

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, District 1
Allen Warren, District 2
Jeff Harris, District 3
Steve Hansen, District 4
Jay Schenirer, District 5
Eric Guerra, District 6
Rick Jennings, II, Vice Mayor, District 7
Larry Carr, Mayor Pro Tem, District 8

CHARTER OFFICERS

James Sanchez, City Attorney
Shirley Concolino, City Clerk
John F. Shirey, City Manager
John Colville, Interim 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**

**Thursday, November 10, 2016
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. **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 meeting agendas on the City website, 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. All meeting materials are also available at the meeting for public review. Contracts subject to the 10-day review period, as required by the Council Rules of Procedure, can be found on the City's website at: <http://portal.cityofsacramento.org/Clerk/Contract-Posting>

City Council meetings are broadcast live on Metrocable, Channel 14, AT&T Broadband Cable System and rebroadcast on the Saturday following the date of the meeting. Live video streams 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.

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*).

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.

City of Sacramento

City Council

Thursday, November 10, 2016

6:00 PM

Council Chamber

Regular DRAFT Minutes

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 Rick Jennings at 6:02 p.m. Thursday, November 10, 2016 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, and Jay Schenirer

Members Absent: Members Allen Warren, Larry Carr and Mayor Kevin Johnson

Pledge of Allegiance– led by Deputy Police Chief Brian Louie

Closed Session Report – None.

Special Presentations/General Communications

A. Recognizing November as Pancreatic Awareness Month

Action: Continued to November 15, 2016

B. Introduction of U.S. State Department Exchange Fellow Program Participants

Action: Introductions made by Member Angelique Ashby

Consent Calendar

Action: Moved/Seconded: Member Steve Hansen / Member Jeff Harris

Yes: Members Angelique Ashby, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, and Jay Schenirer

Absent: Members Allen Warren, Larry Carr and 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

File ID: 2016-01386

Location: Citywide**Action:** Passed **Motion No. 2016-0338** approving the City Council Meeting Minutes dated October 18, 2016.**Contact:** Shirley Concolino, MMC, City Clerk, (916) 808-5442, Office of the City Clerk**2. Confirmation of Board and Commission Appointment**

File ID: 2016-01313

Location: Citywide**Action:** Passed **Motion No. 2016-0339** confirming board/commission appointment to Sacramento Youth Commission District 4 - Mariana Hardy (Seat G).**Contact:** Wendy Klock-Johnson, Assistant City Clerk, (916) 808-7509; Phoebe Schueler, Senior Deputy City Clerk, (916) 808-7605, Office of the City Clerk**3. Funding Agreement with Social Finance Group and Programming For Additional Funding from Sutter Health and Sacramento County to Complete a Feasibility Study of the Pay for Success Funding Approach**

File ID: 2016-01258

Location: Citywide**Action:** Moved/Seconded: Member Steve Hansen / Member Jeff Harris**Yes:** Members Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, and Jay Schenirer**Absent:** Members Allen Warren, Larry Carr and Mayor Kevin Johnson**Abstain:** Member Angelique Ashby

Public comment heard from Frank Topping, Jeffery Tardageh; passed **Resolution No. 2016-0371** authorizing the City Manager or his designee to: 1) accept \$120,000 from Sutter Health and \$25,000 from Sacramento County for a total of \$145,000 to the Homeless Housing Initiative Program (I02000200) for the Pay for Success feasibility study; 2) establish a revenue and expenditure budget of \$145,000 in the Homeless Housing Initiative Program (I02000200) in the Externally Funded Program Fund; and 3) execute an agreement with Social Finance Group for an amount of up to \$170,000 for the Pay for Success feasibility study.

