



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

DRAFT Minutes

Thursday, August 5, 2010

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

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 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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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.

DRAFT Minutes

Thursday, August 5, 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. Tuesday, August 5, 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 and Robbie Waters.

Absent: Mayor Kevin Johnson.

Pledge of Allegiance—led by Katie Brock, student participant in Youth @ City Council Program.

Closed Session Report – None.

Public Comments-Matters Not on the Agenda (2 minutes per speaker) (Actual Time: 7 minutes)

1. Arizona Boycott Impact on City Contracts
 - a. Larry Cox
2. Storm Drainage Concern
 - a. Lee Middleton
3. Foreclosure Solution Proposal
 - a. Reuben Nieves

Consent Calendar (Items 1 - 16) **Estimated Time: 2 minutes** (Actual Time: 5 minutes)

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

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

Absent: 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 July 13, 2010 and July 20, 2010.**
Location: (Citywide)
Action: Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for July 20, 2010.
Contact: Shirley Concolino, City Clerk (916) 808-7200, Office of the City Clerk.

2. **Open an Application Period for Various Boards and Commissions**
Location: (District 2)
Action: Opened an application period on 08/06/10 for the Sacramento Youth Commission, with applications due 09/03/10.
Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Katia Ligaiviu, Deputy City Clerk, (916) 808-7200, Office of the City Clerk.

3. **Ballot Results: Village Garden Landscape Maintenance District No. 2010-03 – Ballot Results**
Location: North Sacramento Includes Village Garden North Subdivision, Units 1 through 5 (District 2)
Action: 1) Received report on the tabulation of assessment ballots submitted and not withdrawn before the public hearing closed on July 27, 2010; and 2) based on the results of the tabulation: adopted **Resolution No. 2010-453** abandoning the proceedings associated with the Village Garden Landscape Maintenance District No. 2010-03 and dissolving the existing Village Garden Landscape Maintenance District No. 1987-01.
Contact: Brian Wong, Program Specialist, (916) 808-5778, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

4. **Ballot Results: Mack Road Property and Business Improvement District (PBID) – No. 2010-02**
Location: Mack Road Commercial Corridor (District 8)
Action: 1) Received report on the tabulation of assessment ballots submitted and not withdrawn before the public hearing closed on July 27, 2010; and 2) based on the results of the tabulation: adopted a) **Resolution No. 2010-454** declaring the results of the majority-protest proceedings and establishing the Mack Road PBID No. 2010-02; b) **Resolution No. 2010-455** approving the Mack Road PBID budget and levying assessment; and c) **Resolution No. 2010-456** approving the proposed FY2010/11 City Budget for the Mack Road PBID No. 2010-02.
Contact: Sini Makasini, Administrative Analyst, (916) 808-8243, Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

5. Agreement: Purchase of EZ-IO Power Devices [2/3 Vote Required]

Location: (Citywide)

Action: Adopted **Resolution No. 2010-457** 1) suspending competitive bidding in the best interests of the City for the purchase of EZ-IO Power Devices and 2) authorizing the City Manager, or his designee, to execute the agreement hereto and incorporated by reference) with Pacific Biomedical for the purchase of intraosseous infusion (IO) EZ-IO® power drivers and needle sets in an amount of up to \$25,000 per year for up to three years through June 30, 2013 for a total of \$75,000, with the option to renew for two additional one-year terms for a total not to exceed \$125,000, and authorizing the City Manager, or his designee, to authorize such renewal(s), provided that sufficient funds are available in the budget adopted for the applicable Fiscal Year(s).

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

6. Park Development Impact Fee (PIF) Annual Report for Fiscal Years 2008-09 and 2007-08

Location: (Citywide)

Action: Adopted **Resolution No. 2010-458** approving the City of Sacramento Park Development Impact Fee Report for Fiscal Years 2008-09 and 2007-08.

