



**CITY COUNCIL**

- Kevin Johnson**, Mayor
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- Allen Warren**, District 2
- Steve Cohn**, District 3
- Steve Hansen**, District 4
- Jay Schenirer**, District 5
- Kevin McCarty**, District 6
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- Bonnie Pannell**, District 8

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- 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**

City Hall-Council Chamber  
 915 I Street, 1<sup>st</sup> Floor

Published by the  
 Office of the City Clerk  
 (916) 808-5163

**Tuesday, October 15, 2013**  
**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](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, October 15, 2013**

**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 15, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren and Mayor Kevin Johnson

**Pledge of Allegiance**– led by Youth at City Council representative Jovana Henderson.

**Closed Session Report** – None.

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

1. Homeless Issues
  - a. Tracie Rice Bailey
  - b. James Clark
  - c. Steven McDonald
  - d. Cathleen Williams
  - e. Michelle Ann Hampton
  - f. Jenn Rogar
2. White Cain Safety Day
  - a. Lawrence Crasson
3. Racial Profiling
  - a. Ricardo Adams
4. Oak Park
  - a. Ron Emslie
5. Land Park Volunteer Corps
  - a. Craig Powell
6. Jobs and Black Businesses
  - a. Mac Worthy

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

**Action:**    Moved/Seconded: Member Jay Schenirer /Member Darrell Fong

**Yes:**        Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, 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.    Labor Agreement: Sacramento-Sierra Building and Construction Trades Council Memorandum of Understanding** (Reviewed 10/08/2013)

Report # 2013-00775

**Location:** Citywide

**Issue:** The 2005-2013 labor agreement between the City of Sacramento and the Sacramento-Sierra Building and Construction Trades Council (BLT) expired on June 28, 2013. The City and BLT negotiated a four-year successor agreement.

**Action:** Passed **Resolution No. 2013-0327** approving the Memorandum of Understanding between the Sacramento-Sierra Building and Construction Trades Council (BLT) and the City of Sacramento.

**Contact:** Geri Hamby, Director, (916) 808-7173; Shelley Banks-Robinson, Labor Relations Manager, (916) 808-5541, Department of Human Resources

**2.    Labor Agreement: Western Council of Engineers Memorandum of Understanding** (Reviewed 10/8/2013)

Report # 2013-00754

**Location:** Citywide

**Issue:** The 2005-2013 labor agreement between the City of Sacramento and the Western Council of Engineers (the WCE) expired on June 29, 2013. The City and the WCE have negotiated a two-year successor agreement.

**Action:** Passed **Resolution No. 2013-0328** approving the Memorandum of Understanding between the Western Council of Engineers and the City of Sacramento.

**Contact:** Geri Hamby, Director, (916) 808-7173; Shelley Banks-Robinson, Labor Relations Manager, (916) 808-5541, Department of Human Resources

**3. Labor Agreement: Auto, Marine, and Specialty Painters (Local 1176) Memorandum of Understanding** (Reviewed 10/08/2013)

Report # 2013-00758

**Location:** Citywide

**Issue:** The 2010-2013 labor agreement between the City of Sacramento and the Auto, Marine and Specialty Painters unit (Local 1176) expired on June 28, 2013. The City and Local 1176 negotiated an 18-month successor agreement.

**Action:** Public comment heard from Ron Emslie; passed **Resolution No. 2013-0329** approving the memorandum of Understanding between the Auto, Marine and Specialty Painters unit (Local 1176) and the City of Sacramento.

**Contact:** Geri Hamby, Director, (916) 808-7173; Shelley Banks-Robinson, Labor Relations Manager, (916) 808-5541, Department of Human Resources

**4. Purchase/Cooperative Agreement: Asphalt and Aggregate Materials** (Reviewed 10/8/2013)

Report # 2013-00752

**Location:** Citywide

**Issue:** The Department of Public Works, Maintenance Services Division, Pavement Maintenance and In-Source Sections, has an ongoing need to purchase asphalt and aggregate materials.

