



Sacramento City Council Financing Authority Housing Authority

DRAFT Minutes

Tuesday, March 6, 2012

6:00 p.m.

City Hall-915 I Street, 1st Floor Council Chamber

Published by the Office of the City Clerk (916) 808-7200

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, Vice-Mayor, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Jay Schenirer, District 5
Kevin McCarty, District 6
Darrell Fong, District 7
Bonnie Pannell, District 8

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
John F. Shirey, City Manager
Russ Fehr, City Treasurer

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 Actions; 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)

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DRAFT Minutes

Tuesday, March 6, 2012

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, March 6, 2012 at the Sacramento City Hall Council Chamber.

Members Present: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Sandy Sheedy, and Mayor Kevin Johnson

Pledge of Allegiance led by Youth @ City Council, Nick Soliz.

Closed Session Report- None

Public Comments-Matters Not on the Agenda (2 minutes per speaker) (Actual: 4 minutes)

1. Sacramento Housing and Redevelopment Agency
 - a. Mac Worthy
2. Homelessness
 - a. Kim Sloan

Consent Calendar (Items 1 - 15) Estimated Time: 5 minutes (Actual: 5 minutes)

Action: Moved/Seconded: Member Jay Schenirer/Angelique Ashby

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Sandy Sheedy 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 # 2012-00241

Location: District 4

Action: Passed **Motion 2012-053** confirming board/commission appointment(s): 1) Community Racial Profiling Commission – Trisha Stanionis (Category D-4) and 2) Parks & Recreation Commission – Dave J. O’Toole (Category A-4).

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk

- 2. Agreement: Meter Interface Unit Installation and Programming**
Report # 2012-00096
Location: Citywide
Action: Passed **Motion No. 2012-054** 1) awarding a Nonprofessional Services Agreement to perform Meter Interface Unit installation and programming services for a term of one year, with a one year renewal option, to Datamatic LTD., in an amount not to exceed \$585,000 for the maximum two-year term; and 2) authorizing the City Manager, or the City Manager's designee, to renew the Agreement for the second one year term.
Contact: Michael Malone, Field Services Manager, (916) 808-6226; Ken Swartz, Stores Administrator, (916) 808-6276 Department of Utilities
- 3. Grant: Additional Funding from 2010 State Homeland Security Grant Program ("SHSGP")**
Report # 2012-00214
Location: Citywide
Action: Passed **Resolution No. 2012-051:** 1) authorizing the City Manager or his designees, Fire Chief and Deputy Fire Chief, to accept an additional \$75,000 in grant funding from the 2010 State Homeland Security Grant Program ("SHSGP"); 2) authorizing the City Manager, or his designees, to adjust the necessary grant revenue and expenditure budgets to increase the budget by \$75,000 to the new total of \$539,914 and implement the SHSGP grant; and 3) authorizing the City Manager or his designees, Fire Chief and Deputy Fire Chief, to approve all other paperwork to implement the additional 2010 SHSGP grant funding awarded and to assure adherence to all grant regulations.
Contact: Lloyd Ogan, Deputy Fire Chief, 916-808-1603, Fire Department
- 4. City Auditor's Quarterly Audit Activities Report**
Report # 2012-00245
Location: Citywide
Action: Passed **Motion No. 2012-055** accepting the Auditor's Quarterly Audit Activities Report.
Contact: Jorge Oseguera, City Auditor (916) 808-7270, Mayor/Council
- 5. City Auditor's Semi-Annual Action Follow-Up Report for the Period Ending December 31, 2011**
Report # 2012-00246
Location: Citywide
Action: Passed **Motion No. 2012-056** approving the Semi-Annual Action Follow-Up Report for the Period Ending December 31, 2011.
Contact: Jorge Oseguera, City Auditor, (916) 808-7270, Mayor/Council
- 6. City Auditor's Annual Audit Plan for Fiscal Year 2012-13**
Report # 2012-00247
Location: Citywide
Action: Passed **Resolution No. 2012-052** approving the City Auditor's Annual Audit Plan for Fiscal Year 2012-13.
Contact: Jorge Oseguera, City Auditor, (916) 808-7270, Mayor/Council

