

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, Mayor Pro Tem, District 1
Allen Warren, Vice Mayor, District 2
Jeff Harris, District 3
Steve Hansen, District 4
Jay Schenirer, District 5
Eric Guerra, District 6
Rick Jennings, II, District 7
Larry Carr, 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, October 13, 2015
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, October 13, 2015

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, October 13, 2015 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson.

Pledge of Allegiance - led by Beth Hassett.

Closed Session Report – None.

Special Presentations/General Communications

- A. Recognizing October as Domestic Violence Awareness Month**
Action: Resolution presented by Member Jeff Harris

- B. Recognizing October 18-24, 2015 as Freedom for Workplace Bullies Week**
Action: Withdrawn

- C. Recognizing Sacramento State Alumni**
Action: Resolution presented by Member Eric Guerra

Consent Calendar Estimated Time: 5 minutes

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

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, 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. Confirmation of Board and Commission Appointments

Report # 2015-00899

Location: Citywide

Action: Passed **Motion No. 2015-0248** confirming board/commission appointment(s): 1) Sacramento Youth Commission – Alisha Ahmed (Seat E - District 3); and 2) Sacramento Heritage, Inc. Board of Directors - Joseph Boniwell (Seat A) and William Burg (Seat C).

Contact: Wendy Klock-Johnson, Assistant City Clerk, (916) 808-7509; Phoebe Schueler, Senior Deputy City Clerk, (916) 808-7605, Office of the City Clerk

2. Joint Exercise of Powers Agreement between City of Sacramento and Sacramento Public Library Authority (Adjourned from 10/06/2015)

Report # 2015-00886

Action: Passed **Resolution No. 2015-0316** approving a Joint Exercise of Powers Agreement between City of Sacramento and the Sacramento Public Library Authority to authorize the City, acting through the City Treasurer, to invest funds of the Authority.

Contact: Bob Tokunaga, Senior Investment Officer, (916) 808-5340; John Colville, Senior Investment Officer, (916) 808-8297, Office of the City Treasurer

3. Amendment of Ground Lease with Sacramento Chrysler Jeep Dodge Ram (City Agreement No. 2014-0091) [Adjourned from 10/06/2015]

Report # 2015-00189

Location: District 2

Action: Passed **Motion No. 2015-0249** authorizing the City Manager or his designee to execute the Amendment of Ground Lease by which North Sacramento CJD, LLC (Chrysler Jeep Dodge Ram Dealership) assigns the Ground Lease to YPD Sacramento CJDR, LLC.

Contact: Sabrina Tefft, Project Manager, (916) 808-3789, Economic Development Department

4. SMUD Undergrounding Priority List

Report # 2015-00868

Location: Citywide

Action: **Continued** a Resolution approving the Amended and Restated Selection Criteria and Priority List for the SMUD System Enhancement Undergrounding Program.

Contact: Rachel Hazlewood, Senior Project Manager, (916) 808-8645, Economic Development Department

5. North Natomas Drainage Fees Disbursement and Waiver and Release (Adjourned from 10/06/2015)

Report # 2015-00858

Location: District 1

Action: Passed **Resolution No. 2015-0317:** 1) appropriating funds to reimburse Lennar Communities from drainage fees for expenses incurred in the construction of drainage facilities benefitting schools and civic uses; and 2) authorizing a waiver and release regarding the collection of drainage fees.

Contact: Mark Griffin, Manager, (916) 808-8788, Department of Finance

6. City Manager Position Compensation Adjustment

Report # 2015-00933

Location: Citywide

Action: Public comment heard from Faygo, passed **Motion No. 2015-0250** amending the City Manager Employment Agreement approving a 2% salary increase for a total annual salary of \$276,529.

Contact: Barbara Dillon, Interim Director, (916) 808-7173, Human Resources

7. Contract: Digital Signature Application

Report # 2015-00710

Location: Citywide

Action: Passed **Motion No. 2015-0251** authorizing the City Manager or his designee to execute a contract with Silanis Technology for a three-year term with two additional one-year renewal options in an amount not-to-exceed \$436,500.

Contact: Shirley Concolino, City Clerk, 916-808-5442, Office of the City Clerk; Maria MacGunigal, CIO, (916) 808-7998, Department of Information Technology

8. (Pass for Publication) 2015 Task Force on Income Inequality's Final Recommendations and Implementing Ordinance (Adjourned from 10/06/2015)

Report # 2015-00872

Location: Citywide

Action: Moved/Seconded: Member Larry Carr / Member Eric Guerra

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson.

