



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

DRAFT Minutes

Tuesday, March 24, 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.

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DRAFT Minutes

Tuesday, March 24, 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 6:03 p.m. Tuesday, March 24, 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

Absent: Member Steve Cohn departed at 7:00 p.m.

Pledge of Allegiance led by Boy Scout Troop 1

Closed Session Report -None.

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

1. Charter Review Committee-process and procedure
 - a. Jeffrey Tucker
2. In God We Trust Resolution and Display
 - a. Scott Raab
3. Money Earmarked for David Taylor
 - a. Greg Schmidt
4. Sacramento Housing and Redevelopment Agency (SHRA)
 - a. Felix Huerta
5. Camp Sacramento
 - a. Zack Jones

Special Presentations/General Communications

- a. **Resolution Honoring the 2009 Cesar E. Chavez Day of Service and Learning**

Action: Presented by Member Kevin McCarty to Becky Castro and Al Rojas

Consent Calendar (Items 1 -17) **Estimated Time: 05 minutes**

Action: Moved/Seconded: Member Robbie Waters/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

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 March 10, 2009.**

Location: (Citywide)

Action: Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for March 10, 2009.

Contact: Shirley Concolino, City Clerk, (916) 808-7200, Office of the City Clerk.

2. **(City Council/Housing Authority/Redevelopment Agency) Benefit Actions for Unrepresented Sacramento Housing and Redevelopment Agency (SHRA) Employees**

Location: (Citywide)

Action: Moved/Seconded: Member Robbie Waters/Member Steve Cohn

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

Abstain: Member Sandy Sheedy

Adopted **City Resolution No. 2009-165, Housing Authority Resolution No. 2009-006** and **Redevelopment Agency Resolution No. 2009-023** approving the collective bargaining agreement with Sacramento Housing and Redevelopment Agency Employee's Association (SHRAEA) covering employees in the Administrative and Technical units and approving benefit Actions for the SHRA Unrepresented Employees.

Contact: La Shelle Dozier, Executive Director, (916) 440-1319, James Shields, Director of Administration, (916) 440-1308, Sacramento Housing and Redevelopment Agency.

3. **Application for Disposition of Housing Authority of the City of Sacramento Maintenance Facilities Building**

Location: 320 Commerce Circle Maintenance Facility (District 2)

Action: Adopted **Housing Authority Resolution No. 2009-007** authorizing the Executive Director or her designee to: 1) submit an application to the U.S. Department of Housing and Urban Development (HUD) for the disposition of 320 Commerce Circle (CA30-P005-002) in Sacramento, CA, 2) remove the Declaration of Trust and Contract for Loan Guarantee Assistance under Section 108 of the Housing and Community Development Act, and transfer the Declaration of Trust and Contract for Loan Guarantee Assistance under Section 108 to the Oak Park duplexes, 3) subject to approval from HUD requested in Section 1 above, request a reassignment of this property to the Housing Authority of the City of Sacramento's Central Office Cost Center (COCC), and 4) request an exception under 24 CFR part 85.6(c) to reimburse the federal government for its equity in the project

Contact: Nick Chhotu, Assistant Director of Public Housing, (916) 440-1334, Sacramento Housing and Redevelopment Agency

