

CITY COUNCIL

Darrell Steinberg, Mayor
Angelique Ashby, District 1
Allen Warren, District 2
Jeff Harris, District 3
Steve Hansen, Vice Mayor, District 4
Jay Schenirer, District 5
Eric Guerra, District 6
Rick Jennings, II, District 7
Larry Carr, District 8

CHARTER OFFICERS

Susana Alcalá Wood, City Attorney
Mindy Cuppy, City Clerk
Howard Chan, City Manager
John Colville, City Treasurer

Minutes
City Council
Financing Authority
Housing Authority
Public Financing Authority
Redevelopment Agency
Successor Agency

City Hall-Council Chamber
915 I Street, 1st Floor
Published by the Office of the City Clerk
(916) 808-5163

Tuesday, May 22, 2018

5:00 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. **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 meeting agendas on the City website, 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. All meeting materials are also available at the meeting for public review. Contracts subject to the 10-day review period, as required by the Council Rules of Procedure, can be found on the City's website at: <http://portal.cityofsacramento.org/Clerk/Contract-Posting>

City Council meetings are broadcast live on Metrocable, Channel 14, AT&T Broadband Cable System and rebroadcast on the Saturday following the date of the meeting. Live video streams 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.

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*).

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.

City of Sacramento City Council

Tuesday, May 22, 2018

5:00 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 - 5:00 p.m.

Regular session called to order by Mayor Darrell Steinberg at 5:03 p.m. Tuesday, May 22, 2018 at the Sacramento City Hall Council Chamber.

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

Pledge of Allegiance – Led by students from the Leataata Floyd Elementary School.

Closed Session Report – None.

Special Presentation/General Communications

- A. Recognizing 2018 Citizen Planning Academy Graduation
Action: Presentation of graduating class by Helen Selph.
- B. Recognizing the 5th Anniversary of the First Pace Program in Sacramento
Action: Resolution presented by Member Schenirer.
- C. Recognizing the SacTown Showdown
Action: Presentation by Member Carr.

Public Comments-Matters Not on the Agenda

- | | |
|-------------------------|--------------------|
| 1. Cynthia Kay Spurling | 11. T. Whitney |
| 2. Michael Voy | 12. Rommel Pinzon |
| 3. Mark Jacobs | 13. Jenn Rogar |
| 4. Pastor Gainsbrugh | 14. Tyron Moore |
| 5. Gary Matranga | 15. Stevante Clark |
| 6. Taylor Morgan | 16. David Andre |
| 7. Gill Parker | 17. Robert Coplin |
| 8. Elizabeth McDaniel | 18. John Mattox |
| 9. Geve Spooner | 19. Vicki Grenz |
| 10. Pastor Joan Kennard | |

Consent Calendar

All items listed under the Consent Calendar are considered and acted upon by one Motion. Anyone may request an item be removed for separate consideration.

Action: Moved/Seconded: Member Guerra / Member 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. Supplemental Agreement for a Guaranteed Maximum Price for the Memorial Auditorium Improvement Project (Published for 10-Day Review 05/10/2018)

File ID: 2018-00579

Location: 1515 J Street, District 4

Action: Passed **Resolution No. 2018-0181:** 1) authorizing the City Manager or his designee to execute Supplemental Agreement No. 2 to City Agreement No. 2017-0677 with Kitchell CEM, Inc., in the amount of \$10,739,169 for the construction of improvements to Memorial Auditorium (M17100100), for a new not-to-exceed total contract amount of \$10,966,543; 2) authorizing an interfund loan between the Water Fund (Fund 6005) and the Community Center Fund (Fund 6010) based on the terms outlined in Exhibit B; 3) authorizing the transfer of \$11,075,170 from Fund 6005 to Fund 6010; and 4) increasing the expenditure budget in M17100100 by \$11,075,170 with a transfer from available fund balance in Fund 6010.

Contact: Sabrina Tefft, Junior Development Project Manager, (916) 808-3789, Economic Development Department; Desmond Parrington, Project Manager, (916) 808-5044; Fran Halbakken, Assistant City Manager/Project Executive, (916) 808-7194; Office of the City Manager

2. Adoption of the Council Rules of Procedures (Continued from 05/08/2018)

File ID: 2018-00670

Location: Citywide

Public comment heard from Robert Coplin.