**Action:** Passed **Motion No. 2013-0261** approving the use of the County of Sacramento cooperative purchase agreement with Teichert Aggregates (WA00030873) and Granite Construction Co. (WA00030872) to purchase asphalt and aggregate materials in an amount not to exceed \$2.25 million with Teichert Aggregates and \$1.75 million with Granite Construction Co through September 30, 2014, or until the contract is no longer available for use through extension or early termination; and, authorizing the City Manager or the City Manager's designee to execute the purchases specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year.

**Contact:** Gabriel Morales, Operations General Supervisor, (916) 808-2289; Juan Montanez, Maintenance Services Manager, (916) 808-2254, Department of Public Works

**5. Confirmation of Board/Commission Appointments**

Report # 2013-00797

**Location:** Citywide

**Issue:** The Mayor's appointments to boards and commissions require Council confirmation.

**Action:** Passed **Motion No. 2013-0262** confirming the appointment of Matthew Signorotti and Angela Neely (Category B-1), and Aiden Willett, Henzi Kou, and Ashley Kyalwazi (Category B-2) to the Sacramento Youth Commission.

**Contact:** Wendy Klock-Johnson, Assistant City Clerk, (916) 808-5709, Office of the City Clerk

**6. Approval of City Council Meeting Minutes**

Report # 2013-00763

**Location:** Citywide

**Issue:** The City Clerk delivers the minutes to the legislative body before certifying them for the official record.

**Action:** Passed **Motion No. 2013-0263** approving the City Council Meeting Minutes dated September 17, 2013.

**Contact:** Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk

**7. Ordinance Related to the Collection of Administrative Penalties by Special Assessment** (Passed for Publication 10/08/2013; Published 10/10/2013)

Report # 2013-00721

**Location:** Citywide

**Issue:** The City's procedure related to the Community Development Department's collection administrative penalties by special assessment currently requires review by the Utilities Department. This process can be streamlined by amending the Sacramento City Code to allow property-based nuisance violations to be processed by the Community Development Department.

**Action:** Passed **Ordinance No. 2013-0026** amending Sacramento City Code section 1.28.010 to require the City to follow the procedure used to specially assess costs of abating public nuisances in order to specially assess unpaid administrative penalties.

**Contact:** Tina Lee-Vogt, Program Manager, (916) 808-2679, Community Development Department

**8. Northwest Land Park Community Facilities District No. 2013-02**

**Ordinance to Levy a Special Tax** (Published 10/10/2013)

Report # 2013-00600

**Location:** District 4

**Issue:** Landowners voted to establish the Northwest Land Park Community Facilities District No. 2013-02 (District) pursuant to Mello-Roos Communities Facilities Law of 1982.

**Action:** Passed 1) **Ordinance No. 2013-0027** levying a special tax solely within and relating to the District; and 2) passed **Resolution No. 2013-0330** establishing an accounting fund for collecting special tax proceeds for Fiscal Year (FY) 2014-15.

**Contact:** Sheri Smith, Program Specialist, (916) 808-7204; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

**9. Contract: Alley Gates Construction and Installation**

Report # 2013-00744

**Location:** Citywide

**Issue:** Plans and specifications for the Alley Gates Project have been prepared and bids have been received for the project. City Council approval is needed to award the construction contract.

**Action:** Passed **Motion No. 2013-0264** awarding the construction contract to Iron Angel Inc. for an amount not to exceed \$158,320 for a three year period.

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

## 10. Establishing Park Capital Improvement Projects and Transferring Funds for Various Park Projects

Report # 2013-00787

**Location:** Westlake Park, 4700 Westlake Parkway, District 1; Egret Park 5145 Westlake Parkway, District 1; South Natomas Community Park, 2901 Truxel Road, District 3; Fong Park, 3004 Redding Avenue, District 6; Pollack Ranch Park, 3800 Robinridge Way, District 8; Franklin-Boyce Park, 7700 Franklin Boulevard, District 8

**Issue:** City Code requires City Council approval for the creation of new capital improvement projects, cancellation of projects, and fund transfers between projects.

