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
Russ Fehr, 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, 1st Floor
Published by the Office of the City Clerk
(916) 808-5163

Tuesday, January 26, 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 .

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 MINUTES

Tuesday, January 26, 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, January 26, 2016 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren (departed at 8:00 p.m.)

Members Absent: Mayor Kevin Johnson.

Pledge of Allegiance– led by Brian Holloway

Closed Session Report – None.

Consent Calendar Estimated Time: 5 minutes

Action: Moved/Seconded: Member Jay Schenirer / 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

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 # 2016-00031
Location: Citywide
Action: Passed **Motion No. 2016-0016** approving City Council Meeting Minutes dated January 12, 2016.
Contact: Shirley Concolino, MMC, City Clerk, (916) 808-5442, Office of the City Clerk

2. 2016 Biennial Update of the City's Conflict of Interest Code
Report # 2016-00113
Location: Citywide
Action: Public comment heard from Loraine Brown; passed **Resolution No. 2016-0022:** 1) adopting the Conflict of Interest Code for the City of Sacramento; and 2) repealing Resolution 2015-0215.

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. **Contract: Hand Towel Rolls for the Sacramento Convention Center Complex**
Report # 2016-00077
Location: District 4
Action: Passed **Motion No. 2016-0017:** 1) awarding a three-year contract for the purchase of Tork Advanced Hand Towel Rolls to Interline Brands, Inc. d.b.a. SupplyWorks for a total not-to-exceed amount of $125,000; and 2) authorizing the City Manager, or his designee, to execute the foregoing contract.
Contact: Steven Sakakihara, Administrative Analyst, (916) 808-7146; Russ Haynes, Administrative Officer, (916) 808-7360, Convention & Cultural Services

4. **Resolution of Intention to Renew and Expand the Midtown Property and Business Improvement District No. 2016-02**
Report # 2016-00041
Location: District 4
Action: Passed **Resolution No. 2016-0023** to Renew and Expand the Midtown Sacramento Property and Business Improvement District (PBID) No. 2016-02 and set a time and place of Public Hearing for March 15, 2016.
Contact: Sini Makasini, Administrative Analyst, (916) 808-7967; Mark Griffin, Special Districts Manager, (916) 808-8788, Department of Finance

5. **Ordinance Amending Various Sections of the Sacramento City Code Relating to Discharge of Firearms** (Passed for Publication 01/19/2016; Published 01/22/2016)
Report # 2016-00073
Location: Citywide
Action: Public comment heard from Craig DeLuz; passed **Ordinance No. 2016-0005 as amended** amending Sacramento City Code section 9.32.130 relating to discharge of firearms.
Contact: Dave Risley, Police Captain, North Command, (916) 808-6464, Police Department

6. **Replacement of 9-1-1 Call Processing System**
Report # 2016-00088
Location: Citywide
Action: Passed **Motion No. 2016-0018** authorizing the City Manager, or the City Manager's designee to approve the replacement of a 911 call processing system for the Sacramento Police Department's Communications Center, in an allotment amount not to exceed $635,000, directly funded and purchased by the State of California's, Office of Emergency Services.
Contact: Neil Schneider, Police Captain, Communications Division, (916) 808-1786, Police Department

7. **Grant: Fiscal Year 2015-16 Citizens' Option for Public Safety (COPS) Growth Program Funding**
Report # 2016-00089
Location: Citywide
Action: Passed **Resolution No. 2016-0024** authorizing the City Manager, or City Manager's designee, to: 1) accept $109,683 in Fiscal Year (FY) 2015/16 COPS Growth Program funding from the County of Sacramento; 2) establish an operating grant project (G11014600); 3) establish the necessary operating grant expense and revenue budgets in an amount up to $109,683; and 4) adjust the necessary operating grant expense and revenue budgets in the FY2015/16 COPS Project (G11014600), based on actual disbursements received from the extended funding in the Enhancing Law Enforcement Activities Growth Special Account (California Government Code Section 30029.05) for the Citizen's Option for Public Safety and Juvenile Justice Crime Prevention program and law enforcement purposes.
Contact: Scott Pettingell, Police Administrative Manager, Fiscal Operations, (916) 808-0909, Police Department

8. **Grant: Fiscal Year 2015-16 Citizens' Option for Public Safety (COPS) Program Funding**
Report # 2016-00090
Location: Citywide
Action: Public comment heard from Lorraine Brown; passed **Resolution No. 2016-0025** authorizing the City Manager, or City Manager's designee, to: 1) accept $750,451 in Fiscal Year (FY) 2015-16 COPS program funding from the County of Sacramento; 2) establish an operating grant project (G11014700); 3) establish the necessary operating grant expense and revenue budgets in an amount up to $750,451; and 4) adjust the necessary operating grant expense and revenue budgets in the FY2015/16 COPS Project (G11014700), based on actual disbursements received from the County of Sacramento Supplemental Law Enforcement Services Account (SLESA).
Contact: Scott Pettingell, Police Administrative Manager, Fiscal Operations, (916) 808-0909, Police Department

