

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, 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
Bonnie Pannell, 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

City Hall-Council Chamber

915 I Street, 1st Floor

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

Tuesday, February 25, 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.
 - o 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.
 - o 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.
 - o 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.
 - o 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.
 - o **Matters not on the Agenda.** Two (2) minutes per speaker.
 - o **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.
 - o **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, February 25, 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, February 25, 2014 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer

Members Absent: Allen Warren and Bonnie Pannell and Mayor Kevin Johnson

Pledge of Allegiance– led by Youth at City Council representative Maria Polzin

Closed Session Report – None

Special Presentations/General Communications

In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.

- a. **Recognizing Domus Development for the La Valentina Project**
Action: Resolution presented by Member Steve Cohn

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

- 1. Oak Park
 - a. Ron Emslie
- 2. Misc. concerns
 - a. Lorraine Brown
- 3. Code Hearing
 - a. Joseph Montoya

Consent Calendar **Estimated Time: 5 minutes**

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

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

Absent: Members Bonnie Pannell and Allen Warren and Mayor Kevin Johnson

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

1. Confirmation of Board/Commission Appointments

Report # 2014-00159

Location: Citywide

Action: Passed **Motion No. 2014-0037** confirming board/commission appointment(s): 1) Administrative, Investment & Fiscal Management Board – David DeCamilla (Category A); 2) Compensation Commission – Evelyn Chin (Category A) and Howard Posner (Category A); 3) Preservation Commission – Eric Fuller (Category C) and Caru Bowns (Category E); 4) Sacramento Disabilities Advisory Commission – Christina Espinoza (Category A) and Russell Rawlings (Category A) and 5) Sacramento Housing & Redevelopment Advisory Commission – Cathy Creswell (Category A), Jayne Raab (Category A) and Tawny Macedo (Category A).

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

2. (City Council/Housing Authority) Establish Financing Authority - Sacramento Public Financing Authority

Report # 2014-00129

Location: Citywide

Action: Passed 1) **City Council Resolution No. 2014-0046:** a) approving an agreement that creates a joint-powers authority between the City and the Sacramento City Housing Authority, to be known as the Sacramento Public Financing Authority (SPFA); and b) authorizing specified City and Housing Authority officers to sign the agreement, and 2) passed **Housing Authority Resolution No. 2014-0002** a) approving an agreement that creates a joint-powers authority between the City and the Sacramento City Housing Authority, to be known as the Sacramento Public Financing Authority (SPFA); and b) authorizing specified City and Housing Authority officers to sign the agreement.

Contact: Russ Fehr, City Treasurer, (916) 808-5832; Janelle Gray, Treasury Manager, (916) 808-8296, Office of the City Treasurer

3. Grant Citation and Arrest Authority to Designated Community Development Department and Department of General Services Staff

Report # 2014-00081

Location: Citywide

Action: Passed **Resolution No. 2014-0047** granting citation and arrest authority to designated staff of the Community Development Department and the Department of General Services.

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

- 4. Contract: Panatoni Building HVAC Replacement (B14171131002)**
Report # 2014-00105
Location: 1030 15th Street, District 4
Action: Passed **Motion No. 2014-0038** 1) approving the contract plans and specifications for the Panatoni Building HVAC Replacement Project (B14171131002); and 2) awarding the construction contract to Bobo Construction in an amount of \$586,000.
Contact: Russ Haynes, Analyst, (916) 808-7360; Rebecca Bitter, Interim Director, (916) 808-8225, Convention, Culture and Leisure
- 5. Agreement: Labor Relations Consulting Services**
Report # 2014-00130
Location: Citywide
Action: **Continued Motion** 1) increasing the agreement for consulting services provided by Renne Sloan Holtzman Sakai LLP by \$280,000 to cover on-going labor relations consulting services, resulting in a not-to-exceed contract amount of \$555,000.
Contact: Geri Hamby, Director, (916) 808-7173; Shelley Banks-Robinson, Labor Relations Manager, (916) 808-5541, Department of Human Resources
- 6. Reject Bids - Sacramento City College Pedestrian/Bicycle Overcrossing Project (T15065700)**
Report # 2014-00097
Location: The Sacramento City College Pedestrian/Bicycle Overcrossing Project (T15065700) is located over the Union Pacific Railroad north of 12th Avenue on the Sacramento City College Campus, District 5
Action: Passed **Resolution No. 2014-0048** 1) appropriating \$6,963,000 (Fund 3703) in federal funds to the Sacramento City College Pedestrian/Bicycle Overcrossing Project (T15065700); and 2) rejecting bids for the Sacramento City College Pedestrian/Bicycle Overcrossing Project (T15065700).
Contact: Ofelia Avalos, Associate Civil Engineer, (916) 808-5515; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works
- 7. Approve Bike Corral Program Guidelines and Initial Installation**
Report # 2014-00134
Location: Citywide
Action: Passed **Motion No. 2014-0039** 1) approving the Bike Corrals in Sacramento Program Guidelines; 2) approving an initial bike corral installation plan; and 3) authorizing the Director of Public Works to update the the Bike Corrals in Sacramento Program Guidelines as needed.
Contact: Edward Cox, Program Analyst, (916) 808-8434; Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works

