 1) **Redevelopment Agency Resolution No. 2009-030** a) amending the 2009 Sacramento Housing and Redevelopment Agency budget to allocate \$231,325 of Oak Park Tax Increment Funds to the Property Based Improvement District Project; b) authorizing the Executive Director or her designee as the signatory authority for the Redevelopment Agency properties to be included in the proposed Oak Park Property and Business Improvement District (PBID); 2) **Housing Authority Resolution No. 2009-010** authorizing the Executive Director or her designee as the signatory authority of the Housing Authority properties to be included in the proposed Oak Park PBID.

**Contact:** Lisa Bates, Deputy Executive Director, (916) 440-1316, Chris Pahule, Assistant Director, Housing and Community Development, (916) 440-1350, Sacramento Housing and Redevelopment Agency.

- 5. Administrative Matter: Greyhound Lease Agreement**  
**Location:** River District 420 Richards Boulevard (District 1)  
**Action:** Adopted **Resolution No. 2009-242** correcting Resolution 2009-116 authorizing \$4 million of Sheraton Hotel sale proceeds for the construction of the Greyhound terminal.  
**Contact:** Rachel Hazelwood, Senior Project Manager, (916) 808-8645, Economic Development Department.
- 6. Agreement/Purchase/Sale of Real Property: R Street Corridor Acquisition Project (L19012000)**  
**Location:** 19<sup>th</sup> & Q Streets (District 3)  
**Action:** Adopted **Resolution No. 2009-243** 1) appropriating \$626,000 of Quimby Act Fees (Fund 2508), to the project; 2) authorizing the City Manager or the City Manager's designee to execute the agreement for Purchase and Sale of Real Property with Lawrence P. Huey in an amount not to exceed \$725,000; and 3) authorizing the City Manager or the City Manager's designee to execute such additional documents and take such additional actions as necessary to implement the agreement.  
**Contact:** J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department, Bill Sinclair, Program Manager, Facilities and Real Property Management, (916) 808-1905, General Services Department.
- 7. Agreement/Acquisition of Easement: Redding Avenue Bicycle and Pedestrian Improvements Project (T15065800)**  
**Location:** 2601 Redding Avenue (Districts 3 & 6)  
**Action:** Adopted **Resolution No. 2009-244** 1) authorizing the City Manager or the City Manager's designee to execute an agreement for Acquisition of Easement (with Temporary Construction Easement) with The Dorris Lumber and Moulding Company in the amount of \$127,800; and 2) authorizing the City Manager or the City Manager's designee to execute such additional documents and to take such additional actions as necessary to implement the agreement.  
**Contact:** Jan Ebert, Real Property Agent, (916) 808-1968, Marianne Wetzel, Supervisor, Real Estate Services, (916) 808-6270, General Services Department.
- 8. Contract: Valley Hi/North Laguna Library Project (B13000800)**  
**[2/3Vote Required]**  
**Location:** 7320 Cotton Lane (District 8)  
**Action:** Adopted **Resolution No. 2009-245** 1) suspending competitive bidding in the best interests of the City; 2) awarding a six-month contract to Pacific Excavation, Inc. for the construction of a traffic signal at the intersection of Bruceville Road and Cotton Lane and street lighting along Cotton Lane for the project in a total amount not to exceed \$178,621; and 3) authorizing the City Manager or the City Manager's designee to execute the contract.  
**Contact:** Kevin Love, Construction Manager, (916) 808-5592, Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

