

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, September 2, 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, September 2, 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 Vice Mayor Jay Schenirer at 6:00 p.m. Tuesday, September 2, 2014 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, and Allen Warren.

Members Absent: Mayor Kevin Johnson.

Pledge of Allegiance– led by Vice Mayor Jay Schenirer

Consent Calendar Estimated Time: 5 minutes (Actual Time: 8 minutes)

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

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

Absent: Mayor Kevin Johnson

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

1. Confirmation of Board/Commission Appointments

Report # 2014-00665

Location: Districts 1, 2, 5 and 7

Action: Passed **Motion No. 2014-0217** confirming board/commission appointment(s): 1) Sacramento Youth Commission – Danielle Lindo (category A1-D1), Donovan Serrano (category A3-D2), Simon Anuszcky (category A4-D2), Davon Thomas (category A10-D5), and MacKenzie Starnes (category A14-D7).

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

- 2. Approval of City Council Meeting Minutes**
Report # 2014-00677
Location: Citywide
Action: Passed **Motion No. 2014-0218** approving the City Council Meeting Minutes dated July 15, July 22, and July 29, 2014.
Contact: Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk
- 3. July 2014 Monthly Investment Transactions Report**
Report # 2014-00618
Location: Citywide
Action: Received and filed.
Contact: John Colville, Chief Investment Officer, (916) 808-8297, Office of the City Treasurer
- 4. Contract: Old Sacramento Historic District Maintenance Services**
(Two-Thirds Vote Required) [Reviewed 08/26/2014]
Report # 2014-00267
Location: District 4
Action: Passed 1) **Resolution No. 2014-0299:** a) suspending competitive bidding, in the best interests of the City, for the procurement of maintenance services in the Old Sacramento Historic District (“District”); and b) authorizing the City Manager or his designee to eliminate 6.7 full-time equivalents (“FTEs”) from the District’s operations, once the positions have been vacated, and transfer the associated \$413,214 labor budget to the service and supply budget within the District (17001311); and 2) passed **Motion No. 2014-0224** authorizing the City Manager, or City Manager's designee, to enter into a non-professional services agreement with the Downtown Sacramento Partnership, Inc., for maintenance of the Old Sacramento Historic District , in an amount not-to-exceed \$1,090,344 for the maximum three-year term.
Contact: Judy Goldbar, Interim Director, (916) 808-5630, Convention and Cultural Services
- 5. Allocation of Sewer Credits to the Warren Apartments Project**
Report # 2014-00629
Location: District 4
Action: Passed **Resolution No. 2014-0300** allocating 78.592 Economic Development Treatment Capacity Bank Credits to Warren LLC for the Warren Apartments Project located at 1531 N Street.
Contact: Sabrina Tefft, Project Manager, (916) 808-3789, Economic Development Department
- 6. Allocation of Sewer Credits to Campus Crest Sacramento, LLC**
Report # 2014-00630
Location: District 6
Action: Passed **Resolution No. 2014-0301** allocating 227.970 Economic Development Treatment Capacity Bank Credits to The Grove at Sacramento Project located at 3075 Redding Avenue.
Contact: Sabrina Tefft, Project Manager, (916) 808-3789, Economic Development Department

7. **Contract: Vehicle Body Repairs and Services** (Reviewed 8/26/2014)
Report # 2014-00609
Location: Citywide
Action: Passed **Motion No. 2014-0219:** 1) awarding Harrold Ford a one-year contract with three one-year renewal options for light duty vehicle body repairs and services in an amount not to exceed \$1.2 million for the potential four-year term; 2) awarding Kearney's Painting, Inc. a one-year contract with three one-year renewal options for heavy duty vehicle body repairs and services in an amount not to exceed \$800,000 for the potential four-year term; and 3) authorizing the City Manager or the City Manager's designee to execute the contracts specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year.
Contact: Iseña Garcia, Program Specialist, (916) 808-1163; Keith Leech, Fleet Manager, (916) 808-5869, Department of General Services
8. **Contract: Trailers for Various Departments**
Report # 2014-00620
Location: Citywide
Action: Passed **Motion No. 2014-0220:** 1) awarding a three-year contract to Edward R. Bacon Co. for the purchase of heavy duty equipment trailers and custom trash bin trailers in an amount not to exceed \$933,280 for the three-year period; and 2) authorizing the City Manager or the City Manager's designee to execute the contract specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year.
Contact: Iseña Garcia, Program Specialist, (916) 808-1163; Keith Leech, Fleet Manager, (916) 808-5869, Department of General Services
9. **Agreement: Review of Sacramento City Employees' Retirement System (SCERS) Pension Benefits**
Report # 2014-00678
Location: Citywide
Action: Passed **Resolution No. 2014-0302:** 1) authorizing the City Manager or the City Manager's designee to execute a professional services agreement for actuarial services with Bartel Associates, LLC to conduct a review of Sacramento City Employees' Retirement System (SCERS) pension benefit calculations for a total amount not to exceed \$275,000; and 2) authorizing the City Manager or the City Manager's designee to augment the Department of Human Resources budget by up to \$275,000 from the General Fund Administrative Contingency.
Contact: Geri Hamby, Director, (916) 808-7173; Kenneth Cosgrove, Human Resources Manager, (916) 808-7473, Department of Human Resources