Action: Passed **Resolution No. 2018-0182:** 1) repealing Resolution No. 2017-0044; and 2) approving the amended Council Rules of Procedure.

Contact: Mindy Cuppy, MMC, City Clerk, (916) 808-5442, Office of the City Clerk; Matthew Ruyak, Assistant City Attorney, (916) 808-5346, Office of the City Attorney

3. Establishment of a Multi-Year Operating Project for the SMUD Rehab Project (I21005600)

File ID: 2018-00703

Location: Citywide

Action: Passed **Resolution No. 2018-0183** authorizing the City Manager or City Manager's designee to: 1) establish a multi-year operating project (MYOP) for the SMUD Rehab Project (I21005600); 2) establish revenue and expenditure budgets in the amount of \$350,000 from the Development Services Fund (Fund 2016) in I21005600; and 3) make necessary revenue and expenditure budget adjustments based on actual fees collected in I21005600.

Contact: Kim Swaback, Program Specialist, (916) 808-8367; Winfred DeLeon, Chief Building Official, (916) 808-5475, Community Development Department

4. Resolution of Intention: Fiscal Year (FY) 2018/19 Tourism Marketing District (TMD) Annual Reports

File ID: 2018-00385

Location: Districts 2, 3, 4, 5 and 6

Action: Passed **Motion No. 2018-0152 continuing to May 29, 2018:** 1) a Resolution approving the Del Paso Boulevard Annual Report, noticing intent to levy assessments for FY2018/19, and setting the time and place of the Public Hearing for June 12, 2018; 2) a Resolution approving the Downtown Plaza TMD Annual Report, noticing intent to levy assessments for FY2018/19, and setting the time and place of the Public Hearing for June 12, 2018; 3) a Resolution approving the Franklin Boulevard TMD Annual Report, noticing intent to levy assessments for FY2018/19, and setting the time and place of the Public Hearing for June 12, 2018; 4) a Resolution approving the Old Sacramento TMD Annual Report, noticing intent to levy assessments for FY2018/19, and setting the time and place of the Public Hearing for June 12, 2018; and 5) a Resolution approving the Stockton Boulevard TMD Annual Report, noticing intent to levy assessments for FY2018/19, and setting the time and place of the Public Hearing for June 12, 2018.

Contact: Sini Makasini, Administrative Analyst, (916) 808-7967; Sheri Smith, Special Districts Manager, (916) 808-7204, Department of Finance

5. Fiscal Year (FY) 2018/19 Finance Districts under City Code 3.128 Annual Report

File ID: 2018-00386

Location: District 4

Action: Passed **Resolution No. 2018-0184** adopting the Old Sacramento Maintenance District annual budget and fixing the service fees for Fiscal Year (FY) 2018/19; and passed **Resolution No. 2018-0185** adopting the 12th Street Maintenance District No. 2008-02 annual budget and fixing the service fees for FY2018/19.

Contact: Jessica Steinhauer, Administrative Analyst, (916) 808-8243; Sheri Smith, Special Districts Manager, (916) 808-7204, Department of Finance

6. Cooperative Purchase Agreement: Sacramento City 311 Operations Center Improvements

File ID: 2018-00654

Location: South Area Corp Yard, 5730 24th Street, Building 1, District 5

Action: Passed **Motion No. 2018-0153:** 1) approving the use of a National Joint Powers Alliance (NJPA) cooperative purchase agreement (Contract No. 031715-STI) with Steelcase and its affiliate, United Corporate Furnishings, Inc. (UCF); and 2) authorizing the City Manager or the City Manager's designee to execute a corresponding contract with UCF for design, management, and installation services and materials for the Sacramento City 311 Operations Center Improvements in an amount not to exceed \$141,536.

Contact: Cesar Diaz, Project Manager, (916) 808-5391; Mark C. Brown, P.E., Senior Engineer, (916) 808-7118, Department of Public Works

7. Supplemental Agreement: Del Rio Trail Project (K15165100)

File ID: 2018-00605

Location: Districts 4, 5, 7, and 8

Action: Passed **Motion No. 2018-0154:** 1) authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 3 to City Agreement No. 2017-0055 with Dokken Engineering for an amount not to exceed \$201,604, for a new not-to-exceed amount of \$973,263; and 2) resetting the City Manager's authority to issue supplemental agreements for City Agreement No. 2017-0055.

