

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, September 27, 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.

DRAFT MINUTES

Tuesday, September 27, 2016

6:00 PM

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 6:06 p.m. Tuesday, September 27, 2016 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen (departed 8:45), Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren (departed 7:19), and Mayor Kevin Johnson.

Pledge of Allegiance– led by Judy with the Folklorico Dance Group

Closed Session Report – None.

Special Presentation/General Communications

A. Recognizing October as National Hispanic Heritage Month

Action: Resolution presented by Member Eric Guerra

B. Recognizing Meatless Monday

Action: Resolution presented by Member Jay Schenirer

Consent Calendar

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

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. Approval of City Council Meeting Minutes

File ID: 2016-01000

Location: Citywide**Action:** Passed **Motion No. 2016-0290** approving the City Council Meeting Minutes dated September 6, 2016.**Contact:** Shirley Concolino, MMC, City Clerk, (916) 808-5442, Office of the City Clerk**2. Contract: Solicitation and Contract Management Implementation Services (Published for 10-Day Review 09/16/2016)**

File ID: 2016-01118

Location: Citywide**Action:** Passed **Motion No. 2016-0291** authorizing the City Manager or the City Manager's designee to execute a contract with GNC Consulting, Inc. for consultant services to implement the solicitation and contract management PeopleSoft modules in the total amount not to exceed \$1,996,400.**Contact:** Dennis Kauffman, Operations Manager, (916) 808-5843, Finance Department; Maria MacGunigal, Director, (916) 808-7998, Information Technology Department**3. Agreement: Golden 1 Center Suite - License Agreement**

File ID: 2016-01154

Location: District 4**Action:** Moved/Seconded: Member Steve Hansen / Member Jeff Harris**Yes:** Members Angelique Ashby, Larry Carr, Eric Guerra, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Kevin Johnson.**No:** Members Jeff Harris and Steve Hansen**Action:** Public comment heard from Pastor Gainsbrugh; passed **Motion No. 2016-0292** authorizing the City Manager or designee to sign on behalf of the city the Suite License Agreement for the city's suite at Golden 1 Center.**Contact:** John Dangberg, Assistant City Manager, (916) 808-1222, Office of the City Manager**4. August 2016 Monthly Investment Transactions Report**

File ID: 2016-01059

Location: Citywide**Action:** Public comment heard from Mac Worthy; received and filed.**Contact:** Bob Tokunaga, Chief Investment Officer, (916) 808-5340, Office of the City Treasurer

5. **Agreement with SBH Natomas LLC for Payment of a One-Time Special Tax**
File ID: 2016-01081
Location: District 1
Action: Passed **Motion No. 2016-0293:** 1) approving an agreement with SBH Natomas LLC for payment of a one-time special tax of \$658,826 over 12 years; and 2) authorizing the Interim City Treasurer to sign the agreement on the City's behalf.
Contact: Colin Bettis, Debt Analyst, Office of the City Treasurer (916) 808-8292; Brian Wong, Debt Manager, Office of the City Treasurer (916) 808-5811; John Colville, Interim City Treasurer, Office of the City Treasurer (916) 808-8297
6. **Ordinance Amendment: Section 15.04.040 and Adding Section 15.08.190 to the Sacramento City Code Relating to Electric Vehicle Charging Stations (Passed for Publication 09/20/2016; Published 09/23/2016)**
File ID: 2016-01073
Location: Citywide
Action: Passed **Ordinance No. 2016-0037** amending Section 15.04.040 and adding section 15.08.190 to the Sacramento City Code, relating to electric vehicle charging stations.
Contact: Susanne Cook, Administrative Analyst, (916) 808-5375; Winfred DeLeon, Chief Building Official, (916) 808-5475, Community Development Department
7. **Agreement for Liability Claims Administration Services (Published for 10-Day Review 09/16/2016)**
File ID: 2016-01008
Location: Citywide
Action: Passed **Motion No. 2016-0294** authorizing the City Manager or the City Manager's Designee to execute an agreement with York Risk Services Group, Inc. for liability claim administration services for a term of 36 months with two one-year options to renew at a cost not to exceed \$2,073,612.
Contact: Melissa Chaney, Director, (916) 808-7173; Pat Flaherty, Risk Manager, (916) 808-8587, Department of Human Resources

