

## CITY COUNCIL

Kevin Johnson, Mayor  
Angelique Ashby, Mayor Pro Tem, District 1  
Allen Warren, District 2  
Steve Cohn, District 3  
Steve Hansen, District 4  
Jay Schenirer, Vice Mayor, District 5  
Kevin McCarty, District 6  
Darrell Fong, District 7  
Vacant, 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 Public Financing Authority

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 19, 2014**  
**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.

**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.
  - o 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.
  - o 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.
  - o 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.
  - o 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.
  - o **Matters not on the Agenda.** Two (2) minutes per speaker.
  - o **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.
  - o **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

**Tuesday, August 19, 2014**

**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 19, 2014 at the Sacramento City Hall Council Chamber.

**Members Present:** Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson.

**Pledge of Allegiance**– led by Member Steve Cohn.

**Closed Session Report** – None.

## **Special Presentations/General Communications**

**A. Recognizing the 20<sup>th</sup> Anniversary of Hoppy Brewing Company**

**Action:** Resolution presented by Member Steve Cohn

**B. Remembering Mary Healy, Director/CEO of the Sacramento Zoo, and Her Many Contributions to the City of Sacramento**

**Action:** Resolution presented by Mayor Johnson

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

**Action:** Moved/Seconded: Member Jay Schenirer / Member Allen Warren

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren 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**

Report # 2014-00636

**Location:** Citywide

**Action:** Passed **Motion No. 2014-0203** approving the City Council Meeting Minutes dated May 8, May 13, May 20, and May 27, 2014.

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

- 2. Exclusive Right to Negotiate with Domus Development, LLC for 1022-1314 Del Paso Boulevard**  
Report # 2014-00568  
**Location:** 1022-1314 Del Paso Boulevard, District 2  
**Action:** Public comment given by Mac Worthy; passed **Motion No. 2014-0204** authorizing the Redevelopment Agency Successor Agency (RASA) to enter into an exclusive Right to Negotiate Agreement with Domus Development, LLC for 1022-1314 Del Paso Boulevard Properties.  
**Contact:** Leslie Fritzsche, Senior Project Manager, (916) 808-7223, Economic Development Department
- 3. Labor Agreement: Sacramento-Fire Fighters Union, Local 522 Letter of Understanding for Administrative Assignment Pay (Reviewed 08/12/2014)**  
Report # 2014-00583  
**Location:** Citywide  
**Action:** **Continued to August 29, 2014** a **Resolution:** 1) approving the letter of understanding between the City of Sacramento and Sacramento Area Fire Fighters, Local 522; and 2) approving the 2013 salary schedule.  
**Contact:** Geri Hamby, Director, (916) 808-7173; Shelley Banks-Robinson, Human Resources Manager, (916) 808-5541, Department of Human Resources
- 4. Lot D Parking and Operations Management Agreement**  
Report # 2014-00518  
**Location:** 12th and I Streets, District 4  
**Action:** Passed **Motion No. 2014-0205** authorizing the City Manager to execute a two-year agreement with two, two-year renewal options, with JB Company Management L.P. to manage and operate the surface parking lot located at 12th and I Streets and commonly known as Lot D.  
**Contact:** Matt Eierman, Parking Services Manager, (916) 808-5849; Jerry Way, Director of Public Works, (916) 808-7100, Department of Public Works
- 5. Supplemental Agreement: 14th Avenue Extension Project (T15098600)**  
Report # 2014-00586  
**Location:** 14th Avenue between Power Inn Road and Florin Perkins Road, District 6  
**Action:** Passed **Motion No. 2014-0206:** 1) authorizing the City Manager or his designee to execute Supplemental Agreement No. 3 to City Agreement No. 2012-0999 with Ascent Environmental in an amount not to exceed \$29,495; and 2) resetting the City Manager's authority to issue supplemental agreements for City Agreement No. 2012-0999.  
**Contact:** Ofelia Avalos, Associate Civil Engineer, (916) 808-5515; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

- 6. Amendment to Freeport Boulevard Bike Lanes Project to Include the Cervantes Park Expansion**  
Report # 2014-00593  
**Location:** Freeport Boulevard at Cervantes Park, District 4  
**Action:** Passed **Resolution No. 2014-0287:** 1) approving the 30% plan for the Cervantes Park Expansion; 2) approving the Categorical Exemption for the Cervantes Park Expansion; and 3) appropriating \$125,000 (Fund 3204) to the Freeport Boulevard Bike Lanes Project (K15125100).  
**Contact:** Jesse Gothan, Senior Engineer (916) 808-6897; Nicholas Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works
- 7. Agreement with Sacramento Area Flood Control for Cost Sharing on the Florin Creek Detention Basin Project (Reviewed 08/12/14)**  
Report # 2014-00560  
**Location:** District 8  
**Action:** Passed **Resolution No. 2014-0288:** 1) considering the project's environmental effects as shown in the mitigated negative declaration adopted by the Sacramento Area Flood Control Agency (SAFCA); and 2) authorizing the City Manager or the City Manager's designee to sign an agreement between the City and the SAFCA for cost sharing on the project.  
**Contact:** Bill Busath, Engineering & Water Resources Manager, (916) 808-1434; Tony Bertrand, Supervising Engineer, (916) 808-1461, Department of Utilities
- 8. Department of Utilities Lockbox Service (Two-Thirds Vote Required)**  
Report # 2014-00531  
**Location:** Citywide  
**Action:** Passed **Resolution No. 2014-0289** suspending competitive bidding, in the best interests of the City, to allow City staff to utilize a Request for Proposal (RFP) process to select a contractor to furnish lockbox, pay station, and payment processing services for the Department of Utilities' utility bill payments.  
**Contact:** Jammie Moens, Manager, Business & Integrated Planning, (916) 808-5988; Shelle Smallwood, Program Manager, (916) 808-4928, Department of Utilities
- 9. Contract Award: Sears Ditch Liner Repair (W14120601)**  
Report # 2014-00530  
**Location:** District 2  
**Action:** Passed **Motion No. 2014-0207** approving the contract plans and specifications for the project, and awarding the contract to Superior Gunite, for an amount not to exceed \$155,510.  
**Contact:** Bill Busath, Manager, Engineering & Water Resources, (916) 808-1434; Brett Grant, Supervising Engineer, (916) 808-1413, Department of Utilities