- 10. Supplemental Agreement: Lease and Operation of Haggin Oaks, Bing Maloney, and Bartley Cavanaugh Golf Courses**
Report # 2014-00621
Location: Districts 2, 5, and 7
Action: Passed **Motion No. 2014-0221** authorizing the City Manager or his designee to execute the Second Amendment to City Agreement No. 2011-1245 for the Lease and Operation of Haggin Oaks, Bing Maloney, and Bartley Cavanaugh Golf Courses.
Contact: Mike Kerton, Administrative Officer, (916) 808-6316; Lori Harder, Staff Services Manager, (916) 808-5172, Department of Parks and Recreation Department
- 11. Agreement: High Efficiency Clothes Washer Rebate Program**
Report # 2014-00588
Location: Citywide
Action: Passed **Motion No. 2014-0222** authorizing the City Manager or the City Manager's designee to sign a Memorandum of Understanding with the Sacramento Municipal Utility District, for administration of a rebate program providing incentives for customers to purchase high-efficiency clothes washers, at a cost not-to-exceed \$107,500 per year through June 30, 2020.
Contact: Bill Busath, Manager, Engineering and Water Resources, (916) 808-1434; William Granger, Water Conservation Program Specialist, Engineering and Water Resources, (916) 808-1417, Department of Utilities
- 12. Contract Award: River Park Drainage Improvements - Phase 1 (W14121000)**
Report # 2014-00615
Location: District 3
Action: Passed **Motion No. 2014-0223:** 1) approving the contract plans and specifications for Phase 1 of the River Park Drainage Improvements project; 2) rejecting the low bid of Martin General Engineering as non-responsive due to non-compliance with the minimum 5 % LBE participation requirement; and 3) awarding the contract to North Star Construction for an amount not-to-exceed \$348,524.
Contact: Bill Busath, Manager, Engineering Water Resources, (916) 808-1434; Brett Grant, Supervising Engineer, Engineering & Water Resources, (916) 808-1413, Department of Utilities
- 13. Sacramento Employment and Training Agency (SETA) Operating Budget for Fiscal Year 2014-15**
Report # 2014-00627
Location: Citywide
Action: Public comment heard from Mac Worthy; passed **Resolution No. 2014-0303** approving the Sacramento Employment and Training Agency (SETA) Fiscal Year 2014-15 Operating Budget in the amount of \$88,410,689.
Contact: Loretta Su, Fiscal Chief, (916) 263-3875, Sacramento Employment and Training Agency

Public Hearings

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

14. **Appeal of Lot Split and New Alley Dwelling Unit (Z13-138)** [Noticed 08/22/2014]
Report # 2014-00626 **Estimated Time: 30 minutes** (Actual Time: 8 minutes)
Location: 2515 D Street, District 4

Action: Moved/Seconded: Member Steve Hansen / Member Steve Cohn

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

Absent: Mayor Kevin Johnson

Conducted a public hearing with public comment heard from Mac Worthy, and upon conclusion passed 1) **Resolution No. 2014-0304** determining the project is exempt under CEQA Section Guidelines Sections 15303 (New Construction or Conversion); and 2) **Resolution No. 2014-0305** approving the Tentative Map to subdivide one lot into two lots on approximately 0.15 acres in the R-1B zone and the Site Plan and Design Review with deviation to development standards and to construct a new single unit dwelling using the alternative plans (dated 8-18-2014).

Contact: David Hung, Associate Planner, (916) 808-5530; Sandra Yope, Senior Planner, (916) 808-7158; Luis Sanchez, AIA, LEED AP, Senior Architect, (916) 808-5957, Community Development Department

Agreement/Contract Review Only – No Action Required

Agreements and/or Contracts are provided for review and will be presented for approval as noted in the recommendation.

15. **(Agreement/Contract for Review and Information) Workers' Compensation Legal Services Agreements**

Report # 2014-00644

Location: Citywide

Action: Public comment heard from Mac Worthy; reviewed a report 1) awarding seven legal services agreements for workers' compensation legal services for contract terms of three years with a total combined not to exceed amount of \$1,975,000; 2) authorizing the City Attorney or designee to execute the agreements; and 3) continued to September 9, 2014 for approval.

Contact: Geri Hamby, Director, (916) 808-7173; Patrick Flaherty, Risk Manager, (916) 808-8587, Department of Human Resources

16. (Agreement/Contract for Review and Information) Sacramento Valley Station – Phase 2 Intermodal (T15029041) – Change Order #1A to Execute Construction Phase Contract

Report # 2014-00635

Location: 401 I Street, District 3

Action: Public comment heard from Mac Worthy; reviewed a report 1) authorizing the City Manager or City Manager's designee to execute Change Order No. 1 to City Agreement No. 2013-0571 with Rudolph & Sletten, Inc. in an amount not to exceed \$5,033,037 and Extend Time of Completion by 64 calendar days for Sacramento Valley Station – Phase 2 Intermodal (T15029041); 2) resetting the City Manager's authority to issue change orders for City Agreement No. 2013-0571; and 3) continue to September 9, 2014 for approval.

Contact: Gregory Taylor, AIA, LEED AP, Project Manager, (916) 808-5268; Jerry Way, Director of Public Works, (916) 808-7100; Department of Public Works

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

- | | |
|---|---|
| 1. Misc. <ul style="list-style-type: none">a. Flutche Legardyb. Ed Clarkc. Mrs. Kimmons | 4. Water Issues <ul style="list-style-type: none">a. Arin Byrd |
| 2. Police Harassment <ul style="list-style-type: none">a. Clarence Muhammadb. Rev. Paul Sr. | 5. Parking Tickets <ul style="list-style-type: none">a. Mike Williams |
| 3. Jobs <ul style="list-style-type: none">a. Mac Worthy | 6. Animal Shelter <ul style="list-style-type: none">a. Dia Goode |

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

- a. Member Allen Warren
 - 1. Review of existing ordinance re hiring and contracting with a focus on unintended consequences related to diversity and local hires
- b. Member Steve Hansen
 - 1. Report on recruiting efforts to diversify our police force

2. Board/Commission Appointments

None.

Adjourned – 6:55 p.m.