



**Meetings of Sacramento
City Council
Financing Authority
Housing Authority
Redevelopment Agency**

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, 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, Vice Mayor, District 8

DRAFT Minutes

Tuesday, January 18, 2011

6:00 P.M.

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

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

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
Gus Vina, Interim 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.

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DRAFT Minutes

Tuesday, January 18, 2011

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 6:10 p.m. Tuesday, January 18, 2011 at the Sacramento City Hall Council Chamber.

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

Pledge of Allegiance - led by Nick Soliz, student participant in Youth @ City Council Program.

Closed Session Report - None.

Special Presentations/General Communications

- a. **Commendation for Cartoonist, Morrie Turner**

Action: Resolution presented by Mayor Johnson

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

1. Senior Issues
 - a. Bill Grant
2. Safeguard
 - a. Paul Stevens
3. Panhandling
 - a. Eric Wymen
4. Termination of City Employee
 - a. Ron Emslie
5. Terrorism at Airport
 - a. Ralph Perry

Consent Calendar (Items 1- 11) Estimated Time: 5 minutes

Action: Moved/Seconded: Member Robert King Fong /Member Bonnie Pannell

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

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

1. Procedures for Election to the Retirement Hearing Commission

Report ID #: 2011-00033

Location: (Citywide)

Action: 1) Adopt **Resolution No. 2011-024** modernizing the procedures for election of miscellaneous members of the Sacramento City Employees Retirement System to the Retirement Hearing Commission and 2) Repealing Resolution 89-712.

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Office of the City Clerk.

2. Sacramento Employment and Training Agency Operating Budget, Fiscal Year 2010-2011

Report ID #: 2011-00088

Location: (Citywide)

Action: Adopt **Resolution No. 2011-025** 1) approving the Fiscal Year 2010-2011 Modified Operating Budget for the Sacramento Employment and Training Agency in the amount of \$90,053,924 and 2) Directing the City Clerk to return one certified copy of the approved resolution to the Sacramento Employment and Training Agency office.

Contact: Roy Kim, Fiscal Department Chief, (916) 263-3814, Sacramento Employment and Training Agency.

3. On-Call General Contractor Services List for Public Facilities [2/3Vote Required]

Report ID #2011-00028

Location: (Citywide)

Action: Adopt **Resolution No. 2011-026** 1) suspending competitive bidding in the best interests of the City; 2) approving an On-Call General Contractor Services List for Public Facilities (Exhibit A) for a period of one year with four one-year renewal periods; 3) awarding one-year contracts with four one-year renewal options for on-call general contractor services, each in a total amount not to exceed \$250,000 annually (\$1.25 million for the potential maximum five-year term) to Otto Construction, Rudolph and Sletten, Inc., Turner Construction Company, and Unger Construction Company; and 4) 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(s).

Contact: Tony Alexander, Operations General Supervisor, (916) 808-6360, Yadi Kavakebi, Facilities Superintendent, (916) 808-8432, Department of General Services.

- 4. Mack Road Median Fence Improvement**
Report ID #2011-00036
Location: (District 8)

Action: Adopt **Resolution No. 2011-027** 1) establishing the Mack Road Median Fence Improvement Project (T15116700); 2) amending the Fiscal Year 2010/2011 CIP by appropriating \$90,000 in CDBG redevelopment funds (Fund 2700) into the Mack Road Median Fence Project (T15116700); and 3) approving the environmental finding.

Contact: Jesse Gothan, Associate Civil Engineer (916) 808-6843; Ryan Moore, Supervising Engineer (916) 808-8279, Department of Transportation.
- 5. 16th Street Streetscape Plan [To Be Delivered]**
Report ID #2011-00031
Location: (District 4)

Action: Adopt **Resolution No. 2011-028** 1) establishing the 16th Street Streetscape Plan (T15116600) as a new Capital Improvement Project (CIP); 2) authorizing the City Manager to execute an agreement for funding with the Capitol Area Development Authority (CADA); and 3) appropriating funds.

