

**CITY COUNCIL**

**Kevin Johnson**, Mayor  
**Angelique Ashby**, Vice Mayor, District 1  
**Allen Warren**, District 2  
**Steve Cohn**, District 3  
**Steve Hansen**, District 4  
**Jay Schenirer**, District 5  
**Kevin McCarty**, District 6  
**Darrell Fong**, District 7  
**Bonnie Pannell**, District 8

**CHARTER OFFICERS**

James Sanchez, City Attorney  
Shirley Concolino, City Clerk  
John F. Shirey, City Manager  
Russ Fehr, City Treasurer

**Minutes**  
**City Council**  
**Financing Authority**  
**Housing Authority**

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

**Tuesday, December 17, 2013**  
**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](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

# Minutes

**Tuesday, December 17, 2013**

**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 Angelique Ashby 6:02 p.m. Tuesday, December 17, 2013 at the Sacramento City Hall Council Chamber.

**Members Present:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Bonnie Pannell, and Allen Warren

**Members Absent:** Members Kevin McCarty, Jay Schenirer and Mayor Kevin Johnson

**Pledge of Allegiance**– led by Member Steve Cohn.

**Closed Session Report** – None.

## **Special Presentations/General Communications**

In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.

### **a. Recognizing Molly Fling and the Natomas Police & Community Resource Center**

**Action:** Resolution presented by Member Angelique Ashby

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

- |                              |                   |
|------------------------------|-------------------|
| 1. Government Agencies       | 5. Miscellaneous  |
| a. Karen Katsares            | a. Lorraine Brown |
| 2. Homelessness              | b. Maria Acosta   |
| a. Michelle Ann Hampton      | 6. Small Business |
| 3. Police Matters            | a. Mac Worthy     |
| a. Paul Bryant               | 7. Arts Funding   |
| 4. Latino Art Network Report | a. George Raya    |
| a. Maria Morales             |                   |
| b. Jim Gonzales              |                   |
| c. Ed Clark                  |                   |

**Consent Calendar**      **Estimated Time: 5 minutes** (Actual Time: 5 minutes)

**Action:** Moved/Seconded: Member Allen Warren/Member Steve Hansen  
**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Bonnie Pannell and Allen Warren  
**Absent:** Members Kevin McCarty, Jay Schenirer 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) Administrative Matter: Revised 2014 Meeting Schedules for City Council, Financing Authority, and Housing Authority**

Report # 2013-00926

**Location:** Citywide

**Issue:** Adopting an annual meeting schedule is consistent with the Sacramento City Charter, the City Council Rules of Procedure, and the requirements of the Financing Authority legal counsel.

**Action:** Public comment heard from Lorraine Brown; passed 1) **City Council Resolution No. 2013-0403** approving the revised 2014 meeting schedules and designating four weeks in which meetings will not be held and repealing City Council Resolution 2013-0346; 2) **Financing Authority Resolution No. 2013-0003** approving the revised 2014 meeting schedules and designating four weeks in which meetings will not be held and repealing Financing Authority Resolution 2013-0002; and 3) **Housing Authority Resolution No. 2013-0022** approving the revised 2014 meeting schedules and designating four weeks in which meetings will not be held and repealing Housing Authority Resolution 2013-0016.

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

**2. Confirmation of Board/Commission Appointment**

Report # 2013-00925

**Location:** District 5

**Issue:** The Mayor's appointments to boards and commissions require Council confirmation.

**Action:** Passed **Motion No. 2013-0316** confirming board/commission appointment(s) to the Community Racial Profiling Commission – Ashiya Odeye (Category E-5).

**Contact:** Wendy Klock-Johnson, Assistant City Clerk, (916) 808-7200, Office of the City Clerk

### **3. Reimbursement Agreement with Downtown Sacramento Partnership for Community Prosecutor Program Services**

Report # 2013-00921

**Location:** District 4

**Issue:** Since 2006, the District Attorney's Office has dedicated a Community Prosecutor to address criminal and code enforcement issues within a targeted downtown area. The current reimbursement agreement expires December 31, 2013 and, given the success of the program in solving problems, staff is recommending the City execute a reimbursement agreement with the Downtown Sacramento Partnership for one year, with the option to renew for one additional year.

**Action:** Passed **Motion No. 2013-0317** authorizing the City Manager, or designee, to execute a reimbursement agreement with the Downtown Sacramento Partnership for Community Prosecutor Program services for a one-year term for \$85,579, with an option to renew for one additional year in an amount not-to-exceed \$89,858 for the second year.

