

COUNCIL COMMITTEE MINUTES

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Oct 30 2 54 PM '96

COMMITTEE NAME: LAW AND LEGISLATION
MEETING DATE: October 15, 1996
MEETING TIME: 1:00 P.M.
LOCATION: 915 I Street, 2nd Floor, Council Chambers

The meeting was called to order at 1:00 p.m. by Deborah Ortiz, Chairperson.

ROLL CALL

Present: Committee Members Ortiz (Chair), Fargo (1:05), Steinberg, Waters (1:02)

Absent: None

2.0 STAFF REPORTS

2.1 Recap of 1996 California State Legislation of concern to the City of Sacramento

Recommendation of Staff: Committee Information Only

Committee Action: No Action

Ken Emanuels, Legislative Advocate, gave a summary of the legislation that the City is currently tracking. Distributed a handout with listing of legislation to all Committee Members (see attached).

Committee Member Fargo, asked about the subsidization from the City of Sacramento to other cities for their retirement systems. Mr. Emanuels stated that the political problem is that the state is being subsidized by a small number of cities - and we're one of them. It isn't a broad statewide problem for cities - only for a small number of cities. Committee Member Fargo asked if there was anyone at the Capitol who was currently working on the issue of homelessness? Mr. Emanuels stated that he didn't know of any legislation currently being discussed on that issue.

Committee Member Steinberg, suggested that this Committee have a discussion and try to engage the legislature proactively around the issue of homelessness. We need to take the lead. Request that we have an entire Law & Legislation (2-hour) session dedicated to what's going on at the state level on this issue. Maybe bring some experts from the State to talk to us about what's going on and what we as a City can do to push better solutions. Request that this be agendized.

2.2 An Ordinance amending Sections 66.02.210(5) and 66.02.211(b) of Title 66 of the City Code to modify the time limits for conducting outdoor recreational activities involving amplified noise.

Recommendation of Staff: Approve Staff Recommendation and Forward to City Council

Committee Action: Approved Staff Recommendation and Forward to City Council w/provisions.

Gary Ziegenfuss, Neighborhood Services Department, this ordinance amends certain sections of the noise ordinance pertaining to outdoor recreational activities. Specifically it allows outdoor amplified sound to occur from 9am to 10pm Sunday thru Thursday and from 9am to 11pm on Friday and Saturdays and the days before specified holidays. Councilmember Cohn has requested consideration of this ordinance in order to respond to numerous complaints of amplified sounds occurring after existing status time limits.

Councilmember Cohn, stated that he would like this Committee to approve the ordinance in concept and then place on the City Council calendar. In the meantime try to resolve issues with Cal Expo and residents.

Susan Grundy, residence of River Park, in favor of ordinance.

Norb Bartosik, General Manager, Cal Expo, opposes ordinance. He feels there needs to be a broader look at the whole proposal.

Marybeth Bizak, lives in East Sacramento, in favor of ordinance, stated that this has been an issue since the very first concert at Cal Expo.

Jack Caffey, member of the Cal Expo Board, opposes ordinance. The Board of Cal Expo has recognized that the facility we have now is a problem for the community, it is not well designed to meet the noise limits. Our solution was to look at reconstruction to build a new amphitheater that would fully comply with city ordinances and minimize complaints from neighbors. Board meeting coming up regarding construction of new amphitheatre - this ordinance as written would destroy the ability to have an economic project in the city of Sacramento.

A motion was made by Committee Member Waters, seconded by Committee Member Steinberg to approve staff recommendation, forward to staff to work out issues and then bring back to full Council. However, if it appears that significant amendments are brought up after both groups are brought together - then the report comes back to the Law & Legislation Committee first. The motion carried with a 4-0 vote.

2.3 Ordinance to prohibit the use of Skateboards, In-Line Skates, Coasters and similar devices from the Downtown area and on private property throughout the City.

Recommendation of Staff: Approve Staff Recommendation and Forward to City Council

Committee Action: Item continued to November 7, 1996

Captain Rick Braziel, Police Department, proposing amendment to Section 25.01.019 (a) that eliminates the "roller skates or riding" sentence in that subsection ② the addition of subsection (b) which prohibits roller skating and roller blading on private property without the property owner's consent ③ subsection ④ which prohibits the skateboarding, roller skating or in-line skating on sidewalks outside a residential area ④ subsection (d) which allows police department to impound roller skates and roller blades from those that they cite, and ⑤ subsection (e) which is the fine section.

Committee Member Fargo, stated that we haven't really explored what the other options are for the City. Going to West Sacramento or Davis for most kids is not really an option. We should be looking at what kind of facility we could open up here in Sacramento - either private or on public land. This should be part of the report that comes back to Council.

Committee Member Waters, stated that the emphasis on this ordinance is for the safety of the elderly and people in general in shopping centers. We should have 2 or 3 locations where people can go (to skateboard) that's not too far.

Committee Member Steinberg, asked what prevents us from enforcing our existing laws? Wouldn't want to see an ordinance like this go into effect until there is an alternative.

A motion was made by Committee Member Fargo, seconded by Committee Member Waters to continue this item to the November 7, 1996 Law & Legislation Committee Meeting. The motion carried with a 3-0 vote.

4-0*

ADJOURNED - There being no further business to come before the Law & Legislation Committee, the meeting was adjourned at the hour of 2:00 p.m.

Respectfully submitted,

Aline Soto
Aline Soto, Committee Secretary

APPROVED:

Deborah Ortiz
Deborah Ortiz, Committee Chair