## **Public Hearings**

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

### **10. Vacation of Multiple Drainage and Sanitary Sewer Easements for Delta Shores Development**

(Noticed 08/05/2014)

Report # 2014-00571      **Estimated Time: 10 minutes** (Actual time: 15 minutes)

**Location:** Districts 7 and 8

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

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson.

Conducted a public hearing and upon conclusion passed **Resolution No. 2014-0290** vacating portions of drainage and sanitary sewer easements identified in the Exhibit A to the proposed Resolution as part of the Delta Shores development.

**Contact:** Thomas Adams, Engineering Technician, (916) 808-7929; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

## **Discussion Calendar**

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

### **11. Capital Improvement Program and Water Conservation Program Update**

Report # 2014-00550      **Estimated Time: 15 minutes** (Actual time: 35 minutes)

**Location:** Citywide

**Action:** Public comment given by Mac Worthy; received and filed.

**Contact:** Bill Busath, Engineering & Water Resources Manager, (916) 808-1434, Department of Utilities

## **Agreement/Contract Review Only – No Action Required**

Agreements and/or Contracts are provided for review and will be presented for approval as noted in the recommendation.

### **12. (Agreement/Contract for Review and Information) Contract Award: 2014 Street Overlay Project**

Report # 2014-00584

**Location:** Districts 1, 3, and 6

**Action:** Reviewed a report 1) approving the Plans and Specifications for the 2014 Street Overlay Project; 2) transferring funds in the amount of \$449,431 to the Project; 3) awarding the construction contract to Martin Brothers Construction for an amount not to exceed \$2,038,886 for the 2014 Street Overlay Project; and 4) continued to August 26, 2014 for approval.

**Contact:** Josh Werner, Assistant Civil Engineer, (916) 808-8158; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**13. (Agreement/Contract for Review and Information) Meter Interface Unit Installation and Programming**

Report # 2014-00573

**Location:** Citywide

**Action:** Public comment given by Mac Worthy; 1) Reviewed a report requesting authorization for the City Manager or City Manager's designee to execute a one-year contract with Vanguard Utility Service, Inc. for Meter Interface Unit Installation and Programming, with four one-year renewal options, for a total not-to-exceed amount of \$1,192,100 over the maximum five-year term; and 2) continued to August 26, 2014 for approval.

**Contact:** Michael Malone, Manager, Operations and Maintenance, (916) 808-6226; Ken Swartz, Store Administrator, Operations and Maintenance, (916) 808-6276, Department of Utilities

**14. (Agreement/Contract for Review and Information) Oak Park and Colonial Heights Water Improvement Project (Z14010069)**

Report # 2014-00576

**Location:** Districts 5 and 6

**Action:** Reviewed a report 1) approving the contract plans and specifications for the Oak Park and Colonial Heights Water Improvement project; 2) awarding the contract to Teichert Construction for an amount not-to-exceed \$3,822,670; and 3) continued to August 26, 2014, for approval.

**Contact:** Bill Busath, Manager, Engineering and Water Resources, (916) 808-1434; Dan Sherry, Supervising Engineering, (916) 808-1419, Department of Utilities

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

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| <ul style="list-style-type: none"><li>1. Misc.<ul style="list-style-type: none"><li>a. Lorraine Brown</li><li>b. Nissim Lanyadoo</li></ul></li><li>2. Law Enforcement<ul style="list-style-type: none"><li>a. Korina Katsaros</li></ul></li><li>3. Code Enforcement<ul style="list-style-type: none"><li>a. Cami Nunes Durst</li></ul></li></ul> | <ul style="list-style-type: none"><li>4. Jobs<ul style="list-style-type: none"><li>a. Mac Worthy</li></ul></li><li>5. Terrorism<ul style="list-style-type: none"><li>a. Cherie Wyn Jette</li></ul></li><li>6. Here we Ride<ul style="list-style-type: none"><li>a. Mike Barnbaum</li></ul></li></ul> |
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## **Council Comments-Ideas, Questions and Meeting/Conference Reports**

### **1. Information Requests**

#### a. Mayor

1. LAFCO – removed Kevin McCarty and appointed Allen Warren
2. Announced the dissolution of the arena ad hoc

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

#### a. Youth Commission

1. Danielle Lindo (District 1)
2. Donovan Serrano (District 2)
3. Simon Anuszcky (District 2)
4. Davon Thomas (District 5)
5. MacKenzie Starnes (District 7)

**Adjourned** – 7:20 p.m. in memory of Grantland Johnson