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

### **4. Agreement: First Amendment to Discovery Museum Operating Agreement (Two-Thirds Vote Required)**

Report # 2013-00901

**Location:** 3615 Auburn Boulevard, District 2

**Issue:** Pursuant to City Agreement 2008-0676 ("Agreement"), Powerhouse Science Center, Inc. ("Powerhouse"), formerly known as the Sacramento Museum of History, Science, and Technology, dba Discovery Museum, Inc., manages and operates the Discovery Museum at 3615 Auburn Boulevard in Sacramento (the "Auburn Site"), on behalf of the City. The proposed amendment extends the terms of this agreement for an additional five years, with one five-year option to extend.

**Action:** Passed 1) **Resolution No. 2013-0404** in the best interest of the City, finding that special circumstances make the use of the bid procedure inappropriate for the continued operation of the Discovery Museum, at 3615 Auburn Boulevard in Sacramento, by the Powerhouse Science Center, Inc. ("Powerhouse"), and suspending competitive bidding for that continued operation; and 2) passed **Motion No. 2013-0318** authorizing the City Manager or his designee to extend the term of City Agreement 2008-0676 with Powerhouse allow it to continue to operate the Discovery Museum for five year with one five-year option to extend.

**Contact:** Leslie Wisniewski, Administrative Officer, (916) 808-8920, Convention Culture & Leisure

## 5. **Sale of 9.15 acres of City-owned Property to Rapton Investment Group, LLC**

Report # 2013-00884

**Location:** District 2

**Issue:** Rapton Investment Group, LLC has expressed interest in purchasing 9.15± acres it has leased from the City since June 5, 2007. Sacramento City Code §3.88.090 provides that City Council may authorize the City Manager to sell real property on specified terms and conditions, and without first soliciting bids, when the sale is in the City's best interest. Rapton's \$14-million investment on the site and 48-year history of doing business in the Sacramento area, the City's 2011 sale of an adjacent parcel to Chrysler, and Rapton's continuing partnership with the City all support this sale, which will also provide the City with one-time revenue for the repayment of City debt obligations.

**Action:** Comments heard from Member Allen Warren and **passed Resolution No. 2013-0405** providing for the negotiated sale of 9.15± acres located at 3630 Fulton Avenue to Rapton Investment Group, LLC by 1) authorizing and directing the City Manager or the City Manager's designee to sell the 9.15± acres to Rapton Investment Group, LLC on specified terms and conditions; 2) authorizing the City Manager or the City Manager's designee to execute such additional necessary documents and to take such additional necessary actions to implement the Agreement; 3) authorizing the use of \$20,000 received from Rapton to obtain the services of Orrick Herrington & Sutcliffe LLP, as tax counsel and to obtain the services of a third-party trustee, both as necessary, related to the sale; 4) authorizing reimbursement to Rapton Investment Group, LLC any portion of the \$20,000 not used by the City Treasurer's Office for tax counsel and trustee expenses related to the sale; 5) authorizing the deposit of the sale proceeds into the City's debt-service fund for the 2006 Taxable Capital Improvement Revenue Bonds, Series B (Community Reinvestment Capital Improvement Program) for repayment of General Fund debt obligations; and 6) authorizing the City Manager or the City Manager's designee to adjust the General Fund revenue and expenditure budgets for the reductions in lease revenue and debt service.

**Contact:** James R. Rinehart, Director, (916) 808-5054, Economic Development Department, Veronica Smith, Senior Project Manager, (916) 808-1046, Economic Development Department; Janelle Gray, Debt Manager, Office of the City Treasurer, (916) 808-8296

- 6. Ordinance Amendments: Article VIII of Chapter 3.60, sections 3.60.020, and 3.56.020 of the Sacramento City Code, relating to the Small and Emerging Business Enterprise and Local Business Enterprise Programs** [in lieu of Pass for Publication the Ordinance will be published in its entirety within 10 days after adoption as required by Sacramento City Charter section 32(d)]

Report # 2013-00919

**Location:** Citywide

**Issue:** On November 19, 2013, City Council passed a resolution recognizing expiration of the City's Emerging and Small Business Development (ESBD) program, and authorizing increasing the City's Local Business Enterprise Preference (LBE) program from two percent to five percent, and establishing a five percent LBE participation requirement for all City procurement opportunities of \$100,000 or more. Adopting the ordinance amendment implements City Council's prior action.

**Action:** Passed **Ordinance No. 2013-0036** amending Article VIII of Chapter 3.60, sections 3.60.020, and 3.56.020 of the Sacramento City Code, relating to the Small and Emerging Business Enterprise and Local Business Enterprise Programs.

