



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

DRAFT Minutes

Tuesday, August 18, 2009

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
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

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)

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Draft Minutes

Tuesday, August 18, 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 6:02 p.m. Tuesday, August 18, 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 Robbie Waters

Closed Session Report – None.

Special Presentations/General Communications

a. Invitation to Attend the 2009 State Fair

Action: Presented by Norbert Bartosik and Brian May.

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

1. Brice Anderson-Street Light on Del Paso
2. Kevin Broersma-4517 10th Avenue Penalty Assessment
3. Eva Nunez-Mental Health
4. Reverend-Oscar Frayer- Public Safety
5. Daniel Wilson-Homeless Safe Ground
6. Bill Grant-Chess

Consent Calendar (Items 1 - 14) **Estimated Time: 05 minutes**

Action: Moved/Seconded: Member Robert King Fong/Member Sandy Sheedy

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 August 6, 2009.**

Location: (Citywide)

Action: Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for August 6, 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) Animal Care Services Citizens Advisory Committee – Becky Correia (Category C); 2) Housing Codes Advisory & Appeals Board – Michael John Avery; 3) Ethel MacLeod Hart Advisory Committee – Kathleen Lane (Category C); 4) Sacramento Disabilities Advisory Commission – Lester Finch and Neal Eli Albritton; 5) Sacramento Metropolitan Arts Commission – Cheryl Holben and Allison Joe (Category A); 6) Sacramento Sports Commission – Lizz Barringer-Lagomarsino (Category A); 7) Sacramento Youth Commission – David Schenirer, Ade Webster Jackson and Rhamond Jackson (Category B-2) and 8) Small Business Development & Employment Advisory Board - Debra Ichimura (Category C).

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

3. **Nomination of 4623 T St. (M09-011), 6125 Riverside Blvd. (M09-012), and 1210 H Street (M09-013) as Landmarks for listing in the Sacramento Register of Historic and Cultural Resources** (Noticed on 8-7-09) (Passed for Publication on 8-11-09; Published on 8-14-09)

Location: 4623 T Street, Assessor's Parcel Number 011-0043-002-0000, (District 6); 6125 Riverside Boulevard, Assessor's Parcel Number 029-0010-008-0000, (District 4); 1210 H Street, Assessor's Parcel Number 006-0051-003-0000, (District 3).

Action: **Continued to August 25, 2009** to adopt an Ordinance placing the properties located at 4623 T St., 6125 Riverside Blvd., and 1210 H Street in the Sacramento Register of Historic and Cultural Resources (Register) as Landmarks.

Contact: Roberta Deering, Senior Planner for Historic Preservation, (916) 808-8259; William Crouch, Urban Design Manager, (916) 808-8013, Community Development Department.

4. **Climate Action Plan Work Program and Budget**

Location: Citywide

Action: Approved the work program and budget for the Climate Action Plan and directed staff to proceed with the project.

Contact: Erik Dekok, Senior Planner, (916) 808- 2022; Tom Pace, Long Range Planning Manager, (916) 808-6848, Community Development Department.

5. **(Pass for Publication) City Reasonable Accommodation Ordinance (LR09-001)**

Location: Citywide

Action: 1) Reviewed an Ordinance relating to reasonable accommodation procedures; and 2) passed for publication the Ordinance title as required by Sacramento City Charter 32c to be adopted August 25, 2009.

Contact: Greg Sandlund, Assistant Planner, (916) 808-8931; Jim McDonald AICP, Senior Planner, (916) 808-5723, Community Development Department.

6. **Access to Summary Criminal History Information for Employment, Certification and Licensing Purposes**

Location: Citywide

Action: Adopted **Resolution No. 2009-535** 1) authorizing City access to state and federal level summary of criminal history information for employment (including volunteers and contract employees), licensing, or certification purposes; and 2) establishing that the City of Sacramento shall not consider a person who has been convicted of a felony or misdemeanor involving moral turpitude eligible for employment (including volunteers and contract employees), or licensing; except that such conviction may be disregarded if it is determined that mitigating circumstances exist, or that the conviction is not related to the employment, volunteer or license in question.

Contact: Dafna Gauthier, Business Permit Manager, (916) 808-7800, Finance Department.

