



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

DRAFT Minutes

Tuesday, November 3, 2009

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
Raymond L. Tretheway III, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Lauren Hammond, Vice-Mayor, District 5
Kevin McCarty, District 6
Robbie Waters, District 7
Bonnie Pannell, District 8

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
Ray Kerridge, 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, November 3, 2009

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.

Roll Call - Regular session called to order by Mayor Kevin Johnson at 6:02 p.m. Tuesday, November 3, 2009 at the Sacramento City Hall Council Chamber.

Members Present: Members Steve Cohn, Robert King Fong, Kevin McCarty Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Absent: Member Lauren Hammond arrived at 6:07 p.m.

Pledge of Allegiance – led by Member Robert King Fong.

Closed Session Report– None.

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

1. Safeground and Homelessness
 - a. Tracie Bailey
 - b. Tracy Bryan
 - c. Henry Harris
2. Bill Grant
 - a. General Topics
3. Water Metering
 - a. Elizabeth Shrum
4. NAACP Silver Medal Winner
 - a. Monica Jones
5. Oak Park Neighborhood
 - a. Ron Emslie

Consent Calendar (Items 1 – 9) **Estimated Time: 5 minutes**

Action: Moved/Seconded: Member Robbie Waters/Member Lauren Hammond

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

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

- 1. (City Council/Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for October 20, 2009**
Location: (Citywide)

Action: Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for October 20, 2009.

Contact: Shirley Concolino, City Clerk, (916) 808-7200, Office of the City Clerk.
- 2. Confirmation of Board and Commission Appointments**
Location: (Citywide)

Action: Confirmed board/commission appointments to the: 1) Downtown/ Riverfront Streetcar Policy Study Steering Committee – Steve Hammond, Mike McKeever and Jason Danny Goff; 2) Animal Care Services Citizens Advisory Committee – Cynthia Dawn Delany (category A); 3) Sacramento Sports Commission – Scott Maxwell (category C); 4) Sacramento Disabilities Advisory Commission – David Leon Bain; 5) Sacramento Youth Commission – Jillian Wilson and Diamond Garnett (category A1), TreShawn Weatherspoon (category A2), Julian Nagler and Alexis Thompson (category A5); 6) Utilities Rate Advisory Commission – Melvin Howard Johnson (category B).

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk.
- 3. Open an Application Period for Various Boards and Commissions**
Location: (Citywide)

Action: Opened an application period for: 1) Sacramento Army Depot Redevelopment Advisory Committee to open 11/04/09 with applications due 11/13/09; 2) Community Racial Profiling Commission to open 11/04/09 with applications due 12/04/09.

Contact: Stephanie Mizuno, Assistant City Clerk, 808-7200; Katia Ligaiviu, Deputy City Clerk, 808-7200, Office of the City Clerk.
- 4. Confirmation of Appointments to the Downtown/Riverfront Streetcar Policy Steering Committee**
Location: (Citywide)

Action: Confirmed the appointment of Ray Tretheway and Steve Cohn as the primary members and Lauren Hammond as the “alternate” member to the Downtown/ Riverfront Streetcar Policy Steering Committee.

Contact: Shirley Concolino, City Clerk, (916) 808-5442, Office of the Clerk.
- 5. Withdrawal of Council member Call-up of the Recycling Industries Expansion (P06-075)**
Location: 7935 Cucamonga Avenue and 3300 Power Inn Road (District 6)

Action: Received and filed.

Contact: Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department.

6. Agreement: Sacramento Works One Stop Career Center

Location: (Citywide)

Action: Adopted **Resolution No. 2009-691** authorizing the City Manager to execute a memorandum of understanding and any extensions, amendments, or other related documents with the Sacramento Employment and Training Agency and La Familia Counseling Center, Inc., regarding the operation of a Sacramento Works One Stop Career Center.

Contact: Sylvia Fort, Recreation Division Manager, (916) 808-8381, Kim Mohler, Recreation Superintendent, (916) 808-8378, Parks and Recreation Department.

7. Agreements: The 4th "R" State Grants

Location: (Citywide)

Action: Adopted **Resolution No. 2009-692** 1) authorizing the City Manager to execute an agreement and any extensions, amendments, reapplications or other related documents with the State of California as necessary for the City to accept \$1,000,000 in funding for a one-year General Child Care and Development Program grant to The 4th "R" child care program during Fiscal Year (FY) 2009/10; 2) authorizing the City Manager to execute an agreement and any extensions, amendments, reapplications or other related documents with the State of California as necessary for the City to accept \$323,613 in funding for a one-year Extended Day Care/Latchkey grant for The 4th "R" child care program during FY2009/10; 3) authorizing the City Manager or the City Manager's designee to execute and submit, subject to City Attorney approval as to form, all documents necessary for the City to apply for, accept and modify General Child Care and Development and Extended Day Care/Latchkey grant funding from the State of California to allow continuation of The 4th "R" child care program through June 30, 2012; 4) authorizing the City Manager or designee to adjust the necessary operating revenue and expenditure budgets to implement the grant agreements; and 5) approving the Resolution required by the State agency that funds the grants.

