

MINUTES

OF THE

SACRAMENTO CITY COUNCIL  
REDEVELOPMENT AGENCY OF THE CITY OF SACRAMENTO  
HOUSING AUTHORITY OF THE CITY OF SACRAMENTO  
ECONOMIC DEVELOPMENT COMMISSION  
PARKING AUTHORITY OF THE CITY OF SACRAMENTO  
SACRAMENTO CITY FINANCING AUTHORITY

REGULAR MEETING

SEPTEMBER 2, 1997

CALL TO ORDER

The Regular meeting of the Sacramento City Council was called to order by Mayor Serna at 7:08 p.m. on the above date in the City council Chamber located at 915 I Street.

ROLL CALL

Present: Council members Cohn, Fargo, Hammond, Kerth, Pannell, Steinberg, Waters, and Yee

Absent: None

PLEDGE OF ALLEGIANCE was led by Mayor Serna

9.0 SPECIAL PRESENTATIONS/GENERAL COMMUNICATIONS

9.1 Presentation by entertainers from the Ringling Brothers and Barnum & Bailey Circus.

Representatives from the Circus presented the City with 500 tickets to "The Greatest Show on Earth".

Mayor Serna thanked the representatives and said the tickets would be distributed to charities benefiting children in each of the City's eight districts.

Sabrina and Satrina Love, representing the V-Team youth, thanked the Circus for the tickets.

9.2 Presentation by the Hispanic Soccer League.

Isidoro Hochman presented the Council with a plaque to thank them for maintaining the City's soccer fields. Mr. Hochman spoke of an upcoming soccer tournament on the 17th and 18th of September, and of his goal to increase the number of soccer leagues in the City.

Mayor Serna and Councilman Steinberg thanked Mr. Hochman for his efforts on behalf of soccer in the City.

10.0 PUBLIC HEARINGS

10.1 Natomas Basin Habitat Conservation Plan; Establishment of the amount of Habitat Conservation Fee. (D-1)

Terry Moore, ~~Special~~ ~~Project~~ ~~Manager~~, said ~~Cour~~ had established the Natomas Basin ~~Habitat~~ Conservation Plan on August 7, 1997 with Ordinance 97-046. This ordinance provided for the creation of a mitigation fee, and directed the Council, by resolution, to set the amount of the fee.

Mr. Moore said staff was recommending adoption of the proposed resolution which set the fee.

John Bohl, representing Coca-Cola Company, thanked the Council for their support of this Plan.

A motion was made by Councilwoman Fargo, seconded by Councilman Pannell to close the hearing and to adopt Resolution 97-508 establishing the fee. The motion carried with a 9-0 roll call vote.

#### RESOLUTION 97-508

#### A RESOLUTION ESTABLISHING THE AMOUNT OF THE HABITAT CONSERVATION FEE

#### 11.0 STAFF REPORTS

None

#### 12.0 SHRA

None

#### 13.0 CITIZENS ADDRESSING COUNCIL AGENCY OR AUTHORITIES BY PERSONAL APPEARANCE OR TELEPHONICALLY ON MATTERS NOT ON THE AGENDA

None

#### 14.0 COUNCIL IDEAS AND QUESTIONS

#### 14.1 Consideration of Resolution Supporting the Goals and Purposes of the Justice for Janitors Campaign [Mayor]

Mayor Serna stated that he had met earlier in the day with labor representatives to discuss last week's K-Street Mall incident. He said that representatives for the labor union and the police department would be meeting to develop a process to deal with this issue.

The following people spoke in support of the "Justice for Janitors" campaign: Mike Garcia, Art Pulaski, Jim Murphy, Rita Hodgkins, Randy Johnese, Richard Estee, Jim Hard, Bob Balgenorth, Catherine Campbell, Annemarie Purdy, Linda Roberts, and Rosa Barragan. They said they were opposed to the large police presence at their rallies, and the manner in which they were treated, when arrested. Several of the speakers stated their right to organize to improve their working conditions and to make Sacramento a union city.

