

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, District 1
Allen Warren, District 2
Steve Cohn, District 3
Steve Hansen, District 4
Jay Schenirer, Vice Mayor, 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, 1st Floor

Published by the
Office of the City Clerk
(916) 808-5163

Tuesday, February 18, 2014
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 .

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.
 - o 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.
 - o 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.
 - o 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.
 - o 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.
 - o **Matters not on the Agenda.** Two (2) minutes per speaker.
 - o **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.
 - o **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, February 18, 2014

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 Mayor Kevin Johnson at 6:00 p.m. Tuesday, February 18, 2014 at the Sacramento City Hall Council Chamber.

Members Present: Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren and Mayor Kevin Johnson

Pledge of Allegiance– led by Youth at City Council representative Nick Soliz.

Closed Session Report – None

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

- | | |
|----------------------------|----------------------|
| 1. American River Parkway | 4. Oak Park |
| a. Mary Tappel | a. Ron Emslie |
| 2. African American Issues | 5. Condemned Housing |
| a. Mac Worthy | a. Kim Moen |
| 3. Lobbyists | 6. Fluoride |
| a. Nathan Sween | a. Chad Taylor |

Consent Calendar Estimated Time: 5 minutes

Action: Moved/Seconded: Member Angelique Ashby/Member Steve Hansen
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Steve Hansen, Kevin McCarty, Bonnie Pannell, Jay Schenirer, Allen Warren and Mayor Kevin Johnson.

A motion **passed** to adopt the Consent Calendar in one motion except as indicated at each item

1. Annual Weed and Rubbish Abatement Notification

Report # 2014-00123

Location: Citywide

Issue: Pursuant to California Government Code § 39561 et seq., the City provides an annual notice to owners of real property with weed and rubbish issues. This procedure provides that if the respective owners do not abate the nuisances, a City Contractor may abate them at the property owner's expense and include an administrative charge of \$100.00 as set by Council action.

Action: Public comment heard from Matt Read; passed **Resolution No. 2014-0042:**

1) declaring weeds, rubbish, refuse, and dirt to be a public nuisance pursuant to California Government Code § 39561 and City Code Chapter 8.28; 2) declaring that weeds on specified parcels of property are seasonal and recurrent nuisances pursuant to Government Code § 39562.1 and City Code Chapter 8.28, and the description of said parcels are at Exhibit A to the Resolution; 3) authorizing notification be sent to the owners of said real property having any objections to the proposed abatement of said nuisances in the manner prescribed by Government Code §§ 39567 and 39567.1 and Chapter 8.28 of the Sacramento City Code; and 4) setting a public hearing for March 11, 2014 for objections to be heard and given due consideration.

Contact: Robert Rose, Code Enforcement Manager, (916) 808-5947, Community Development Department

2. (Pass for Publication) 23rd Street Rezone (APN: 010-0223-001)

Report # 2014-00124

Location: 2415 23rd Street, District 5

Issue: A request to re-designate 0.07± developed acres from Residential Office (RO) zone to Limited Commercial (C-1) zone. This project requires the review and approval of City Council because the project requires a Rezone.

Action: Reviewed 1) a Resolution determining the project exempt from review under the California Environmental Quality Act; 2) an Ordinance to rezone 0.07 acres from Residential Office (RO) to Limited Commercial (C-1); and 3) passed for publication the Ordinance title as required by Sacramento City Charter 32c to be adopted on February 25, 2014.

Contact: Arwen Wacht, Associate Planner, (916) 808-1964; Stacia Cosgrove, Senior Planner, (916) 808-7110; Community Development Department

3. (Pass for Publication) Sign Relocation Agreement for 2601 Redding Avenue (APN: 015-0033-048)

Report # 2014-00119

Location: District 6

Issue: A request to remove three existing billboards at various locations with a total display area of 1,500 square feet and construct one double-sided, 1,344-square-foot billboard. This project requires the review and approval of City Council because the project requires a General Plan Amendment, Rezone, Billboard Relocation Agreement, Site Plan and Design Review, and Variance.