**Contact:** Veronica Smith, Senior Project Manager, (916) 808-1046, Economic Development Department

- 7. First Amendment to Lease Agreement: 801 14th Street, Coyote Tap House**

Report # 2013-00913

**Location:** District 4

**Issue:** A First Amendment to the Lease between the City and Ken Le for his restaurant, Coyote Tap House located at 801 14th Street, requires City Council approval.

**Action:** Passed **Motion No. 2013-0319** authorizing the City Manager to execute a first amendment to the current lease agreement with Ken Le for his restaurant, Coyote Tap House located at 801 14th Street in Memorial Garage for payment of arrears.

**Contact:** Sabrina Tefft, Project Manager, (916) 808-3789, Economic Development Department

**8. Award of Sewer Credits: Copperstone Villages II & III Project**

Report # 2013-00914

**Location:** District 8

**Issue:** The Cooperstone Villages II & III Project qualifies as "infill" and "residential" under the City's General Plan and is seeking 203.97 sewer credits from the Economic Development Treatment Capacity Bank. The City Council's guidelines for awarding sewer credits require that the City Council approve awards exceeding 15 credits. See Resolution No. 2006-457.

**Action:** Passed **Resolution No. 2013-0406** awarding 203.97 Economic Development Treatment Capacity Bank Credits to the Copperstone Villages II & III Project located at 7640 W. Stockton Boulevard.

**Contact:** Sabrina Tefft, Project Manager, (916) 808-3789, Economic Development Department

**9. Curtis Park Village Community Facilities District No. 2013-03 Ordinance to Levy a Special Tax** (Passed for Publication 12/10/2013; Published 12/12/2013)

Report # 2013-00812

**Location:** District 5

**Issue:** Landowner voted to establish the Curtis Park Village Community Facilities District No. 2013-03 (District) pursuant to Mello-Roos Communities Facilities Law of 1982.

**Action:** Passed 1) **Ordinance No. 2013-0037** levying a special tax solely within and relating to the District; and 2) passed **Resolution No. 2013-0407** establishing an accounting fund for collecting special tax proceeds for Fiscal Year (FY) 2014-15.

**Contact:** Diane Morrison, Program Specialist, (916) 808-7535; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

**10. Agreement: Transfer and Acceptance of Swift Water Equipment from California Governor's Office of Emergency Services (Cal OES)**

Report # 2013-00917

**Location:** Citywide

**Issue:** Cal OES is transferring swift water equipment and all its related forms and records to the City of Sacramento Fire Department in accordance with the California Fire Service and Rescue Emergency Mutual Aid Plan and as part of the mutual aid response plan for all-risk events, emergency incidents, civil defense and other disasters. The value of the contract can potentially exceed \$200,000 which pursuant to City Code Section 3.56.090 requires contracts of \$100,000 or more to be approved by the City Council.



**Action:** Passed **Motion No. 2013-0320** authorizing the City Manager or his designees, Interim Fire Chief and Deputy Fire Chief, to execute the agreement for the transfer of swift water equipment to the City of Sacramento Fire Department.

**Contact:** Lloyd Ogan, Deputy Fire Chief, (916) 808-1603; Niko King, Assistant Fire Chief, (916) 216-0310, Fire Department

**11. Agreement: Purchase of Data911 Mobile Data Computer Systems**

Report # 2013-00920

**Location:** Citywide

**Issue:** The use of the U.S. General Services Administration (GSA) cooperative purchase agreement is for the procurement of mobile data computer systems that are used in fire department emergency response vehicles, and pursuant to City Code Section 3.56.090 for any contracts involving an expenditure of \$100,000 or more requires Council approval.

**Action:** Passed **Motion No. 2013-0321** 1) approving the use of the cooperative purchase agreement between the U.S. General Services Administration (GSA) and Hubb Systems, LLC dba Data911, 2021 Challenger Drive, Alameda, CA 94501-1038 (Contract # GS-35F-0259U) for the purchase of mobile data computer systems; and 2) authorizing the City Manager, or his designee, to execute the purchase of mobile data computers from Hubb Systems, LLC dba Data911 for a total not-to-exceed amount of \$400,000 through March 2, 2018, or until the contract is no longer available for use by the City of Sacramento.

**Contact:** Scott Williams, Assistant Chief, (916) 808-1608, Fire Department

**12. Contract: Citywide Elevator, Escalator and Lift Repair and Maintenance Services**

Report # 2013-00887

**Location:** Citywide

**Issue:** This report recommends awarding a contract to perform required elevator, escalator, and lift repair and maintenance services on a citywide basis. The City has 24 sites with approximately 70 pieces of equipment that require weekly, monthly, and yearly maintenance and repairs. This equipment must also remain in compliance with state mandates for maintenance, safety, and repairs.