**Action:** Passed **Resolution No. 2013-0331:** 1) establishing a new capital improvement project for Egret Park Renovation as (L19116200); 2) transferring \$200,000 of North Natomas Westlake CFD Fund 3320 from Westlake Park Improvements (L19175100) to Egret Park Renovation (L19116200); 3) closing the Egret Park Master Plan (L19116100) project and transferring the remaining fund balance of \$49,840 from Park Development Impact Fund 3204 to Egret Park Renovation (L19116200); 4) appropriating \$100,000 from Planning Area 5 Park Development Impact Fund 3204 to Mae Fong Park (L19150100); 5) establishing a new capital project for Franklin Boyce Park Phase 2 as L19118200; 6) transferring \$532,000 from Quimby Fund 2508 and \$33,700 from Park Development Impact Fund 3204 for a total of \$565,700 from Franklin Boyce Park Phase 1 (L19118100) to L19118200; 7) establishing a new capital project for Pollack Ranch Park Playground as L19149500; 8) transferring \$204,000 from Quimby Fund 2508 from the Meadowview Regional Park Acquisition (L19004200) to L19149500; 9) closing Meadowview Regional Park Acquisition (L19004200) and transferring the remaining fund balance of \$89,000 from Quimby Fund 2508 from Meadowview Regional Park Acquisition (L19004200) to Franklin Boyce Park Phase 2 (L19118200); 10) establishing a new capital project for South Natomas Rose Garden Security Camera as L19156500; 11) appropriating \$20,000 from Planning Area 9 from Park Development Impact Fund 3204 to L19156500; 12) establishing a new capital project for Shasta Park Landscaping as L19159300; and 13) appropriating \$73,000 from Planning Area 4 Park Development Impact Fund 3204 to L19159300.

**Contact:** Gary Hyden, Supervising Landscape Architect, (916) 808-1949; Sonja Jarvis, Senior Account Auditor, (916) 808-8824, Parks and Recreation Department

**11. Grant: Fiscal Year (FY) 2013 State Homeland Security Grant Program (SHSGP) Award (Two-Thirds Vote Required)**

Report # 2013-00769

**Location:** Citywide

**Issue:** Pursuant to Resolution 2013-0198, a Resolution is required to accept the FY13 State Homeland Security Grant Program (SHSGP) award to establish an operating grant of \$100,000 or more, and to obtain City Council action when it is a condition of grant funding. Pursuant to Sacramento City Code 3.56 and Administrative Policy 4101, a two-thirds vote is required to suspend competitive bidding in the best interests of the City and to enter into a contract of \$100,000 or more. Approval of the proposed resolution will allow the Sacramento Police Department (SPD) to implement the \$100,000 FY13 SHSGP grant award and to enter into a contract with Duncan Aviation to replace and upgrade the communications and navigation equipment in SPD's helicopters.

**Action:** Passed **Resolution No. 2013-0332:** 1) authorizing the City Manager, or the City Manager's designee, to accept the FY13 State Homeland Security Grant Program (SHSGP) award of \$100,000 on behalf of the Sacramento Police Department; 2) authorizing the City Manager, or the City Manager's designee, to establish an operating grant project (G11011500) for the FY13 SHSGP award; 3) authorizing the City Manager, or the City Manager's designee, to adjust the appropriate grant revenue and expense budgets by \$100,000 to implement the FY13 SHSGP award; and 4) authorizing the City Manager, or the City Manager's designee, to suspend competitive bidding, in the best interest of the City, for the purposes of entering into a contract with Duncan Aviation in an amount not to exceed \$147,024, to replace and upgrade the helicopter communications and navigation equipment.

**Contact:** Jacqueline Dowden, Police Captain, Metro Division, (916) 808-0701, Police Department

## **12. Fiscal Year (FY) 2014 Regional Crime Information Sharing Program**

Report # 2013-00770

**Location:** Citywide

**Issue:** Pursuant to Resolution #2013-0198, City Council approval is required to establish an Externally Funded Program (EFP) of \$100,000 or more. Approval of the proposed Resolution will allow the Sacramento Police Department (SPD) and other regional law enforcement agencies to analyze and share crime data and develop strategies to address crime while maximizing resources.