- 4. Ordinance Amendment: Dangerous Building and Housing Codes** (Passed for Publication on 3-17-09, Published on 3-20-09)
Location: (Citywide)
Action: Adopted **Ordinance No. 2009-014** amending Sacramento City Code Sections 8.96.050, 8.96.150, 8.96.270, 8.96.300, 8.96.310, 8.96.320, 8.96.330, 8.96.340, 8.96.350, 8.100.070, 8.100.080, 8.100.220, 8.100.230, 8.100.240, 8.100.290, 8.100.310, 8.100.340, 8.100.360, 8.100.490, 8.100.530, 8.100.660, and adding sections 8.96.155 and 8.100.865 relating to dangerous and substandard buildings.
Contact: Max Fernandez, Director of Code Enforcement, (916) 808-7940, Ron O'Connor, (916) 808-8183, Randy Stratton, (916) 808-6497, Code Enforcement Department.
- 5. (Pass for Publication) Check Cashing Centers (M07-070)**
Location: (Citywide)
Action: 1) Reviewed a) a Resolution determining the project exempt from environmental review; b) an Ordinance amending the Zoning Code to establish regulations for check cashing centers; and 2) passed for publication the Ordinance title as required by Sacramento City Charter 32c to be adopted on March 31, 2009.
Contact: Jennifer Glen, Assistant Planner, (916) 808-4771, Sandra Yope, Senior Planner, (916) 808-7158, Development Services Department.
- 6. (Pass for Publication) Lemon Bell 2 Residential Subdivision (P06-100)**
Location: 7200 Lemon Hill Avenue (District 6)
Action: 1) Reviewed a) a Resolution determining the project exempt from environmental review; b) Resolution No. 2009- amending the South Sacramento Community Plan from Residential (4-8) to Residential (7-15); c) Resolution No. 2009- approving the Lemon Bell 2 Residential Subdivision; d) an Ordinance rezoning the subject site from the Standard Single-Family (R-1) zone to the Single-Family Alternative (R-1A) zone; and 2) passed for publication the Ordinance title as required by the Sacramento City Charter 32c to be adopted March 31, 2009.
Contact: Antonio Ablog, Associate Planner, (916) 808-7702, Joy Patterson, Principal Planner, (916) 808-7826, Development Services Department.
- 7. Grant Application: Annual Federal Funds for California Task Force Seven (CA TF-7), Urban Search and Rescue (US&R) Team**
Location: (Citywide)
Action: Moved/Seconded: Member Robbie Waters/Member Steve Cohn
Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Seedy, Ray Tretheway, and Robbie Waters
Abstain: Mayor Kevin Johnson

Adopted **Resolution No. 2009-166** 1) authorizing the City Manager, or his designee, to apply, sign and submit documentation for annual federal funding from the Department of Homeland Security (DHS)/Federal Emergency Management Agency (FEMA) for the CA TF-7 US&R; 2) accepting federal funds, if awarded, in amount awarded; 3) establishing a multi-year operating grant for CA TF-7 US&R including revenue and expenditure budgets for the CA TF-7 US&R program; 4) accepting all eligible, grant related expenditures to the multi-year operating grant for CA TF-7 US&R beginning May 1, 2009.

Contact: Ed Vasques, Assistant Fire Chief, (916) 264-7522, Denise Pinkston-Maas, Support Services Manager, (916) 808-1604, Fire Department.

8. Contract: Allison Transmission Repairs and Services

Location: (Citywide)

Action: Adopted **Resolution No. 2009-167** 1) awarding Cummins West, Inc., a four-year contract for Allison transmission repairs and services for the City's heavy duty fleet in an amount not to exceed \$1,787,638 for the four year period; and 2) authorizing the City Manager or the City Manager's designee to execute the contract specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).

Contact: Keith Leech, Fleet Manager, (916) 808-5869, Marc Robles, Program Analyst, (916) 808-6343, General Services Department.

9. Contract: North Area Corporation Yard Toxic Remediation (C13001400)

Location: 918 Del Paso Road, Sacramento County

Action: Adopted **Resolution No. 2009-168** 1) approving the construction plans and specifications and awarding a one-year construction contract with a one-year renewal option to Pacific States Environmental Contractors, Inc. for the excavation, treatment and disposal of diesel contaminated soils at the North Area Corporation Yard in an amount not to exceed \$850,516 for the two year period; and 2) authorizing the City Manager or the City Manager's designee to execute the contract and renewal option.

Contact: Karl Kurka, Environmental Program Manager, (916) 808-8430, Cynthia Kranc, Facilities Manager, (916) 808-2258, General Services Department.

10. New FY2008/09 Ethel MacLeod Hart Trust Fund Projects

Location: (Citywide)

Action: Adopted **Resolution No. 2009-169** approving the new Ethel MacLeod Hart Trust Fund projects for FY2008/09: 1) Creative Aging Initiative in the amount of \$26,040; and 2) United Lu Mien Exercise Program in the amount of \$3,060.

Contact: Sylvia Fort, Division Manager, (916) 808-838, Rosanne Bernardy, Recreation Superintendent, (916) 808-1590, Parks and Recreation Department.