7. **Cooperative Purchase Agreement: Advanced Life Support (ALS) medical supplies**

Location: Citywide

Action: Adopted **Resolution No. 2009-536** 1) approving the use of the cooperative purchase agreement between the City and County of San Francisco (CCSF) and Bound Tree Medical, Limited Liability Company (LLC), 5000 Tuttle Crossing Boulevard, Dublin, OH 43016 (CCSF contract #60702) for the purchase of ALS medical supplies; and 2) authorizing the City Manager, or his designee, to execute purchases of ALS medical supplies from Bound Tree Medical, LLC in an amount up to \$500,000 per year for up to three years for a total not to exceed amount of \$1.5 million through June 30, 2012, or until the contract is no longer available for use by the City of Sacramento.

Contact: Joseph A. D. Jackson, Assistant Chief, (916) 264-8100, Fire Department.

8. Contract: On-Site Fleet Parts and Inventory Program Services (2/3 Vote Required)

Location: Citywide

Action: Moved/Seconded: Member Kevin McCarty/Member Sandy Sheedy

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

Removed for public comment heard from Steve Crouch; a motion **passed** directing staff to meet with local 39 to discuss additional ways to achieve the same savings as staff recommendation to award a five-year contract to Genuine Parts Company/NAPA Auto Parts (NAPA) for On-Site Fleet Parts and Inventory Program services in an amount not to exceed \$21,050,000 for the five year period.

Contact: Keith Leech, Fleet Manager, (916) 808-5869, General Services Department.

9. Agreement: North Natomas Library Project (B13000700)

Location: 4660 Via Ingoglia Street (District 1)

Action: Adopted **Resolution No. 2009-538** 1) authorizing the City Manager or the City Manager's designee to execute a memorandum of understanding between the City of Sacramento and the Sacramento Public Library Authority (Library Authority) to reimburse the Library Authority, based on sufficient funding availability within the project, for the purchase of information technology software and hardware in an amount not to exceed \$589,199 and opening day materials collection services in an amount not to exceed \$1.4 million for the North Natomas Library, contingent upon Library Board approval of these dollar amounts; and 2) establishing revenue and expenditure budgets for the North Natomas Library Project in the amount of \$951,119 in grant funding for the project from the Natomas Unified School District (NUSD).

Contact: Yadi Kavakebi, Facilities and Real Property Superintendent, (916) 808-8432; Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

10. Agreement: Sexual Assault Victims' Forensic Examinations

Location: Citywide

Action: **Withdrawn** to adopt a Resolution 1) authorizing the City Manager or designee to execute an agreement with Children's Specialists Medical Group of Sacramento, Inc. (CSMGS) (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 an annual amount not to exceed \$500,000 based on the number of examinations required in a typical Fiscal Year, and 2) authorizing the City Manager or 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: Lieutenant David Johnson; (916) 808-0652, Police Department.

11. **West Central Oak Park Neighborhood Traffic Management Program Project (T15088402)**

Location: The West Central Oak Park neighborhood is generally bound by 5th Avenue on the north, Martin Luther King, Jr. Blvd on the east, 12th Avenue on the south and 32nd Street on the west (District 5)

Action: Moved/Seconded: Member Robert King Fong/Member Sandy Sheedy

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

Recused: Mayor Kevin Johnson.

A motion **passed** to Adopt **Resolution No. 2009-540** approving the West Central Oak Park Neighborhood Traffic Management Plan (NTMP) Project - Phase 1 Traffic Calming Plan (T15088402).

Contact: Debb Newton, Program Analyst, 808-6739; Angie Louie, Senior Engineer, (916) 808-7921, Transportation Department.

12. **Agreement: Supervisory Control & Data Acquisition System Software Replacement Project (X14000200/Z14000900)** (Continued from 08/6/09)

Location: (Citywide)

Action: **Continued to September 1, 2009** to adopt a **Resolution** 1) authorizing the City Manager to sign a Professional Services Agreement with Trihedral Engineering Limited for software purchase, training, maintenance and support services for the project, for an amount not to exceed \$440,600; 2) transferring \$40,000 to the Pump Station Radio Telemetry Project (PN:X14000200, Fund 6006) from the Information Technology Project CIP budget (PN: Z14003601, Fund 6006); and 3) transferring \$70,000 to the Pump Station Radio Telemetry Project from the Information Technology Project CIP Budget (PN:714003601, Fund 6011).

