

## 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

City of  
SACRAMENTO

# DRAFT Minutes

City Council  
Financing Authority  
Housing Authority  
Public Financing Authority  
Redevelopment Agency  
Successor Agency

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

Published by the Office of the City Clerk  
(916) 808-5163

**Tuesday, August 9, 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](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.

# DRAFT AGENDA

**Tuesday, August 9, 2016**

**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 Rick Jennings at 6:00 p.m. Tuesday, August 9, 2016 at the Sacramento City Hall Council Chamber.

**Members Present:** Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen (departed 7:40), Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren.

**Members Absent:** Mayor Kevin Johnson.

**Pledge of Allegiance** – led by Henri Li, Regional Transit General Manager

## **Special Presentations/General Communications**

### **A. Introduction of Henry Li, Regional Transit General Manager**

**Action:** Introduced by Member Jay Schenirer; Presentation given by Henri Li

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

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

**Yes:** Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren.

**Absent:** 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**

Report # 2016-00797

**Location:** Citywide

**Action:** Passed **Motion No. 2016-0228** approving the City Council Meeting Minutes dated July 26, 2016.

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

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

Report # 2016-00803

**Location:** Citywide

**Action:** Passed **Motion No. 2016-0229** confirming board/commission appointment(s) to the Sacramento Youth Commission District 8 – Abrina LeMar (Seat O) and Annalise Green (Seat P).

**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. Approval of MOU with Sutter Health and Funding Agreement with Volunteers of America to Expand Services at Emergency Shelters**

Report # 2016-00788

**Location:** District 3

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

**Yes:** Members Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren.

**Absent:** Mayor Kevin Johnson.

**Abstain:** Member Angelique Ashby (recusal)

Public comment given by David Andre, Renita Williams, Pastor Gainsbrugh; passed **Resolution No. 2016-0280** authorizing the City Manager, or the City Manager's designee, to 1) execute an agreement with Volunteers of America of Northern California and Northern Nevada for an amount of up to \$355,000 to augment the budget for the A Street Men's Shelter to keep the shelter open 24 hours a day, 7 days a week; 2) enter into a Memorandum of Understanding with Sutter Medical Foundation Philanthropy for the transfer, match and use of \$433,000; and 3) establish a \$433,000 revenue and expenditure budget in the Homeless Housing Initiative Program (I02000200) in the Externally Funded Program Fund (Fund 2703).

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

**4. June 2016 Monthly Investment Transactions Report**

Report # 2016-00746

**Location:** Citywide

**Action:** Received and filed.

**Contact:** Bob Tokunaga, Chief Investment Officer, (916) 808-5340, Office of the City Treasurer

- 5. (Pass for Publication) Ordinance Amending Various Sections of Title 17 of the Sacramento City Code Relating to Marijuana Cultivation (M15-017)**  
Report # 2016-00781  
**Location:** Citywide  
**Action: Withdrawn:** 1) Review an ordinance amending the Planning and Development Code (Title 17) for marijuana cultivation; and 2) pass for publication the ordinance title as required by Sacramento City Charter 32(c) to be adopted on August 16, 2016.  
**Contact:** Joy Patterson, Principal Planner (916) 808-5607, Community Development Department
- 6. (Pass for Publication) Ordinance Revision City Code Chapters 8.04, 8.96, and 8.100 Relating to the Imposition of Notice and Order Fees**  
Report # 2016-00791  
**Location:** Citywide  
**Action:** Reviewed 1) an ordinance amending Chapters 8.04, 8.96, and 8.100 relating to the imposition of Notice and Order Fees; and 2) passed for publication the ordinance title as required by Sacramento City Charter 32(c) to be considered on August 16, 2016.  
**Contact:** Tina Lee-Vogt, Program Manager, (916) 808-2679, Community Development Department
- 7. Supplemental Agreement 2: Central City Strategic Plan (I21005300)**  
Report # 2016-00795  
**Location:** Districts 3 and 4  
**Action:** Passed **Motion No. 2016-0230** authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement 2 to City Agreement 2016-0752 with Environmental Science Associates for a more thorough land use survey in an amount not-to-exceed \$106,300 for a revised total contract amount not -o-exceed \$1,987,594.  
**Contact:** Greg Sandlund, Senior Planner, (916) 808-8931; Jim McDonald, Principal Planner, (916) 808-5723, Community Development Department
- 8. Agreement: Gravel Screening and Washing Equipment**  
Report # 2016-00813  
**Location:** Citywide  
**Action:** Passed **Motion No. 2016-0231** authorizing the City Manager, or his designee, to execute an agreement with Sean W. Smith, Inc. in the amount of \$230,000 for short-term rental of gravel screening and washing equipment and services required for the Lower American River Salmonid Spawning Gravel Augmentation Project (G14140200) being administered by the City-County Office of Metropolitan Water Planning (CCOMWP).  
**Contact:** Tom Gohring, Executive Director, (916) 808-1993, Citywide and Community Support, Sacramento City-County Office of Metropolitan Water Planning