11. **(City Council/Redevelopment Agency) McClatchy Park Master Plan Update and Safety Renovation Project (L19136000)**
Location: 3500 5th Avenue (District 5)
Action: Adopted 1) **City Resolution No. 2009-170** adopting the Mitigated Negative Declaration and the Mitigation Reporting Program for the project; 2) **City Resolution No. 2009-171** a) approving the McClatchy Park Master Plan Update; b) appropriating \$600,000 in Park Development Impact Fees (Fund 3204) to the project; c) transferring \$600,000 of Proposition 40 Per Capita Block Grant Funds (Fund 3704) from the project to the Bill Bean, Jr. Park Safety Tier II Project (L19808700); 3) **City Resolution No. 2009-172** a) appropriating \$793,000 in Tax Increment Funds (Fund 2700) to the project; b) authorizing the City Manager to execute an Individual Project Agreement (IPA) with the Sacramento Housing and Redevelopment Agency (SHRA) in the amount of \$793,000 for the project; and c) making findings under Health and Safety Code 33445 regarding the necessity of Redevelopment Agency funding for public facilities; and 4) **Redevelopment Agency Resolution No. 2009-024** a) approving the McClatchy Park Master Plan Update; b) amending the 2009 SHRA budget by transferring \$793,000 of Oak Park 2008 Tax Increment Developer Assistance Funds to the project; c) authorizing the Executive Director, or her designee, to execute an Individual Project Agreement (IPA) in the amount of \$793,000 for the project; and d) making related findings.
Contact: Steven Giguere, Associate Landscape Architect, (916) 808-8354; Jonathan Rewers, Parks and Recreation Analyst, (916) 808-7590, J.P. Tindell, Park Planning and Development Manager, (916) 808-1955, Parks and Recreation Department, Lisa Bates, SHRA Deputy Executive Director, (916) 440-1316, Sacramento Housing and Redevelopment Agency.
12. **Agreement: Panhandle (M05-031 / P05-077)**
Location: South of Elkhorn Boulevard, north of Del Paso Road, west of Sorento Road (District 1)
Action: Continued to April 21, 2009.
Contact: Scot Mende, New Growth Manager, (916) 808-4756, Planning Department, Leyne Milstein, Finance Director, (916) 808-8491, Finance Department.
13. **Agreement: New Measure A Funds for Sacramento Intermodal Transportation Facility (SITF)**
Location: Downtown Railyards (District 1)
Action: Continued to March 31, 2009.
Contact: Hinda Chandler, Senior Architect, (916) 808-8422, Lucinda Willcox, Program Manager, (916) 808-5052, Transportation Department.

14. **Alley Abatement Program Capital Improvement Project (CIP) (T15090900) and Appropriation of Funds**
Location: (Citywide)
Action: Adopted **Resolution No. 2009-175** 1) establishing the Alley Abatement Program; and 2) appropriating Gas Tax (Fund 2002) in the amount of \$60,000 to the Alley Abatement Program.
Contact: Thomas Adams, Engineering Technician II (916) 808-7929, Lucinda Willcox, Program Manager (916) 808-5052, Transportation Department.
15. **Vehicular Traffic on K Street**
Location: K Street, 8th to 12th Streets (District 1)
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, Robbie Waters and Mayor Kevin Johnson
Public comment heard from Alfred P. Buff and a motion **passed** to received and filed.
Contact: Melissa Anguiano, Economic Development Project Manager, (916) 808-5864, Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Economic Development Department; Hector Barron, Traffic Engineering Manager, (916) 808-2669, Jerry Way, Director of Transportation, (916) 808-6381, Transportation of Department.
16. **Contract: Purchase of Liquid Sodium Hypochlorite**
Location: (Citywide)
Action: Adopted **Resolution No. 2009-176** 1) awarding a one-year contract with four one-year renewal options to Sierra Chemical Company for the purchase of liquid sodium hypochlorite in bulk, one-ton and 150 pound chlorine cylinders in an amount not to exceed \$3,359,645 for the potential maximum 5 year term; and 2) authorizing the City Manager or the City Manager's designee to execute the contract and renewal options specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).
Contact: Marc Robles, Program Analyst, Procurement Services, General Services Department, (916) 808-6343, Dave Phillips, Water Sewer Superintendent, (916) 808-5652, Utilities Department.
17. **Supplemental Agreement: Municipal Solid Waste Transfer, Transport, Disposal, Processing and Recovered Materials Diversion Project**
Location: (Citywide)
Action: Adopted **Resolution No. 2009-177** approving and authorizing the City Manager or designee to execute Supplemental 3 to City Agreement No. 98-131 between the City and BLT Enterprises of Sacramento, Inc. (the "Service Agreement") to add Kiefer Landfill as an Alternate Disposal Facility for the project.
Contact: Edison Hicks, Integrated Waste General Manager (916) 808-4949, Marty Strauss, Integrated Waste Planning Superintendent, (916) 808-4934, Utilities Department.