**Action:** Passed **Resolution No. 2013-0333** authorizing the City Manager, or the City Manager's designee, to renew the Memorandum of Understanding (#2013-0796) between the Sacramento County Sheriff's Department (SSD), the Sacramento Police Department (SPD), the Sacramento County Probation Department (Prob), the Citrus Heights Police Department (CHPD), the Elk Grove Police Department (EGPD), the Folsom Police Department (Folsom), the Galt Police Department (GPD), and the Rancho Cordova Police Department (RCPD), increasing the total not to exceed amount by \$144,038, for a total not to exceed amount of \$336,889; and, authorizing the City Manager, or the City Manager's designee, to establish an Externally Funded Program (EFP) project (#E11006314) for the FY2014 Regional Crime Information Sharing Program (RCISP); 3) authorizing the City Manager, or the City Manager's designee, to adjust the appropriate EFP revenue and expense budgets in an amount not to exceed \$144,038.

**Contact:** Mike Bray, Police Captain, Office of the Chief, (916) 808-0826, Police Department

## **13. Deletion of Residential Parking Restrictions from a Section of 10th Avenue**

Report # 2013-00780

**Location:** Both sides of 10th Avenue, from Land Park Drive to 17th Street, District 4

**Issue:** Residents no longer feel the need to have parking restricted and would like the signs removed. Removing Residential Permit Parking restrictions will allow residents and their guests to park near their homes without having to display a Residential Permit.

**Action:** Passed **Resolution No. 2013-0334** removing the current "One Hour Parking 8:00 a.m. to 7:00 p.m., Except with Permit" Residential Permit Parking restrictions from both sides of 10th Avenue, from Land Park Drive to 17th Street.

**Contact:** Matt Winkler, Operations General Supervisor (916) 808-5579; Matt Eierman, Parking Services Manager (interim) (916) 808-5849, Department of Public Works

**14. Contract: Lampasas Avenue Sewer Rehabilitation (X14120600)**

Report # 2013-00708

**Location:** District 2

**Issue:** The project will replace an existing deteriorated sewer pipe and manholes.

**Action:** Passed **Motion No. 2013-0265** approving the contract plans and specifications for the Lampasas Avenue Sewer Rehabilitation project; and awarding the contract to Navajo Pipelines, Inc., for an amount not to exceed \$456,785.

**Contact:** Bill Busath, Engineering Services Manager, (916) 808-1434; Brett Grant, Supervising Engineer, (916) 808-1413, Department of Utilities

**15. Supplemental Agreement and Contract: Shasta Park Reservoir, Groundwater Well, and Booster Pump Station (Z14005400)**

Report # 2013-00715

**Location:** District 8

**Issue:** Approve a supplemental agreement to the existing engineering services agreement with West Yost and Associates, for design of the project's electrical components; and award a contract for construction of a groundwater well to fill the future Shasta Park Reservoir.

**Action:** Passed **Motion No. 2013-0266** authorizing the City Manager or the City Manager's designee to sign Supplemental Agreement #2 to City Agreement Number 2012-0790, with West Yost Associates, for additional design services for an amount not to exceed \$108,988, bringing the total agreement amount to \$430,388; and approving the contract plans and specifications for the well drilling project and awarding the contract to Hydro Resources West, for an amount not to exceed \$573,411.

**Contact:** Bill Busath, Engineering Services Manager, (916) 808-1434; Dan Sherry, Supervising Engineer, (916) 808-1419, Department of Utilities

**16. (Agreement/Contract for Review and Information) Meadowview LNG Fuel Station Project (C13000100)**

Report # 2013-00772

**Location:** Meadowview Service Center, District 8

**Issue:** Resolution No. 2013-0117 (Council Rules of Procedure) requires additional posting time for labor agreements and agreements greater than \$1 million. The recommended contract will be used for the removal, renovation, and replacement of the liquefied natural gas (LNG) fuel infrastructure at the Meadowview City Service Complex (MCSC).

**Action:** Reviewed a staff report that recommends that the City Council: a) pass a Resolution transferring existing funding in the amount of \$135,000 from the Solid Waste Facility Repair and Rehabilitation Project (Y14000900, Solid Waste Fund, Fund 6007) to the Meadowview LNG Fuel Station Project (C13000100); b) pass a Motion authorizing the City Manager or the City Manager's designee to execute a design-build contract with Aztec Consultants for the removal, renovation, and replacement of the LNG fueling infrastructure at the MCSC in an amount not to exceed \$1.47 million; and continued to October 22, 2013, for approval.