Contact: Emily Halcon, Homeless Services Coordinator, (916) 808-7896, Office of the City Manager

4. **Contract: MedZone Program Lead Agreement with Nehemiah Community Reinvestment Fund, Inc.**
File ID: 2016-01163
Location: Citywide
Action: Moved/Seconded: Member Steve Hansen / Member Jeff Harris
Yes: Members Angelique Ashby, Eric Guerra, Steve Hansen, Jeff Harris, and Rick Jennings
Absent: Members Allen Warren, Larry Carr and Mayor Kevin Johnson
Abstain: Member Jay Schenirer
Action: Passed **Resolution No. 2016-0372** : 1) authorizing the City Manager or the City Manager's designee to transfer \$75,000 from the General Fund Administrative Contingency to the Economic Development Department's FY2016/17 operating budget; 2) resetting the City Manager's administrative authority for the Economic Development Department; and 3) authorizing the City Manager or City Manager's designee to execute a professional services agreement with the Nehemiah Community Reinvestment Fund, Inc., for a MedZone Program Lead in the amount of \$75,000.
Contact: Larry Burkhardt, Director, (916) 808-1955, Economic Development Department
5. **Allocation of Sewer Credits to Saint John's Program for Real Change for the Transitional Housing Project at 8395 Jackson Road**
File ID: 2016-01328
Location: District 6
Action: Passed **Resolution No. 2016-0373** allocating 43.630 Economic Development Treatment Capacity Bank Credits to Saint John's Program for Real Change for its Transitional Housing Project located at 8395 Jackson Road.
Contact: Sabrina Tefft, Project Manager, (916)808-3789, Economic Development Department
6. **Sacramento Tourism Marketing District No. 2016-06 - Protest Hearing Results**
File ID: 2016-01316
Location: Citywide
Action: 1) Receive a report on the tabulation of written protests submitted and not withdrawn before the public hearing closed on November 1, 2016; and 2) based on the results of the tabulation, passed **Resolution No. 2016-0374** declaring the results of the majority protest proceedings, renewing the Sacramento Tourism Marketing District No. 2016-06, confirming and levying an assessment, and ordering marketing services to be performed in the district.

Contact: Sheri Smith, Program Specialist, (916) 808-7204; Mark Griffin, Special Districts Manager, (916) 808-8788, Department of Finance

7. Contract: Pre-Employment Background Investigator for Sacramento Fire Department

File ID: 2016-01217

Location: Citywide

Action: Passed **Motion No. 2016-0340** awarding a contract through December 31, 2017, with the possibility of two (2) one-year extension periods under the same terms and conditions, if agreed upon by both parties to perform pre-employment background investigations for the Fire Department, provided that funding is available for this purpose in the approved budget for the applicable year, in a total amount not to exceed \$337,500, over the potential life of the contract.

Contact: Gerrie Giffin, Human Resources Manager, (916) 808-5600, Fire Department

8. Contract: Franklin Boyce Park - Phase 2 (L19118200)

File ID: 2016-01318

Location: District 8

Action: Passed **Motion No. 2016-0341:** 1) approving the construction plans and specifications for Franklin Boyce Park - Phase 2; 2) awarding the contract to JM Slover, Inc. for an amount not-to-exceed \$452,555; 3) authorizing the City Manager or the City Manager's designee to execute the contract with JM Slover, Inc. for an amount not-to-exceed \$452,555.

Contact: C. Gary Hyden, Park Planning and Development Manager, (916) 808-1949; Jeff Nittka, Landscape Technician II, (916) 808-5996, Department of Parks and Recreation

9. Administrative Matter: Repeal Resolution No. 2016-0348 and Establish the Mangan Park Remediation Project (CIP)

File ID: 2016-01321

Location: District 5

Action: Passed **Resolution No. 2016-0375:** 1) establishing the Mangan Park Remediation Capital Improvement Project (C15000100); 2) transferring \$375,000 from available fund balance in the General Fund to C15000100; and 3) repealing Resolution No. 2016-0348.

Contact: Chris Conlin, Director, (916) 808-5200; Shannon Brown, Operations Manager, (916) 808-6075, Department of Parks and Recreation; Karl Kurka, Environmental Program Manager, (916) 808-8430, Department of Public Works