9. **Agreements: Heavy Equipment Rental for the Lower American River Salmonid Spawning Gravel Augmentation Project**  
Report # 2016-00814  
**Location:** Citywide  
**Action:** Passed **Motion No. 2016-0232** authorizing the City Manager, or his designee, to execute agreements with Holt of California, Inc. in the amount of \$233,589 and I-5 Rentals in the amount of \$226,714 for short-term rental of heavy equipment required for the Lower American River Salmonid Spawning Gravel Augmentation Project being administered by the City-County Office of Metropolitan Water Planning (CCOMWP). The total amount for the two contracts is \$460,303.  
**Contact:** Tom Gohring, Executive Director, (916) 808-1993, Citywide and Community Support, Sacramento City-County Office of Metropolitan Water Planning
10. **Confirmation of Sacramento Employment and Economic Development (SEED) Corp Board Appointments**  
Report # 2016-00775  
**Location:** Citywide  
**Action:** Public comment given by Mac Worthy; passed **Resolution No. 2016-0281** confirming the Sacramento Employment and Economic Development (SEED) Corporation board of director appointments.  
**Contact:** Veronica Smith, Senior Development Project Manager, (916) 808-1046, Economic Development Department
11. **Resolution of Intention to Renew the Handle Business Improvement District No. 2016-04**  
Report # 2016-00639  
**Location:** 1000 I Street, District 4  
**Action:** Passed **Resolution No. 2016-0282** of Intention to Renew the Handle Business Improvement District No. 2016-04 and set a time and place of Public Hearing for September 27, 2016.  
**Contact:** Sheri Smith, Program Specialist, (916) 808-7204; Mark Griffin, Special Districts Manager, (916) 808-8788, Department of Finance
12. **Lease Agreement for Robertson Community Center**  
Report # 2016-00714  
**Location:** District 2  
**Action:** Passed **Motion No. 2016-0233:** a) finding that it is in the best interest of the City to lease the Robertson Community Center per City Code Section 3.68.110 E; b) approving the Lease Agreement with Mutual Assistance Network for youth and family service programs at the Center for a three-year term with reimbursement of annual utility and building service costs of \$43,200; and c) authorizing the City Manager or his designee to execute the Lease Agreement.  
**Contact:** Shannon Brown, Operations Manager, (916) 808-6076, Department of Parks and Recreation

**13. Lease Agreement for Oak Park Child Care Center**

Report # 2016-00715

**Location:** District 5

**Action:** Passed **Motion No. 2016-0234:** a) finding that it is in the best interests of the City to lease a building within the Oak Park Community Center complex without bidding per City Code Section 3.68.110 E; b) approving the Lease Agreement with the Women's Civic Improvement Club for a child care center at the City building at 3930 8th Avenue for a five-year term with a five-year extension option for an annual rent amount of \$26,400; and c) authorizing the City Manager or his designee to execute the Lease Agreement.