Public Hearings (Items 18 and 19)

18. Estimated Time: 1 hour

Citywide Fees and Charges Update (Noticed on 3-11-09 and 3-18-09)

Location: (Citywide)

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

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

Absent: Steve Cohn

Conducted a public hearing with no public comment and upon conclusion a motion **passed** to adopt **Resolution No. 2009-178** approving proposed new fees and fee increases.

Contact: Leyne Milstein, Finance Director, (916) 808-8491, Jason Bader, Management Analyst, (916) 808-5817, Finance Department.

19. Estimated Time: 30 minutes

La Valentina Station Project (P08-106) (Passed for publication on 3-17-09, published on 3-20-09, Noticed on 3-14-09 and 3-16-09)

Location: East side of 12th Street, between the C Street/D Street alley and E Street (District 3)

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

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 public comment heard from Kevin Greene and upon conclusion a motion **passed** to adopt 1) **Resolution No. 2009-179** adopting the Mitigated Negative Declaration and Mitigation Monitoring Plan; 2) **Resolution No. 2009-180** approving the La Valentina Station project; and 3) an **Ordinance no. 2009-015** rezoning a portion of the project, namely, the Station Site, from Residential Mixed Use (RMX) to Multi Family Residential (R-5)

Contact: David Hung, Associate Planner, (916) 808-5530, Stacia Cosgrove, Senior Planner, (916) 808-7110, Development Services Department.

Discussion Calendar/Staff Reports (Items 20 and 21)

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

20. Estimated Time: 1 hour

Downtown/Riverfront Streetcar Policy Discussion

Location: (Citywide)

Action: Continued to May 5, 2009.

Contact: Azadeh Doherty, Principal Planner, (916) 808-3137, Transportation Department.

21. **Estimated Time: 5 minutes**
Caltrans Transportation Planning Grant Application
Location: (Citywide)

Action: Moved/Seconded: Member Robbie Waters/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

A motion **passed** as a Consent Calendar item to adopt **Resolution No. 2009-181** to authorize staff to submit a Community-Based Transportation Planning Grant application to Caltrans for a Citywide Streetcar Planning Study.

Contact: Fedolia “Sparky” Harris, Senior Planner, (916) 808-2996, Transportation Department.

22. **Confirmation of Appointments to the 2009 Sacramento Charter Review Committee**
Location: Citywide

Action: Moved/Seconded: Member Robbie Waters /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

A motion **passed** as a Consent Calendar item to confirmed appointments to the 2009 Sacramento Charter Review committee: District 1 Appointee-Chester Newland; District 2 Appointee-John Taylor; District 3 Appointee-Cecily Hastings; District 4 Appointee-Tina Thomas; District 5 Appointee-William Jay Wisham; District 6 Appointee- Alan LoFaso; District 7 Appointee-Robert Murphy; District 8 Appointee-Larry Carr; Mayoral Appointee-Chris Tapio; and Personnel and Public Employees Committee Appointees-William Edgar and JoAnn Fuller.

Contact: Stephanie Mizuno, Assistant City Clerk; Katia Ligaiviu, Deputy City Clerk, 808-7200, Office of the City Clerk.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

- a. Member Lauren Hammond-divesting City funds from banks that refuse to work with mortgage lenders to find ways to assist homeowners.

Adjourned- 7:20 p.m.