9. **Ordinance Amendment: Penalties Regarding Domestic Birds or Animals in a Park** (Passed for Publication on 4-21-09, Published on 4-24-09)  
**Location:** (Citywide)  
**Action:** Adopted **Ordinance No. 2009-021** amending Sacramento City Code Section 12.72.020(B) to increase the punishment for violating Section 12.72.060(P) of the Sacramento City Code from an infraction to a misdemeanor for those who kill, chase, wound, or capture any wild or domestic bird or animal in a park.  
**Contact:** Alan Tomiyama, Recreation Manager, (916) 808-8958, Parks and Recreation Department.
10. **Proposition 84 River Parkways Grant for Acquisition of Property for the Sacramento River Parkway**  
**Location:** Riverside Boulevard (District 4)  
**Action:** 1) Reconfirmed approval of a Grantor Resolution; 2) adopted **Resolution No. 2009-246** amending Resolution number 2008-703 approved at the October 28, 2008 City Council Meeting to include a State grantor required resolution.  
**Contact:** Camille Wise, Resource Development Specialist, (916) 808-8830, Raymond Constantino, Assistant Planner, (916) 808-8826, Parks and Recreation Department, Parks and Recreation Department.
11. **Contract: START Support Services**  
**Location:** Multiple Locations within and outside the City Limits  
**Action:** **Withdrawn by staff** to adopt a Resolution 1) awarding a one-year courier services contract with a City option to renew for up to two additional one-year periods to Unity Courier Service, Inc., for a total amount not to exceed \$167,209; 2) authorizing the City Manager or the City Manager's designee to execute the contract; and, 3) authorizing the City Manager or the City Manager's designee to execute the options to renew contingent upon the availability of sufficient funds in the budgets adopted for FY2009/10, FY2010/11 and FY2011/12.  
**Contact:** Alan Tomiyama, Recreation Division Manager, (916) 808-8958, Brian Fitzgerald, Recreation Superintendent, (916) 808-6196, Parks and Recreation Department, Christopher Stewart, Procurement Services Manager, (916) 808-6202, General Services Department.
12. **Parks and Recreation Safety Implementation Plan: Johnston Park Master Plan Update (L198ed08200)**  
**Location:** 231 Eleanor Avenue (District 2)  
**Action:** Adopt **Resolution No. 2009-248** approving the Johnston Park Master Plan Update.  
**Contact:** Dennis Day, Associate Landscape Architect, (916) 808-7633, Jonathan Rewers, Parks and Recreation Analyst, (916) 808-7590, J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

13. **Capital Improvement Program (CIP): McKinley Park Improvements (L19137101) and Niños Parkway Bike Trail Improvements (K19007000)**  
**Location:** 601 Alhambra Boulevard/Council District 3 and 920 West El Camino Avenue (District 1)  
**Action:** Adopted **Resolution No. 2009-249** 1) establishing a new CIP for McKinley Park Improvements; 2) appropriating \$50,000 from District 3/AT&T-Alhambra (H06000104), Fund 1001, to McKinley Park Improvements; and 3) establishing a new CIP for Niños Parkway Bike Trail Improvements.  
**Contact:** Sonja Jarvis, Accountant Auditor, (916) 808-8824, J.P. Tindell, Park Planning and Development Services Manager, (916) 808-1955, Parks and Recreation Department.
14. **Appropriation of Special Tax Revenue, CFD 2006-02**  
**Location:** (District 1)  
**Action:** Adopted **Resolution No. 2009-250** appropriating \$1,170,672 from collected Mello-Roos taxes to allow for the reimbursement of eligible developer costs.  
**Contact:** Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.
15. **Agreement: Services with North Natomas Transportation Management Association in the 2009 Calendar Year and Related Financial Transactions**  
**Location:** (District 1)  
**Action:** Adopted **Resolution No. 2009-251** authorizing the City Manager to execute an agreement with the North Natomas Transportation Management Association for services in the 2009 calendar year and related financial transactions.  
**Contact:** Mark Griffin, Fiscal Manager, (916) 808-8788, Planning Department.
16. **Agreement: Vendor for Sexual Assault Victims' Forensic Examinations**  
**Location:** (Citywide)  
**Action:** **Withdrawn by staff** to adopted a Resolution 1) authorizing the City Manager or his designee to execute an agreement with Children's Specialists Medical Group of Sacramento, Inc. (CSMG) (initial term of 1 year and options to extend for four additional 1 year terms, up to a total agreement term of five years) for forensic examinations for victims of sexual assault or child abuse, for annual not to exceed amount of \$404,550, and authorizing the City Manager or his designee to enter into such extension(s) for the foregoing annual not to exceed amount, provided that sufficient funds are available in the budget adopted for the applicable Fiscal Year(s).  
**Contact:** Dave Johnson, Lieutenant, (916) 808-0652, Police Department.

