

# COUNCIL COMMITTEE MINUTES

**COMMITTEE NAME:** LAW AND LEGISLATION  
**MEETING DATE:** February 15, 2005  
**MEETING TIME:** 12:30 PM

## ROLL CALL

**Present: Committee Members Hammond (Chair), Cohn, Sheedy, and Waters**

Past Chair, Councilmember Cohn, congratulated Council Member Hammond as the new Chair and stated that he looks forward to another good year.

## **1.0 CONSENT CALENDAR**

### 1.1. Pending Legislation Log

RECOMMENDATION OF STAFF: Approve Log  
COMMITTEE ACTION: Approved Log  
VOTING RECORD: MOVE: **Waters** SEC: **Sheedy**  
AYES: **Hammond, Cohn, Sheedy, Waters**  
NOES: None

## **2.0 STAFF REPORTS**

### **2.1. ORDINANCE AMENDING CHAPTER 13.08 OF THE CITY CODE RELATING TO SEWER AND STORM DRAIN SERVICE SYSTEMS AND ADOPTION OF RESOLUTION TO ESTABLISH COMBINED SYSTEM DEVELOPMENT FEE AMOUNTS**

RECOMMENDATION OF STAFF: Approve and forward to City Council  
COMMITTEE ACTION: Approved recommendations  
VOTING RECORD: MOVE: **Cohn** SEC: **Sheedy**  
AYES: **Hammond, Cohn, Sheedy, Waters**  
NOES: None

Dave Brent Engineering Manager with the Department of Utilities, provided a short background about the history of the system. Mr. Brent stated that the Department is asking the committee to approve the amendments to the sewer ordinance, specifically the combined sewer system development impact fee to formally adopt what has been an interim version of an impact fee that has been in effect since approximately 1994.

To date there are 37 projects that have signed the agreement. Several projects have paid the City money or they mitigate themselves. Letters have been sent to all of the agreement holders. There has been no opposition to the agreement. The team has coordinated efforts with SHRA, the City's infill coordinator, and the City's Economic Development Department, as well as

neighborhood groups specifically Oak Park business partners, and downtown partnerships. In addition the Taxpayers League has reviewed and given a verbal approval.

Committee Member Cohn agreed with the plan, but stated concerns that we be sure that private development is not subsidizing state office development and its impact on the systems, and that the state is paying its fair share.

## 2.2. VEHICLE IMPOUND PROGRAM

RECOMMENDATION OF STAFF: Approve staff recommendation  
COMMITTEE ACTION: Approve staff recommendation and forwarded to City Council  
VOTING RECORD: MOVE: **Sheedy**  
SEC: **Hammond, Cohn, Waters**  
AYES: **Hammond, Cohn, Sheedy, Waters**  
NOES: None

Patti Bisharat presented the distributed report which recommends that the committee support legislation which allows for the impounding of the vehicles of drivers found to be driving under the influence. A bill has been introduced at the state level. This bill is authored by Senator Cox, Senator Torlakson, and Assembly Member Jones. With this pending bill, the report recommends that the attached resolution be forwarded to City Council supporting a pilot program contingent upon the state legislation passing. At that time staff would report back to the committee on the costs for operating this pilot program.

Ms. Bisharat introduced Dr. Owens, head trauma surgeon at Mercy San Juan Hospital. Dr. Owens shared the video *Wake Up, Drunk Driving Kills* that emphasized DUI statistics and impacts. Dr. Owens feels that vehicles involved in DUI incidents should be impounded at the scene as this is what he refers to as the "teachable moment".

Chair Hammond thanked Dr. Owens and feels that it will be easy for the Council to support this legislation.

Committee Member Cohn reiterated full support. He requests that the committee direct the City's Chief to work with the Sheriff, and California Highway Patrol to come forward with any others measures in support.

Committee Member Waters recommends that the video get out to Channel 14. Committee Member Sheedy added to the motion that the recommendation be adopted and to move it to Council for further review, with the video and a recommendation that the Chief be directed to work with other law enforcement agencies.

Dr. Owens iterated his respect to City representatives for their support in moving this forward.

## 2.3. 2004 REPORT OF LEGISLATIVE ACTIVITIES

RECOMMENDATION OF STAFF: Committee Information and Forward to City Council

COMMITTEE ACTION: Information received and forwarded to City Council

Tina Lee-Vogt, Legislative Affairs Analyst shared accomplishments of the Law and Legislation Committee, and the Legislative advocacy group.

## **3.0 CITIZENS ADDRESSING COMMITTEE (MATTERS NOT ON AGENDA)**

**(A two minute time limit is imposed on speakers addressing the Committee under this heading)**

None

## **4.0 COMMITTEE IDEAS AND QUESTIONS**

Chair Hammond asked for a status report on the amendment to Title 10 regarding the taxi zones, code enforcement, Sierra 2 nomination to the Sacramento Register, illegal dumping of vehicles ordinance, and the creation of drug and gun free zones and civil exclusion. Tina Lee-Vogt will report back at the next meeting on these items.

**ADJOURNED:** There being no further business to come before the Law and Legislation Committee, the meeting was adjourned at the hour of 1:15 PM.

Respectfully submitted,

Evelyn Tavis, Committee Secretary

APPROVED:

Lauren Hammond, Chair