**Contact:** Shannon Brown, Operations Manager, (916) 808-6076, Department of Parks and Recreation

**14. Proposed Two Hour Parking Restriction on a Section of 10th Street**

Report # 2016-00730

**Location:** East side of 10th Street, between the Victorian Alley and W Street, District 4

**Action:** Passed **Resolution No. 2016-0283** regulating parking on the east side of 10th Street, between the Victorian Alley and W Street, with "2 Hour Parking 8 a.m. to 6 p.m., Excluding Saturdays and Sundays."

**Contact:** Matt Winkler, Operations General Supervisor (916) 808-5579; Matt Eierman, Parking Services Manager (916) 808-5849, Department of Public Works

**15. Contracts: On-Call Streetscapes Maintenance and Repair Services**

**(Two-Thirds Vote Required)**

Report # 2016-00770

**Location:** Citywide

**Action:** Passed **Motion No. 2016-0235:** 1) suspending competitive bidding, in the best interests of the City, for On-Call Streetscapes Maintenance and Repair Services; 2) awarding Non-Professional Services Agreements to Parker Landscape Development Inc. and Valley Landscapes to provide landscape maintenance services on an as-needed basis for an initial term of one-year with up to two one-year extension options, with a combined annual not-to-exceed amount for both contracts of \$200,000, and a three-year total not-to-exceed amount of \$600,000; and 3) authorizing the City Manager or the City Manager's designee to approve the one-year extensions, provided there is funding available in the approved budgets for the applicable fiscal years.

**Contact:** Sheryl Fox, Program Specialist, (916) 808-4959; Juan Montanez, Streets Manager, (916) 808-2254, Department of Public Works

16. **Contract: Shasta Park Water Facility** (Published for 10-Day Review 07/28/2016)  
Report # 2016-00749  
**Location:** District 8  
**Action:** Passed **Resolution No. 2016-0284**: 1) approving the contract plans and specifications for the Shasta Park 4MG Reservoir and Pump Station Project and awarding the contract to Sierra National Construction for an amount not-to-exceed \$11,595,790; 2) authorizing the City Manager or the City Manager's designee to execute a construction management agreement with West Yost and Associates for an amount not-to-exceed \$933,510; and 3) transferring \$4.2 million from the Water Development Fees Fund's fund balance into Z14005400.  
**Contact:** Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Michelle Carrey, Supervising Engineer, (916) 808-1438; Marc Lee, Senior Engineer, (916) 808-7481, Department of Utilities
17. **Supplemental Agreement: FY2016/17 Stormwater Monitoring Services (I14010200)**  
Report # 2016-00760  
**Location:** Citywide  
**Action:** Passed **Motion No. 2016-0236** authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 1 to City Agreement 2015-1465 with Larry Walker Associates, Inc., to provide Stormwater Monitoring Services for FY2016/17 for an amount not-to-exceed \$652,778, bringing the agreement's total amount not-to-exceed \$1,252,778.  
**Contact:** Dan Sherry, Engineering & Water Resources, (916) 808-1419; Sherill Huun, Supervising Engineer, (916) 808-1455; Dalia Fadl, Senior Engineer, (916) 808-1449, Department of Utilities
18. **(City Council/Housing Authority) Approval of Collective Bargaining Agreement with American Federation of State and Municipal Employees (AFSCME)**  
[Published for 10-Day Review 07/28/2016]  
Report # 2016-00737  
**Location:** Citywide  
**Action:** Passed **City Council Resolution No. 2016-0285** approving: a) the Sacramento Housing and Redevelopment Agency's (SHRA) Collective Bargaining Agreement with AFSCME, b) the salary schedule for AFSCME employees, c) the salary schedule for all remaining SHRA employees, and d) making related findings; 2) **Housing Authority Resolution No. 2016-0019** approving: a) the Collective Bargaining Agreement (Agreement) covering AFSCME employees, b) the salary schedule for AFSCME, c) the salary schedule for all remaining SHRA staff, and d) making related findings.  
**Contact:** James Shields, (916) 440-1319, Sacramento Housing and Redevelopment Agency