**Action:** Passed **Motion No. 2013-0322** 1) awarding a three-year contract with two one-year renewal options to Kone, Inc. for citywide elevator, escalator, and lift repair and maintenance services in a total amount not to exceed \$940,479 for the potential five-year period; 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:** Tony Alexander, Mechanical Maintenance Supervisor, (916) 808-6360; Gary Holm, Facilities Superintendent, (916) 808-6321, Department of General Services

**13. Agreement: Animal Care Low Cost Spay and Neuter Services (Two-Thirds Vote Required)**

Report # 2013-00898

**Location:** 2127 Front Street, District 1

**Issue:** The Department of General Services, Animal Care Services Division has partnered with the Sacramento Society for the Prevention of Cruelty to Animals (SSPCA) for the past three years to provide animal spay and neuter services to low-income individuals and families residing in the City. The recommended contract will continue this practice.

**Action:** Passed **Resolution No. 2013-0408** suspending competitive bidding in the best interests of the City for the purchase of low-income animal spay and neuter services; and 2) pass a Motion a) authorizing the City Manager or the City Manager's designee to execute a three-year contract with the SSPCA to provide low-income spay and neuter services in an amount not to exceed \$300,000 for the three-year term; and b) ratifying prior expenditures for low-income spay and neuter services with the SSPCA in the amount of \$127,117.

**Contact:** Gina Knepp, Animal Care Services Manager, (916) 808-8333; Reina J. Schwartz, Director of General Services, (916) 808-7195, Department of General Services

**14. Purchase: Tractor/Mower (Two-Thirds Vote Required)**

Report # 2013-00866

**Location:** Citywide

**Issue:** The Department of General Services, Fleet Management Division, has a customer requirement to purchase a replacement tractor with a flail mower for the Department of Utilities, Operation and Maintenance Division.

**Action:** Passed 1) **Resolution No. 2013-0409** suspending competitive bidding in the best interests of the City; and 2) passed **Motion No. 2013-0323** authorizing the City Manager or the City Manager's designee to execute the purchase of a replacement tractor with a flail mower from Contour-Sierra Aebi LLC in an amount not to exceed \$146,430.

**Contact:** Iseña Garcia, Program Specialist, (916) 808-1163; Keith Leech, Fleet Manager, (916) 808-5869, Department of General Services

## 15. City Manager Position Compensation Adjustment

Report # 2013-00934

**Location:** Citywide

**Issue:** The City Council as the appointing authority establishes the compensation of the City Manager and desires to make a salary adjustment.

**Action:** Passed **Motion No. 2013-0324** amending the City Manager Employment Agreement approving a 2% salary increase for a total annual salary of \$263,160.

**Contact:** Geri Hamby, Director, (916) 808-7173; Denise Deprato, Support Services Manager, (916) 808-8249, Department of Human Resources

## 16. Agreement: Sutter General Hospital Police Security Services

Report # 2013-00895

**Location:** Citywide

**Issue:** Sutter General Hospital (Hospital) wishes to enter into an agreement with the Sacramento Police Department (SPD) for the provision of security services at the Hospital and surrounding areas.

**Action:** Moved/Seconded: Member Allen Warren/Member Steve Hansen

**Yes:** Members Steve Cohn, Darrell Fong, Steve Hansen, Bonnie Pannell and Allen Warren

**Absent:** Members Kevin McCarty, Jay Schenirer and Mayor Kevin Johnson

**Abstain:** Member Angelique Ashby

**Continued** a Resolution 1) authorizing the City Manager, or the City Manager's designee to enter into an agreement with Sutter General Hospital in an amount not to exceed \$861,456 through December 31, 2015; and 2) authorizing the City Manager, or the City Manager's designee to establish four full-time equivalent (FTE) Police Officer positions for the purpose of executing the City of Sacramento's obligation under the agreement. These positions will be eliminated if the agreement is cancelled, terminated, or not subsequently renewed for future fiscal years.

**Contact:** Lisa Hinz, Police Lieutenant, Contract Services, (916) 277-6145, Police Department

**17. Agreement: Kaiser Foundation Hospital Police Security Services**

Report # 2013-00894

**Location:** Citywide

**Issue:** Kaiser Foundation Hospital, dba Kaiser Permanente South, wishes to enter into a new agreement with the Sacramento Police Department (SPD) to continue the provision of safety services within the hospital and surrounding area.

