

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
John Colville, Interim City Treasurer



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 4, 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.

City of Sacramento

City Council

Tuesday, October 4, 2016

6:00 PM

Council Chambers

Regular Meeting DRAFT Minutes

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, October 4, 2016 at the Sacramento City Hall Council Chamber.

Members Present: Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren

Members Absent: Angelique Ashby and Mayor Kevin Johnson

Pledge of Allegiance– led by Angel and Michael (with the American Pharmacists group)

Closed Session Report – None.

Special Presentation/General Communications

A. Recognizing October as American Pharmacists Month

Action: Resolution presented by Member Allen Warren

B. Proclaiming St. Rose of Lima Park as Sir Paul McCartney Park for October 4th and October 5th, 2016

Action: Resolution presented by Member Steve Hansen

Consent Calendar

Action: Moved/Seconded: Member Steve Hansen / Member Jeff Harris

Yes: Members Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

Absent: Member Angelique Ashby 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

File ID: 2016-01207

Location: Citywide**Action:** Public comment heard from James Moore; passed **Motion No. 2016-0300** approving the City Council Meeting Minutes dated September 13, 2016.**Contact:** Shirley Concolino, MMC, City Clerk, (916) 808-5442, Office of the City Clerk**2. Confirmation of Board and Commission Appointments**

File ID: 2016-01151

Location: Citywide**Action:** Passed **Motion No. 2016-0301** confirming board/commission appointment(s): 1) Downtown Riverfront Streetcar Policy Steering Committee - David Taylor (Seat E), Denton Kelley (Seat D); 2) Paratransit Inc. Board of Directors - Mary Steinert (Seat B); 3) Sacramento Heritage, Inc. Board of Directors - Trevor Shanklin (Seat B); 4) Planning and Design Commission - Alix Ogilvie (Seat J); 5) Sacramento Youth Commission - Baoyi Tan (Seat S), Ferrick Moore (Seat U).**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. Agreement: After-School Education and Safety Program with Sacramento City Unified School District at Sam Brannan Middle School**

File ID: 2016-01095

Location: District 4**Action:** Passed **Resolution No. 2016-0341:** 1) 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 2016/17; and 2) authorizing the City Manager or designee to establish a grant project and establish the revenue and expenditure budgets for reimbursements of up to \$105,000 for the fiscal year and transfer General Funds of \$21,000 from the Department Operating Budget for the required match.**Contact:** Sylvia Fort, Recreation Manager, (916) 808-8381; Shannon Brown, Operations Manager, (916) 808-6076; Chris Conlin, Director, Department of Parks and Recreation

4. Supplemental Agreement No. 1: Fire Station 15 (F13000800)

File ID: 2016-01094

Location: 1640 West El Camino Avenue, District 3

Action: Passed **Motion No. 2016-0302** authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 1 to Contract No. 2015-2130 with WLC Architects, Inc. to increase the architectural and engineering design services fees for Fire Station 15 by \$189,600 for a revised total contract amount not to exceed \$565,000.

Contact: Amy Smith, Associate Architect, (916) 808-2262, Department of Public Works; Chris Costamagna, Deputy Fire Chief, (916) 808-1604, Fire Department

5. Contract Award: 2016 Street Seal Coat (R15162020) [Published for 10-Day Review 09/22/2016]

File ID: 2016-01031

Location: Citywide

Action: Passed **Resolution No. 2016-0342:** 1) approving the Plans and Specifications for the 2016 Street Seal Coat Project; 2) transferring \$137,086 from the FY16 Trench Cut Program (R15162500); 3) transferring \$144,266 from the FY16 Pedestrian and Bike Repair and Maintenance Program (K15162100); 4) transferring \$438,477 from the FY17 Street Overlay and Seal Program (R15172000); 5) awarding the construction contract to Valley Slurry Seal Company for an amount not to exceed \$2,535,533 for the 2016 Street Seal Coat Project; 6) authorizing the City Manager or the City Manager's designee to execute the contract with Valley Slurry Seal Company for an amount not to exceed \$2,535,533.

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

6. Memorandum of Understanding: FY2016/17 New Measure A Ongoing Annual Programs

File ID: 2016-01044

Location: Citywide

Action: Public comment heard from Mac Worthy; passed **Motion No. 2016-0303** authorizing the City Manager to execute the Memorandum of Understanding with the Sacramento Transportation Authority (STA) for the FY2016/17 New Measure A Ongoing Annual Programs.

