

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

Tuesday, November 18, 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.

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

Tuesday, November 18, 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 6:00 p.m. Tuesday, November 18, 2014 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Steve Cohn (arrived 6:04 p.m.), Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson.

Pledge of Allegiance– led by Jorge Osegura.

Closed Session Report – None.

Consent Calendar Estimated Time: 5 minutes (Actual time: 4 minutes)

Action: Moved/Seconded: Member Jay Schenirer / Member Angelique Ashby

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

Absent: Member Steve Cohn

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

1. **(Pass for Publication) Ordinance Amending Section 13.02.050 of the Sacramento City Code, Relating to the Utilities Rate Advisory Commission**

Report # 2014-00867

Location: Citywide

Action: 1) Reviewed an Ordinance amending section 13.02.050 of the Sacramento City Code, relating to the Utilities Rate Advisory Commission; and 2) passed for publication the Ordinance title as required by Sacramento City Charter 32(c) to be considered on November 25, 2014.

Contact: Shirley Concolino, City Clerk (916) 808-5442; Wendy Klock-Johnson, Assistant City Clerk, (916) 808-7509, Office of the City Clerk

- 2. Allocation of Sewer Credits to Copperstone Properties, LLC for the Copperstone Villages II and III Project located at 7640 Stockton Boulevard**
Report # 2014-00869
Location: District 8
Action: Passed **Resolution No. 2014-0372** allocating 203.916 Economic Development Treatment Capacity Bank Credits to Copperstone Properties, LLC for the Copperstone Villages II and III Project located at 7640 Stockton Boulevard.
Contact: Sabrina Tefft, Project Manager, (916)808-3789, Economic Development Department
- 3. Citywide Purchases from Cooperative Purchase Agreements and Iron Mountain Document Storage Citywide Contract (Reviewed 10/21/2014)**
Report # 2014-00765
Location: Citywide
Action: Passed **Motion No. 2014-0289:** 1) approving the use of cooperative purchasing agreements with a) Grainger for an amount not-to-exceed \$750,000, b) Graybar for an amount not-to-exceed \$650,000, c) Herman Miller Office Furniture for an amount not-to-exceed \$100,000, d) National Office Furniture for an amount not-to-exceed \$300,000, e) Safeware-Mallory for an amount not-to-exceed \$300,000, f) Steelcase for an amount not-to-exceed \$120,000, and g) Zep for an amount not-to-exceed \$300,000, for the citywide purchase of various supplies and equipment through the expiration dates of the respective contracts; 2) authorizing the City Manager or his designee to issue the required purchase orders for the not-to-exceed amount specified for the vendors under the cooperative purchasing agreements for a total not-to-exceed amount of \$2,520,000 during the terms of each respective contract; 3) ratifying payments in the amount of \$48,243.38 made to Iron Mountain for services rendered in excess of the not-to-exceed amount of City Agreement No. 2013-0081 and authorizing the City Manager or his designee to execute contract supplements to increase the total not-to-exceed contract amount from \$98,000 to \$220,000; and 4) resetting City Manager's contract supplement authority for City Agreement No. 2013-0081.
Contact: Gary O'Neill, Program Analyst, (916) 808-7432; Craig Lymus, Procurement Manager, (916) 808-5524, Department of Finance
- 4. (Pass for Publication) Ordinance Amending Sections 3.60.180 and 3.60.190 of the Sacramento City Code, Relating to the Payment of Prevailing Wages and Apprentices**
Report # 2014-00852
Location: Citywide
Action: 1) Reviewed an Ordinance amending sections 3.60.180 and 3.60.190 of the Sacramento City Code, relating to the payment of prevailing wages and apprentices; and 2) passed for publication the ordinance title as required by Sacramento City Charter section 32(c), to be considered on November 25, 2014.
Contact: Craig Lymus, Procurement Manager, (916) 808-5624, Department of Finance

5. **Contract: Uniformed Unarmed Security Guard Services (Two-Thirds Vote Required) (To Be Delivered)**
Report # 2014-00894
Location: Citywide
Action: Passed **Resolution No. 2014-0373:** 1) suspending competitive bidding in the best interests of the City for the purchase of unarmed uniformed security guard services; 2) awarding a 90-day contract for unarmed uniformed security services to Securitas Security Services USA (“Securitas”), in an amount not exceed \$694,264; 3) authorizing the City Manager or the City Manager’s designee to execute the contract; and 4) delegating authority to the City Manager to administer the transition from the current provider to Securitas.
Contact: Katherine Robbins, Program Analyst, (916) 808-1562; Craig Lymus, Procurement Services Manager, (916) 808-5524, Department of Finance
6. **Grant: Fiscal Year 2014-15 Citizens' Option for Public Safety Program Funding**
Report # 2014-00833
Location: Citywide
Action: Passed **Resolution No. 2014-0374** authorizing the City Manager, or City Manager’s designee, to: 1) accept \$750,316 in Fiscal Year (FY) 2014-15 Citizen’s Option for Public Safety (COPS) program funding from the County of Sacramento; 2) establish an operating grant project (G11012200); 3) establish the necessary operating grant expense and revenue budgets in an amount up to \$750,316; and 4) adjust the necessary operating grant expense and revenue budgets in the FY 2014-15 COPS Project (G11012200), 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
7. **(Pass for Publication) Ordinance Repealing and Adding Chapter 8.112 of the Sacramento City Code Relating to Boating**
Report # 2014-00842
Location: Citywide
Action: 1) Reviewed an Ordinance repealing and adding Chapter 8.112 of the Sacramento City Code relating to boating; and 2) passed for publication the Ordinance title as required by Sacramento City Charter 3 (c) to be considered on December 2, 2014.
Contact: Kathy Lester, Police Captain, Central Command, (916) 808-0854; William Champion, Police Captain, Contract Services, (916) 808-4500, Police Department

8. Approval of Public Agency Representative Appointment to the Sacramento Employment and Training Agency Governing Board

Report # 2014-00826

Location: Citywide

Action: Passed **Motion No. 2014-0290** confirming the recommendation of the Sacramento Employment and Training Agency (SETA) Governing Board and approving the appointment of Ms. Sophia Scherman as a public representative to the SETA Governing Board for the current term ending November 2016.