Contact: Jesse Gothan, Associate Engineer, (916) 808-6897, Ryan Moore, Supervising Engineer, 808-8279, Department of Transportation.
- 6. Agreement: Mutual Aid and Flood Emergency Response**
Report ID #2011-00030
Location: (District 1)

Action: Adopt **Resolution No. 2011-029** approving the City of Sacramento and Reclamation District 1000 Emergency Mutual Aid Agreement for mutual aid and flood emergency response allowing each agency to supply equipment, materials, and manpower to the other if necessary during an emergency.

Contact: Bill Busath, Interim Eng Manager, (916) 808-1434, Robert Thaug, Supervising Eng, (916) 808-8891, Department of Utilities.
- 7. Agreement: State Legislative Advocacy for Sacramento Water Alliance**
Report ID # 2011-00034
Location: (Citywide)

Action: Adopt **Resolution No. 2011-030** 1) approving a one-year renewal of the Memorandum of Agreement regarding State Legislative Advocacy, with San Juan Water District, Sacramento Suburban Water District, Placer County Water Agency, Carmichael Water District, and the cities of Roseville and Folsom, and 2) authorizing the City Manager to approve subsequent renewals of the Memorandum of Agreement for up to four successive one-year terms. The City's financial commitment for the 2011 calendar year will be one-seventh of a total contract amount of \$108,000, or approximately \$15,500.

Contact: Marty Hanneman, Director (916) 808-7580, Department of Utilities.

8. **(Pass for Publication) Ordinances Amending Redevelopment Plans to Eliminate Time Limits to Incur Debt**

Location: Alkali Flat Redevelopment Area (Districts 1 and 3), Auburn Boulevard Redevelopment Area (District 2), Oak Park and Franklin Boulevard Redevelopment Areas (District 5), and North Sacramento Redevelopment Area (Districts 2 and 3)

Action: 1) Review Ordinances eliminating the time limit to incur debt for the Alkali Flat, Auburn Boulevard, Franklin Boulevard, North Sacramento, and Oak Park Redevelopment Project Areas pursuant to California Community Redevelopment Law, Health and Safety Code Section 33333.6 and 2) pass for publication the Ordinance titles as required by Sacramento City Charter 32 (c) to be adopted January 25, 2011.

Contact: Chris Pahule, Assistant Director, Housing and Community Development, (916) 440-1350, Celia Yniguez, Program Manager, (916) 449-6255, Sacramento Housing and Redevelopment Agency.

9. **Intermodal Site Acquisition; Purchase of Railyards Parcel B and Sliver [To Be Delivered]**

Report ID #: 2011-00035

Location: Railyards (District 1)

Action: Adopt **Resolution No. 2011-031 as amended** approving the Purchase and Sale Agreement and Joint Escrow Instructions (the "Inland PSA") with IA Sacramento Development, L.L.C. ("Inland") for Parcel B (APN No. 002-0010-046) and the Sliver (portion of APN No. 002-0010-053) which provides for: 1) taking a credit of \$29.3 million for value of Parcel B against the City's \$55 million Advanced Payment under City Agreement No. 2006-1405; 2) receiving a payment of \$3.235 million, which is the principal difference between the \$55 million Advanced Payment and the Arbitrator's valuation of Parcels A and B of \$52.35 million plus four years of interest; 3) approving the Deeds of Partial Reconveyance to remove the City's existing deeds of trust against Parcel B and Parcel D (APN No. 002-0010-49); 4) authorizing the City Manager or his designee to accept title to Parcel B and the Sliver by execution of Certificates of Acceptance; 5) authorizing the City Manager or his designee to convey an easement to UPRR for the Sliver; and 6) Authorizing the City Manager or his designee to execute escrow instructions, enter into agreements to remove title encumbrances, and take all other actions as necessary to close escrow for the acquisition of Parcel B and the Sliver and to convey an easement for the Sliver as required for the Track Relocation and Sacramento Intermodal Transportation Facility project.