9. **Contract: City Garage Preventive Maintenance and Structural Repairs Project (V15410000)** [Published for Review 01/14/2016]
Report # 2016-00005
Location: 1126 11th Street, 135 Neasham Circle, and 200 I Street, District 4
Action: Passed **Resolution No. 2016-0026:** 1) authorizing the City Treasurer and the City Treasurer's designee to secure lease financing from Banc of America Public Capital Corp for the City Garage Preventive Maintenance and Structural Repairs Project in an amount not to exceed $2.7 million, and to approve, execute, and deliver required lease-financing documents, including but not limited to a schedule of property and an amendment to the Master Equipment Lease/Purchase Agreement (City Agreement No. 2004-047); 2) declaring the City's intent to use proceeds obtained through the lease financing to reimburse itself for expenditures it expects to pay before the financing is completed; 3)

authorizing the City Manager and the City Manager's designee to amend the Department of Public Works budget to reflect the procurement and financing as secured by the City Treasurer or the City Treasurer's designee; 4) amending the FY2015/16 Capital Improvement Program by transferring a) $504,113 (Parking Fund, Fund 6004) from the Mechanical/Electrical Repair Project (V15420000) to the Elevator Renovation/Modernization Project (V15410000) and b) $999,964 (Parking Fund, Fund 6004) from the ADA Compliance Various Project (C13000400) to the Elevator Renovation/Modernization Project (V15410000); and 5) authorizing the City Manager and the City Manager's designee to execute a design-build contract with The Boldt Company for the City Garage Preventive Maintenance and Structural Repairs Project for a Guaranteed Maximum Price of $3,396,797.
Contact: Jeff Blanton, Senior Architect, (916) 808-8423; Matt Eierman, Parking Manager, (916) 808-5849, Department of Public Works

10. Change Order: 2015 Street Seal Coat Project (R15152020) and 65th Street Bike Lane Improvements
Report # 2016-00049
Location: Districts 1, 2, 6, and 8
Action: Passed **Motion No. 2016-0019**: 1) authorizing the City Manager to execute Change Order No. 2 in an amount not to exceed $87,713 to City Agreement No. 2015-1330 with Valley Slurry Seal Co. for the 2015 Street Seal Coat Project and 65th Street Bike Lane Improvements Project; 2) ratifying Change Order No. 1 to City Agreement No. 2015-1330 with Valley Slurry Seal Co.; and 3) resetting the City Manager's Authority to issue change orders for City Agreement No. 2015-1330.
Contact: Josh Werner, Assistant Civil Engineer, (916) 808-8158; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

11. Contract: Sewer Replacement Project, D Street, 18th to 20th Streets, V/W Alley 14th to 15th Streets, and O/P Alley 17th to 18th Streets (Continued from 01/12/2016)
Report # 2016-00006
Location: District 4
Action: Passed **Motion No. 2016-0020:** 1) approving the contract plans and specifications for the Sewer Replacement project; and 2) awarding the contract to Florez Paving for an amount not-to-exceed $408,837.
Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Brett Grant, Supervising Engineer, (916) 808-1413, Department of Utilities

12. Suspend Competitive Bidding for the Purchase of Chemicals through the Bay Area Chemical Consortium Bid Process (Two-Thirds Vote Required)

Report # 2016-00034

Location: Citywide

Action: Passed **Resolution No. 2016-0027** suspending competitive bidding, in the best interests of the City, to allow the Department of Utilities to purchase water and wastewater treatment chemicals through participation in the Bay Area Chemical Consortium bid process.

Contact: Michael Malone, Operations Manager, (916) 808-6226; Ken Swartz, Program Specialist, (916) 808-6276, Department of Utilities

13. Supplemental Agreement for Web Hosting Metered Water Data

Report # 2016-00035

Location: Citywide

Action: Passed **Motion No. 2016-0021** authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 1 to City Agreement C2014-0763 with Zenner Performance Meter for Web Hosting, Gateway and Repeater Maintenance services through August 31, 2016, for an additional amount of $12,000, bringing the agreement's total not-to-exceed amount to $103,741.