**Contact:** Keith Leech, Fleet Manager, (916) 808-5869; Yadi Kavakebi, Facilities & Real Property Superintendent, (916) 808-8432; James Christensen, Senior Engineer, (916) 808-5863, Department of General Services

**17. (Agreement/Contract for Review and Information) Contracts: 5th Street/Railyards Boulevard Roadway Project (T15135800)**

Report # 2013-00767

**Location:** 5th Street, North of H Street; and Railyards Boulevard from 7th Street to the extension of Bercut Drive, District 3

**Issue:** Resolution No. 2013-0117 (Council Rules of Procedure) requires additional posting time for labor agreements and agreements greater than \$1,000,000. The 5th Street/Railyards Boulevard Roadway Project (T15135800) will provide for the construction of two primary roadways within the Railyards Development. The project construction documents have been prepared and various Council approvals are required for the project to proceed to construction.

**Action:** Reviewed a staff report that recommends that the City Council: 1) pass a Resolution appropriating \$29,938,000 (Fund 3702) for 5th Street/Railyards Boulevard Roadway Project (T15135800); and 2) pass a Motion a) approving the Plans and Specifications for 5th Street/Railyards Boulevard Roadway Project (T15135800); b) awarding the contract to O.C. Jones & Sons, Inc. in an amount not to exceed \$19,782,616; c) authorizing the City Manager or his designee to execute a professional services agreement for construction management with Vali Cooper & Associates, Inc. in an amount not to exceed \$1,648,015; d) authorizing the City Manager or his designee to execute a cooperative agreement for design and construction with the Sacramento Municipal Utility District in an amount not to exceed \$472,000; e) authorizing the City Manager or his designee to execute a cooperative agreement for design and construction with the Sacramento Municipal Utility District in an amount not to exceed \$68,000; f) authorizing the City Manager or his designee to execute a distribution service and extension agreement with the Pacific Gas and Electric Company in an amount not to exceed \$14,107; and, g) authorizing the City Manager or his designee to execute a distribution service and extension agreement with the Pacific Gas and Electric Company in an amount not to exceed \$7,373; continued to October 22, 2013.

**Contact:** Jon Blank, Supervising Engineer, (916) 808-7914; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**18. (Agreement/Contract for Information and Review) Adoption of the 2014 One-Year Action Plan for the Community Development Block Grant (CDBG), Home Investment Partnership (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) Funded Projects and Programs; Amendment of Various Years' Action Plans; Amendment to the Sacramento Housing and Redevelopment Agency (SHRA) Budget; Authorization to Amend the Neighborhood Stabilization Program (NSP) Target Area Boundary; and authorization to Execute Documents for the Administration of Federal Programs and make related environmental findings**

Report # 2013-00710

**Location:** Citywide

**Issue:** City Council approval is needed for the proposed 2014 expenditures under the HUD funded community development, housing and shelter programs managed by the Sacramento Housing and Redevelopment Agency.

**Action:** Public comment heard from Mac Worthy; reviewed report recommending 1) Adopting the 2014 One-Year Action Plan (Action Plan), which allocates anticipated CDBG, HOME, HOPWA and ESG funds to various programs and projects; 2) adopting Amendments to the Action Plan to defund the activities set forth in Exhibit B and to add the projects set out in Exhibit C; 3) authorizing SHRA to amend its budget to allocate the CDBG, HOPWA and ESG funding for programs and projects in accordance with the amended 2013 Action Plan and the 2014 Action Plan; and amend the 2014 CDBG Capital Reserve, HOME, HOPWA and ESG budgets as necessary; 4) authorizing SHRA to submit the 2013 Action Plan amendment and the 2014 Action Plan to the United States Department of Housing and Urban Development (HUD) and to execute the subsequent grant agreements and contracts with HUD and other appropriate entities to carry out projects in accordance with the Action Plans; 5) authorizing the City Manager to execute agreements with SHRA to carry out the activities contained in the 2014 Action Plan and the amended 2013 Action Plan; 6) authorizing SHRA to amend the Neighborhood Stabilization Program (NSP) target area boundary to include the Twin Rivers public housing project and surrounding area; 7) authorizing SHRA to execute any and all related documents and agreements as necessary to carry out the federal programs as described in the Action Plans; 8) approving National Environmental Policy Act (NEPA) and California Environmental Quality Act (CEQA) environmental exemptions for ESG and NSP funded projects and acknowledging that CDBG, HOME and HOPWA funded projects will require further review (complete environmental determination is found in Exhibit D); and 9) continued to October 22, 2013 for approval.