Contact: Fran Halbakken, Operations Manager, (916) 808-7194, Department of Transportation.

10. **Track Relocation Project - Track Relocation and Financing, Remediation Services and Private Utilities Service Agreements [To Be Delivered]**

Report ID #: 2011-00104

Location: Downtown near Sacramento Valley Station (District 1)

Action: Adopt **Resolution No. 2011-032 as amended** approving the Track Relocation and Financing Agreement.

Contact: Fran Halbakken, Operations Manager, (916) 808-7194, Department of Transportation.

11. **(Pass for Publication) Ordinance Amendment: Fire Cost Recovery [To Be Delivered]**
Location: (Citywide)
Action: 1) Review an Ordinance adopting City Code Chapter 8.128 related to Fire Cost Recovery; 2) pass for publication the Ordinance title as required by Sacramento City Charter 32c to be adopted on January 25, 2011.
Contact: Lloyd Ogan, Deputy Chief Operations, (916) 808-1300, Fire Department.

Public Hearings (Item 12)

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

12. **Estimated Time: 5 minutes**
Pell Circle Billboard Relocation (P10-065) (Noticed on 1-7-11)
Report ID #-2011-00029
Location: (District 2)
Action: Withdrawn for Re-Noticing.
Contact: Antonio Ablog, Associate Planner, (916) 808-7702, Community Development Department.

Discussion Calendar (Items 13 -16)

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

13. **Estimated Time: 15 minutes**
Update: Department of Utilities (DOU) Operational and Efficiency Audit
Report ID # 2011-00099
Location: (Citywide)
Action: Moved/Seconded: Member Sandy Sheedy /Member Robert King Fong
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.
Conducted a public hearing with public comment given by Craig Powell; and upon conclusion a motion **passed** adopting staff recommendations re Utilities Department operational/efficiency audit with the condition that the City Auditor oversee the contract.
Contact: Mark Prestwich, (916) 808-5380, Office of the City Manager.
14. **Estimated Time: 20 minutes**
Report ID # 2011-00098
State Budget and Other State Legislative Issues [Oral Report]
Location: (Citywide)
Action: Received and filed.
Contact: Patti Bisharat, Assistant City Manager, (916) 808-8197, Office of the City Manager.

15. **Estimated Time: 10 minutes**
Proposed United States Postal Service Metro Station Relocation
Report ID # 2011-00090
Location: (Citywide)
Action: Public comment given by Gwendolyn Nicholas; received and filed.
Contact: Leslie Fritzche, Downtown Redevelopment Manager, (916) 808-5450, Economic Development Department.

16. **Estimated Time: 30 minutes**
Council Redistricting Process
Report ID # 2011-00044
Location: (Citywide)
Action: Moved/Seconded: Member Ashby /Member Pannell
A substitute motion was **withdrawn** to adopt staff recommendation without options to explore an advisory committee.
Action: Moved/Seconded: Member McCarty/Member Schenirer
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.

A motion **passed** to adopt **Resolution No. 2011-033** establishing the Council Redistricting Project and transferring the funds from Admin Contingency to the Council Redistricting Project (107000700) and approve the process, timeline and criteria for Council District- boundary line modifications as a result of the 2010 Census population increase with direction given to return to Council in two weeks with options to explore an advisory committee to include criteria for committee selection that reflects the community, defining the committee role and expectations, and a recommendation for the number of required hearings before council.

Contact: Scot Mende, New Growth Manager, (916) 808-4756, Community Development Department; Maria MacGunigal, IT/GIS Manager, (916) 808-7998, Department of Information Technology.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

- a. Member Schenirer –City Manager to report back in a couple of weeks with possible small pots of one-time money to be used from this current budget year for street outreach workers for the Cease Fire program to combat gang activity.

2. Board/Commission Appointments – None.

Adjournment – 8:13 p.m. in memory of Glen Michael Ward, Randall Schaber and Roger Dell