No: Member Steve Hansen

Removed from Consent Calendar; public comment heard from Joshua Wood, Anne Fox, Mackenzie Wilson, Linda Vaillancourt, Anamaria Ragland, Faygo, Patrick Diegelman, John Kabatek, Richard Wake, Brenda Ruiz, Kevin Carter, Alan Goldstein, Holly Dias, Efren Guttierrez, Rick Hodgkins, Tamie Dramer, Wanda Cleveland, Shellby Lippenco, Christina Arechiga, Edgar Hilbert, Fabrizio Sasso, Daniela Urban, Laura Rubalcaba, Joe Genshlea, C.T. Weber; Passed 1) **Motion No. 2015-0252** authorizing the ordinance relating to the 2015 Task Force on Income Inequality's final recommendations to bypass the Law and Legislation Committee; 2) review an ordinance implementing the 2015 Task Force on Income Inequality's final recommendations on increasing the minimum wage in the City of Sacramento; and 3) pass for publication the ordinance title per Sacramento City Charter 32(c) for consideration on October 27, 2015.

Contact: Joseph Devlin, Chief of Staff, (916) 808-7005, Office Councilmember Jay Schenirer, District 5

9. **City Auditor's Whistleblower Hotline Activity Report (Adjourned from 10/06/2015)**
Report # 2015-00873
Location: Citywide
Action: Passed **Motion No. 2015-0253** accepting the City Auditor's Whistleblower Hotline Activity Report.
Contact: Jorge Oseguera, City Auditor, (916) 808-7270, Office of the City Auditor
10. **City Auditor's Additional Position Request (Adjourned from 10/06/2015)**
Report # 2015-00874
Location: Citywide
Action: Passed **Resolution No. 2015-0318** authorizing the City Manager to add a 1.0 FTE Auditor position to the City Auditor's budget, funded by the Utilities Department.
Contact: Jorge Oseguera, City Auditor, (916) 808-7270, Office of the City Auditor
11. **Agreements: Sacramento City Unified School District for After-School Program (Adjourned from 10/06/2015)**
Report # 2015-00825
Location: Multiple locations within and outside the City limits
Action: Passed **Resolution No. 2015-0319:** 1) authorizing the City Manager or his designee to execute an agreement with the Sacramento City Unified School District (SCUSD) for the City's Sacramento START (Students Today Achieving Results for Tomorrow) after-school program to operate the Summerquest program at five elementary schools during Summer 2015 and be reimbursed by SCUSD up to a total of \$141,769; 2) authorizing the City Manager or his designee to execute an agreement with SCUSD for the Sacramento START program to operate at 17 elementary schools during the 2015/16 school year and be reimbursed by SCUSD up to a total of \$2,357,258.13 in Fiscal Year (FY) 2015/16; 3) authorizing the City Manager or his designee to enter into any amendments with SCUSD for operating of the START program at one or more of the 17 schools through June 30, 2016, which may change the cost paid per student, change the number of students to be served at any particular school or change other operational requirements, as long as any amendment does not increase the maximum annual payment to the City by more than \$500,000 above the FY2015/16 amount and the additional services can be provided by the START program and require no additional General Fund support. Increases above the \$500,000 will be subject to City Council approval; and 4) authorizing the City Manager or his designee to adjust the operating revenue and expenditure budgets as necessary to implement the agreements with SCUSD.
Contact: Brian Fitzgerald, Recreation Superintendent, (916) 808-6196; Alan Tomiyama, Recreation Manager, (916) 808-8958; Sonja Jarvis Administrative Officer, (916) 808-8824, Department of Parks and Recreation

12. Agreement: Twin Rivers Unified School District for After-School Program

(Adjourned from 10/06/2015)

Report # 2015-00838

Location: Multiple locations within and outside the City limits

Action: Passed **Resolution No. 2015-0320:** 1) authorizing the City Manager or his designee to execute a Services Agreement (Agreement) with the Twin Rivers Unified School District (Twin Rivers) to provide an after-school program with the City's Sacramento START program at nine elementary schools and be reimbursed by Twin Rivers in an amount not to exceed \$987,599 for Fiscal Year (FY) 2015/16; 2) authorizing the City Manager or his designee to enter into amendments of the Agreement with Twin Rivers, subject to approval as to form by the City Attorney, which may change the number of schools or students to be served, the unit cost per student or operational requirements as long as the amendment does not increase the maximum payment to the City by more than twenty percent (20%) of the original contract amount (up to \$197,520) and the additional services can be provided by the START program and fully funded with Twin River's payments. Amendments that exceed 20% will be subject to City Council approval; and 3) authorizing the City Manager to adjust the necessary operating revenue and expenditure budgets to implement the Agreement and any amendments.

