



**CITY COUNCIL**

- Kevin Johnson**, Mayor
- Angelique Ashby**, Vice-Mayor, District 1
- Allen Warren**, District 2
- Steve Cohn**, District 3
- Steve Hansen**, District 4
- Jay Schenirer**, District 5
- Kevin McCarty**, District 6
- Darrell Fong**, District 7
- Bonnie Pannell**, District 8

**CHARTER OFFICERS**

- James Sanchez, City Attorney
- Shirley Concolino, City Clerk
- John F. Shirey, City Manager
- Russ Fehr, City Treasurer

**DRAFT Minutes**  
**City Council**  
**Financing Authority**  
**Housing Authority**

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

Published by the  
 Office of the City Clerk  
 (916) 808-7267

**Thursday April 18, 2013**

**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 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. 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](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.

### **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.

# DRAFT MINUTES

**Thursday, April 18, 2013**

**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 Vice Mayor Angelique Ashby at 6:03 p.m., Thursday, April 18, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, and Allen Warren.

**Members Absent:** Member Jay Schenirer and Mayor Kevin Johnson

**Pledge of Allegiance** - led by Youth Commissioners Laron Robinson, Chloe Kuske and Mayshia Streater

**Closed Session Report-** None.

## **Special Presentations/General Communications**

### **a. Resolution declaring May 1, 2013 as "Law Day"**

**Action:** Resolution presented by Vice Mayor Ashby

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

1. Housing
  - a. Sandra Strong
  - b. Darrell Bonapart
2. International Workers Day
  - a. Alma Lopez
3. Disadvantage Business Programs
  - a. Tim Johnson
4. Commission Appointments
  - a. Mac Worthy
5. Del Paso Heights
  - a. Thomas Williams Jr.
6. Trust
  - a. Scot Rogers

## **Consent Calendar**      **Estimated Time: 5 minutes**

**Action:** Moved/Seconded: Member Steve Cohn /Member Darrell Fong

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Allen Warren.

**Absent:** Member Jay Schenirer and Mayor Kevin Johnson

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

**1. Contract Award: Well Electrical Rehabilitation Project (Z14110101)**

**Report # 2013-00290**

**Location:** District 2, 3

**Issue:** Due to their age and condition, the electrical equipment in four City wells is outdated, difficult to maintain and in need of updating to increase the City's water supply reliability.

**Action:** Public comment heard from Mac Worthy; passed **Motion No. 2013-0095** approving the contract plans and specifications and awarding the contract to J.R. Sharp Construction Inc., for an amount not to exceed \$253,000.

**Contact:** Bill Busath, Engineering Manager, (916) 808-1434; Dave Hansen, Supervising Engineer, (916) 808-1428, Department of Utilities

**2. Contract: Purchase of Firefighter Turnout Coats and Pants**

**Report # 2013-00317**

**Location:** Citywide

**Issue:** Current firefighter turnout sets have deteriorated beyond repair and there is a need to provide turnout sets to newly hired firefighters. Pursuant to City Code Section 3.56.090 any contracts involving an expenditure of \$100,000 or more requires Council award.

**Action:** Passed **Motion No. 2013-0096** awarding a three-year contract to Municipal Emergency Services Inc ("MES"), the lowest responsible and responsive bidder as a result of Bid No. B13121221009, for the purchase of firefighter turnout coats and pants, in a total amount not to exceed \$1,585,000.

**Contact:** Niko King, Assistant Chief, (916) 808-1610, Fire Department

**3. Ordinance Amendment: Solid Waste Management**

(Passed for Publication on 4-2-13, Published on 4-5-13)

**Report # 2013-00109**

**Location:** Citywide

**Issue:** The proposed ordinance is intended to codify the policies and procedures for solid waste collection services previously approved by City Council and the voters in 2012.

**Action:** Passed: 1) **Ordinance No. 2013-0009** repealing Articles I through V and Article VII, reenacting Articles I through V, and amending Article VI, of Chapter 13.10 of the Sacramento City Code relating to solid waste management.

**Contact:** Steve Harriman, Integrated Waste General Manager, (916) 808-4949, Department of General Services

**4. Agreement: Labor Agreements with Local 39  
Report # 2013-00310**

**Location:** Citywide

**Issue:** The City agreed to produce a final Memoranda of Understanding (MOUs) incorporating the Letters of Understanding (LOU) amendments for Council approval. The MOUs also contain standard cleanup of outdated contract language.

**Action:** Passed **Motion No. 2013-0097** approving the final agreements between the City of Sacramento and Stationary Engineers, Local 39 (Local 39), covering employees in the Operations and Maintenance Unit (Representation Unit 03), Office and Technical Unit (Representation Unit 16), Professional Unit (Representation Unit 17), Plant Operator Unit (Representation Unit 04), and General Supervisor Unit (Representation Unit 15); and 2) **Resolution No. 2013-0114** approving the final Memoranda of Understanding.