## Public Hearings

19. **Housing and Dangerous Buildings Case Fees - Findings of Fact for Special Assessment** (Noticed 05/16/2016 & 06/13/2016)  
Report # 2016-00761 **Estimated Time: 10 minutes** (Actual Time: 5 minutes)  
**Location:** Citywide

**Action:** Moved/Seconded: Member Jay Schenirer / Member Jeff Harris

**Yes:** Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren.

**Absent:** Mayor Kevin Johnson.

Conducted a public hearing with public comment heard from Farid Hashim and upon conclusion passed **Resolution No. 2016-0286 as amended** making the unpaid expenses incurred by the city in abating nuisances, in the amounts listed on Exhibit A, personal obligations of the respective property owners and special assessments against the properties.

**Contact:** Carl Simpson, Code and Housing Enforcement Chief, (916) 808-8183, Community Development Department

20. **Unpaid Community Development Department Administrative Penalties and Neighborhood Code Compliance Fees** (Noticed 04/20/2016, 05/26/2016, & 06/16/2016)  
Report # 2016-00765 **Estimated Time: 10 minutes**  
**Location:** Citywide

**Action:** Moved/Seconded: Member Larry Carr / Member Steve Hansen

**Yes:** Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren.

**Absent:** Mayor Kevin Johnson.

Conducted a public hearing with public comment heard from Mac Worthy and upon conclusion passed **Resolution No. 2016-0287 as amended** making the unpaid expenses incurred by the City in abating nuisances, in the amounts listed in Exhibit A, personal obligations of the respective property owners and special assessments against the properties.

**Contact:** Carl Simpson, Code and Housing Enforcement Chief, (916) 808-8183, Community Development Department

## Discussion Calendar

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

### 21. Authorization to Execute Promise Zone Designation Agreement

Report # 2016-00738 **Estimated Time: 10 minutes** (Actual Time: 25 minutes)

**Location:** Promise Zone Target Area - Portions of Districts 2,3,4,5 and 6

**Action:** Moved/Seconded: Member Larry Carr / Member Angelique Ashby

**Yes:** Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren.

**Absent:** Mayor Kevin Johnson.

Public comment heard from Mac Worthy; passed **City Council Resolution No. 2016-0288:** 1) authorizing the Sacramento Housing and Redevelopment Agency (SHRA) to execute the Promise Zone Designation Agreement with the United States Department of Housing and Urban Development (HUD); and 2) making related findings.

**Contact:** Tyrone Roderick Williams, (916) 440-1319, Sacramento Housing and Redevelopment Agency

### 22. Fire Department Standards of Response Coverage Review Findings and Recommendations

Report # 2016-00794 **Estimated Time: 30 minutes** (Actual Time: 18 minutes)

**Location:** Citywide

**Action:** Public comment heard from Renee Roberts, Brian Rice, Chris Andrew, passed **Motion No. 2016-0237** directing the City Manager to return in two to three weeks for full Council discussion and consideration.

**Contact:** Walt White, Fire Chief, (916) 808-1601, Fire Department

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

1. Convention Center
  - a. Dennis Neufeld
2. Homeless
  - a. Pastor Gainsbrugh
3. Misc.
  - a. Mac Worthy
  - b. Pastor Joan Lewis Kennard
  - c. Renita Williams
4. Police
  - a. Burt Clemons

## **Council Comments-Ideas, Questions and AB1234 Reports**

### **1. Information Requests**

- a. Member Allen Warren
  - 1. Request city manager to work with the Del Paso Blvd. Partnership in drafting the marijuana cultivation ordinance.
- b. Member Jay Schenirer
  - 1. Review for Sacramento applicability the Albuquerque day-jobs-for-the-homeless program.

### **2. Board/Commission Appointments**

None.

**Adjourned** – 8:13 p.m.