Action: Reviewed 1) a Resolution determining the project exempt from review under the California Environmental Quality Act; 2) a Resolution amending the General Plan for 0.10 acres from Urban Neighborhood Low Density to Employment Center Low Rise; 3) an Ordinance to rezone 0.10 acres from Residential Mixed Use (RMX-TO) and located in the Transit Overlay to Light Industrial (M-1); 4) a Resolution adopting findings of fact and approving the Sign Relocation Agreement, Site Plan and Design Review, and Variance; and 5) passed for publication the Ordinance title as required by Sacramento City Charter 32c to be adopted on February 25, 2014.

Contact: Evan Compton, Associate Planner, (916) 808-5260; Lindsey Alagozian, Senior Planner, (916) 808-2659, Community Development Department

4. Agreement Addendum: Pre-Construction Services for the Community Center Theater Renovation Project (M17100100)

Report # 2014-00104

Location: District 4

Issue: The supplemental agreement before the Council will expand the current scope to include multiple project options; increase the contract amount of \$87,458 by \$86,900, commensurate with the increased services for a new total of \$174,358; and extend the term to October 30, 2015.

Action: Public comment heard from Mac Worthy; and passed **Motion No. 2014-0033** authorizing the City Manager or his designee to execute Supplemental Agreement No. 4 to City Agreement 2010-0678 with Kitchell CEM, Inc. to expand the current scope to include multiple project options; increase the contract amount of \$87,458 by \$86,900 commensurate with the increased services for a new total of \$174,358; and extend the term to October 30, 2015.

Contact: Tina McCarty, Administrative Officer, (916) 808-8220, Convention, Culture & Leisure

5. Lease Agreement: 4th "R" Child Care Program

Report # 2014-00117

Location: 5735 47th Avenue, District 6

Issue: The Parks and Recreation Department's 4th "R" Child Care Program has been leasing office space since 2002 at the headquarters building of the Sacramento City Unified School District at 5735 47th Avenue. The current lease has expired and the lease has continued on a month-to-month basis and the 4th "R" Child Care Program has negotiated a new five-year lease. The lease may be terminated with six months' notice. Staff recommends that City Council approve and authorize the execution of the new lease through June 30, 2018. No General Fund support is required.

Action: Passed **Motion No. 2014-0034:** 1) authorizing the City Manager or City Manager's designee to execute a five-year lease with Sacramento City Unified School District for office space for the 4th "R" Child Care Program at 5735 47th Avenue in a total amount of \$433,496; and 2) authorizing the City Manager or City Manager's designee to execute such additional documents and to take such additional actions as necessary to implement the lease.

Contact: Elizabeth Anderson, Operations Manager, (916) 808-6076; Alan Tomiyama, Recreation Manager, (916) 808-8958, Department of Parks and Recreation

6. Lease Agreement: Sacramento START Program

Report # 2014-00118

Location: 5735 47th Avenue, District 6

Issue: The Parks and Recreation Department's Sacramento START program has been leasing office space since 2009 at the headquarters building of the Sacramento City Unified School District at 5735 47th Avenue. The current lease has expired and the lease has continued on a month-to-month basis and START has negotiated a new five-year lease. The lease may be terminated with six months' notice. Staff recommends that City Council authorize the execution of the new lease through June 30, 2018. No General Fund support is required.

Action: Public comment heard from Nathan Sween; passed **Motion No. 2014-0035**

1) authorizing the City Manager or City Manager's designee to execute a five-year lease with Sacramento City Unified School District for office space for the Sacramento START (Students Today Achieving Results for Tomorrow) Program at 5735 47th Avenue; and 2) authorizing the City Manager or City Manager's designee to execute such additional documents and to take such additional actions as necessary to implement the lease.