Contact: Sonja Jarvis, Fiscal Lead, (916) 808-8824, J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

7. Oakbrook Park Name and Master Plan Update

Location: 3341 Soda Way (District 1)

Action: Adopted **Resolution No. 2010-459** 1) approving the name "Oakbrook Park"; and 2) approving the Oakbrook Park Master Plan Update

Contact: Tin-Wah Wong, Associate Landscape Architect, (916) 808-5540, J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department.

8. Agreement: Insurance Brokerage Services

Location: (Citywide)

Action: Adopted **Resolution No. 2010-460** authorizing the City Manager to execute an agreement with Alliant Insurance Services, Inc., for a term of twelve (12) months for the period of January 1, 2010 to December 31, 2010 for an amount not to exceed \$140,000.

Contact: Patrick Flaherty, Risk Manager, (916) 808-8587, Human Resources Department.

9. Contract: 2010 City Street Overlay Project (R15072019)

Location: Various streets (Districts 4, 7, and 8)

Action: Adopted **Resolution No. 2010-461** 1) approving plans and specifications for the project; 2) awarding the contract to Granite Construction Company for an amount not to exceed \$835,678; and 3) authorizing the City Manager to sign the contract

Contact: Greg Smith, Associate Civil Engineer, (916) 808-8364, Tim Mar, Supervising Engineer, (916) 808-7531, Transportation Department.

10. **Extension of Time to Complete the Vacation of T Street between Interstate 5 and 3rd Street**
Location: "T" Street between Interstate 5 and 3rd Street (District 4)
Action: Adopted **Resolution No. 2010-462** extending the time to complete the conditions required by Resolution No. 2004-631 for the Vacation of "T" Street between Interstate 5 and 3rd Street.
Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Thomas Adams, Engineering Technician, (916) 808-7929, Transportation Department.
11. **Program Supplement: 2010 Federal Street Overlay Project (R15072021)**
Location: Various streets (Districts 1 and 5)
Action: Adopted **Resolution No. 2010-463** 1) authorizing the City Manager to execute Program Supplement No. N126 with Caltrans; 2) amending the FY2010/11 Capital Improvement Program revenue and expenditure budgets by appropriating \$1,670,100 (Fund 3703) to the Street Overlays and Seals Program (R15072000); 3) approving Plans and Specifications for the 2010 Federal Street Overlay Project (R15072021); 4) awarding the contract to Granite Construction Company for an amount not to exceed \$1,059,532; and 5) authorizing the City Manager to sign the contract.
Contact: Greg Smith, Associate Civil Engineer, (916) 808-8364; Tim Mar, Supervising Engineer, (916) 808-7531.
12. **June 2010 Monthly Investment Transactions Report**
Location: (Citywide)
Action: Received and filed.
Contact: Lydia Abreu, Investment and Operations Manager, (916) 808-7746, Shirley Tupaz, Investment Operations Analyst, (916) 808-8295, Office of the City Treasurer.
13. **Appointment: Sacramento Groundwater Authority (SGA)**
Location: (Citywide)
Action: Adopted **Resolution No. 2010-464** appointing Andy Soulé, Grady Stevens (alternate) to the California American Water, Matt Lauppe, James Meier (alternate) to the Natomas Central Mutual Water Company.
Contact: Marty Hanneman, Director of Utilities, (916) 808-7508, Jim Peifer, Senior Engineer, (916) 808-1416, Utilities Department.
14. **Administrative Matter - CalRecycle Used Oil Payment Program**
Location: (Citywide)
Action: Adopted **Resolution No. 2010-465** approving the requirements of California Department of Resources Recycling and Recovery (CalRecycle) for the Used Oil Payment Program.
Contact: Edison Hicks, Integrated Waste General Manager, (916) 808-4949, Marty Strauss, Integrated Waste Planning Superintendent, (916) 808-4934, Chris Thoma, Waste Reduction Coordinator, (916) 808-4833, Utilities Department.

