

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, October 28, 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, October 28, 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, October 28, 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 Sid Heberger, Crest Theater

Closed Session Report – None.

Special Presentations/General Communications

- a. **Recognizing November 2-8, 2014 as Retired Teachers Week**
Action: Resolution presented by Member Darrell Fong

- b. **Recognizing Laura (Sid) Garcia-Heberger and Crest Theater Operators**
Action: Public comment heard from Michael Ault, Resolution presented by Member Steve Hansen

- c. **Introduction of the Visiting Delegation from Kumamoto University, Japan**
Action: Introduction made by Member Jay Schenirer

Consent Calendar Estimated Time: 5 minutes (Total time: 10 minutes)

Action: Moved/Seconded: Member Steve Hansen / Member Darrell Fong

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, 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 # 2014-00845

Location: Citywide

Action: Passed **Motion No. 2014-0272** confirming board/commission appointment(s): 1) Sacramento Metropolitan Arts Commission – Louis Vismara (Category A5); and 2) Sacramento Youth Commission – Matthew Signorotti (Category B1).

Contact: Wendy Klock-Johnson, Assistant City Clerk, (916) 808-7509; Phoebe Schueler, Senior Deputy City Clerk, (916) 808-7605, Office of the City Clerk

2. Amendments to the Arena Operation, Management, and Lease Agreement and the Arena Parking Management Agreement

Report # 2014-00804

Location: Downtown Plaza, District 4

Action: Public comment heard from Mac Worthy; passed **Motion No. 2014-0273:** 1) authorizing the City Manager or his designee execute a second amendment to the Arena Operation, Management, and Lease Agreement (AMOLA) that incorporates the concept of an Owner Controlled Insurance Program (OCIP) into the insurance provisions, modifies the required employer's liability insurance levels, allows for and provides insurance coverage for ceremonial activities such as groundbreaking to occur on the City-owned site, updates the description of the ESC land as recorded on July 31, 2014, and other minor technical changes; and 2) authorizing the City Manager or his designee execute an amendment to the Arena Parking Management Agreement (APMA) to modify the employer's liability insurance level from \$3 million per incident to \$1 million per incident consistent with standard practice.

Contact: Desmond Parrington, ESC Project Manager, 808-5044, Office of the City Manager

3. Contract: Light Dimming System Components

Report # 2014-00791

Location: District 4

Action: Passed **Motion No. 2014-0274** authorizing the City Manager or his designee to award a contract with Hi-Line Electric Company for the purchase of light dimming system components for the Sacramento Convention Center for a total amount not-to-exceed \$209,857.

Contact: Russ Haynes, Analyst, (916) 808-7360; Jody Ulich, Director, (916) 808-5105, Convention & Cultural Services

- 4. Resolution of Intention to Establish Railyards Maintenance Community Facilities District No. 2014-04**
Report # 2014-00689
Location: Districts 3 and 4
Action: Passed **Resolution of Intention No. 2014-0353:** 1) establishing the Railyards Maintenance Community Facilities District No. 2014-04; and 2) setting a time and place for a public hearing on December 2, 2014.
Contact: Diane Morrison, Program Specialist, (916) 808-7535; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance
- 5. Contract: Uniformed Unarmed Security Guard Services (Reviewed 10/21/2014)**
Report # 2014-00721
Location: Citywide
Action: Moved/Seconded: Member Steve Darrel Fong/Member Angelique Ashby
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Jay Schenirer, Allen Warren
Absent: Mayor Kevin Johnson.
- Removed from Consent Calendar for discussion; public comment heard from Stephen Philbrook and Theodros Gashaw; passed **Motion No. 2014-0275:** 1) extending the existing contract to November 18, 2014; and 2) continuing to Thursday, November 13, 2014 for further discussion and action.
Contact: Katherine Robbins, Program Analyst (916) 808-1562; Craig Lymus, Procurement Services Manager, (916) 808-5524, Department of Finance
- 6. Contract: Measure U Park Improvements Project (L19706000)**
Report # 2014-00738
Location: Districts 4, 5, and 7
Action: Public comment heard from Ron Emslie; passed **Motion No. 2014-0276:** 1) approving the construction plans and specifications for Measure U Park Improvements Project (L19706000) project; and 2) authorizing the City Manager or City Manager's designee to execute the Measure U Park Improvements contract with Parker Landscape Development Inc. in the amount of \$359,462.
Contact: C. Gary Hyden, Supervising Landscape Architect, (916) 808-1949, Department of Parks and Recreation

7. Change Order #1: Granite Park All Weather Field

Report # 2014-00775

Location: District 6

Action: Passed **Motion No. 2014-0277:** 1) authorizing the City Manager, or City Manager's designee, to execute Change Order #1 in the amount of \$168,017 for City Contract CO2014-0739 between the City of Sacramento and Field Turf, USA; and 2) resetting the City Manager's change order authority.

Contact: C. Gary Hyden, Supervising Landscape Architect, 916-808-1949, Department of Parks and Recreation

8. Grant: Health Education Council, Inc., for Out-of-School Nutrition Education and Physical Activity Programs (G19020500)

Report # 2014-00816

Location: Citywide

Action: Passed **Resolution No. 2014-0354:** 1) authorizing the City Manager or his designee to accept a grant and execute an agreement with the Health Education Council, Inc., (HEC) for the Sacramento START program to provide out-of-school nutrition education and physical activity programs from February 21, 2014, to September 30, 2015, in the amount of up to \$215,934; 2) authorizing the City Manager or his designee to accept additional grants and enter into a renewal or new agreement with HEC for the same or similar programs for the 2015/16 federal fiscal year through September 30, 2016, subject to approval as to form by the City Attorney, if the renewal or new agreement contains substantially the same contract terms and conditions and the services can be provided by the Sacramento START program and require no additional General Fund support; 3) ratifying prior expenditures made from February 21, 2014, to September 30, 2014, in reliance on the grant award in the amount of \$62,996.52; and 4) authorizing the City Manager or his designee to establish an operating grant project (G19020500) and establish revenue and expenditure budgets for the grant(s) to implement the agreements with HEC.