Contact: Elizabeth Anderson, Operations Manager, (916) 808-6076, Alan Tomiyama, Recreation Manager, (916) 808-8958, Department of Parks and Recreation

7. Sustainable Communities Planning Grant and Incentives Program Application

Report # 2014-00131

Location: District 3

Issue: The State of California Strategic Growth Council has issued a Request for Proposals for the third round of the Sustainable Communities Planning Grant and Incentives Program. Applications are due February 28, 2014. Based upon the stated goals of the grant program and City priorities, staff is recommending submittal of a proposal to plan future phases of the Sacramento Intermodal Transportation Facility under the program's focus area "Collaborative Community Planning in Preparation for High-Speed Rail".

Action: Passed **Resolution No. 2014-0043:** 1) directing the City Manager to submit an application for the Sustainable Communities Planning Grant and Incentives Program for planning future phases of the Sacramento Intermodal Facility for an amount up to \$500,000; and 2) authorizing the City Manager to accept the award of grant funding from the State of California Strategic Growth Council following project selection.

Contact: Hinda Chandler, Senior Architect, (916) 808-8422, Department of Public Works

8. Agreement: Grant Funding for Water Meter Installation

Report # 2014-00110

Location: Districts 5 and 6

Issue: The execution of this agreement is necessary to receive grant funding in the amount of \$156,000 for the installation of water meters.

Action: Public comment heard from Mac Worthy and Ron Emslie; passed **Motion No. 2014-0036** 1) a Motion authorizing the City Manager or City Manager's designee to execute an Agreement with the Regional Water Authority (RWA) allocating U.S. Bureau of Reclamation grant funds to the City; and 2) **Resolution No. 2014-0044** authorizing the City Manager or City Manager's designee to take the necessary budget actions.

Contact: Bill Busath, Engineering & Water Resources Manager, (916) 808-1434; Dan Sherry, Supervising Engineer, (916) 808-1419, Department of Utilities

9. Grant Funding for Implementation of City of Sacramento Low Impact Development (LID) Standards at California State University, Sacramento

Report # 2014-00107

Location: Citywide

Issue: Obtain City Council's approval to submit a full proposal for round 2 of the California State Water Resources Control Board Proposition 84 Grant.

Action: Passed **Resolution No. 2014-0045:** 1) authorizing the City Manager or his designee to submit an application for the California State Water Resources Control Board Proposition 84 Grant (Grant), up to the maximum grant amount of \$2.76 million; 2) authorizing the Director of Utilities or his designee to take specified actions in connection with the Grant application; and 3) reviewing the purpose of the application and supporting its submittal.

Contact: Bill Busath, Engineering & Water Resources Manager, (916) 808-1434; Sherill Huun, Supervising Engineer, (916) 808-1455, Department of Utilities

10. (Agreement/Contract for Review and Information) Approval of Increased Agency Loan for the Curtis Park Court Apartments

Report # 2014-00132

Location: District 5

Issue: An increase to an Agency loan to provide construction and permanent financing for the Curtis Park Court Apartments.

Action: Public comment heard from Mac Worthy; reviewed report a) authorizing an additional \$2,200,000 City Home Investment Partnership (HOME) to the existing Sacramento Housing and Redevelopment Agency (Agency) loan commitment for the Curtis Park Court (Project) increasing the total loan commitment amount to \$4,000,000, b) authorizing the Agency to execute a conditional commitment letter and loan documents with Domus Development, LLC, or related entity for \$4,000,000, c) making the related budget amendments, and d) continuing the item to February 25, 2014 for approval.

Contact: Christine Weichert, Assistant Director, Development Finance, (916) 440-1353; Jeree Glasser-Hedrick, Analyst, Department Finance, (916) 449-6247, Sacramento Housing and Redevelopment Agency

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Information Requests

a. Member Steve Hansen

1. Resolution for Council consideration to officially rescind Resolution No.1943-207 regarding Japanese internment

2. Board/Commission Appointments

None.

Adjourned – 6:25 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of February 18, 2014 as approved by the Sacramento City Council.

Digitally signed by Shirley A. Concolino
DN: cn=Shirley A. Concolino, o=City of Sacramento, ou=City Clerk,
email=sconcolino@cityofsacramento.org, c=US
Date: 2014.12.18 17:01:17 -08'00'

Shirley Concolino, City Clerk