17. **Grant Application: 2009 Community Oriented Policing Services (COPS) Secure Our Schools Program (SOS)**  
**Location:** (Citywide)  
**Action:** Adopted **Resolution No. 2009-253** authorizing the City Manager, or his designee, to apply for \$463,682 in federal grant funding through the COPS SOS grant administered through the U.S. Department of Justice, Office of Community Oriented Policing Services.  
**Contact:** Jim Maccoun, Captain, (916) 808-0841, Police Department.
18. **Ordinance Amendment: Encroachment and Excavation Permits and Street and Sidewalk Use Regulations (Passed for Publication on 4-21-09, Published on 4-24-09)**  
**Location:** (Citywide)  
**Action:** Adopted **Ordinance No. 2009-022** Repealing Sections. 12.08.040, 12.08.050, 12.08.110, 12.08.160 and amending Sections 12.08.060, 12.16.020, 12.16.200, 12.16.210, 12.20.010, 12.20.020 and 12.24.110 of Chapter 12 of the Sacramento City Code, relating to Street and Sidewalk Use Regulations.  
**Contact:** Jon Blank, Supervising Engineer, 808-7914, Nicholas Theocharides, (916) 808-5065, Transportation Department.
19. **Contract: City Farms Water Service Retrofit Project (Z14010012)**  
**Location:** City Farms Neighborhood (District 5)  
**Action:** Adopted **Resolution No. 2009-254** 1) approving the contract plans and specifications for the City Farms Water Service Retrofit Project; and 2) awarding the contract to Florez Paving to install water meters on existing water services within the City of Sacramento for an amount not to exceed \$631,400.  
**Contact:** Michael Malone, Field Services Manager, (916) 808-6226, Chris Powell, Utilities Construction Coordinator, (916) 808-4031, Utilities Department.
20. **(Pass for Publication) Ordinance Amendment: Outdoor Water Conservation**  
**Location:** (Citywide)  
**Action:** 1) Reviewed an Ordinance repealing and reenacting Article XI of Chapter 13.04 of the Sacramento City Code; and 2) passed for publication the Ordinance title as required by Sacramento City Charter section 32 to be adopted May 12, 2009.  
**Contact:** Jessica Hess, Media and Communications Specialist (916) 808-8260, Chris Marty Hanneman, Assistant City Manager (916) 808-7508, Utilities Department.

## Discussion Calendar/Staff Reports (Items 21 and 22)

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

**21. Estimated Time: 30 minutes**

**2008-2009 Annual Report of the Development Oversight Commission (DOC)**

**Location:** (Citywide)

**Action:** Moved/Seconded: Member Lauren Hammond/Member Kevin McCarty

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

A motion **passed** to adopt **Resolution No. 2009-255** accepting the 2008-2009 Annual Report of the DOC and Initiatives.

**Contact:** William Thomas, Director of Development, (916) 808-1918, Janis Franklin, Program Specialist, (916) 808-7705, Development Services Department.

**22. Estimated Time: 45 minutes**

**Fiscal Year 2008 Comprehensive Annual Financial Report (CAFR) [To Be Delivered]**

**Location:** (Citywide)

**Action:** Moved/Seconded: Member Ray Tretheway/Member Robert King Fong

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

A motion **passed** to adopt **Resolution No. 2009-256** 1) accepting the June 30, 2008 CAFR, 2) accepting the June 30, 2008 Single Audit Reports, 3) accepting the Auditor's Report to City Council, 4) authorizing the write off of \$1.05 million in shortfalls from private development projects, 5) authorizing the designation of \$492,000 in the General Fund from Fiscal Year (FY) 2007/08 year end results to close FY2008/09, and 6) authorizing the release of the \$492,000 FY2007/08 year end designation as needed to close FY2008/09.

**Contact:** Leyne Milstein, Director of Finance, (916) 808-8491, Dennis Kauffman, Accounting Manager, (916) 808-5843, Finance Department.

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

### **1. Report Back**

**a. Member Kevin McCarty**

1. City Attorney review Los Angeles adopted regulation on mortgage consultants preying on homeowners facing foreclosure; and if appropriate, Council may forward to Law and Legislation Committee

### **2. Board and Commission Appointments**

None

**Adjourned** at 7: 30 p.m. in memory of Charles Thompson and Robert Brookings.