**Action:** Passed **Motion No. 2013-0325** authorizing the City Manager, or the City Manager's designee, to enter into an agreement with Kaiser Permanente South in an amount not to exceed \$215,366 through December 31, 2014.

**Contact:** Lisa Hinz, Police Lieutenant, Contract Services, (916) 277-6145, Police Department

**18. Cooperative Purchase Agreement: Portable Radio Equipment**

Report # 2013-00918

**Location:** Citywide

**Issue:** The Sacramento Police Department (SPD), Communications Division, has a need to purchase 214 portable radio devices for use by police officers and other department personnel.

**Action:** Passed **Motion No. 2013-0326** 1) approving the purchase of Motorola brand APX6000 Model II portable radio equipment, parts and software through a cooperative agreement (MA00031180) between the County of Sacramento and Motorola Solutions, Inc., in an amount not to exceed \$735,000; and 2) authorizing the City Manager, or the City Manager's designee, to execute the purchases specified above.

**Contact:** Mike McCarthy, Police Captain, Communications Division, (916) 277-1750, Police Department

**19. Agreement: Mercy General Hospital Police Security Services**

Report # 2013-00900

**Location:** Citywide

**Issue:** Dignity Health, dba Mercy General Hospital, wishes to enter into a new agreement with the Sacramento Police Department (SPD) to continue the provision of safety services within the hospital and surrounding area.

**Action:** **Withdrawn** a motion authorizing the City Manager, or the City Manager's designee, to enter into an agreement with Mercy General Hospital in an amount not to exceed \$1,292,196 through December 31, 2016.

**Contact:** Lisa Hinz, Police Lieutenant, Contract Services, (916) 277-6145, Police Department

**20. Supplemental Agreement: John Hansen, Police Department Fitness Coordinator**

Report # 2013-00893

**Location:** Citywide

**Issue:** Mr. John Hansen directly oversees the fitness plan of approximately 670 civilian and sworn Sacramento Police Department Employees, which has reduced recordable expenses in workers compensation claims. Given this successful outcome, Staff is recommended a one-year extension of this competitively-bid agreement. Sacramento City Code Section 3.56.090 requires City Council approval for agreements equal to or greater than \$100,000.

**Action:** Passed **Motion No. 2013-0327** authorizing the City Manager, or the City Manager's designee, to amend the Agreement with John Hansen (2012-0085) by increasing the current not-to-exceed amount by \$46,440, for a new not-to-exceed amount of \$139,320, and extending the time of performance to December 31, 2014.

**Contact:** James Beezley, Police Captain, Regional Services, (916) 566-6565, Police Department

**21. Agreement: Master Consultant Services Agreements For On-Call Construction Inspection Services**

Report # 2013-00923

**Location:** Citywide

**Issue:** On-Call Master Consultant Services Agreements are used to provide for the timely inspection of capital improvement projects, encroachment permits, and private development projects during periods of peak work load. Consultants can provide needed services within short notice through an on-call agreement.

**Action:** Passed **Motion No. 2013-0328** approving Master Consultant Services Agreements in an amount not to exceed \$300,000 each with HDR, Psomas, and NV5.

**Contact:** Jon Blank, Supervising Engineer, (916) 808-7914; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**22. Ratify Memorandum of Agreement with the State of California Department Of General Services, Establish a Capital Improvement Project, Appropriate Funds, and Approve Plans for the 8th Street and Q Street Bulbout Project – (T15145200)**

Report # 2013-00903

**Location:** Northwest corner of 8th and Q Street, District 4

**Issue:** The State of California (State) Department of General Services wishes to fund 100% of the costs to construct a bulbout to enhance pedestrian safety at the northwest corner of 8th and Q Streets.

**Action:** Passed **Resolution No. 2013-0410** 1) ratifying a Memorandum of Agreement with the State of California Department of General Services; 2) establishing a new capital improvement project for the 8th Street and Q Street Bulbout Project (T15145200); 3) appropriating \$59,933 (Fund 3702) in State of California General Services Department funds; and 4) approving plans for the 8th Street and Q Street Bulbout Project (T15145200).

**Contact:** Tim Mar, Supervising Engineer, (916) 808-7531; Nicholas Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works

**23. Parking Restrictions on Edgewater Road and Railroad Drive**

Report # 2013-00912

**Location:** Both sides of Edgewater Road, from Arden Way to Lochbrae Road, District 2, and both sides of Railroad Drive, north of Del Paso Boulevard, District 3

**Issue:** The Sacramento Police Department has received multiple complaints from neighboring residents and business owners regarding criminal activity at night and has requested that parking on the selected streets be restricted with "No Parking from 9:00 p.m. to 6:00 a.m." to help deter criminal activity.