- 10. Administrative Matter: Agreement: After-School Education and Safety Program Agreement with Elk Grove Unified School District for Edward Harris, Jr. Middle School and Repeal Resolution No. 2016-0326**
File ID: 2016-01324
Location: Sacramento County
Action: Passed **Resolution No. 2016-0376:** 1) authorizing the City Manager, or his designee, to execute an agreement with the Elk Grove Unified School District for the City to operate the After-School Education and Safety Program at Edward Harris, Jr. Middle School for fiscal year 2016/17 in the amount of \$122,381; 2) authorizing the necessary operating revenue and expenditure budgets; and 3) repealing Resolution No. 2016-0326.
Contact: Sylvia Fort, Recreation Manager, (916) 808-8381; Katherine Robbins, Administrative Officer (916) 808-1562, Department of Parks and Recreation
- 11. Supplemental Agreements: San Diego Police Equipment Company**
File ID: 2016-01289
Location: Citywide
Action: Passed **Motion No. 2016-0342** authorizing the City Manager, or the City Manager's designee, to execute Supplemental Agreement No. 1 to City Contract 2014-1255 with San Diego Police Equipment Company in an amount not to exceed \$300,000, increasing the total contract not to exceed amount to \$800,000 through June 30, 2017 for the purchase of police ammunition.
Contact: Mike Bray, Deputy Chief, Office of Investigations, (916) 808-0800, Police Department
- 12. Capital Improvement Project: Federal Downtown Controller and Communications (T15175000)**
File ID: 2016-01244
Location: Downtown area bounded by Alhambra Boulevard, Interstate 5, C Street, and Broadway; District 4.
Action: Passed **Resolution No. 2016-0377:** 1) establishing the Federal Downtown Controller and Communications Project (T15175000); 2) appropriating \$147,845 (Fund 3703) to the Federal Downtown Controller and Communications Project (T15175000); and 3) transferring \$78,000 (Fund 2001) from the Major Streets Improvement Program (T15168000) to the Federal Downtown Controller and Communications Project (T15175000).
Contact: Cecilyn Foote, Associate Civil Engineer (916) 808-6843; Nicholas Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works

- 13. Contract Award: On-Call Purchase of Traffic Signal Controllers and Cabinets**
File ID: 2016-01245
Location: Citywide
Action: Passed **Motion No. 2016-0343** awarding the on-call purchase contract for traffic signal controllers and cabinets to McCain, Inc., for an amount not to exceed \$126,327.
Contact: Sompol Chatusripitak, Project Manager, (916) 808-5961; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works
- 14. Authorization to Apply for the CalRecycle Rubberized Pavement Grant Program**
File ID: 2016-01286
Location: Citywide
Action: Passed **Resolution No. 2016-0378:** 1) authorizing the City of Sacramento to submit an application for the CalRecycle Rubberized Pavement Grant Program in an amount not to exceed \$350,000; and, if awarded, 2) authorizing the City Manager or the City Manager's designee to act as signature authority on behalf of the City to execute all related documents through April 1, 2019.
Contact: Mark Brown, Program Analyst (916) 808-2273; Juan Montanez, Streets Manager, (916) 808-2254, Department of Public Works

Public Hearings

- 15. Sacramento Railyards Mixed Use Project Including a Major Medical Center and Professional Soccer Stadium (P15-040) [Noticed 10/31/2016; Passed for Publication 11/01/2016; Published 11/04/2016]**
File ID: 2016-01213
Location: District 3
Action: Moved/Seconded: Member Jeff Harris / Member Steve Hansen
Yes: Members Angelique Ashby, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, and Jay Schenirer
Absent: Members Allen Warren, Larry Carr and Mayor Kevin Johnson.
Public comment heard from Alex Kelter, Howard Lawrence, Jay Hansen, Michael Ault, Scott Wolcott, Paul Noble, Jack Haskel, Chris Smith, Larry Green, Mike Barnbaum, Fletcher Corcoran, Dylan Corcoran, Mac Worthy, Fabrizio Sasso, Chris Rak, Dana Simas, Jeffery Tardagui, Darryl Rutherford, Frank Topping; passed a) **Resolution No. 2016-0379** certifying the Subsequent Environmental Impact Report and adopting the Mitigation Monitoring Program, Findings of Fact, and a Statement of Overriding Considerations; b) **Ordinance No. 2016-0044 as amended** approving the amended and restated development agreement between the City of Sacramento and Downtown