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

7. **Rejection of Bids for Carlson Drive Improvements Project (T15145800)**
File ID: 2016-01074
Location: Carlson Drive and H and J Streets, District 4
Action: Passed **Motion No. 2016-0304** rejecting bids for the Carlson Drive Improvements Project (T15145800)
Contact: Adam Randolph, Senior Engineer, (916) 808-7803; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works
8. **Contract Award: 2016 Street Overlay Project**
File ID: 2016-01097
Location: Districts 3
Action: Passed **Resolution No. 2016-0343:** 1) approving the Plans and Specifications for the 2016 Street Overlay Project; 2) transferring \$901,498 from the FY15 Street Overlay and Seal Program (R15152000); 3) awarding the construction contract to Teichert Construction for an amount not to exceed \$973,658 for the 2016 Street Overlay Project; 4) authorizing the City Manager or the City Manager's designee to execute the contract with Teichert Construction for an amount not to exceed \$973,658.
Contact: Josh Werner, Assistant Civil Engineer, (916) 808-8158; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works
9. **Real Property Agreements: 1030 15th Street, Suite 300 (M17100100) [Published for 10-Day Review 09/22/2016]**
File ID: 2016-01063
Location: 1030 15th Street, Suite 300, District 4
Action: Passed **Resolution No. 2016-0344** authorizing the City Manager or the City Manager's designee to: 1) release \$3.0 million of the \$8.5 million commitment of fund balance in the General Fund (Fund 1001) for the Community Center Theater Renovation project (Project) and increase the expenditure budget in the Project by \$3.0 million for the acquisition of 1030 15th Street, Suite 300; 2) execute a Purchase and Sale Agreement, and any related documents, with Lenahan, Lee, Slater, and Pearse LLP for the acquisition of 1030 15th Street, Suite 300 in the amount of \$2.89 million; and 3) execute a Lease Agreement, and any related documents, with Lenahan, Lee, Slater, and Pearse LLP for the lease of 1030 15th Street, Suite 300.
Contact: Jon Blank, Facilities Manager, (916) 808-7914, Department of Public Works; Jody Ulich, Director, (916) 808-5105, Convention & Cultural Services Department

10. Supplemental Agreement: Construction Management Services for the Treatment Plants Rehabilitation Project

File ID: 2016-01016

Location: District 3

Action: Passed **Motion No. 2016-0305** authorizing the City Manager, or the City Manager's designee, to execute Supplemental Agreement No. 10 to City Agreement No. 2013-0404 with MWH Americas, Inc. for additional construction management and inspection services in an amount not-to-exceed \$254,036, bringing the agreement's total not-to-exceed amount to \$9,697,140.

Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Michelle Carrey, Supervising Engineer, (916) 808-1438; Ian Pietz, Project Manager, (916) 808-1910, Department of Utilities

Public Hearings

11. Vacation of the Public Alley Located at 4065 McKinley Boulevard (Noticed 09/20/2016 & 09/27/2016)

File ID: 2016-01079

Location: Alley adjoining Meister Way and McKinley Boulevard, District 3

Continued to October 18, 2016 a public hearing vacating the alley located adjacent to 4065 McKinley Boulevard.

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

Public Comments-Matters Not on the Agenda

1. Homelessness
 - a. Niki Jones
 - b. Grace Loescher
 - c. Robert Coplin
 - d. Sydney Hazewood
 - e. Nicole Silkman
 - f. Summer Sonsinski
 - g. Trina Allen
2. Police
 - a. Frank Topping
 - b. Richard Estes
 - c. Rebecca Sharad
3. Misc.
 - a. Lorraine Brown
 - b. Mac Worthy

Council Comments-Ideas, Questions and AB1234 Reports**1. Information Requests**

a. Member Steve Hansen

1. Requested staff start preparing for the implementation of SB1069 when it becomes effective on 1/1/17

b. Member Larry Carr

1. Reported on the Public Safety subcommittee meetings held to date. A draft policy for council consideration is expected to come before Council mid-November. On October 13 the public input comments on the DRAFT Use of Force Policy will be discussed.

2. Board/Commission Appointments

None.

Adjourned – 6:49 p.m.