

City of Sacramento

City Council

Tuesday, January 10, 2017

6:00 PM

915 I Street, 1st Floor

REGULAR MEETING MINUTES

City Hall 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 Darrell Steinberg at 6:15 p.m. Tuesday, January 10, 2017 at the Sacramento City Hall Council Chamber.

Members Present: Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen (departed 8:30 p.m.), Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Darrell Steinberg.

Pledge of Allegiance— led by Sam Jackson, Former City Attorney

Closed Session Report – None.

Consent Calendar

Action: Moved/Seconded: Member Jay Schenirer / Member Steve Hansen

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Darrell Steinberg.

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

1. Confirmation of 2017 Mayoral Appointments to Council Standing Committees and Regional Authorities, Agencies, and Committees [To Be Delivered]

File ID: 2017-00006

Location: Citywide/Regional

Action: Passed 1) **Resolution No. 2017-11 as amended** confirming the Mayor's appointment of Councilmembers to Council standing committees, and various regional authorities, agencies and committees; and 2) **Resolution No. 2017-0012** confirming the Mayor's appointment of councilmembers to the Sacramento Regional County Sanitation District and Sacramento Area Sewer District Boards as required by SB1663.

Contact: Shirley Concolino, MMC, City Clerk, (916) 808-5442, Office of the City Clerk

2. Supplemental Agreement for Outside Legal Services

File ID: 2017-00022

Location: Citywide

Action: Passed **Resolution No. 2017-0013** 1) authorizing the City Attorney or his designee to execute Supplemental Agreement No. 1 to Agreement 2016-1384 with Meyers Nave Riback Silver & Wilson, PLC (Meyers Nave), for legal services in an amount not to exceed \$655,000, for a total contract amount of \$750,000; and 2) transferring \$655,000 from available fund balance in the Risk Fund to the Risk Management Division operating budget.

Contact: Brett Witter, Supervising Deputy City Attorney, (916) 808-5346, Office of the City Attorney

3. Allocation of Funding for the Pilot Winter Warming Center Expansion

File ID: 2016-00060

Location: Citywide

Action: Public comment heard from Niki Jones, Bob Erlenbusch, James Clark; passed **Resolution No. 2017-0014** authorizing the Interim City Manager or his designee to reallocate \$100,000 in the Homeless Housing Initiative (I02000200) previously committed for the Winter Motel Voucher Program to the Pilot Winter Warming Center Expansion.

Contact: Emily Halcon, Homeless Services Coordinator, (916) 808-7896, Office of the City Manager

4. November 2016 Monthly Investment Transactions Report

File ID: 2016-01531

Location: Citywide**Action:** Received and filed.

Contact: John Colville, Interim City Treasurer, (916) 808-8297, Office of the City Treasurer

5. Intent to Reimburse Certain Expenditures from Proceeds of the Natomas Meadows Community Facilities District No. 2007-01 (Improvement Area No. 1) Special Tax Bonds, Series 2017

File ID: 2017-00029

Location: District 1

Action: Passed **Resolution No. 2017-0015** declaring the City's "official intent" to reimburse certain expenditures from bond proceeds associated with Natomas Meadows Community Facilities District No. 2007-01.

Contact: Brian Wong, Debt Manager, (916) 808-5811; Colin Bettis, Senior Debt Analyst, (916) 808-8292, Office of the City Treasurer