Contact: Brian Fitzgerald, Recreation Superintendent, (916) 808-6196; Alan Tomiyama, Recreation Manager, (916) 808-8958, Department of Parks and Recreation

9. Supplemental Agreement: Sexual Assault Forensic Examinations

Report # 2014-00805

Location: Citywide

Action: Passed **Motion No. 2014-0278** authorizing the City Manager, or the City Manager's designee, to execute a fourth Supplemental Agreement to City Agreement 2009-0856 with Sutter Medical Foundation (SMF) and partner Sutter Medical Center Sacramento (SMCS) to perform sexual assault, child abuse, physical abuse, neglect and Violence Against Women Act (VAWA) forensic examinations through June 30, 2015.

Contact: Neil Schneider, Police Captain, Investigations, (916) 808-0650, Police Department

10. Supplemental Agreement: City Tree Ordinances and Policies Study

Report # 2014-00499

Location: Citywide

Action: Passed **Motion No. 2014-0279** authorizing the City Manager or the City Manager's designee to execute a Supplemental Agreement (City Agreement No. 2013-0741) for professional services with consultant Economic and Planning Systems, Inc. to increase the total authorized amount to \$173,138 to reflect additional unforeseen work within the scope of the original contract that has been performed and has been requested to be performed by the consultant.

Contact: Juan Montanez, Streets Manager, (916) 808-2254; Joe Benassini, Urban Forester, (916) 808-6258; Deanna Hickman, Program Analyst, (916) 808-5384, Department of Public Works

11. Purchase of Traffic Signal Cabinets

Report # 2014-00741

Location: Citywide

Action: Passed **Motion No. 2014-0280:** 1) awarding a one-year contract with three one-year renewal options to Peek Traffic Corp. for a total not to exceed amount of \$452,672; and 2) authorizing the City Manager to execute the contract with Peek Traffic Corp. and up to three one-year renewal options.

Contact: Norm Colby, Operations General Supervisor, (916) 808-6635; Hector Barron, City Traffic Engineer, (916) 808-2669, Department of Public Works

12. Increase the Not-to-Exceed Amount for the Preventative and Corrective Maintenance Contract for the City's Parking Access and Revenue Control Equipment

Report # 2014-00797

Location: Citywide

Action: Passed **Motion No. 2014-0281** authorizing the City Manager to execute a Fifth Amendment to City Agreement No. 2000-094, increasing the not to exceed amount for preventative and corrective maintenance that was approved in City Agreement No. 2000-094-3 from \$1,858,100 to \$2,519,279.

Contact: Matt Eierman, Parking Services Manager (916) 808-5849, Department of Public Works

13. Capital Improvement Program: South Sacramento Parkway Trail West (K15155000)

Report # 2014-00801

Location: Adjacent to northbound Interstate 5, south of Pocket Road/Meadowview Road and Freeport Boulevard, Districts 7 and 8

Action: Passed **Resolution No. 2014-0355:** 1) establishing the South Sacramento Parkway Trail West Project (K15155000) as a new Capital Improvement Project; 2) appropriating \$212,472 (Fund 3703) to the South Sacramento Parkway Trail West Project (K15155000); and 3) transferring \$133,800 from the Bikeway Program (K15120000) to the South Sacramento Parkway Trail West Project (K15155000).

Contact: Cecilyn Foote, Associate Civil Engineer (916) 808-6843; Nicholas Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works

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.

14. (Agreement/Contract for Review and Information) Contract: Citywide Purchases for Janitorial Supplies

Report # 2014-00763

Location: Citywide

Action: Public comment heard from Mac Worthy; reviewed a report 1) awarding janitorial supplies contracts for two years with three one-year renewal options to a) Abe Janitorial Supply Company for an amount not-to-exceed \$731,213, b) Sac Val Janitorial Supply for an amount not-to-exceed \$558,495, c) Staples Facility Solutions for an amount not-to-exceed \$124,908, d) Unisource Worldwide for an amount not-to-exceed \$79,315, and d) Waxie Sanitary Supply for an amount not-to-exceed \$115,243, for the purchase of various janitorial supplies and equipment citywide; 2) authorizing the City Manager or his designee to execute contracts and renewal options for the not-to-exceed amount specified for the vendors for a total not-to-exceed amount of \$1,609,174 during the terms of each respective contract specified above provided that sufficient funds are available in the adopted budget of the applicable fiscal year; and 3) continued to November 6, 2014, for approval.

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

Information Reports

These items are for information only and are not eligible for action at this time.

15. Notification of Final Map Approval for Alhambra and I Townhomes

Report # 2014-00835

Location: District 3

Action: Received and filed.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Department of Public Works

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

1. Cheesecake Factory
 - a. Lambert Davis
2. Misc.
 - a. Lorraine Brown
 - b. Mac Worthy
 - c. Michelle Ann
3. Minimum Wage
 - a. Ian Lee
 - b. Ian Arnold
 - c. D. Garcia
 - d. Bill Camp
 - e. Fabrizio Sasso
4. Homelessness
 - a. Sandra Strong
5. Oak Park
 - a. Ron Emslie
6. No Cost Weatherization
 - a. Walter Wilson
7. Appreciation to Allen Warren
 - a. Arnold Garverick

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

None.

2. Board/Commission Appointments

None.

Adjourned – 7:06 p.m. in memory of Michael Davis Jr., Danny Oliver and Velma Strong.