8. Fiscal Year (FY) 2016/17 Office of Traffic Safety Pedestrian and Bicycle Safety Grant

File ID: 2016-01057

Location: Citywide

Action: Passed **Resolution No. 2016-0331** authorizing the City Manager or the City Manager's designee, to: 1) accept a grant award of \$125,425 from the California Office of Traffic Safety; 2) establish the FY2016/17 Pedestrian and Bicycle Safety Grant project (G11015500); 3) establish revenue and expenditure budgets in the amount of \$125,425 to implement the grant award; and 4) maintain the full-time equivalent (FTE) Police Office position, previously authorized by Resolution 2013-0297 and maintained by Resolutions 2014-0306 and 2015-0276.

Contact: Kevin Gardner, Police Captain, Metro Division, (916) 808-0701; Justin Risley, Police Lieutenant, Metro Division, (916) 808-6140, Police Department

9. Fiscal Year (FY) 2016/17 Office of Traffic Safety Selective Traffic Enforcement Program Grant

File ID: 2016-01064

Location: Citywide

Action: Passed **Resolution No. 2016-0332** authorizing the City Manager or the City Manager's designee, to: 1) accept a grant award of \$622,627 from the California Office of Traffic Safety; 2) establish the Selective Traffic Enforcement Program (STEP) operating grant project (G11015400); and 3) establish revenue and expenditure budgets in the amount of \$622,627 in G11015400 to implement the program.

Contact: Kevin Gardner, Police Captain, Metro Division, (916) 808-0701; and Justin Risley, Police Lieutenant, Metro Division, (916) 808-6140, Police Department

10. Ordinance Amending Section 3.04.010 of the Sacramento City Code Relating to City Manager Signature Authority (Passed for Publication 09/20/2016; Published 09/23/2016)

File ID: 2016-01053

Location: Citywide

Action: Passed **Ordinance No. 2016-0038** amending City Code Section 3.04.010 relating to City Manager signature authority.

Contact: Ken Hancock, Real Property Agent III, (916) 808-5752, Department of Public Works

11. Contracts: Public Works On-Call Professional Services

File ID: 2016-01058

Location: Citywide**Action:** Passed **Motion No. 2016-0295** authorizing the City Manager or the City Manager's designee to execute three-year agreements for on-call professional services, each in an amount not to exceed \$750,000 for the three-year term, with the consultants identified in Exhibit A.**Contact:** Tim Hopper, Contract and Compliance Specialist, (916)

808-8173; Jon Blank, Facilities Manager, (916) 808-7914, Department of Public Works

12. Agreements with Union Pacific Railroad and Encore McKinley Village LLC for the 28th Street Railroad Crossing Improvements for McKinley Village Project (P08-086)

File ID: 2016-01037

Location: The McKinley Village Project is located in the area bounded by the Capital City Freeway and the Union Pacific Railroad, just south of Sutter's Landing Regional Park, District 3**Action:** Passed **Motion No. 2016-0296:** 1) authorizing the City Manager to execute the Improvements to Existing Public Road at Grade Crossing for 28th Street Agreement with Union Pacific Railroad Company (Crossing Agreement), and 2) authorizing the City Manager to execute an agreement with Encore McKinley Village, LLC for the reimbursement of costs incurred under the Crossing Agreement.**Contact:** Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works**13. Designation of Surface Transportation Assistance Act (STAA) Truck Routes (Continued from 09/20/2016)**

File ID: 2016-01043

Location: District 4**Action:** Passed **Resolution No. 2016-0333** approving additional City Streets designated as an STAA Truck Route.**Contact:** Pelle Clarke, Associate Civil Engineer (916)-808-8930; Dino Reali, Traffic Investigator (916) 808-8836; Hector Barron, City Traffic Engineer (916) 808-2669, Department of Public Works

14. Authorization to Terminate and Release Inclusionary Housing Regulatory Agreement for Strawberry Field Project

File ID: 2016-01126

Location: District 1

Action: Public comment heard from Niki Jones and Pastor Gainsbrugh; passed **Resolution No. 2016-0334** authorizing the Sacramento Housing and Redevelopment Agency (Agency) to Terminate and Release the Inclusionary Housing Regulatory Agreement for the Strawberry Field project.