8. **Downtown/Riverfront Streetcar Transit Project (S15131800) – Appropriation of Funds**
Report # 2014-00120
Location: District 4
Action: Public comment heard from Mike Barnbaum; passed **Resolution No. 2014-0049** appropriating \$1,500,000 in Sheraton Master Owner Participation Agreement (MOPA) Project Fund (Fund 2030) to the Downtown/Riverfront Streetcar Transit Project (S15131800).
Contact: Fedolia “Sparky” Harris, Principal Planner, (916) 808-2996; Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works
9. **Amend Speed Lump Program to Include Moderate-Volume Residential Collector Streets**
Report # 2014-00136
Location: Citywide
Action: Passed **Motion No. 2014-0040** amending the Speed Lump Program Guidelines to include Moderate-Volume Residential Collector Streets category to the Program and define travel lane criteria for speed lumps.
Contact: Debb Newton, Program Analyst, (916) 808-6739; Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works
10. **Well Rehabilitation Project Change Order No. 2 (Two-Thirds Vote Required)**
Report # 2014-00143
Location: Districts 1, 2 and 3
Action: Passed **Resolution No. 2014-0050:** 1) suspending competitive bidding, in the best interests of the City, for the emergency restoration to active service of nine existing groundwater wells, by adding this work to the City’s Well Rehabilitation project contract with J.R. Sharp Construction, Inc.; 2) waiving the 10-day posting requirement for agreements greater than \$1,000,000; 3) authorizing Change Order No. 2 to City Contract No. 2013-0420 with J.R. Sharp Construction, Inc., to perform this work and specified security upgrades for a cost of \$1,157,775, bringing the contract’s not-to-exceed amount to \$1,609,342; 4) authorizing a transfer of \$300,000 from the Fluoride Equipment Rehabilitation Program; and 5) increasing the City Manager’s change order authority to \$100,000 for the remainder of the contract.
Contact: Bill Busath, Engineering & Water Resources Manager, (916) 808-1434; Dan Sherry, (916) 808-1419, Department of Utilities

11. Utility Rate Assistance Program Update

Report # 2014-00078

Location: Citywide

Action: Passed **Motion No. 2014-0041** authorizing the City Manager or his designee to 1) make the following changes to the Utility Rate Assistance Program (URAP): a) Raise the qualifying income level to 200% of the federal poverty level, b) increase the water and wastewater monthly discount amounts to \$7.00 and \$5.00, respectively, effective the beginning of FY2014, to offset the FY2014 rate increase, c) allow proof of participation in SMUD low-income programs to qualify for URAP eligibility without separate income documentation, and d) effective the beginning of FY2015, increase the water and wastewater monthly discount amounts to \$11.00 and \$7.50, respectively, subject to the availability of funds in the City Council's approved budget for FY2015, to offset the approved rate increase for FY2015; and 2) make future modifications to the URAP as needed for effective and efficient administration of the URAP, subject to the availability of funds in the City Council's approved budget for the applicable fiscal year(s).

Contact: Jamille Moens, Business Services Manager, (916) 808-5988; Shelle Smallwood, Program Manager, (916) 808-4928, Department of Utilities

12. Emergency Sedimentation Removal at the Sacramento River Water Treatment Plant Intake Facility to Mitigate Drought Conditions

Report # 2014-00142

Location: Citywide

Action: Passed **Motion No. 2014-0042** authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 3 to City Agreement No. 2012-0095 with Above and Below the H2O, for the emergency removal of sediment at the Sacramento River Water Intake, and to provide funding for inspection and cleaning services in the third and final year of the agreement term, for an additional cost of \$300,300, bringing the agreement's not-to-exceed amount to \$399,950.

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

13. (Agreement/Contract for Review and Information) Contract: Mail Preparation and Presorting Services

Report # 2014-00126

Location: Citywide

Action: Reviewed report 1) authorizing the City Manager or the City Manager's designee award a two-year contract with three annual renewal options for mail preparation and presorting services to KP Corporation in an amount not to exceed \$1,355,000 for the five-year term; 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; and 3) continued to March 4, 2014, for approval.

Contact: Gary O'Neill, Program Analyst, (916) 808-7432; Craig Lymus, Procurement Services Manager, (916) 808-5524, Department of Finance

Public Hearings

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

14. **Billboard Relocation Agreement for 2601 Redding Avenue (APN: 015-0033-048)**

[Passed for Publication 02/18/2014; Published 02/13/2014 and 02/20/2014]

Report # 2014-00121 **Estimated Time: 10 minutes** (Actual Time: 10 minutes)

Location: District 6

Action: Moved/Seconded: Member Kevin McCarty /Member Steve Cohn

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

Absent: Members Bonnie Pannell and Allen Warren and Mayor Kevin Johnson

conducted a public hearing with public comment heard from applicant David Nybo; Isaac Gonzalez, Patrick McDaniel, Brian Holloway, and Dennis MacIntire; and upon conclusion 1) passed **Resolution No. 2014-0051** determining the project exempt from the California Environmental Quality Act; 2) passed **Resolution No. 2014-0052** amending the General Plan for 0.10 acres from Urban Neighborhood Low Density to Employment Center Low Rise; 3) pass **Ordinance No. 2014-0005** to rezone 0.10 acres from Residential Mixed Use (RMX-TO) located in the Transit Overlay to Light Industrial (M-1); and 4) passed **Resolution No. 2014-0053** adopting findings of fact and approving the Billboard Relocation Agreement, Site Plan and Design Review, and Variance.