6. **(Pass for Publication) Innovate Corporate Center Mixed Use Project (P16-017)**
File ID: 2016-01578
Location: Northeast of the intersection of Arena Boulevard and East Commerce Way, District 1
Action: 1) Reviewed a) a Resolution adopting the Mitigated Negative Declaration Addendum and the Mitigation Monitoring Plan; b) an Ordinance approving a rezone of 2.56± acres from Employment Center (EC-40) to General Commercial (C-2) zone within the Arena Corporate Center PUD; c) a Resolution approving the Innovate Corporate Center project, including a Tentative Map and Site Plan and Design Review; and 2) passed for publication the ordinance title as required by Sacramento City Charter section 32(c) to be considered on January 24, 2017.
Contact: Arwen Wacht, Associate Planner, (916) 808-1964; Community Development Department
7. **Agreement: State of California, Department of Conservation**
File ID: 2017-00015
Location: Citywide
Action: Passed **Motion No. 2017-0007** authorizing the City Manager, or City Manager's designee, to execute an agreement with the State of California, Department of Conservation in the amount of \$419,693 for environmental services.
Contact: Tom Gohring, Executive Director, (916) 808-1993, Citywide and Community Support, City-County Office of Metropolitan Water Planning (CCOMWP)
8. **2016 Rapid Acceleration, Innovation and Leadership in Sacramento (RAILS) Grant Agreement Amendments**
File ID: 2017-00013
Location: Citywide
Action: Passed **Resolution No. 2017-0016** authorizing the City Manager or City Manager's designee to execute amendments to the 2016 RAILS grant agreements approved by Resolution 2016-0369 as long as the amendments are approved as to form by the City Attorney and do not increase the grant amount or reduce the scope of services.
Contact: Larry Burkhardt, Director, (916) 808-1955, Economic Development Directors

9. Amendment to Purchase and Sale Agreement for 800 K and L Street Parcels

File ID: 2017-00031

Location: 800 K/L, District 4**Action:** Passed **Motion No. 2017-0008** authorizing the Interim City Manager or his designee to enter into an amendment to the Purchase and Sale Agreement for 800 K/L providing a credit of \$290,000 from the purchase price for seismic work required for the historic Bel-Vue Apartments located at 1123 8th Street.**Contact:** Leslie Fritzsche, Senior Project Manager, (916) 808-5450, Economic Development Department**10. (Pass for Publication) Ordinance Updating Bid Protest Procedures**

File ID: 2017-00016

Location: Citywide**Action:** 1) Reviewed an ordinance amending Article X of Chapter 3.60 of the Sacramento City Code, relating to bid protest procedures; and 2) passed for publication the ordinance title as required by Sacramento City Charter 32(c) to be adopted on January 19, 2017.**Contact:** Dennis Kauffman, Operations Manager, (916) 808-5843, Leyne Milstein, Finance Director (916) 808-8491, Department of Finance**11. Contract: Purchase of Wildland Firefighter Protective Clothing**

File ID: 2017-00021

Location: Citywide**Action:** Passed **Motion No. 2017-0009** awarding a contract to L.N. Curtis and Sons through December 31, 2019, with the possibility of two (2) one-year extension periods, for the purchase of Wildland Firefighter Protective Clothing in an amount not-to-exceed \$571,000 for the total life of the contract.**Contact:** Christopher Costamagna, Deputy Fire Chief, (916) 808-1604, Fire Department**12. Approval of Measure U Park Improvements (L19706000) Proposed Projects**

File ID: 2017-00001

Location: Citywide**Action:** Passed **Resolution No. 2017-0017:** 1) approving the List of Proposed Projects for Measure U Park Improvements (L19706000); and 2) appropriating \$857,402 from the available Measure U (Fund 2401) fund balance to Measure U Park Improvements (L19706000).**Contact:** C. Gary Hyden, Manager, Park Planning and Design Services, (916) 808-1949, Department of Parks and Recreation

- 13. (Pass for Publication) Ordinance Amending Section 12.72.060 of the Sacramento City Code Relating to Park Use Regulations for Del Paso Regional Park**
File ID: 2016-01489
Location: District 2
Action: Public comment heard from Niki Jones; 1) Reviewed an ordinance prohibiting entry to the Natural Habitat Areas of Del Paso Regional Park; and 2) passed for publication the ordinance title per City Charter section 32(c), to be submitted to City Council for adoption on January 19, 2017.
Contact: Shannon Brown, Park Operations Manager, (916) 808-6076, Department of Parks and Recreation
- 14. Agreement: Kaiser Foundation Hospital Police Security Services**
File ID: 2017-00018
Location: Citywide
Action: Passed **Resolution No. 2017-0018** authorizing the City Manager, or the City Manager's designee, to: 1) enter into an Agreement with Kaiser Foundation Hospital in an amount not to exceed \$605,136 for a two-year period beginning January 1, 2017 through December 31, 2018; and 2) maintain the two Full Time Equivalent (FTE) Police Officer positions for the purpose of performing the City's obligation under the Agreement.
Contact: Justin Risley, Acting Captain, Contract Services, (916) 808-6140, Police Department
- 15. Sacramento Valley Station Tenant Improvements Project (C15000200)**
File ID: 2017-00055
Location: 401 I Street, District 3
Action: Passed **Resolution No. 2017-0019:** 1) establishing the Sacramento Valley Station (SVS) Tenant Improvements (C15000200) Capital Improvements Project (CIP); 2) approving a transfer of \$2.4 million from the Innovation and Growth Fund (IGF) to C15000200; 3) transferring \$50,000 from available fund balance in the Parking Fund (Fund 6004) to the SVS - Repair, Maintenance and Management CIP (C13000340); 4) establishing the SVS Operations multi-year operating project (I15001000); and 5) authorizing the City Manager to adjust the revenue and expenditure budgets in I15001000 based on actual revenues received.
Contact: Jon Blank, Facilities Manager, (916) 808-7914; Hector Barron, Interim Director, (916) 808-2669; Department of Public Works