Contact: Michael Malone, Operations Manager, (916) 808-6226; Sheri Adams, Program Specialist, (916) 808-1470, Department of Utilities

Public Hearings

14. Ordinances Amending Titles 5 and 17 of the Sacramento City Code Relating to the Relocation of a Medical Marijuana Dispensary and Cannabis Cultivation (Noticed 01/15/2016; Passed for Publication 01/19/2016; Published 01/22/2016) **[Four-Fifths Vote Required]**

Report # 2016-00024 **Estimated Time: 40 minutes** (Actual Time: 105 minutes)

Location: Citywide

Action: Moved/Seconded: Member Jay Schenirer / 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

Motion failed to adopt staff recommendation

Action: Moved/Seconded: Member Angelique Ashby / Member Allen Warren

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 Lorraine Brown, Marcia Blount, Kimberly Cargile, Richard Miller, Dr. Marai Fry, Jill Zimmerman, Michael Hawkins, Mac Worthy, Tracey Schaal, and upon conclusion, **a substitute motion passed to continue for one week** 1) an Ordinance amending various sections in title 17 of the Sacramento City Code relating to cannabis cultivation; 2) an Ordinance imposing a 45-day moratorium on cannabis cultivation; and 3) an Ordinance amending various sections of chapter 5.150 of the Sacramento City Code relating to the relocation of a medical marijuana dispensary.
Contact: Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department; Brad Wasson, Revenue Manager, (916) 808-1259, Department of Finance

Discussion Calendar

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

15. Golden 1 Center Debt Financings
Report # 2016-00071 **Estimated Time: 15 minutes** (Actual Time: 50 minutes)
Location: Citywide
Action: Public comment heard from Frank Topping, Lorraine Brown, Faygo, Mac Worthy; received and filed.
Contact: Russ Fehr, City Treasurer, (916) 808-5832; Brian Wong, Debt Manager, (916) 808-5811, Office of the City Treasurer

8:30 p.m.– recessed for 5 minutes due to the disorderly conduct of the homeless advocates who after repeated warnings continued to disrupt the public meeting.

16. Department of Utilities Report on the Utility Rate Assistance Program and Other Utilities Matters
Report # 2016-00051 **Estimated Time: 15 minutes** (Actual Time: 15 minutes)
Location: Citywide
Action: Public comment heard from Mac Worthy; received and filed.
Contact: Bill Busath, Director, (916) 808-1434; Susan Goodison, Business Services Manager, (916) 808-8995, Department of Utilities

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

1. Homelessness
   a. Laura Rubalcaba
   b. Sameera Mikkaraut, Bob Saunders, Kevin Lipscomb, Bryan Hernandez, Garrett Hannickel, Charish Psomas
   c. Jmer Jefferson
   d. Michael Horre
   e. Niki Jones
   f. Anne Stuart
   g. Kevin Carter
   h. Malvina Fernandez-Lopez
   i. Tiona Marshall
   j. Sundip Jagpal
   k. Lanette Davies
   l. David Jones
   m. Nathan Barnett
   n. Rohini Jain
   o. Nandini Sarma
   p. Rachel Gregg
   q. Sue Lockwood
   r. Mohammed
   s. Pastor Gainsbrugh
   t. Dianna Morry
   u. Erica Talbott
   v. Donielle Prince
   w. Milly Reagh
   x. Saragh Howell
   y. Tanya Faison
   z. Jenine Spotnitz
   aa. Bette Braden
   bb. Frank kToppyig
   cc. Gary Harris
   dd. April Hollon
   ee. David Jackson
   ff. Maximilliano Luke-Sanchez
   gg. Laurie Blazich
   hh. Devan Phenix
   ii. Jason Miller
   jj. Jamier
   kk. Robert Coplin
   ll. Melissa Dewey
   mm. Paige Haring
   nn. Melissa McTernan
   oo. Brandon Sheedy
   pp. Shaykh Abdullah
   qq. Trina Allen
   rr. David Andre
   ss. Grace Loescher
   tt. Diana Monray
   uu. Kayla Pace
   vv. Nelson
   ww. Omar Sahak
   xx. C. Brady
   yy. Ian Kim
   zz. Faygo
   aaa. Wanda
   bbb. Cymthia
   ccc. Rebecca Person
   ddd. David Wong
   eee. Armanda Florez
   fff. Mac Worthy
   ggg. Lorraine Brown

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. **Information Requests**
   a. Member Hansen
      1. Report by end of March a plan with Capitol Area Development Authority to transform Capitol Mall.

2. **Board/Commission Appointments**
   a. Administration, Investment & Fiscal Management Board
      1. Manuel Leon
   b. Planning and Design Commission
      1. Jia Wang-Connelly
      2. Robbie Waters
   c. Sacramento Youth Commission
      1. Johnny Coleman

Adjourned – 10:56 p.m.