

COUNCIL COMMITTEE MINUTES

Concurrent Special Committee Meetings of the Sacramento City Council, Redevelopment Agency of the City of Sacramento, Housing Authority of the City of Sacramento and the Parking Authority of the City of Sacramento.

COMMITTEE NAME: LAW AND LEGISLATION COMMITTEE

MEETING DATE: January 17, 1991

MEETING TIME: 3:00 p.m.

LOCATION: 915 I STREET, 2ND FLOOR, COUNCIL CHAMBER

I HEREBY CALL Special Meetings of the Sacramento City Council, Redevelopment Agency of the City of Sacramento, Housing Authority of the City of Sacramento, and Parking Authority of the City of Sacramento to be conducted concurrently with the Council committee meetings listed below, which are incorporated herein by reference. The Special Meetings are called to permit Members who are not on the listed committees to attend the meetings and participate in the discussions. In the event five (5) or more members of the City Council are present at a Committee meeting, only those items listed on the agenda can be acted on or discussed.

The meeting was called to order at 3:03 p.m. by Chair Lynn Robie.

PRESENT: Committeemembers Robie, Chinn* and Pane.

ABSENT: Committeemember Serna.

*Committeemember Chinn left at 3:20 p.m.

1. **Legislative updated from Ken Emanuels, the City's Legislative Advocate, including the impact of the Governor's proposed budget on the City's finances.**

Recommendation of Staff: File

MINUTES:

Ken Emanuels, the City's Legislative Advocate, passed out a memo regarding the Governor's proposed budget (copy attached). He asked whether the Committee felt there should be a support position from this Committee and the full Council regarding the proposed repeal of state and local sales tax exemptions on candy, newspapers, etc. There was considerable discussion, and Chinn moved to support the repeal of these state and local sales tax exemptions and send letters to the legislators regarding this support. Robie seconded the motion. Pane abstained. [It was agreed later in the meeting to bring this matter before a joint Transportation and Community Development/Budget and Finance Committee meeting first, in response to Pane's concerns.] It was agreed that even though this would probably not pass, the City's support should be on record.

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1. ITEM CONTINUED FROM PREVIOUS PAGE.

Mr. Emanuels informed the Committee that Item 4, the repeal of booking fees, is not proposed, since this is being opposed by the Administration. Apparently, the Administration has already proposed a raise in vehicle license fees, which funds will be used to transfer the financial responsibility of state-mandated health programs to the counties. This means that the League of California Cities' proposal is not very viable.

Regarding Item 5, reallocation of the local sales tax, Mr. Emanuels stated that this issue will be very controversial. He noted that, with reallocation, the City of Sacramento could receive 10% less in sales tax, while unincorporated areas of the state would benefit at the expense of the cities.

*Committeemember Chinn left at 3:20 p.m.

Because Mr. Emanuels told the Committee that this year will be more difficult than last year, Chair Robie asked him whether this Committee should meet more than once a month. Mr. Emanuels said that this was unnecessary; that he could contact the Committee if needed for immediate responses to certain issues.

Chair Robie discussed the fact that she had sent a letter to all department heads regarding their input on legislation they may wish discussed at the Law and Legislation Committee meetings, and that so far no one has come forward.

2. An emergency ordinance suspending issuance of horse-drawn vehicle operating permits, driver's permits and vehicle permits in Old Sacramento.

Recommendation of Staff: Recommend support and forward to Council.

Committee Action: Supported and forwarded to Council.

Voting Record: Moved: Pane
 Seconded: Robie
 Ayes: Pane, Robie
 Absent: Chinn, Serna

MINUTES:

Ken Harris, Parks and Recreation Manager, brought this ordinance before the Committee. He explained that in 1985, Old Sacramento had one wagon and four carriages (of which two operated at a time), and that now there are two wagons and

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2. ITEM CONTINUED FROM PREVIOUS PAGE.

carriages operating at all times. He said that the area is so saturated that a task force is being formed consisting of the staff, members from the SPCA and the UC Davis veterinarian school, and citizens, in order to develop some standards of operation for the safety and welfare of pedestrians, passengers and animals in Old Sacramento. Staff will then come back to the Committee with recommendations and, perhaps, modify the existing ordinance. He said it is hoped that in the future the City can re-test all vendors and operators so that everyone will know the new rules. Chinn moved to support the ordinance suspending issuance of horse-drawn vehicle operating permits, driver's permits and vehicle permits in Old Sacramento, Robie seconded the motion, and it was unanimously supported. The ordinance will now go before the full Council.

3. Assembly Constitutional Amendment 3 (McClintock) amending Section 6 and adding Section 6.5 of Article XIII B of the State Constitution, relating to state-mandated local costs.

Recommendation of Staff:	Recommend support.
Committee Action:	Supported.
Voting Record:	Moved: Pane
	Seconded: Robie
	Ayes: Pane, Robie
	Absent: Chinn, Serna

MINUTES:

Louis Myles, Assistant Revenue Manager, presented this item to the Committee. He explained that currently local government must pay for state-mandated programs, then show proof of the expenditure for reimbursement, and that the state generally pays on a non-consistent basis. For example, he noted that in the past the state has mandated a program, then, after costs had been expended, reclassified the program to "optional." ACA 3 would allow funding to be made available *before* the mandate becomes effective. Chinn moved to support ACA 3, Robie seconded the motion, and it was unanimously supported.

At this time there was discussion regarding the pending matters from the December 1990 Committee meeting. Diane Balter, Deputy City Attorney, noted that Item 1, funding AB 3436 study, has been resolved through the Sacramento Transportation Authority. Regarding Item 4, light bars on trains, Attorney Balter said that correspondence from the railroad to

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Ken Emanuels, the City's Legislative Advocate, suggests that the railroad is already doing something about that, and that Committeemember Chinn, who brought this matter to the Committee, is satisfied. As for Item, 3, granting local governments authority to regulate on-street parking of recreational vehicles, this matter went before the League of California Cities' general conference last year and there are other cities interested in this as well. However, with the financial problems so serious, Attorney Balter wondered whether the City wants to go ahead with something like this and spend more time on it. Chair Robie suggested that perhaps this matter should be put on hold for awhile.

Attorney Balter brought up two new items for consideration by the Committee: (1) prohibition of leaf blowers (generated by Committeemember Pane); and (2) wattage of outdoor security lights on residences (generated by Committeemember Serna). The Committee asked that Item 1 only be brought to the Committee for review. Attorney Balter also noted that next month the Committee would be asked to support pending legislation requiring motorcycle helmets.

The meeting was adjourned at 3:45 p.m.

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LYNN ROBIE, Committee Chair

ATTEST:


JUDY SANDERS, Secretary