Contact: William Shunk, Senior Civil Engineer (916) 808-2986; Nick Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works

8. Application for the CalRecycle Oil Payment Program (OPP9)

File ID: 2018-00549

Location: Citywide

Action: Passed **Resolution No. 2018-0186** authorizing the City Manager or the City Manager's designee to: 1) submit an application for the California Department of Resources Recycling and Recovery (CalRecycle) Oil Payment Program (OPP9) in an amount not to exceed \$200,000; 2) execute all related documents necessary to implement and secure the payment, if awarded; and 3) establish a grant project and related revenue and expenditure budgets in an amount not to exceed \$200,000, if awarded.

Contact: Doug Huston, Program Analyst, (916) 808-4935; Jerome Council, Integrated Waste General Manager, (916) 808-4949, Department of Public Works

9. Supplemental Agreement: Appliance and E-Waste Processing

File ID: 2018-00550

Location: Citywide**Action:** Passed **Motion No. 2018-0155** authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 2015-0761-4 with Onsite Electronics Recycling, LLC, in an amount not to exceed \$92,000, for a revised total not-to-exceed amount of \$190,000, through June 30, 2019.**Contact:** Doug Huston, Program Analyst, (916) 808-4935; Jerome Council, Integrated Waste General Manager, (916) 808-4949, Department of Public Works**10. Agreement: Software and Hardware Support with Badger Meter (Two-Thirds Vote Required)**

File ID: 2018-00475

Location: Citywide**Action:** Passed **Resolution No. 2018-0187** authorizing the City Manager or City Manager's designee to: 1) suspend competitive bidding in the best interests of the City; and 2) execute an Agreement with Badger Meter to provide software license, hardware and software support to My Water customer portal and Beacon Mobile Software for a term of five years in an amount not-to-exceed \$820,632.**Contact:** Sheri Adams, Program Specialist, (916) 808-1470, Information Technology Department; William Busath, Director, (916) 808-1434; Stacy Larkin, Administrative Technician, (916) 808-6356, Department of Utilities**11. Agreement: Security Subject Matter Expert**

File ID: 2018-00577

Location: Citywide**Action:** Passed **Motion No. 2018-0156** authorizing the City Manager or the City Manager's designee to execute a Professional Services Agreement with Michael Di Roma to complete tasks outlined in the Security Master Plan for an initial term of one year with the option to extend for four additional years, for a total not-to-exceed amount of \$196,800.**Contact:** Lisa Deklinski, Program Manager, (916) 808-1309; William Busath, Director of Utilities (916) 808-1434; Stacy Larkin, Administrative Technician, (916) 808-6356; Department of Utilities

12. Agreement: Residual Solids Hauling

File ID: 2018-00585

Location: Citywide**Action:** Passed **Motion No. 2018-0157** authorizing the City Manager or the City Manager's designee to execute a Non-Professional Services Agreement with Blue Jay Trucking, Inc., for an amount not-to-exceed \$200,000 over a 3-year term.**Contact:** Megan Thomas, Project Manager (916) 808-1729; David Herrmann, Superintendent (916) 808-5652; William Busath, Director; Department of Utilities**13. Summer Youth and Community Programming in the Meadowview Neighborhood**

File ID: 2018-00745

Location: District 8**Action:** Passed **Resolution No. 2018-0188** authorizing the City Manager or City Manager's designee to: 1) establish a multi-year operating project (MYOP) for the Summer Youth and Community Programming-Meadowview Neighborhood Project (I19141000); and 2) transfer \$311,000 of unspent resources from the Neighborhood Community and Economic Plans Project (I02001700) to I19141000.**Contact:** Christopher C. Conlin, Interim Assistant City Manager, (916) 808-8526, Office of the City Manager

Public Hearings

15. **Ordinance Amending Section 17.228.900 of the Sacramento City Code Relating to Conditional Use Permits for Cannabis Production and Findings for Undue Concentration (M18-006) [Noticed 05/11/2018; Passed for Publication 05/15/2018; Published 05/18/2018]**

File ID: 2018-00614

Location: Citywide

Action: Moved/Seconded: Member Guerra / Member 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 Michael Voy, Brandon Dodd, Faye Kennedy, Danny Deane, Robert Dugan, Annette Deglow, Stephanie Francis, Tracey Schaal, Matt Keasling, Don Slayton, Jackie McGowan, Sioax Colombe, Todd Sperber, Corey Travis, Rob Branch, Karl Miller, Brian Holloway, Jay Rifkin, Alex Reyter, Mitch Abdallah, and Dennis Shorrock.