Contact: Brian Fitzgerald, Recreation Superintendent, (916) 808-6196; Alan Tomiyama, Recreation Manager, (916) 808-8958; Sonja Jarvis Administrative Officer, (916) 808-8824, Department of Parks and Recreation

13. Agreement: After School Education and Safety Program for Proposition 49 with Sacramento City Unified School District at Sam Brannan Middle School

(Adjourned from 10/06/2015)

Report # 2015-00851

Location: District 4

Action: Passed **Resolution No. 2015-0321** authorizing the City Manager, or designee, to execute an agreement with the Sacramento City Unified School District for the City to continue to operate the After-School Education and Safety Program on the Sam Brannan Middle School campus during fiscal year 2015/16 for an amount not to exceed \$105,000.

Contact: Sylvia Fort, Recreation Manager, (916) 808-8381; Shannon Brown, Operations Manager, (916) 808-6076; Pamela Sloan, Interim Director, Department of Parks and Recreation

14. Appropriation and Transfer of Funds and Execution of Agreements with Sacramento Transportation Authority (Adjourned from 10/06/2015)

Report # 2015-00760

Location: Citywide

Action: Passed **Resolution No. 2015-0322:** 1) appropriating \$19,823,000 (Fund 2023) to the Sacramento Intermodal Transportation Facility Project (T15029000); 2) establishing a new Capital Improvement Project (CIP) for the Richards Blvd/I-5 Interchange Project; 3) appropriating \$1,500,000 (Fund 2023) to the Richards Blvd /I-5 Interchange Project (T15165100); 4) transferring \$4,500,000 (Fund 2001) from the Sacramento Intermodal Transportation Facility Project (T15029000) to the State and Federal Grant Match Project (T15007200); 5) authorizing the City Manager to execute the Memorandum of Understanding with the Sacramento Transportation Authority (STA) for the FY2015/16 New Measure A Ongoing Annual Programs; 6) authorizing the City Manager to execute two Capital Project and Expenditure Contracts with STA; 7) appropriating \$26,402 (Fund 2001) in FY2014/15 Measure A Construction interest allocation to the State and Federal Grant Match Project (T15007200); and 8) directing staff to submit the FY2014/15 Measure A Construction interest allocation funding plan to STA.

Contact: Lucinda Willcox, Program Manager, 808-5052; Nicholas Theocharides, Engineering Services Manager, 808-5065, Department of Public Works

15. Change Order for Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000) [Published for Review 10/01/2015]

Report # 2015-00824

Location: Districts 7 and 8

Action: Passed **Resolution No. 2015-0323:** 1) authorizing the City Manager to execute Change Order No. 18 to City Agreement No. 2013-0023 with Teichert Construction in an amount not to exceed \$2,125,777 for the Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000); 2) ratifying previous Change Order No. 17 to City Agreement No. 2013-0023 with Teichert Construction; 3) resetting the City Manager's authority to issue change orders for City Agreement No. 2013-0023; 4) authorizing staff to extend the effective date of the CHP agreement from December 1, 2014 through December 31, 2015; 5) authorizing staff to reimburse the CHP an additional \$30,000 to cover expenses under the terms and conditions of agreement No.2013-0269; 6) authorizing the City Manager to execute the Second Amendment to the City/Regional Transit (RT) South Sacramento Corridor Phase II Project Agreement No.2012-0228 in which RT agrees to reimburse the City the amount of \$163,460 for additional work requested by RT; and 7) appropriating RT funds in the amount of \$163,460 (Fund 3702) to the Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000).

Contact: Nader Kamal, Special Projects Engineer, (916) 808-7035; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