Contact: Kathy Kossick, Executive Director, (916) 263-3810, Sacramento Employment and Training Agency; Howard Chan, Assistant City Manager, (916) 808-7488, Office of the City Manager

Public Hearings

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

9. Croasman/Nigro-Shaffer House Landmark Nomination (M14-016) [Passed for Publication 11/06/2014; Noticed 11/07/2014; Published 11/12/2014]

Report # 2014-00819 **Estimated Time: 5 minutes** (Actual time: 4 minutes)

Location: 2305 K Street, District 4

Action: Moved/Seconded: Member Steve Hansen / Member Allen Warren

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 **Ordinance No. 2014-0032** listing the Croasman/Nigro-Shaffer House, located at 2305 K Street, in the Sacramento Register of Historic & Cultural Resources (Register) as a Landmark and specifying the property's significant features and characteristics.

Contact: Arwen Wacht, Associate Planner, (916) 808-1964; Roberta Deering, Preservation Director, (916) 808-8259, Community Development Department

10. 3600 Power Inn Road Rezone and Conditional Use Permit (P14-044) [Passed for Publication 11/06/2014; Noticed 11/07/2014; Published 11/12/2014]

Report # 2014-00821 **Estimated Time: 10 minutes** (Actual time: 6 minutes)

Location: 3600 Power Inn Road, District 6

Action: Moved/Seconded: Member Kevin McCarty / Member Allen Warren

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

Noes: Member Angelique Ashby

Conducted a public hearing with public comment heard from Jerry Vorpahl, and upon conclusion, 1) passed **Resolution No. 2014-0375** determining the project exempt from review under the California Environmental Quality Act; 2) passed **Ordinance No. 2014-0033** to rezone 1.27 acres from Manufacturing, Research and Development (MRD-SWR) zone to General Commercial (C-2-SWR) zone within the Solid Waste Restricted Overlay; and 3) passed **Resolution No. 2014-0376** approving a conditional use permit to operate a medical marijuana dispensary in the proposed General Commercial (C-2-SWR) zone within the Solid Waste Restricted Overlay.

Contact: Arwen Wacht, Associate Planner, (916) 808-1964; Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department; Lindsey Alagozian, Senior Planner, (916) 808-2659

11. Housing and Dangerous Buildings Case Fees - Findings of Fact for Special Assessment

(Noticed 08/18/2014 and 09/10/2014)

Report # 2014-00834 **Estimated Time: 10 minutes** (Actual time: 2 minutes)

Location: Citywide

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.

Conducted a public hearing and upon conclusion passed **Resolution No. 2014-0377 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: Ron O'Connor, Operations Manager, (916) 808-8183, Community Development Department

12. Unpaid Community Development Department Administrative Penalties and Neighborhood Code Compliance Fees (Noticed 08/28/2014 and 10/01/2014)

Report # 2014-00859 **Estimated Time: 10 minutes** (Actual time: 2 minutes)

Location: Citywide

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.

Conducted a public hearing and upon conclusion passed **Resolution No. 2014-0378 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: Ron O'Connor, Operations Manager, (916) 808-8183, Community Development Department

Discussion Calendar

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

13. Studios for the Performing Arts Status (Continued from 11/13/2014)

Report # 2014-00865 **Estimated Time: 30 minutes**

Location: 2420 N Street, District 4

Action: **Withdrawn.**

Contact: Leslie Wisniewski, Administrative Officer, (916) 808-8920, Convention and Cultural Services

SUPPLEMENTAL

Discussion Calendar

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

14. Approval to Bypass Law and Legislation Committee for Consideration of Redistricting Ordinance **Estimated Time: 5 minutes** (Actual Time: 5 minutes)

Report # 2014-00904

Location: Citywide

Action: **Moved/Seconded: Mayor Kevin Johnson /Member Jay Schenirer**

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

Noes: **Members Darrell Fong, Steve Hansen, and Kevin McCarty**

Public comment heard from Joe Debbs; passed **Motion No. 2014-0291** to bypass the Law and Legislation Committee for a proposed amendment to the 2011 redistricting ordinance to return the UC Medical Center campus to District 5; directing the city manager and city attorney to return on November 25th for a public hearing with a pass for publication (PFP) of this ordinance, and to return either December 9th or 16th for a final vote.

Contact: James Sanchez, City Attorney, (916) 808-5346, Office of the City Attorney; Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk

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

1. Homelessness
 - a. anonymous
2. Parking
 - a. Toby Todd
3. Oak Park
 - a. Kim Moen
4. Misc.
 - a. Michelle Ann

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. **Recognizing Councilmember Darrell Fong for his service to the District 7 constituents and to the City of Sacramento**
Public comment heard from Brian Rice.
2. **Information Requests**
None
3. **Board/Commission Appointments**
None.

Adjourned – 6:53 p.m.