**Action:** Passed **Resolution No. 2013-0411** restricting parking on both sides of Edgewater Road, from Arden Way to Lochbrae Road and both sides of Railroad Drive, north of Del Paso Boulevard with "No Parking 9:00 p.m. to 6:00 a.m."

**Contact:** Matt Winkler, Operations General Supervisor (916) 808-5579; Matt Eierman, Parking Services Manager (916) 808-5849, Department of Public Works

**24. Contract: Purchase of License Plate Recognition Systems (Two-Thirds Vote Required)**

Report # 2013-00915

**Location:** Citywide

**Issue:** The City's existing license plate recognition technology is becoming obsolete and the manufacturer has extended an offer to the City to upgrade the system to the latest technology.

**Action:** Passed **Resolution No. 2013-0412** 1) determining it is in the best interest of the City to suspend competitive bidding; 2) suspending competitive bidding; 3) authorizing the City Manager or his designee to execute a contract with Sentry Control Systems for the purchase of 11 AutoVu license plate recognition systems for parking enforcement for an amount not-to-exceed \$416,330; 4) Establishing capital improvement project (CIP) Revenue Control System (V15610000); and 5) establishing revenue and expenditure budgets in the amount \$5,998,359.00 in the Revenue Control System CIP (V15610000).

**Contact:** Mike King, Program Specialist (916) 808-1172; Matt Eierman, Parking Services Manager (916) 808-5849, Department of Public Works

**25. Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000) – Approve Change Order No. 6, the First Amendment to City/Regional Transit South Sacramento Corridor Phase II Project, and Appropriate Funds**

Report # 2013-00897

**Location:** Interstate 5, one mile south of Pocket Road/Meadowview Road, from Franklin Boulevard west to Freeport Boulevard, Districts 7 and 8

**Issue:** Approval of Change Order No. 6 and the First Amendment to the City/Regional Transit (RT) South Sacramento Corridor Phase II Project Agreement No. 2012-0228 are necessary to complete the project.

**Action:** Passed **Resolution No. 2013-0413** 1) authorizing the City Manager or his designee to execute Change Order No. 6 to City Agreement No. 2013-0023 with Teichert Construction in an amount not to exceed \$523,664 for the Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000); 2) authorizing the City Manager to execute the First Amendment to the City/RT South Sacramento Corridor Phase II Project Agreement No. 2012-0228 in which the City will reimburse RT an amount of \$831,465 and RT will reimburse the City an amount of \$494,045; 3) appropriating \$494,045 in Regional Transit funding (Fund 3702) to the Cosumnes River Boulevard/I-5 Interchange and Extension Project (T15018000), 4) ratifying Change Order Nos. 3, 4 and 5 to City Agreement No. 2013-0023 with Teichert Construction; and 5) resetting the City Manager's change order authority for City Agreement No. 2013-0023.

**Contact:** Nader Kamal, Special Projects Engineer, (916) 808-7035; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**26. Approve Memorandum of Understanding (MOU) with the County of Sacramento to Continue Red Light Camera Program Administration Services** (Continued from 12/03/2013)

Report # 2013-00870

**Location:** Citywide

**Issue:** The current automated red light camera program within the City of Sacramento is administered by the County of Sacramento. In order to extend these services as well as enhance the existing program, Council approval is required to enter into a Memorandum of Understanding with the County of Sacramento and authorize installation of additional red light cameras.

**Action: Continued** a Motion 1) approving a Memorandum of Understanding (MOU) with the County of Sacramento to continue to administer the automated red light camera program in the City of Sacramento for an initial term of three years; 2) authorizing the City Manager to execute four additional one-year extensions to the MOU up to a total term of seven years and any amendments to the MOU; and 3) authorizing the Director of Public Works to authorize installation of up to nine new red light cameras in the City after appropriate analysis.

**Contact:** Angie Louie, Senior Engineer (916) 808-7921; Hector Barron, City Traffic Engineer (916) 808-2669, Department of Public Works

**Public Hearings**

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

**27. 2013-2021 Housing Element Update (LR12-004)** (Published 12/06/2013)

Report # 2013-00830 **Estimated Time: 15 minutes** (Action Time: 5 minutes)

**Location:** Citywide

**Issue:** Adoption of the 2013-2021 Housing Element.

**Action:** Moved/Seconded: Member Steve Cohn/Member Bonnie Pannell

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, and Bonnie Pannell

**Absent:** Members Kevin McCarty, Jay Schenirer, Allen Warren and Mayor Kevin Johnson

Conducted a Public Hearing with no public comment heard and upon conclusion passed 1) **Resolution No. 2013-0414** approving environmental review of the 2013-2021 Housing Element; and 2) **Resolution No. 2013-0415** adopting the 2013-2021 Housing Element.