Contact: David Levin, General Counsel, (916) 440-1330, Sacramento Housing and Redevelopment Agency; Sheryl Patterson, Senior Deputy City Attorney, (916) 808-5346, Office of the City Attorney

15. Agreement: FY2016/17 & FY2017/18 Source Water Protection Consultation Services

File ID: 2016-01083

Location: Citywide

Action: Passed **Motion No. 2016-0297** authorizing the City Manager or the City Manager's designee to execute an Agreement with Starr Consulting, to provide Source Water Protection Consultation Services for FY 2016/17 & FY 2017/18, for an amount not-to-exceed \$485,000.

Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Sherill Huun, Supervising Engineer, (916) 808-1455; Elissa Callman, Senior Engineer, (916) 808-1424, Department of Utilities

16. Contract: 1st Avenue at 5th Street Sewer Replacement Project

File ID: 2016-01089

Location: District 4

Action: Passed **Motion No. 2016-0298:** 1) approving the contract plans and specifications for the 1st Avenue at 5th Street Sewer Replacement Project; and 2) awarding the contract to Navajo Pipelines, Inc. for an amount not-to-exceed \$191,243.

Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Brett Grant, Supervising Engineer, (916) 808-1413; Sonia Lopez, Associate Engineer, (916) 808-1456, Department of Utilities

17. **Change Order: South Natomas and Hagginwood Water Improvements**
File ID: 2016-01091
Location: Districts 1 and 2
Action: Passed **Motion No. 2016-0299** authorizing the City Manager or the City Manager's designee to execute Change Order No. 1 with Florez Paving, to compensate for additional costs incurred outside of the contract scope during construction, for an amount not-to-exceed \$185,800, bringing the total contract amount to \$5,134,724.50.
Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Michelle Carrey, Supervising Engineer, (916) 808-1438; Sonia Lopez, Associate Engineer, (916) 808-1456, Department of Utilities

Public Hearings

18. **Authorize the Issuance of Bonds by California Public Finance Authority ("CalPFA") for the Purchase of Farmers Market Complex (Noticed 09/23/2016)**
File ID: 2016-01025
Location: District 3
Action: Withdrawn a Resolution authorizing 1) the City to become an Associate Member of CalPFA; 2) the issuance and sale of revenue bonds by CalPFA for the purchase of the Farmers Market Complex; and 3) a PILOT agreement between the City and CalPFA, including the transfer of the Farmers Market Complex property deed and title to the City upon final maturity of bonds.
Contact: Lisa Yang, Treasury Analyst, (916) 808-2267; Brian Wong, Debt Manager, (916) 808-5811, Office of the City Treasurer
19. **Westshore - Lot E: Single Family Development Project (P15-032) [Noticed 09/16/2016; Pass for Publication 09/20/2016; Published 09/23/2016]**
File ID: 2016-01019
Location: Northwest corner of the intersection of El Centro Road and Natomas Central Drive, District 1
Action: Moved/Seconded: Member Angelique Ashby / Member Steve Hansen
Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Mayor Kevin Johnson
Absent: Member Allen Warren

Conducted a public hearing and upon conclusion passed 1) **Resolution No. 2016-0335** approving a General Plan Amendment to re-designate 8.4 acres from Suburban Neighborhood High Density to Suburban Neighborhood Medium Density; 2) **Ordinance No. 2016-0039** approving a rezone of 8.4 acres from Multi-Unit Dwelling zone (R-3-PUD) to Single-Unit or Duplex Dwelling zone (R-1A-PUD) within the Natomas Central Planned Unit Development; 3) **Resolution No. 2016-0336** approving a Planned Unit Development Schematic Plan Amendment to the Natomas Central Planned Unit Development; 4) **Resolution No. 2015-0337** adopting findings of fact and approving the Westshore - Lot E project entitlements - Tentative Map and Site Plan and Design Review with deviations.

Contact: Arwen Wacht, Associate Planner, (916) 808-1964; Lindsey Alagozian, Senior Planner, (916) 808-2659

20. **1717 34th Street Rezone Project (Noticed 09/16/2016; Passed for Publication 09/20/2016; Published on 09/23/2016)**

File ID: 2016-01093

Location: District 3

Action: Moved/Seconded: Member Jeff Harris / Member Rick Jennings

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

Absent: Member Allen Warren

Conducted a public hearing and upon conclusion passed 1) **Resolution No. 2016-0338** determining the project is exempt from CEQA 15061 (b) (3) No Significant Effect; 2) **Ordinance No. 2016-0040** rezoning approximately 0.37 acres from Office Business (OB-SPD) to Limited Commercial (C-1-SPD) in the Alhambra Corridor Special Planning District; and, 3) **Resolution No. 2016-0339** to approve the Site Plan and Design Review for exterior changes to the existing single-story commercial building.