7. **Ordinance: “Designated” Level I Reserve Officers** (Passed For Publication 2-28-12, Published on 3-2-12)
Report # 2012-00217
Location: Citywide
Action: Passed **Ordinance No. 2012-006** expanding upon Chapter 2.20 of the Sacramento City Code pertaining to the Police Department. This Ordinance will add Section 2.20.070 to the Sacramento City Code and authorizes the Chief of Police, or his designated representative, to: 1) identify and appoint Reserve Police Officers as “designated” Reserve Police Officers within the existing Reserve Police Officer I job classification; and 2) determine which Reserve Police Officers are selected as either “designated” [Penal Code Section 830.6(a)(2)] or “non-designated” [Penal Code Section 830.6(a)(1)].
Contact: Mike McCarthy, Captain, Communications Division, (916) 277-1750, Police Department.
8. **East Drainage Canal Bike Trail Project (K19006000)**
Report # 2012-00098
Location: West side of the East Drainage Canal between Airport Road and the end of the existing trail, District 1
Action: Passed 1) **Resolution No. 2012-053** transferring \$354,354 (Fund 3201) of North Natomas Finance Plan funds to the project; and 2) **Resolution No. 2012-054** approving the East Drainage Canal Bike Trail Project (K19006000) Initial Study/Mitigated Negative Declaration and the Mitigation Reporting Program.
Contact: Cecilyn Foote, Associate Civil Engineer, (916) 808-6843; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation
9. **Contract: 2011 Street Overlay Project (R15112021)**
Report # 2012-00212
Location: Various streets in Council Districts 2,4,5,6, and 7.
Action: Passed **Motion No. 2012-057:** 1) approving Plans and Specifications for the 2011 Street Overlay Project; 2) appropriating \$147,100 (Fund 3704) in State funds to the 2011 Street Overlays and Seals Program (R15112000) to support the 2011 Street Overlay Project; 3) appropriating \$2,699,065 (Fund 3703) in Federal funds to the FY2011 Street Overlays and Seals Program (R15112000) to support the 2011 Street Overlay Project; 4) appropriation of \$92,000 (Fund 2009) from Traffic Congestion Relief fund balance to the 2011 Street Overlays and Seals Program (R15112000) to support the 2011 Street Overlay Project; 5) appropriation of \$300,000 (Fund 2002) from Gas Tax fund balance to the 2011 Street Overlays and Seals Program (R15112000) to support the 2011 Street Overlay Project; and 6) awarding the contract for an amount not to exceed \$2,858,992 to Teichert Construction Company for the 2011 Street Overlay Project and for electrical services on the Traffic Signal Safety Upgrade Program (S15074100), the Riverside Boulevard and Park Riviera Way Traffic Signal Installation Project (S15114300), and the FY 2009 JAG Recovery Program (G11006520).
Contact: Greg Smith, Associate Engineer, (916) 808-8364; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

10. Sacramento City College Pedestrian/Bicycle Overcrossing Project (T15065700) -

Appropriate and Transfer Funds

Report # 2012-00185

Location: The Sacramento City College Pedestrian/Bicycle Overcrossing Project (T15065700) is located over the Union Pacific Rail Road Right of Way on the segment of 12th Avenue on the Sacramento City College Campus, District 5

Action: Passed **Resolution No. 2012-055** 1) approving the appropriation of \$156,000 (Fund 2028) from Proposition 1B fund balance to the project to support the Sacramento City College Alternative Modes Project; 2) approving the transfer of \$100,000 (Fund 2001) from the Pedestrian Improvement Program (T15075200) to the project to support the Sacramento City College Alternative Modes Improvement Project; 3) resetting the City Manager's administrative authority for the Sacramento City College Pedestrian/Bicycle Overcrossing Project (T15065700); and 4) resetting the City Manager's administrative authority the Pedestrian Improvement Program (T15075200).

Contact: Ryan Moore, Supervising Civil Engineer, (916) 808-8279; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065; Department of Transportation

11. Agreements: I-5/Cosumnes River Boulevard Extension and Interchange Project (T15018000)

Report # 2012-00124

Location: Along Interstate 5, one mile south of Pocket Road/Meadowview Road in the Pocket and Airport Meadowview Planning Areas. (Districts 7 and 8)

Action: Passed **Motion No. 2012-058:** 1) authorizing the City Manager or his designee to execute an agreement with the Sacramento Municipal Utility District (SMUD) in an amount not to exceed \$108,799; 2) authorizing the City Manager or his designee to execute Supplemental Agreement No. 6 to City Agreement No. 2007-0406-A with Mark Thomas and Company, Inc. in an amount not to exceed \$148,000; and 3) resetting the City Manager's authority to issue Supplemental Agreements for City Agreement No. 2007-0406-A.

Contact: Nader Kamal, Special Projects Engineer, (916) 808-7035; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

12. Contract: Center Parkway Bridges Rehabilitation Project (T15048901)

Report # 2012-00142

Location: Center Parkway Bridges over Union House Creek and the Center Parkway Bridge over Elder Creek, Districts 7 and 8

Action: Passed **Motion No. 2012-059:** 1) approving Plans and Specifications for the Center Parkway Bridges over Union House Creek and the Center Parkway Bridge over Elder Creek Project; and 2) awarding the construction contract to C & C Construction for an amount not to exceed \$162,084.