- 16. Approval of Americans with Disabilities Act (ADA) Public Right-of-Way Prospective Plan for Fiscal Year 2015/16**
Report # 2015-00844
Location: Citywide
Action: Public comment heard from Rick Hodgkins; passed **Motion No. 2015-0254** approving the Americans with Disabilities Act (ADA) Public Right-of-Way Prospective Plan for Fiscal Year 2015/16.
Contact: Cecilyn Foote, Associate Civil Engineer, (916) 808-6843; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works
- 17. Proposed 90 Minute Parking Restriction on a Section of 57th Street**
(Adjourned from 10/06/2015)
Report # 2015-00850
Location: West side of 57th Street, from J Street to 119 feet south, District 3
Action: Passed **Resolution No. 2015-0324** regulating parking on a section of the west side of 57th Street with "90 Minute Parking 8:00am to 6:00pm 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
- 18. Contract: Police Facilities Landscape Maintenance (Adjourned from 10/06/2015)**
Report # 2015-00854
Location: Citywide
Action: Passed **Motion No. 2015-0255** awarding a one-year non-professional services agreement to Parker Landscape Development for maintenance of landscaping around three city police facilities for an amount not to exceed \$49,814, with options to extend the agreement for up to two additional one-year periods. The total amount of the agreement, with optional extensions, will not exceed \$149,442.
Contact: Jim Horton, Program Specialist, (916) 808-5567; Juan Montanez, Streets Manager, (916) 808-2254, Department of Public Works
- 19. Contract: Village Garden Streetscapes Maintenance (Adjourned from 10/06/2015)**
Report # 2015-00855
Location: District 2
Action: Passed **Motion No. 2015-0256** awarding a one-year non-professional services agreement for the maintenance of the Village Garden Streetscapes with New Image Landscape Company for an amount not to exceed \$38,408 and options to extend the agreement for up to two additional one-year periods, with the total amount of the agreement, including optional extensions, not to exceed \$118,992.
Contact: Jim Horton, Program Specialist, (916) 808-5567; Juan Montanez, Streets Manager, (916) 808-2254, Department of Public Works

- 20. Agreement: Consultant Services for Bicycle Master Plan (K15120004)**
 [Adjourned from 10/06/2015]
 Report # 2015-00869
Location: Citywide
Action: Public comment heard from Jim Brown; passed **Motion No. 2015-0257** authorizing the City Manager to execute a Professional Services Agreement with Fehr & Peers for the Bicycle Master Plan for an amount not to exceed \$122,695.
Contact: Fedolia “Sparky” Harris, Principal Planner, (916) 808-2996, Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works
- 21. Contract: Center Parkway-Mack Streetscapes Maintenance**
 Report # 2015-00879
Location: Districts 7 and 8
Action: Passed **Motion No. 2015-0258** awarding a one-year non-professional services agreement for the maintenance of the Center Parkway-Mack Streetscapes to New Image Landscape Company for an amount not to exceed \$75,578 and the option to extend the agreement an additional one-year period, with the total amount of the agreement, including the optional extension, not to exceed \$153,112.
Contact: Juan Montanez, Streets Manager, (916) 808-2254; Jim Horton, Program Specialist (916) 808-5567, Department of Public Works
- 22. Memorandum of Understanding with Sacramento County and Sutter County for the 200-year Natomas Internal Drainage Modeling and Mapping (Adjourned from 10/06/2015)**
 Report # 2015-00801
Location: Districts 1, 3 and 4
Action: Passed **Motion No. 2015-0259** authorizing the City Manager or the City Manager’s designee to execute a Memorandum of Understanding with Sacramento County and Sutter County which outlines shared cost for the 200-year flood protection modeling and mapping of the Natomas Internal Drainage.
Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Tony Bertrand, Supervising Engineer, (916) 808-1462, Department of Utilities

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

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| <ul style="list-style-type: none"> 1. Misc. <ul style="list-style-type: none"> a. Lorraine Brown b. Michelle Ann c. Kevin Carter d. Ron Emslie 2. Homeless <ul style="list-style-type: none"> a. Jonathan Gainsbrough b. Laura Rubalcaba c. Amanda McGregor d. Faygo | <ul style="list-style-type: none"> 3. Police <ul style="list-style-type: none"> a. Geve Spooner 4. Safe Streets in North Sacramento <ul style="list-style-type: none"> a. Dan Pearson b. Freddie Rowe 5. Fairytale Town <ul style="list-style-type: none"> a. Rick Hodgkins 6. Janitorial Contract <ul style="list-style-type: none"> a. Bertha Larios |
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Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

- a. Member Angelique Ashby
 - 1. Report with timeline on St. John's Women's Shelter funding initiative to increase their capacity
- b. Member Steve Hansen
 - 1. For L&L – Review and support for SB530 regulating brew bikes

2. Board/Commission Appointments

- a. Sacramento Community Police Commission
 - 1. Lesley Simmons (seat A)
 - 2. Betty Williams (seat B)
 - 3. Basim Elkarra (seat C)
 - 4. Cathy Thao (seat D)
 - 5. Rosalyn Van Buren (seat E)
 - 6. Bill Knowlton (seat F)
 - 7. Dr. Ernest Uwazie (seat G)
 - 8. Mariana Sabeniano (seat H)
 - 9. Clifton Roberts (seat I)
 - 10. Rick Jones (seat J)
 - 11. Timothy Davis (seat K)

Adjourned – 8:05 p.m.