**Contact:** Shelley Banks-Robinson, (916) 808-5541, Human Resources-Labor Relations; Geri Hamby, (916) 808-7173, Human Resources

**5. Fiscal Year (FY) 2012/13 Citizens' Option for Public Safety (COPS)  
Program Funding  
Report # 2013-00309**

**Location:** Citywide

**Issue:** California Government Code Section 30061 mandates that cities develop a plan for expenditures of COPS funding and that the Council approve such expenditures as a separate matter apart from the annual budget process.

**Action:** Passed: 1) **Resolution No. 2013-0115:** 1) approving the expenditure plan for FY 2012/13 COPS Program; 2) authorizing the City Manager, or designee, to accept \$757,313 in State of California, Department of Finance, FY 2012/13 COPS Program funding; 3) authorizing the City Manager, or designee, to establish a grant project (G11010800) for the FY 2012/13 COPS Program; 4) authorizing the City Manager, or designee, to adjust the necessary grant expense and revenue budgets in the FY 2012/13 COPS Program project (G11010800) in an amount not to exceed \$757,313; and 5) authorizing the City Manager, or designee, to adjust the necessary grant and revenue budgets in the FY 2012/13 COPS Program project (G11010800) based on actual revenues received.

**Contact:** Kathy Lester, Captain, Fiscal Operations, (916) 808-0854, Police Department

**6. Sacramento City College Pedestrian/Bicycle Bridge – Appropriation of Funds  
Report # 2013-00279**

**Location:** The Sacramento City College Pedestrian/Bicycle Bridge Project is located adjacent to the Union Pacific Railroad near 24th Street and 12th Avenue, District 5

**Issue:** Appropriating Transportation Development Act (TDA) funding to the Sacramento City College Pedestrian/Bicycle Bridge Project is necessary to fund construction of the project and responds to a fund audit recommendation.

**Action:** Passed: 1) **Resolution No. 2013-0116** appropriating \$172,000 in Transportation Development Act (TDA) funding to the Sacramento City College Pedestrian/Bicycle Bridge Project (T15065700).

**Contact:** Lucinda Willcox, Program Manager, (916) 808-5052; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

## **Public Hearings**

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

**7. Ordinance Amendment: City's Fee and Charge Report for Solid Waste Utility Service Rates** (Passed for Publication on 4-2-13, Published 4-5-13)  
**Report # 2013-00107** **Estimated Time: 20 minutes**

**Location:** Citywide

**Issue:** The City's Fee and Charge Report adjustment is needed for solid waste rates in accordance with the service changes for new optional additional services such as extra recycling can, extra yard waste can, and overages pile in the Appointment Based Neighborhood Cleanup Program (ABNCU) exceeding 5 cubic yards.

**Action:** Moved/Seconded: Member Kevin McCarty/Member Bonnie Pannell

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, and Allen Warren

**Absent:** Member Jay Schenirer and Mayor Kevin Johnson

Conducted a public hearing with public comment heard from Mac Worthy; upon conclusion passed **Ordinance No. 2013-0010** amending the City's Fee and Charge Report for proposed FY2013/14 Solid Waste rate and service changes.

**Contact:** Steve Harriman, Integrated Waste General Manager, (916) 808-4949, Department of Utilities

## **Discussion Calendar**

**8. 2013 State Legislative Platform**

**Report # 2013-00342** **Estimated Time: 20 minutes**

**Location:** Citywide

**Issue:** In order to allow staff and the City's lobbyists to be responsive in protecting and advocating for the City's interests at the State Legislature, the Law and Legislation Committee on April 2, 2013, approved a legislative platform articulating the City's policies and areas of interest and forwarded the platform to the Council for adoption.

**Action: Continued to April 30, 2013** a Motion approving and adopting the 2013 State Legislative Platform as approved by the Law and Legislation Committee on April 2, 2013.

**Contact:** Randi L. Knott, Intergovernmental Relations Officer (916) 808-5771, Office of the City Manager

**9. Update: Neighborhood Watch Program**

**Report # 2013-00321**      **Estimated Time: 10 minutes**

**Location:** Citywide

**Issue:** The City Council has requested an update on the Neighborhood Watch program.

**Action:** Received and filed.

**Contact:** Dana Matthes, Deputy Chief, (916) 808-0800, Police Department

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

**1. Information Requests**

a. Member Steve Cohn

1. Requested that the Powerhouse Science Center funding discussion be brought to Council for action on April 30 instead of during budget hearings as previously requested

b. Member Angelique Ashby

1. Cell tower report (within 2-3 weeks but prior to budget discussions)

**2. Board/Commission Appointments**

None.

**Adjourned** – 7:08 p.m.