Contact: Michael Hanebutt, Assistant Planner, (916) 808-7933; Stacia Cosgrove, Principal Planner, (916) 808-7110, Community Development Department

21. **Modifications to the Alhambra Corridor Special Planning District (SPD) (LR16-009) [Noticed 09/16/2016; Passed for Publication 09/20/2016; Published 09/23/2016]**

File ID: 2016-01090

Location: The area located between 26th and 34th Streets from the Southern Pacific Railroad Mainline Levee to Highway 50; Districts 3 and 4

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

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

Absent: Member Allen Warren

Conducted a public hearing with public comment heard from Bridget Powers, Janet Maira, Melinda Johnson, Richard Lyman, and upon conclusion, passed a) **Ordinance No. 2016-0041 as amended** amending sections 17.420.010 and 17.420.020 of the Sacramento City Code Relating to the Alhambra Corridor Special Planning District; and b) **Ordinance No. 2016-0042** amending Title 17 of the Sacramento City Code to rezone various parcels of real property from 26th to 29th Streets, between the Southern Pacific Railroad Levee and Highway 50.

Contact: Remi Mendoza, Associate Planner, (916) 808-5003; Jim McDonald, Principal Planner, (916) 808-5723, Community Development Department

22. **Handle Business Improvement District No. 2016-04 (Noticed 08/10/2016)**

File ID: 2016-01041

Location: District 4

Action: Moved/Seconded: Member Steve Hansen / Member Angelique Ashby

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

Absent: Member Allen Warren

Conducted a public hearing with public comment heard from Aziz Bellarbisalah, Patrick Mulvaney, Jimmy Johnson, Delphine Brody, and, upon conclusion passed **Resolution No. 2016-0340** of Formation to renew the Handle Business Improvement District No. 2016-04 for a term of ten years in the absence of a majority protest.

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

Discussion Calendar**23. Police Use of Force and Major Incident Notification Policy Discussion [Oral Report]**

File ID: 2016-01164

Location: Citywide**Action:** Public comment heard from Rashid Sidqe, Trina Allen, Que B Anthony, Mac Worthy; received and filed with direction to return to Council on October 13 for further discussion.**Contact:** Mayor Pro Tem Larry Carr, District 8, (916) 808-7008, Office of Councilmember Carr**Public Comments-Matters Not on the Agenda**

1. Homeless
 - a. Robert Coplin
 - b. Niki Jones
 - c. Delphine Brody
 - d. Armando Flores
 - e. Wanda Cleveland
 - f. Pastor Gainsbrugh
2. Police
 - a. David Andre
 - b. Trina Allen
 - c. Que B Anthony
 - d. Greg Glavinovich
 - e. Rebecca Sharad
 - f. Mac Worthy
3. Mayor Johnson/Pie Issue
 - a. Sean Thompson
 - b. Mary Tappel
4. Convention Center Expansion
 - a. Rick Stevenson
 - b. Dennis Neufeld
5. Mental Health System
 - a. Laurie Mendoza
6. Refugees
 - a. Nahid Kabban
7. Alley Gated
 - a. David Wheat
8. Ride Downtown 916
 - a. Mike Barnbaum

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

- a. Member Larry Carr
 1. Reported on the trip to Berkeley to meet with members of their Police Commission

2. Board/Commission Appointments

- a. Downtown Riverfront Streetcar Policy Steering Committee
 - 1. David Taylor
 - 2. Denton Kelley
- b. Paratransit Inc. Board of Directors
 - 1. Mary Steinert
- c. Sacramento Heritage, Inc. Board of Directors
 - 1. Trevor Shanklin
- d. Planning and Design Commission
 - 1. Alix Ogilvie
- e. Sacramento youth Commission
 - 1. Baoyi Tan
 - 2. Ferrick Moore

Adjourned -8:57 p.m. in memory of Headley Chambers.