16. Tree Removal at Future Site of Fire Station 15 (F13000800)

File ID: 2016-01527

Location: 1640 West El Camino Avenue, District 3**Action:** Passed **Resolution No. 2017-0020:** 1) approving Plans and Specifications for the new Fire Station 15 project (F13000820); and 2) approving the removal of 59 City Trees from the future site of Fire Station 15 and the planting of 53 new trees at time of construction.**Contact:** Amy Smith, Associate Architect, (916) 808-2262; Jon Blank, Facilities Manager, (916) 808-7914, Department of Public Works**17. Honorary Street Sign Topper for Reverend Willie P. Cooke**

File ID: 2016-01582

Location: 9th Avenue between 32nd Street and 38th Street, District 5**Action:** Public comment heard from Mac Worthy; passed **Resolution No. 2017-0021** approving the content and placement of honorary street sign toppers for Reverend Willie P. Cooke along 9th Avenue between 32nd Street and 38th Street.**Contact:** Cesar Narvaez II, Assistant Engineer, (916) 808-7873; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works**18. Cooperative Purchase Agreement: Replacement Fire Apparatus
[Published for 10-Day Review 12/29/2016]**

File ID: 2016-01521

Location: Citywide**Action:** Passed **Resolution No. 2017-0022:** 1) authorizing the City Manager or the City Manager's designee to increase the expenditure and revenue budget in the Department of Public Works (DPW) FY2016/17 operating budget (Fleet Fund, Fund 6501) in the amount of \$3,391,328; 2) approving the use of the Houston-Galveston Area Council (HGAC) cooperative purchase agreement with Pierce Manufacturing, Inc. (Contract No. FS12-15) for the purchase of two pumper trucks and two ladder trucks in an amount not to exceed \$3,391,328; and 3) authorizing the City Manager or the City Manager's designee to execute the purchase specified above.**Contact:** Iseña Garcia, Program Specialist, (916) 808-1163; Mark Stevens, Fleet Manager, (916) 808-5869, Department of Public Works

19. Cooperative Purchase Agreement: Fleet GPS Monitoring and Reporting Services

File ID: 2016-01526

Location: Citywide

Action: Passed **Motion No. 2017-0010:** 1) approving the use of the National Joint Powers Alliance (NJPA) cooperative purchase agreement with Zonar Systems, Inc. (Contract No. 051613-ZSI) for fleet global positioning system (GPS) monitoring and reporting services in an amount not to exceed \$856,828 through July 16, 2017 or until the contract is no longer available for use; and 2) authorizing the City Manager or the City Manager's designee to execute the purchases specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year.

Contact: Mark Stevens, Fleet Manager, (916) 808-5869, Department of Public Works

20. Contract: Fuel Site Maintenance, Repairs, and Testing Services

File ID: 2016-01532

Location: Citywide

Action: Public comment heard from Mac Worthy; passed **Motion No. 2017-0011:** 1) awarding Kaiser Commercial Petroleum a one-year contract with four one-year renewal options for fuel site maintenance, repairs, and testing services in an amount not to exceed \$750,000 for the potential five-year term; and 2) authorizing the City Manager or the City Manager's designee to execute the contract specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year.