Contact: David Mitchell, Operations Manager, (916) 808-6076, Alan Tomiyama, Recreation Manager, (916) 808-8958, Parks and Recreation Department.

8. Agreements: Collection of Images of Ballistic Evidence and Test Fires of Firearms

Location: (Citywide)

Action: Adopted **Resolution No. 2009-693** 1) authorizing the City Manager or designee to enter into a memorandum of understanding with The U.S. Department of Justice (DOJ) Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) for system installation, operation, and administration for the collection, analysis and dissemination of crime gun data.

Contact: Dave Johnson, Lieutenant, (916) 808-0652, Police Department.

9. **American Recovery and Reinvestment Act (ARRA) US Department of Interior Bureau of Reclamation Water Meter Installation Acceleration Project**

Location: (Districts 2, 5, and 7)

Action: Adopted **Resolution No. 2009-694** 1) authorizing the City Manager or his designee to enter into an agreement with the Regional Water Authority (RWA) and other RWA members for the City's share of a federal grant award for the Regional Water Meter Installation Acceleration Project; 2) approving the plans and specifications for the Water Meter Installation Acceleration Project; and 3) authorizing the City Manager to amend the Water Fund Operating Revenue and Expenditure Budget (Z14010000) to reflect the City's share of the grant award in the amount of \$2.6 million.

Contact: David L. Brent, Engineering Manager, (916) 808-1420, Rick Matsuo, Supervising Engineer, (916) 808-1728, Utilities Department.

Public Hearings (Items 10 – 12)

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

10. **Estimated Time: 30 minutes**

Call-Up: Club Center Treepole for Verizon (P09-003) (Noticed on 9-11-09, Continued from 9-22-09, 10-6-09, 10-13-09, 10-20-09, 10-27-09)

Location: 5508 Sorento Road (District 1)

Action: Moved/Seconded: Member Ray Tretheway/Member Sandy Sheedy

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Conducted a public hearing and upon conclusion adopted 1) **Resolution No. 2009-695 as amended** determining the project is exempt from environmental review; and 2) **Resolution No. 2009-696 as amended** approving a Special Permit to construct a 70 foot high telecommunications facility (treepole) and related equipment on an approximately 3.73 acre parcel in the Agriculture (A) zone.

Contact: Elise Gumm, LEED AP, Associate Planner, (916) 808-1927, Lindsey Alagozian, Senior Planner, (916) 808-2659, Community Development Department.

11. **Estimated Time: 15 minutes**

(Redevelopment Agency) Five Year Implementation Plans for Eleven Redevelopment Project Areas (Noticed on 10-7-09, 10-14-09, 10-21-09)

Location: (Districts 1, 2, 3, 5, and 6)

Action: Moved/Seconded: Member Lauren Hammond/Member Bonnie Pannell

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Conducted a public hearing pursuant to Health and Safety Code §33490 (d) with public comment heard from Ron Emslie and Roxanne Fuentez; and upon conclusion a motion **passed** to adopt **Redevelopment Agency Resolution No. 2009-057** 1) approving Five Year Implementation Plans (2009-2014) for 65th Street, Alkali Flat, Army Depot, Del Paso Heights, Franklin Boulevard, Merged Downtown, North Sacramento, Oak Park, Railyards, River District and Stockton Boulevard Redevelopment Project Areas; 2) approving Housing Compliance Plan; and 3) amending and adopting each Five Year Implementation Plan to initiate the Housing Compliance reporting periods for all redevelopment project areas in 2009.

Contact: Lisa Bates, Director Community Development, (916) 440-1316, Chris Pahule, Assistant Director, Community Development, (916) 440-1350, Leslie Fritzsche, Downtown Division Manager, (916) 808-5450, Economic Development Department.

12. **Estimated Time: 15 minutes**
(City Council/Redevelopment Agency/Housing Authority) 2010 Sacramento Housing and Redevelopment Agency Budget (Noticed on 10-19-09)
Location: (Citywide)

Action: Moved/Seconded: Member Ray Tretheway/Member Lauren Hammond

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Conducted a public hearing with public comment heard from Ron Emslie; and upon conclusion a motion **passed** to adopt 1) **City Resolution No. 2009-697** a) approving the 2010 Proposed Budget for the Sacramento Housing and Redevelopment Agency (Agency); and b) authorizing the agency to: i) submit the Comprehensive Plan to United States Department of Housing and Urban Development (HUD); ii) submit to HUD the One-Year Action Plan for Community Development Block Grant (CDBG), Home Investment Partnership (HOME), Emergency Shelter Grant (ESG), American Dream Down Payment Initiative (ADDI), and Housing Opportunities for People with AIDS (HOPWA); iii) submit grant applications for any and all activities within the jurisdiction of the Agency; and iv) enter into contracts, make fund transfers, transfer project appropriations, amend the Agency budget in accordance with the limitations of the Resolution, and undertake other actions necessary to implement the aforementioned; 2) **Redevelopment Agency Resolution No. 2009-058** a) approving the 2010 Proposed Agency budget for the Redevelopment Agency of the City of Sacramento; and b) authorizing the Executive Director to: i) submit grant applications for any and all activities within the jurisdiction of the Agency; and ii) enter into contracts, make fund transfers, transfer project appropriations, amend the Agency budget in accordance with the limitations of the Resolution, and undertake other actions necessary to implement the aforementioned; and 3) **Housing Authority Resolution No. 2009-015** a) approving the 2010 Proposed Agency budget for the Housing Authority of the City of Sacramento; and b) authorizing the Executive Director to: i) submit the annual housing operating budgets to HUD; ii) submit application to HUD for Capital Fund Plan funding; iii) submit the Comprehensive Plan to HUD; iv) submit grant applications for any and all activities within the jurisdiction of the Authority; and v) enter into contracts, make fund transfers, transfer project appropriations, amend the Agency budget in accordance with the limitations of the resolution, and undertake other actions necessary to implement the aforementioned.