Contact: David Brent, Engineering Manager, (916) 808-1420, Dave Hansen, Supervising Engineer, (916) 808-1421, Tedd Vallance, Information Technology Supervisor, (916) 808-5633, Utilities Department.

Public Hearings (Items 13 and 14)

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

13. **Estimated Time: 05 minutes**
Code Enforcement Case Fees and Penalties – Findings of Fact for Special Assessment Liens (Noticed on 07-13-09)

Location: Citywide

Action: Moved/Seconded: Member Lauren Hammond/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.

Conducted a public hearing with no public comment and upon conclusion a motion **passed** to adopt **Resolution No. 2009-542 as amended** placing liens on the properties in the amount of \$88,639.00 for unpaid fees and penalties and transmit the

unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

Contact: Dennis Kubo, Program Manager, (916) 808-8577, Code Enforcement Department.

14. **Estimated Time: 05 minutes**
Housing Case Fees and Penalties – Findings of Fact for Special Assessment Liens
(Noticed on 07-01-09)

Location: Citywide

Action: Moved/Seconded: Member Sandy Sheedy/Member Lauren Hammond

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

Conducted a public hearing with no public comment and upon conclusion a motion **passed** to adopt **Resolution No. 2009-543 as amended** placing special assessment liens on the properties in the amount of \$439,245.00 for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties.

Contact: Ron O'Connor, Code Enforcement Manager, (916) 808-8183, Code Enforcement Department.

Discussion Calendar/Staff Reports (Items 15 - 18)

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

15. **Estimated Time: 15 minutes**
City of Sacramento Investment Policy, Delegation of Investment Authority and Local Agency Investment Fund (LAIF) Authority

Location: (Citywide)

Action: Moved/Seconded: Member Ray Tretheway/Member Steve Cohn

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

Adopt **Resolution No. 2009-544** 1) approving the Investment Policy governing the investment of City treasury pooled funds; 2) delegating investment authority to the City Treasurer; and 3) confirming authority to conduct transactions with the Local Agency Investment Fund administered by the State Treasurer.

Contact: Russell T. Fehr, City Treasurer, (916) 808-5832, Bob Tokunaga, Senior Investment Officer, (916) 808-5340, Office of the City Treasurer.

16. **Estimated Time: 5 minutes**
Railyards Title Settlement Agreement and Land Exchange: Sand Cove Park
(Continued from 8/6/09)

Location: (District 1)

Action: Moved/Seconded: Member Ray Tretheway/Member Robbie Waters

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

Absent: Sandy Sheedy

A motion **passed** to adopt **Resolution No. 2009-545** 1) approving the Sacramento Downtown Railyards Title Settlement and Exchange Agreement with State Lands Commission, State of California Department of Parks and Recreation and S. Thomas Enterprises of Sacramento, LLC; 2) authorizing the transfer of title for Sand Cove Park to the State Lands Commission; 3) approving leases with the State Lands Commission for Sand Cove Park and the Waterfront Parcel; and 4) authorizing legislation to allow for transfer of title for Sand Cove Park and the Waterfront Parcel from the State Lands Commission to the City.

Contact: J. P. Tindell, Park Planning and Development Manager, (916) 808-1955; Sheryl Patterson, Senior Deputy City Attorney, (916) 808-7292, Parks and Recreation Department.

17. **Estimated Time: 15 minutes**
Recovery Zone Designation (To Be Delivered)

Location: (Citywide)

Action: Moved/Seconded: Member Lauren Hammond/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 **Resolution No. 2009-546** designating the City as a Recovery Zone (RZ) for the purpose of issuing Federal RZ bonds.

Contact: David Spaur, Director (916) 808-8196, Economic Development Department.

18. **Estimated Time: 10 minutes**
Office of Public Safety 2008 Annual Report (To Be Delivered)

Location: (Citywide)

Action: Received with public comment heard from Brent Meyer, Monica Jones, James Scott, Kenneth Muhammad, and Betty Williams; and filed.

Contact: Francine Tournour, Director, (916) 808-7345, Public Safety Accountability.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

None.

2. Board and Commission Appointments

None.

Adjourned at 7:59 p.m.