Mayor Serna responded by saying that Sacramento was a union city.

Councilman Kerth requested the City Attorney to respond to one of the speaker's remarks that the City's requirement to obtain a parade permit was not legal.

Sam Jackson, City Attorney, replied that the City could set restrictions on any assembly in order to promote public health, safety and welfare.

Mr. Kerth requested the City Manager to comment on the applications for permits that his office had processed in the past.

Bill Edgar, City Manager, replied that his office had refused numerous permits over the years. He said the City's police department was very experienced in handling large demonstrations.

Mr. Edgar said [redacted] had also met with union repre [redacted]atives earlier in the day, and h [redacted]ome away from the meeting rea [redacted]ing that there were problems on both sides.

Randy Schaffer, representing Somers Building Maintenance Company, said that he was amazed that this issue was before the Council again. He defended his company by saying it paid the highest wages, and that 100% of the employees had health benefits. He added that employees had the right not to join the union, if they so chose.

Mr. Schaffer said he supported an election where employees had the right to vote on whether they wanted a union shop. He urged the City not to vote on this issue.

Mayor Serna offered to act as a mediator for the two groups.

Councilman Waters asked what the problem was, if the Somers company paid higher than union wages, and everyone had medical benefits.

Mr. Schaffer replied that the union organizers were trying to convince the public that it was the janitors who were organizing, when in reality, it was the union representatives who were pushing the issue.

Councilman Yee asked the City Attorney if he had changed his mind about the City's liability in this issue.

Mr. Jackson responded that he had had a problem with the previous resolution that had been introduced in 1995; but, that the current resolution was more generic, and felt if the City were to be sued, its legal staff would prevail.

Councilman Steinberg expressed his opinion about the City's liability in this situation.

Mr. Waters stated that he still had concerns about supporting this resolution. He read into the record a letter from Deputy Chief Powers of the Sacramento Police department, wherein he expressed concern with the "Janitors for Justice" group saying that they had ceased to give the City notice of their assemblies, and had challenged the Police department's authority.

Councilman Pannell asked Mr. Jackson if he was confident with the resolution. Mr. Jackson replied he was fairly confident.

Mr. Pannell asked the Union if they would be using copies of this resolution in their future correspondence, and was told they would not.

Councilman Cohn stated that he would be supporting the resolution.

Mr. Steinberg and Mr. Kerth also said they would be supporting it.

A motion was made by Councilwoman Hammond, seconded by Councilman Kerth to adopt Resolution 97-509 supporting the janitors. Mr. Yee asked for a friendly amendment; Ms. Hammond replied that she could not agree to any more amendments to the resolution. The motion carried with a 7-1 roll call vote, with Councilman Yee abstaining, and Councilman Waters voting no.

#### RESOLUTION 97-509

#### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SACRAMENTO, CALIFORNIA, SUPPORTING SACRAMENTO'S JANITORS

- 14.2 Councilman Waters requested a report back regarding the Revenue Manager's authority to waive 50% of TOT taxes owed to the City.

City Manager Edgar responded that staff felt it would be better to be able to collect 50% of TOT taxes owed in a timely manner. He said he would prepare a report to explain the issue.

15.0 ANNOUNCEMENTS

None

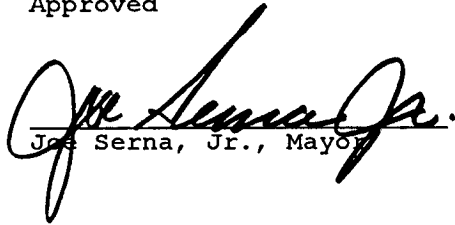
ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned in memory of Ron Greenbaum at 9:15 p.m.

Submitted

  
Valerie A. Burrowes, City Clerk

Approved

  
Jose Serna, Jr., Mayor