**Contact:** Greg Sandlund, Associate Planner, (916) 808-8931; Tom Pace, Principal Planner, (916) 808-6848, Community Development Department



## **Discussion Calendar**

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

### **28. Agreement: Lease between the City and the Sacramento City Unified School District and Sublease between the City and the Studios for the Performing Arts Operating Company for the property at 2420 N Street in Sacramento (the former Fremont School for Adults)**

(Two-Thirds Vote Required) (Reviewed 12/03/2013)

Report# 2013-00640 **Estimated Time: 15 minutes** (Actual Time: 52 minutes)

**Location:** 2420 N Street, District 4

**Issue:** City Council approval is required for the execution of leases pursuant to City Code Section 3.68.110, for the suspension of competitive bidding pursuant to City Code Section 3.60.170, for the termination of Agreements previously approved by City Council, and for the appropriation of funds.

**Action:** Moved/Seconded: Member Steve Hansen/Member Allen Warren

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Bonnie Pannell and Allen Warren

**Absent:** Members Kevin McCarty, Jay Schenirer and Mayor Kevin Johnson

Public comment heard from Michael Vester, Monica Nainsztein, Richard Falcon, Ray Tatar, Mac Worthy, Kristin Margolis, Jason Jong, Patrick Kennedy, Matthew Piner, Christina Marie, George Raya, Ron Cunningham, William Burg, and Richard Rich; passed 1) **Resolution No. 2013-0416** a) authorizing the City Manager or his designee to appropriate \$2.5 million from the CalEPA Fund (Fund 2801) to the Studios for the Performing Arts Project (B13000400); b) suspending competitive bidding, in the best interest of the City, to allow the City to sublease the property located at 2420 N Street in Sacramento (the "Fremont Building") to the Studios for the Performing Arts Operating Company ("Studios Company"), as special circumstances make the use of the bid procedure inappropriate; and c) suspending competitive bidding, in the best interest of the City, for the construction of improvements to the Fremont Building for the Studios for the Performing Arts Project; and 2) passed **Motion No. 2013-0329** a) authorizing the City Manager to execute an agreement to sublease the Fremont Building to the Studios Company, upon the concurrence of Sacramento City Unified School District (SCUSD) and a legally authorized delegation by the Studios Company's Board of Directors to the Studios Company's representative to execute that sublease, and that the action of the Board of Directors shall include at least one affirmative vote from each member organization, which sublease authorizes the city to expend up to \$5 million on renovating the Fremont Building for the Studios for the Performing Arts Project; b) authorizing the City Manager, upon

the concurrence of SCUSD, to execute an agreement to sublease the Fremont Building to the Studios Company, which sublease authorizes the City to expend up to \$5 million on renovating the Fremont Building for the Studios for the Performing Arts Project; and c) authorizing the City Manager to terminate City Agreement 2006-0798 with the Studios Company, the California Musical Theater, the Sacramento Ballet, and the Sacramento Region Performing Arts Alliance as the parties no longer intend to use the property located at 725 14th Street in Sacramento.

**Contact:** Rebecca Bitter, Program Manager, (916) 808-5047; Barbara Bonebrake, Director, (916) 808-7733, Convention, Culture & Leisure Department

**29. Proposed amendments to various sections of the City Code related to Non-Discrimination and Equality and the City's Domestic Partnership Registry** (In lieu of PFP published within 10 days after adoption as required by Sacramento City Charter section 32(d))

Report# 2013-00930 **Estimated Time: 15 minutes** (Actual Time: 8 minutes)

**Location:** Citywide

**Issue:** The City of Sacramento has a long-standing commitment to ensuring equal opportunities for residents, visitors, and employees. From time to time it is necessary to update the City's ordinances and policies to ensure they represent the latest and most appropriate protection language. In keeping with this policy, the Law and Legislation Committee has recommended the City Council approve updates to the City's Non-Discrimination Ordinance and Domestic Partnership Ordinance.

**Action:** Moved/Seconded: Member Steve Hansen/Member Steve Cohn

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Bonnie Pannell

**Absent:** Members Kevin McCarty, Jay Schenirer, Allen Warren and Mayor Kevin Johnson

Public comment heard from Robert Layne; passed 1) **Ordinance No. 2013-0038** amending the City's Non-Discrimination and Equality ordinance; and 2) **Ordinance No. 2013-0039** amending the Domestic Partnership Registry ordinance.