Contact: Mark Stevens, Fleet Manager, (916) 808-5869, Department of Public Works

21. Contract: Recycling and Solid Waste Refuse Containers Replacement (Two-Thirds Vote Required) [Published for 10-Day Review 12/29/2016]

File ID: 2016-01214

Location: Citywide

Action: Passed **Motion No. 2017-0012:** 1) suspending competitive bidding in the best interests of the City for the purchase of refuse containers; and 2) authorizing the City Manager or the City Manager's designee to execute a two-year contract with three one-year renewal options with Otto Environmental Systems (AZ), LLC for the purchase of refuse containers in an amount not to exceed \$1,107,578 per year, for a total not-to-exceed amount of \$5,537,890 for the potential five-year term provided that sufficient funds are available in the budget adopted for the applicable fiscal year.

Contact: Janice Conerly-Coleman, Program Specialist, (916) 808-2683; Terrance Davis, Integrated Waste General Manager, (916) 808-4949, Department of Public Works

22. Clean Water State Revolving Loan Fund (CWSRF) Authorization for the McKinley Park Combined Sewer System (CSS) Storage Facility Project

File ID: 2016-01393

Location: Citywide

Action: Passed 1) **Resolution No. 2017-0023** authorizing the City Manager or the City Manager's designee to submit an application for Clean Water State Revolving Fund (CWSRF) Loan Financing with the aggregated principal amount not to exceed \$30 million and carry out any subsequent actions related to the application, its approval, and administration of the loan agreement; and 2) **Resolution No. 2017-0024** declaring the City's "official intent" to reimburse certain expenditures for the McKinley Park Combined Sewer System Storage Facility from the proceeds of the CWSRF.

Contact: Bill Busath, Director, (916) 808-1434; Susan Goodison, Business Services Manager (916) 808-8995; Daniel Choe, Supervising Financial Analyst, (916) 808-5988; Michele Gray-Samuel, Program Specialist, (916) 808-6645, Department of Utilities

23. Engineering Services and Cost Share Agreement for the Wastewater System Transfer Study

File ID: 2016-01561

Location: Citywide

Action: Passed **Resolution No. 2017-0025:** 1) authorizing the City Manager or the City Manager's designee to sign: a) a professional services agreement with Carollo Engineers, Inc. for engineering services for the Wastewater System Transfer Study, for an amount not-to-exceed \$149,971; and b) a cost share agreement with the Sacramento Area Sewer District (SASD) to pay one half the cost for the Wastewater System Transfer Study, not-to-exceed the amount of \$74,986; and 2) establishing the related revenue and expenditure reimbursable budgets.

Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Brett Grant, Supervising Engineer, (916) 808-1413, James Yorita, Associate Engineer, (916) 808-1911, Department of Utilities

24. Agreement: Engineering Services for the McKinley Park CSS Storage Facility

File ID: 2016-01562

Location: District 4

Action: Passed **Motion No. 2017-0013** authorizing the City Manager or the City Manager's designee to execute a professional services agreement with Stantec Consulting Services, Inc. for design services for the McKinley Park CSS Storage Facility project, for an amount not-to-exceed \$647,736.

Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Brett Grant, Supervising Engineer, (916) 808-1413, Stu Williams, Senior Engineer, (916) 808-1410, Department of Utilities

- 25. Agreement: Sacramento Area Flood Control Agency (SAFCA) Payment of Cost for Sump 58 Retrofit**
File ID: 20146-01564
Location: District 1
Action: Passed **Resolution No. 2017-0026** authorizing 1) execution of an agreement with SAFCA for payment of the cost to retrofit Sump 58 for a not-to-exceed amount of \$125,000; and 2) establishment of the related revenue and expenditure reimbursable budgets.
Contact: Dan Sherry, Engineering & Water Resources Manager, (916) 808-1419; Brett Grant, Supervising Engineer, (916) 808-1413, Bill Miller, Senior Engineer, (916) 808-1705, Department of Utilities
- 26. FY2016/17 Adjustments to the Department of Utilities Capital Improvement Plan (CIP) and Multi Year Operating Project (MYOP) Budgets**
File ID: 2016-01581
Location: Citywide
Action: Passed **Resolution No. 2017-0027:** a) amending the FY2016/17 CIPs to create four new projects; and b) authorizing the City Manager to make allocation adjustments to CIP and MYOP Budgets in the Water, Wastewater, Storm Drain, Water Revenue Bonds, and Wastewater Revenue Bonds funds.
Contact: Susan Goodison, Business Services Manager (916) 808-8995; Daniel Choe, Supervising Financial Analyst (916) 808-5988; Penny Buchman, Administrative Analyst, (916) 808-1481, Department of Utilities
- 27. Update on the 2015 Audit of the Sacramento Housing and Redevelopment Agency (SHRA)**
File ID: 2017-00059
Location: Citywide
Action: Public comment heard from Niki Jones; received and filed.
Contact: La Shelle Dozier, Executive Director, (916) 440-1319, Sacramento Housing and Redevelopment Agency