Contact: Ricky Chuck, Senior Engineer, (916) 808-5050; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

13. Agreement: South Sacramento Corridor Phase II Project

Report # 2012-00199

Location: Regional Transit's South Sacramento Corridor Phase II Project: A 4.3 mile extension of Regional Transit's light rail system from Meadowview Road terminating at Cosumnes River College, Districts 7 and 8

Action: Passed **Motion No. 2012-060** authorizing the City Manager to execute a South Sacramento Corridor Phase II Project Agreement between Regional Transit (RT) and the City for the City to review and approve the construction of RT's South Sacramento Corridor Phase II Project.

Contact: Tim Mar, Supervising Engineer, (916) 808-7035; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

14. Access Improvements from the Railyards to Richard Boulevard and Interstate 5 project (T15088300)

Report # 2012-00125

Location: Richards Boulevard and Interstate 5, Bercut Drive and Jibboom Street located just north of Downtown, District 1 and 4

Action: Passed **Motion No. 2012-061:** 1) authorizing the City Manager to execute Supplemental Agreement No. 2 to City Agreement No. 2011-0682 with Psomas Inc. in an amount not to exceed \$67,000 for the Access Improvements from the Railyards to Richards Boulevard and Interstate 5 Project (T15088300); and 2) ratifying Supplemental Agreement No. 1 to City Agreement No. 2011-0682 with Psomas Inc. and resetting the City Manager's authority to issue Supplemental Agreements for City Agreement No. 2011-0682.

Contact: Nader Kamal, Special Projects Engineer, (916) 808-7035; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Transportation

15. Ordinance Amendment: City's Residential Permit Parking Program (Passed for Publication 2-28-12, Published on 3-2-12)

Report # 2012-00172

Location: Citywide

Action: Public comment heard from Mac Worthy and passed **Ordinance No. 2012-007** amending Chapter 10.48 of the Sacramento City Code relating to the City's residential permit parking program.

Contact: Matt Winkler, Operations General Supervisor, (916) 808-5579; Howard Chan, Parking Services Manager, (916) 808-7488, Department of Transportation:

Discussion Calendar (Item 16)

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

16. Entertainment & Sports Complex (ESC) [To Be Delivered]

Report # 2012-00231 **Estimated Time: 120 Minutes** (Actual: 240 minutes)

Location: Downtown/District 4

Action: Moved/Seconded: Member Robert King Fong/Steve Cohn

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Bonnie Pannell, Jay Schenirer, and Mayor Kevin Johnson.

No: Members Sandy Sheedy and Kevin McCarty

Public comment heard from Linda Budge, Tom Friery, Stan Van Vheck, Jesse Reese, Charlie Wells, Mike Tavares, Mike Barnbaum, Richard Rich, Larry Stanfill, Allen Wayne Warren, Marc Keller, Timothy Henderson, Tobin Halsey, Robert Dugan, Tony Pounders, Jon Wilson, Chris Parker, Stephanie Barber, Sean O'Brien, Daniel Conover, Ernest Wong, John Dodgson, Davie Scurfield, Scott Vandenberg, Bill Camp, Mike Testa, Lee Perkins, Justin Deleos Reyes, Brien Meiss, Debbie Milanova, Shane Maharas, Michael Ault, Bob Blymeyer, Jean Fleury, Doug Tatara, Isaac Gonzalez, Ken Payne, John Berger, John Bloomer, Megan Crose, Susan Bush, Adrian Torres, Tamie Dramer, William Burg, Auida Diamichi, Connie Anderson, Edgar Hilert-Garcia, Mac Worthy, Kim Sloan, and Dennis Neufeld; passed **Motion No. 2012-062** 1) approving the term sheet; 2) authorizing the City Manager to proceed with the Parking Monetization RFP process; 3) directing staff to prepare a predevelopment agreement for the ESC consistent with the term sheet; 4) authorizing the City Manager to enter into contracts for consultant services and the City Attorney to enter into legal services agreements, to assist with predevelopment work for the ESC; 5) authorizing the use of up to \$850,000 from the City's Parking Fund to pay for those services; and 6) directing staff to evaluate and consider options for a project labor agreement and a community benefit agreement, and discuss those options with the ESC development and operation partners for potential inclusion in the subsequent definitive agreements.

Contact: John Dangberg, Assistant City Manager, (916 808-5704) Office of the City Manager

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

a. Member Jay Schenirer

1. Medical Marijuana (Cannabis) Resolution to Law and Legislation Committee

b. Member Sandy Sheedy

1. Resolution for the Middle Class Scholarship Act to Council

Adjourned at 10:18 pm in memory of Roberta Gregson and Bob Borsch.