**Contact:** Randi Knott, Intergovernmental Relations Officer, (916) 808-5771, Office of the City Manager

### 30. Entertainment and Sports Center Term Sheet Modification

Report# 2013-00931 **Estimated Time: 15 minutes** (Actual Time: 20 minutes)

**Location:** Downtown Plaza, District 4, and Haggin Oaks, District 2

**Issue:** City staff and Sacramento Basketball Holdings, LLC (SBH) have agreed to two substantive changes to the original Entertainment and Sports Center (ESC) preliminary non-binding Term Sheet that was approved by Council on March 26, 2013. The first change involves City ownership of the ESC, which removes the need for a ground lease from SBH. This would allow the City to own both the ESC (arena) and the land. The second major change involves the removal of the Haggin Oaks site at Business 80 from the property transfer list and the replacement of that property with three parcels in the Central City. These include 1401 H Street, 324 K Street, and 921 10th Street.

**Action:** Moved/Seconded: Member Allen Warren /Member Steve Cohn

**Yes:** Members Angelique Ashby, Steve Cohn, Steve Hansen, Bonnie Pannell and Allen Warren

**No:** Member Darrell Fong

**Absent:** Members Kevin McCarty, Jay Schenirer and Mayor Kevin Johnson

Public comment heard from Mac Worthy, Jeff Bradway, and Mike Barnbaum; and passed **Motion No. 2013-0330** agreeing to the modification of the non-binding Term Sheet whereby the City would own the ESC land and replace the Haggin Oaks property on the transfer list with three other City-owned properties at 1401 H Street, 324 K Street, and 921 10th Street.

**Contact:** John Dangberg, Assistant City Manager, (916) 808-5704; Desmond Parrington, ESC Project Manager, (916) 808-5704, Office of the City Manager

### 31. Library Parcel Tax Update and Election Procedures

Report# 2013-00906 **Estimated Time: 45 minutes** (Actual Time: 60 minutes)

**Location:** Citywide

**Issue:** In 2004, more than 70% of Sacramento voters renewed a library parcel tax to facilitate the Sacramento Public Library's ability to deliver quality library services to citizens. In order to stabilize library funding and avoid deep service level cuts, it is necessary to consider updating and extending the parcel tax.

**Action:** Moved/Seconded: Member Angelique Ashby/Member Bonnie Pannell

**Yes:** Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Bonnie Pannell

**Absent:** Members Kevin McCarty, Jay Schenirer, Allen Warren and Mayor Kevin Johnson

Public comment heard from Karen Thomas, Joseph O'Toole, Martin Rosenberg, Lara Lance, Chelsea, Mary Ellen Shay, Mac Worthy, Pauline Grenbeaux; passed **Motion No. 2013-0331** providing direction to the City Manager related to the consideration of updating and extending the Sacramento Public Library parcel tax; received and filed.

**Contact:** Rivkah K. Sass, Library Director, (916) 264-2830, Sacramento Public Library; Leyne Milstein, Director of Finance, (916) 808-8491, Department of Finance; Mark Prestwich, Special Projects Manager, (916) 808-5380, Office of the City Manager

## **Information**

### **32. Notification of Final Map and Subdivision Improvement Agreement Approval - 1813 Capitol Avenue A Condominium Project P07-164**

Report # 2013-00932

**Location:** District 4

**Issue:** Notice to the City Council that a subdivision map is being reviewed for final approval and posting of the notice with the City Council's regular agenda is required by City Code.

**Action:** Received and filed.

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

### **33. Notification of Final Map and Subdivision Improvement Agreement Approval - Curtis Park Village 2B & 3 Phase 1 - P12-026**

Report # 2013-00933

**Location:** District 5

**Issue:** Notice to the City Council that a subdivision map is being reviewed for final approval and posting of the notice with the City Council's regular agenda is required by City Code.

**Action:** Received and filed.

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

## **Council Comments-Ideas, Questions and Meeting/Conference Reports**

- 1. Information Requests – None.**
- 2. Board/Commission Appointments – None.**

**Adjourned** – 8:38 p.m. in memory of William Shaw.

This is to certify that the foregoing is a true and correct copy of the minutes of December 17, 2013 as approved by the Sacramento City Council.

**Shirley Concolino**

Digitally signed by Shirley Concolino  
DN: cn=Shirley Concolino, o=City of Sacramento,  
ou=City Clerk,  
email=sconcolino@cityofsacramento.org, c=US  
Date: 2015.05.22 14:31:02 -0700

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Shirley Concolino, City Clerk