Contact: Evan Compton, Associate Planner, (916) 808-5260; Lindsey Alagozian, Senior Planner, (916) 808-2659, Community Development Department

15. **23rd Street Rezone (P13-057)** [Passed for Publication 02/18/2014; Published 02/13/2014 and 02/20/2014]

Report # 2014-00125 **Estimated Time: 5 minutes** (Actual Time: 2 minutes)

Location: 2415 23rd Street, District 5

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

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

Absent: Members Bonnie Pannell and Allen Warren and Mayor Kevin Johnson

Conducted a public hearing and upon conclusion, 1) passed **Resolution No. 2014-0054** approving the CEQA Exemption; and 2) passed **Ordinance No. 2014-0006** to rezone 0.07 acres from Residential Office (RO) to Limited Commercial (C-1).

Contact: Arwen Wacht, Associate Planner, (916) 808-1964; Stacia Cosgrove, Senior Planner, (916) 808-7110, Community Development Department

Discussion Calendar

Discussion Calendar items include an oral presentation including those recommending “receive and file”.

- 16. Status Report on Implementation of American and Sacramento River Parkway Plans**
Report # 2014-00108 **Estimated Time: 20 minutes** (Actual Time: 78 minutes)
Location: Citywide
Action: Public comment heard from Betsy Weiland, John Hanes, Stan Jones, Cynthia Shallitt, Dan Gorfain, Keith Jones, Earl Withycombe, Terry Preston, Craig Hanes, Jeff Harris, Bob Herr, Jim Dodds, Jim Guida, Jim Geary, Jim Houpt, Jim Brown and Anne Rudin; received and filed.
Contact: Mary de Beauvieres, Principal Planner, (916) 808-8722, Park Planning and Development Services, Department of Parks and Recreation
- 17. Annual Capital Improvement Accountability Report and Adjustments to Project Budgets**
Report # 2014-00051 **Estimated Time: 15 minutes** (Actual Time: 12 minutes)
Location: Citywide
Action: Moved/Seconded: Member Darrell Fong /Member Steve Hansen
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, and Jay Schenirer
Absent: Members Bonnie Pannell and Allen Warren and Mayor Kevin Johnson
Received and filed the Annual Capital Improvement Program Update and passed **Resolution No. 2014-0055:** 1) amending the FY2013/14 Utilities CIP to create and cancel existing projects; 2) authorizing the City Manager to make allocation adjustments to CIP Budgets in the Water, Sewer, Wastewater Revenue Bond, and Storm Drainage funds; 3) authorizing the City Manager to make allocation adjustments to MYOP Budgets in the Water, Sewer, Water Reimbursement, and Storm Drainage funds; and 4) authorizing the addition of four career limited-term positions.
Contact: Jammie Moens, Business Services Manager, (916) 808-5988; Cassy Vaoletti-Matu, Administrative Analyst, (916) 808-8047, Department of Utilities
- 18. Approval of Increased Agency Loan Commitment for the Curtis Park Court Apartments**
(Reviewed 02/18/2014)
Report # 2014-00133 **Estimated Time: 10 minutes** (Actual Time: 3 minutes)
Location: District 5
Action: Moved/Seconded: Member Jay Schenirer /Member Darrell Fong
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, and Jay Schenirer
Absent: Members Bonnie Pannell and Allen Warren and Mayor Kevin Johnson

Passed **Resolution No. 2014-0056** with direction to make this a priority project: a) authorizing an additional \$2,200,000 City Home Investment Partnership (HOME) to the existing Sacramento Housing and Redevelopment Agency (Agency) loan commitment for the Curtis Park Court (Project) increasing the total loan commitment amount to \$4,000,000; b) authorizing the Agency to execute a conditional commitment letter with Domus Development, LLC, or related entity for \$4,000,000; and c) making the related budget amendments.

Contact: Christine Weichert, Assistant Director, Development Finance, (916) 440-1353; Jeree Glasser-Hedrick, Analyst, Development Finance, (916) 449-6247, Sacramento Housing and Redevelopment Agency

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

- a. Members Steve Hansen and Steve Cohn
 - 1. Report on recent trip to Portland for streetcar project (AB1234 compliance)
- b. Member Steve Cohn
 - 1. Adjusting city code to modify set back ordinance
- c. Member Kevin McCarty
 - 1. Water pricing review (e.g. tiered rated for commercial and/or other adjustments using the revenue to deal with the conservation issues)

2. Board/Commission Appointments

None

Adjourned – 8:15 p.m. in memory of Janet Baker