Railyard Venture, LLC; c) **Resolution No. 2016-0380** updating the Sacramento Railyards Specific Plan Public Facilities Financing Plan; d) **Resolution No. 2016-0381** amending the 2035 General Plan land use diagram to change the land use designation for various parcels in accordance with the proposed Sacramento Railyards Specific Plan; e) **Resolution No. 2016-0382** amending the 2035 General Plan Circulation Element; f) **Resolution No. 2016-0383** approving the Railyards Specific Plan update; g) **Resolution No. 2016-0384** amending the River District Specific Plan; h) **Resolution No. 2016-0385** amending the Sacramento Railyards Design Guidelines; i) **Resolution No. 2016-0386** amending the 2016 City Bicycle Master Plan; j) **Ordinance No. 2016-0045** repealing and adding chapter 17.440 to, and amending sections 15.148.193, 17.108.220, 17.808.220, and 17.812.060 of, the Sacramento City Code relating to the Railyards Special Planning District; k) **Ordinance No. 2016-0046** rezoning various lots in the Sacramento Railyards; l) **Resolution No. 2016-0387** approving a Tentative Map to subdivide approximately 197.7 gross acres into 118 lots and Site Plan and Design Review for the Tentative Map; m) **Resolution No. 2016-0388 as amended** approving a Conditional Use Permit for a sports complex, a Site Plan and Design Review for a sports complex, a variance to allow an extension to the hours of construction established by the City of Sacramento noise ordinance, and a variance to allow noise from the operation of the sports complex and surrounding plaza to exceed levels allowed by the City of Sacramento noise ordinance; n) **Resolution No. 2016-0389** approving Conditional Use Permits and Site Plan and Design Review for stand-alone parking lots; o) **Resolution No. 2016-0390** approving the Water Supply Assessment Report for the Sacramento Railyards; p) **Resolution No. 2016-0391** approving the Sacramento Railyards Mixed Income Housing Strategy; q) **Resolution No. 2016-0392** approving Site Plan and Design Review for the Stormwater Outfall; r) **Ordinance No. 2016-0047** repealing Ordinance 2007-103 and listing the Central Shops Historic District as a Historic District on the Sacramento Register of Historic & Cultural Resources; and s) **Ordinance No. 2016-0048** to listing the Sacramento Railyards Water Tower as a Landmark on the Sacramento Register of Historic & Cultural Resources.
Contact: Teresa Haenggi, Associate Planner, (916) 808-7554, Community Development Department

Discussion Calendar

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

16. (City Council / Financing Authority / Housing Authority / Public Financing Authority / Redevelopment Agency Successor Agency) 2017 Meeting Schedules for City Council, Financing Authority, Housing Authority, Public Financing Authority and Redevelopment Agency Successor Agency [Continued from 10/25/2016]

File ID: 2016-01276

Location: Citywide

Action: Moved/Seconded: Member Steve Hansen / Member Jeff Harris

Yes: Members Angelique Ashby, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, and Jay Schenirer

Absent: Members Allen Warren, Larry Carr and Mayor Kevin Johnson.

Public comment heard from Mac Worthy; passed 1) **City Council Resolution No. 2016-0393 as amended**; 2) **Financing Authority Resolution No. 2016-0001 as amended**; 3) **Housing Authority Resolution No. 2016-0024 as amended**; 4) **Public Financing Authority Resolution No. 2016-0002 as amended**; and 5) **Redevelopment Agency Successor Agency Resolution No. 2016-0008 as amended** adopting the 2017 meeting schedules and designating four weeks when meetings will not be held.

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

Information Item

This item is for information only and is not eligible for action at this time.

17. Notification of Final Map Approval for Natomas Place - Village 6, Phase 2

File ID: 2016-01429

Location: District 1

Action: Received and filed.

Contact: Jerry Lovato, Program Analyst, (916) 808-7918, Department of Public Works

Public Comments-Matters Not on the Agenda

1. Misc.

- a. Joan Lewis Kennard
- b. Mac Worthy

2. Homeless/Police

- a. Frank Topping

3. Greyhound

- a. Jeffery Tardegui

Council Comments-Ideas, Questions and AB1234 Reports

1. Information Requests

a. Member Steve Hansen

1. Review and inventory historic properties with large lots and place a moratorium on splitting these lots

b. Member Jeff Harris

1. With passage of Proposition 64 requesting a report on implementation options and use restriction policies

2. Board/Commission Appointments

None.

Adjourned – 8:56 p.m.