Conducted a public hearing and upon conclusion, 1) passed **Motion No. 2018-0158** by two-thirds vote temporarily suspending Rule 7.K.3 of the Council Rules of Procedure; and 2) passed **Ordinance No. 2018-0022 as amended** amending the Planning and Development Code (Title 17) to clarify the finding for undue concentration for cannabis production conditional use permits.

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

Discussion Calendar

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

14. Ordinance Adding Chapter 8.136 to the Sacramento City Code Relating to Vacant Lot Program (Passed for Publication 05/15/2018; Published 05/18/2018)

File ID: 2018-00722

Location: Citywide

Action: Moved/Seconded: Member Hansen / Member Schenirer.

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

Abstain (Recusal): Member Allen Warren.

Item moved from Public Hearing to Discussion Calendar. Public comment heard from Roxanne Fuentez.

Passed **Ordinance No. 2018-0021** adding Chapter 8.136 to the Sacramento City Code which would establish a Vacant Lot Program to regulate registration and maintenance of vacant lots.

Contact: Carl Simpson, Code and Housing Enforcement Chief, (916) 808-8183, Community Development Department

16. 2035 General Plan Annual Report for 2017 (Continued from 05/15/2018)

File ID: 2018-00648

Location: Citywide

Action: Moved/Seconded: Member Harris / Member Warren.

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

Passed **Motion No. 2018-0159** continuing to the June 12, 2018 City Council Meeting a Recommendation to: 1) review and comment on the General Plan Annual Report; and 2) pass a Resolution authorizing the City Manager or City Manager’s designee to a) transfer \$265,016 from the General Fund (Fund 1001) and \$1,855 from the Parking Fund (Fund 6004) in the Community Plan Update Program (I22400100) to the General Plan Update Program (I22000000); and b) close I22400100.

Contact: Remi Mendoza, CFM, Associate Planner, (916) 808-5003; Jim McDonald AICP, CFM, Principal Planner, (916) 808-5723, Community Development Department

Information Items

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

17. Notification of Parcel Map Approval for 1229 T Street (Z17-115)

File ID: 2018-00782

Location: District 4

Action: Received and filed.

Contact: Jerry Lovato, Program Analyst, (916) 808-7918, Department of Public Works

18. Notification of Parcel Map Approval for 2415 H Street (Z17-002)

File ID: 2018-00783

Location: District 4

Action: Received and filed.

Contact: Jerry Lovato, Program Analyst, (916) 808-7918, Department of Public Works

19. Notification of Parcel Map Approval for 8151 Sheldon Road (Z17-128)

File ID: 2018-00784

Location: District 8

Action: Received and filed.

Contact: Jerry Lovato, Program Analyst, (916) 808-7918, Department of Public Works

20. Notification of Final Map Approval for The Creamery - Phase 3 (P13-043)

File ID: 2018-00785

Location: District 4

Action: Received and filed.

Contact: Jerry Lovato, Program Analyst, (916) 808-7918, Department of Public Works

21. Notification of Final Map Approval for Westshore - Lot B (P16-003)

File ID: 2018-00786

Location: District 1

Action: Received and filed.

Contact: Jerry Lovato, Program Analyst, (916) 808-7918, Department of Public Works

Council Comments-Ideas, Questions, AB1234 Reports, and JPA/Board and Commission Appointments**1. Information Requests**

a. Member Guerra

1. Asked that the City Manager look into the Every Kid Counts Scholarship Account program.

2. Board/Commission Appointments

None.

3. AB1234 Reports

None.

4. Ad Hoc Committee Reports

a. Member Carr

1. Reported that a Governance Ad Hoc Committee meeting was held on May 18, 2018.

Adjourned – 8:59 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of May 22, 2018 as approved by the Sacramento City Council.

Mindy Cuppy

Digitally signed by Mindy Cuppy
Date: 2019.04.02 14:37:39
-07'00'

Mindy Cuppy, MMC, City Clerk