**Contact:** LaShelle Dozier, Executive Director, (916) 440-1319; Geoffrey M. Ross, Program Manager, (916) 440-1357, Sacramento Housing and Redevelopment Agency

## **Public Hearings**

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

- 19. Florin Plaza Shopping Center Project (P13-030)** [Passed for Publication 10/08/2013; Published 10/04/2013 and 10/10/2013]  
Report # 2013-00766 **Estimated Time: 10 minutes** (Actual time: 5 minutes)  
**Location:** 1360 Florin Road and 7211 to 7221 Freeport Blvd, District 8  
**Issue:** The proposal to construct a 27,870 square-foot grocery store, a 5,400 square-foot retail building, and a 4,000 square-foot bank building on 4.66 acres in the Limited Commercial Review Executive Airport EA-2 and EA-4 Overlay (C-1-R-EA-2 and C-1-R-EA-4) zones. The project requires the approval of a rezone from City Council to allow the proposed grocery store, and City Council has the authority to approve all other entitlements.
- Action:** Moved/Seconded: Member Bonnie Pannell /Member Darrell Fong
- Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson

Conducted a public hearing and upon conclusion, 1) passed **Resolution No. 2013-0335** approving the Mitigated Negative Declaration Addendum and the Mitigation Monitoring Plan; 2) passed **Resolution No. 2013-0336** approving a special permit and plan reviews for new commercial buildings in the Limited Commercial Review Executive Airport EA-2 and EA-4 Overlay (C-1-R-EA-2 and C-1-R-EA-4) zones; and 3) passed **Ordinance No. 2013-0028** amending section 1(C) of Ordinance No. 89-046 relating to prohibited commercial use.  
**Contact:** David Hung, Associate Planner, (916) 808-5530; Lindsey Alagozian, Senior Planner, (916) 808-2659, Community Development Department

## Discussion Calendar

### 20. **(City Council/Housing Authority) Greenfair: Repayment of HOME Loan Obligation and Land Disposition** (Reviewed 10/08/2013)

Report # 2013-00791 **Estimated Time: 10 minutes** (Actual time: 7 minutes)

**Location:** District 6

**Issue:** The Housing Authority of the City of Sacramento ("Housing Authority") owns a 6.7 vacant site it wishes to dispose of to a private development team to facilitate the development of mixed-income residential units. In addition, the Housing Authority requests the allocation of funds to repay \$2.631 million Housing Authority federal Home Investment Partnership Program ("HOME") loan obligation related to the property.

**Action:** Moved/Seconded: Member Kevin McCarty /Member Steve Hansen

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, and Mayor Kevin Johnson

**Abstain:** Member Allen Warren

Public comment heard from Mac Worthy; passed 1) **City Council Resolution No. 2013-0337** that a) accepts the environmental findings of the Housing Authority; b) authorizes the Sacramento Housing and Redevelopment Agency ("SHRA") to amend its budget to allocate \$1,400,000 of City Housing Trust Fund ("HTF") to repay the Greenfair HOME loan; c) authorizes SHRA to reimburse the HOME revolving loan fund in the amount of \$2,631,000 with HTF and Housing Authority funds; d) authorizes the release of existing HOME regulatory restrictions on the property concurrent with repayment of HOME funds; and e) authorizes SHRA to receive the proceeds from the Housing Authority's Greenfair property sale and deposit them into the City HTF, and 2) **Housing Authority Resolution No. 2013-0015** that a) finds the proposed action to be exempt from the California Environmental Quality Act ("CEQA") and makes a National Environmental Policy Act ("NEPA") finding of No Significant Impact; b) authorizes the Executive Director or her designee to amend the Sacramento Housing and Redevelopment Agency ("SHRA") budget to allocate \$1,400,000 of City Housing Trust Fund ("HTF") and \$1,231,000 of unexpended Greenfair projects funds for repayment of the \$2,631,000 Greenfair HOME loan obligation; c) authorizes the Executive Director or her designee to repay the Greenfair HOME loan obligation; d) authorizes the Sacramento Housing and Redevelopment Agency ("SHRA") on behalf of the Housing Authority to dispose of the Greenfair property, subject to SHRA