Discussion Calendar

Discussion calendar items include an oral presentation including those recommending "receive and file".

28. Options for Continuation of the Pit Stop Attended Restroom Program

File ID: 2017-00058

Location: District 3

Action: Moved/Seconded: Member Jeff Harris / Member Steve Hansen

Yes: Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Darrell Steinberg.

Public comment heard from Niki Jones, Pastor Gainsbrugh, Mac Worthy, Bob Erlenbusch, James Clark, Grace Loescher; passed **Motion No. 2017-0014** directing staff to implement a permanent attended restroom program, focusing on Option 1 with direction to give attention to central library and River District locations and to continue looking at short term use of portable facility. and to return to Council for funding and contract approvals.

Contact: Emily Halcon, Homeless Services Coordinator, Office of the City Manager, (916) 808-7896; Shannon Brown, Operations Manager, (916) 808-6076, Department of Parks and Recreation

**29. Sacramento Metropolitan Arts Commission (SMAC) Director Hiring Process
[Oral Report]**

File ID: 2017-00097

Location: Citywide

Action: Received and filed.

Contact: Jody Ulich, Director, (916) 808-5105, Convention and Cultural Services

30. Creative Economy Pilot Project and Implementation [To Be Delivered]

File ID: 2017-00096

Location: Citywide**Action:** Moved/Seconded: Member Eric Guerra / Member Larr Carr**Yes:** Members Angelique Ashby, Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Darrell Steinberg.

Public comment heard from Chris Weare, Dr. Coutts, Ben Roberts, Christine Marie, Danielle Vincent, Jay Sales, Andrew Kehoe, Megan Wygant, Ed Roehr; passed **Resolution No. 2017-0028:** 1) adopting a Creative Economy Pilot Project Strategy attached as Exhibit A; 2) authorizing the City Manager or his designee to take administrative actions to implement the Creative Economy Pilot Project, including entering into grant agreements as long as each grant agreement is less than \$100,000 and is approved as to form by the City Attorney; 3) establishing the Creative Economy Pilot Project multi-year operating project (I18000200); and 4) appropriating \$500,000 from the Innovation and Growth Fund (Fund 2031) to the project (I18000200).

Contact: Crystal Strait, Senior Advisor, (916) 808-7881, Office of Mayor Darrell Steinberg; Ash Roughani, (916) 808-7751, Mayor's Office for Innovation & Entrepreneurship

Public Comments – Matters Not on the Agenda

1. Homelessness
 - a. Pastor Gainsbrugh
 - b. Niki Jones
 - c. David Andre
 - d. James Clark
 - e. Wanda Cleveland
 - f. Carly Brannin
2. CA Center for Participation
 - a. Aref Aziz
3. Mental Health and Social Security
 - a. Laurie Mendoza
4. Misc.
 - a. Mac Worthy
5. MLK Celebration
 - a. Michael Alcalay

Council Comments-Ideas, Questions and AB1234 Reports**1. Information Requests**

- a. Member Allen Warren
 1. Requested City manager and City Attorney to bring back language to allow a temporary moratorium on camping ordinance
- b. Member Eric Guerra
 1. Report on the League trip to San Francisco (AB1234 compliance)

2. Board/Commission Appointments

- a. None.

Adjourned – 9:30 p.m. in memory of Frank Cerill and Kay Backer

This is to certify that the foregoing is a true and correct copy of the minutes of January 10, 2017 as approved by the Sacramento City Council.