Contact: LaShelle Dozier, Executive Director, (916) 440-1333, Don Cavier, Finance Director, (916) 440-1399, ext. 1220, Sacramento Housing and Redevelopment Agency.

Discussion Calendar/Staff Reports (Items 13 - 17)

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

13. Estimated Time: 30 minutes

2009 Sacramento Charter Review Committee Final Report

Location: (Citywide)

Action: Received and filed as required by Resolution 2009-559 with public comment heard from Rick Bettis, JoAnn Fuller, Anne Rudin and Chester Newland.

Contact: William H. Edgar, Chair, Charter Review Committee, (916) 392-4909.

14. Estimated Time: 15 minutes

Agreement: Citywide Financial and Operational Review

Location: (Citywide)

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

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

A motion **passed** to adopt **Resolution No. 2009-698** authorizing the City Manager to execute, on behalf of the City, a City standard Professional Services Agreement with Management Partners, Inc., to conduct a citywide financial and operational review for an amount not to exceed \$129,950.

Contact: Mark Prestwich, Special Projects Manager, (916) 808-5380, Office of the City Manager.

15. Estimated Time: 30 minutes

Pioneer Reservoir Engineering Feasibility Study and Financing Plan

Location: West of Front Street and north of Highway 50 (District 4)

Action: Moved/Seconded: Member Robert King Fong/Member Ray Tretheway

Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

A motion **passed** to adopt **Resolution No. 2009- 699** a) accepting and filing the Pioneer Reservoir Feasibility Study and Finance plan; b) directing staff to leave Pioneer Reservoir in its current location; and c) directing staff to proceed with planning for making improvements to Pioneer Reservoir under a phased approach to provide necessary repairs and to accommodate a future greenroof park.

Contact: Beth Tincher, Senior Project Manager, (916) 808-7730, Leslie Fritzsche, Downtown Development Manager, (916) 808-5450, Economic Development Department, Dave Brent, Engineering Services Manager, (916) 808-1420, Utilities Department.

16. **Estimated Time: 45 minutes**
(City Council/Redevelopment Agency) 930 K Street Hotel
Location: Southwest corner of 10th and K Streets (District 1)
Action: Moved/Seconded: Member Ray Tretheway/Member Robert King Fong
Yes: Members Steve Cohn, Robert King Fong, Lauren Hammond, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Ray Tretheway, Robbie Waters and Mayor Kevin Johnson.

Public comment from Robert Leach, Greg Levi, Steve Hammond, Howard Harris, Timothy Godby, Daisy Mera, Michael Ault and Marco Hernandez; and a motion **passed** to adopt 1) **City Resolution No. 2009-700** a) authorizing staff to evaluate financing options for a hotel project at 930 K Street, b) directing staff to negotiate business terms with 10th and K Street Hotel Investors, LLC; and c) directing staff to work with stakeholders to investigate the ability to utilize the Transit Occupancy Tax (TOT) fund, in accordance with the ordinance, to enter into a master lease agreement for public meeting and assembly space on the hotel site; and 2) **Redevelopment Agency Resolution No. 2009-059** directing staff to proceed to negotiate business terms with 10th and K Street Hotel Investors, LLC for an owner participation agreement.

Contact: Sheri Smith, Senior Project Manager (916) 808-7204, Leslie Fritzsche, Downtown Development Manager (916) 808-5450, Economic Development Department.

17. **Estimated Time: 30 minutes**
Ordinance Amendment: Outdoor Water Conservation (Passed for Publication on 10-27-09, Published on 11-30-09)
Location: (Citywide)
Action: Continued to November 10, 2009 to adopt an **Ordinance** amending Article XI of Chapter 13.04 of the Sacramento City Code, relating to outdoor water conservation.
Contact: Michael Malone, Field Services Manager, (916) 808-6226, Terrance Davis, Field Services Program Manager, (916) 808-4929, Julie Friedman, Water Conservation Coordinator, (916) 808-7898, Utilities Department.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. **Report Back**
 - a. Member Lauren Hammond- Water Metering
2. **Board and Commission Appointments**

None

Adjourned - at 10:05 p.m.