procurement policy; e) authorizes the Executive Director or designee to dispose of the Greenfair property through a publicly noticed auction with minimum bid based upon the appraised value or to list the property for sale at the appraised value in the event that the publicly noticed auction results in no acceptable offers; and f) authorizes the Executive Director or her designee to deposit Greenfair property net sale proceeds into the City HTF of which \$200,000 will be applied to repay Greenfair HTF loan.

**Contact:** Christine Weichert, Assistant Director, Development Finance, (916) 440-1353, Sacramento Housing and Redevelopment Agency

**21. Animal Care Services Citizens Advisory Committee Report (Oral Report)**

Report # 2013-00771 **Estimated Time: 10 minutes** (Actual time: 10 minutes)

**Location:** Citywide

**Issue:** This report will provide information to City Council on programs and activities in the Animal Care Services Division including the volunteer program, adoptions, events, marketing, fundraising, and community partnerships.

**Action:** Received and filed.

**Contact:** Gina Knepp, Animal Care Services Manager, (916) 808-8333, Department of General Services

**22. Proposed Parking2Parklets, Bike Corrals and Bike Sharing Programs**

Report # 2013-00759 **Estimated Time: 45 minutes**

**Location:** Citywide

**Issue:** The City Manager requested an update on three programs: Parklets, Bike Corrals, and Bike Share. Public Works staff is providing the requested update along with recommendations for creating pilot programs for both Parklets and Bike Corrals with City Council approval.

**Action:** **Continued** to October 22, 2013 a Motion directing the City Manager to create pilot programs for both Parklets and Bike Corrals within the City's transportation right-of-way.

**Contact:** Matthew Winkler, Operations General Supervisor (916) 808-5579; Edward Cox, Program Analyst, (916) 808-8434; Jerry Way, Director of Public Works (916) 808-7100, Department of Public Works

**23. Consideration of the Proposed Charter Change: Checks and Balances Act of 2014**

Report # 2013-00798 **Estimated Time: 60 minutes** (Actual time: 90 minutes)

**Location:** Citywide

**Issue:** A group has presented to council the proposed "Checks and Balances Act of 2014," which would revise the Sacramento City Charter. Vice-Mayor Ashby requested the proposed act be discussed at a council meeting.

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

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

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

Public comment heard from Darcel Lee, Tyrone Netters, Mario Guerrero, Earl Withycombe, Kay Knepprath, James Battles, Dean Murakami, Kerri Asbury, Eric Sunderland, Fifi Zeff, Paula Lee, Rick Bettis, Zoritha Thompson, Michelle Smira, Dennis Rogers, Erika Bjork, Dr. Anthony Wallace, Josh Wood, Stan VanVleck, Adam Sartain, and Barbara O'Connor. Passed **Motion No. 2013-0267** to bring forward ballot language for city council consideration for November 2014 election regarding the Checks and Balances Act of 2014 with the following changes to the proposal: 1) removing the compensation component; 2) removing reference to council's ability or inability to work directly with department heads; 3) removing term limits on council members; 4) establishing an ethics committee similar to the way Measure U was done; 5) adding requirement that the Budget must be adopted by June 30; 6) establishing a Neighborhood Advisory Committee (similar to redistricting committee created by ordinance); 7) changing existing charter language to require a minimum of two meetings per month with more as needed at discretion of council; 8) changing Mayor's term limits be two terms instead of three terms; and 9) allowing a 30-day review by Council of Mayor's City Manager appointment, and require Mayor to give a 10-day notice to Council of City Manager removal.

**Contact:** Matthew Ruyak, Assistant City Attorney, (916) 808-5946; James Sanchez, City Attorney, (916) 808-5346, Office of the City Attorney

## **Council Comments-Ideas, Questions and Meeting/Conference Reports**

- 1. Information Requests** – None
  
- 2. Board/Commission Appointments**
  - a. Sacramento Youth Commission
    1. Sylvania Moore (Mayor)

**Adjourned** – 8:40 p.m.