15. **Agreements: Sanitary Sewer Pipe System Condition Assessment Project (X14010035)**

Location: Various locations (Districts 3, 4, 5, and 6)

Action: Adopted **Resolution No. 2010-466** 1) authorizing the City Manager to transfer \$179,000 of Sewer Funds (Fund 6006) from the Condition Assessment Project (X14010021) to the project; and 2) authorizing the City Manager to sign Professional Services Agreements with Hydromax USA, for an amount not to exceed \$250,000, and with RedZone Robotics, Inc., for an amount not to exceed \$249,968.08, to conduct pilot inspections for condition assessments of the City's largest and most critical sanitary sewer pipes using multi-sensor technology.

Contact: David L. Brent, Utilities Department, Engineering Services Manager, (916) 808-1420, Rick Matsuo Supervising Engineer, (916) 808-1728, Utilities Department.

16. **2009 Annual Housing Element Progress Report**

Location: (Citywide)

Action: Received and filed.

Contact: Greg Sandlund, Associate Planner, (916) 808-893, Thomas S. Pace, Principal Planner, (916) 808-6848, Community Development Department

Public Hearings (Item 17)

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

17. **Estimated Time: 5 minutes (Actual Time: 2 minutes)**

Redding Avenue Landscaping Community Facilities District (CFD) No. 2010-04
(Continued from 7-13-10; Noticed on 6-21-10)

Location: Redding Avenue (District 6)

Action: Moved/Seconded: Member Kevin McCarty/Member Steve Cohn

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

Absent: Mayor Kevin Johnson.

Conducted a public hearing with no public comment and upon conclusion a motion **passed** adopting **Resolution No. 2010- 467** establishing the CFD, providing for Levy of Special Tax and calling for a Special Election on **August 13, 2010**.

Discussion Calendar (Items 18 - 20)

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

18. **Estimated Time: 5 minutes (Actual Time: 3 minutes)**

Contract: Sacramento Convention Center Marquee

Location: (Districts 1 and 3)

Action: Moved/Seconded: Member Ray Tretheway/Member Lauren Hammond

Yes: Members Steve Cohn, Lauren Hammond, Bonnie Pannell, Sandy Sheedy, Ray Tretheway and Robbie Waters.

Absent: Members Robert King Fong, Kevin McCarty and Mayor Kevin Johnson.

Adopted **Resolution No. 2010-468** 1) adopting the Hearing Examiner's findings of fact and recommended determination regarding the bid protest filed by Daktronics, Inc. in connection with the Sacramento Convention Center Marquee Replacement Project (M17101100) ("Project"); 2) awarding the contract for the Project to Young Electric Sign Company (YESCO) in an amount not to exceed \$167,225; and 3) authorizing the City Manager or his designee to execute the contract with (YESCO).

Contact: Melanie Medina, Staff Aide, (916) 808-7048, Judy Goldbar, General Manager, (916) 808-5630, Convention, Culture and Leisure Department.

19. **Estimated Time: 15 minutes** (Actual Time: 13 minutes)
2009-2010 Annual Report of the Development Oversight Commission (DOC)
Location: (Citywide)

Action: Received and filed Development Oversight Commission report.

Contact: Max Fernandez, Director of Community Development Services (916) 808-2400, David Kwong, Planning Director, (916) 808-2691, Community Development Services .

20. **Estimated Time: 10 minutes**(Actual Time: 6 minutes)
Resolution: Property Assessed Clean Energy (PACE) Programs
Location: (Citywide)

Action: Moved/Seconded: Member Kevin McCarty/Member Steve Cohn

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

Absent: Mayor Kevin Johnson.

Adopted **Resolution No. 2010-470** supporting congressional action regarding Property Assessed Clean Energy (PACE) programs.

Contact: Mark Prestwich, Special Projects Manager, (916) 808-5380, Office of the City Manager.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

a. Members Robert King Fong, Kevin McCarty and Sandy Sheedy

1. City Staff disregard of resolution-approved Ballot Measure authors on the Utility User Tax and Marijuana Tax ballot measures.

b. Member Robbie Waters

1. Disparity in sidewalk concrete color in South Pocket Area (South Oak Way)

2. Board/Commission Appointments

None.

Adjourned – 7:05 p.m. in Memory of Bob Cook