

## CITY COUNCIL

Kevin Johnson, Mayor

Angelique Ashby, Mayor Pro Tem, District 1

Allen Warren, Vice Mayor, District 2

Jeff Harris, District 3

Steve Hansen, District 4

Jay Schenirer, District 5

Vacant, District 6

Rick Jennings, II, District 7

Larry Carr, 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  
Public Financing Authority  
Redevelopment Agency  
Successor Agency**

**City Hall-Council Chamber  
915 I Street, 1<sup>st</sup> Floor**

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

**Tuesday, January 20, 2015  
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, January 20, 2015**

**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 Allen Warren at 6:03 p.m. Tuesday, January 20, 2015 at the Sacramento City Hall Council Chamber.

**Members Present:** Angelique Ashby, Larry Carr, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

**Members Absent:** Mayor Kevin Johnson

**Pledge of Allegiance**– led by Councilmember Rick Jennings.

### **Consent Calendar Estimated Time: 5 minutes**

**Action:** Moved/Seconded: Member Jay Schenirer / Member Angelique Ashby

**Yes:** Members Angelique Ashby, Larry Carr, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

**Absent:** Mayor Kevin Johnson

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

#### **1. Approval of City Council Meeting Minutes**

Report # 2015-00048

**Location:** Citywide

**Action:** Passed **Motion No. 2015-0009** approving the City Council Meeting Minutes dated November 6, November 13, November 18, and November 25, 2014; and December 2, December 9, and December 16, 2014.

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

- 2. Amendments to the Agreement for Interim Parking Operations Management and the Arena Parking Management Agreement: Entertainment and Sports Center Project**  
Report # 2015-00043  
**Location:** Downtown Plaza, District 4  
**Action:** Public comment heard from Mac Worthy; passed **Motion No. 2015-0010** authorizing the City Manager or his designee to 1) execute the First Amendment to the Agreement for Interim Parking Operations Management (IPMA) to extend the agreement until no later than September 30, 2016 as well as make other minor changes; and 2) to execute the Second Amendment to Arena Parking Management Agreement (APMA) to extend the time for Sacramento Downtown Arena LLC to elect to implement either a PARCS integrated or matching system for the Downtown Plaza garages.  
**Contact:** Desmond Parrington, ESC Project Manager, (916) 808-5044, Office of the City Manager
- 3. Parking Fund Reimbursement: Entertainment and Sports Center Project (I02000500)**  
Report # 2015-00044  
**Location:** Downtown Plaza, District 4  
**Action:** Passed **Resolution No. 2015-0010** authorizing the City Manager or his designee to transfer the remaining \$560,000 of Parking Fund (Fund 6004) expenditure budget within the Downtown ESC Project (I02000500), back to the Parking Fund (Fund 6004) fund balance.  
**Contact:** Desmond Parrington, ESC Project Manager, (916) 808-5044, Office of the City Manager
- 4. Third Amendment to the Entertainment and Sports Center Property Conveyance Agreement and Joint Escrow Instructions: Entertainment and Sports Center Project**  
Report # 2015-00045  
**Location:** Downtown Plaza, District 4  
**Action:** Passed **Motion No. 2015-0011** authorizing the City Manager or his designee to execute the Third Amendment to the Property Conveyance Agreement and Joint Escrow Instructions to transfer two of the City properties to SG Downtown LLC, a Sacramento Basketball Holdings LLC affiliate.  
**Contact:** Desmond Parrington, ESC Project Manager, (916) 808-5044, Office of the City Manager
- 5. Contract: Citywide Records Storage Services (Two-Thirds Vote Required)**  
Report # 2015-00034  
**Location:** Citywide  
**Action:** Public comment heard from Tim Boyd; passed **Resolution No. 2015-0011:** 1) suspending competitive bidding in the best interests of the City for the purchase of citywide records storage services; 2) awarding a contract to Iron Mountain Information Management, LLC for citywide records storage services with an initial one-year term with options for four one-year extensions in a total amount not-to-exceed \$550,000; and 3) authorizing the City Manager or the City Manager's designee to execute the contract specified above and to exercise the renewal options, provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).  
**Contact:** Chris Aguilar, Administrative Technician, (916) 808-5746; Craig Lymus, Procurement Manager, (916) 808-5524, Department of Finance

**6. Cooperative Purchase Agreement: Replacement Claw Loaders**

Report # 2015-00030

**Location:** Citywide

**Action:** Passed **Motion No. 2015-0012:** 1) approving the use of the California Multiple Award Schedule (CMAS) cooperative purchase agreement with Pape Machinery, Inc. (Contract No. 4-08-23-0022A) for the purchase of nine replacement claw loaders in an amount not to exceed \$978,932; 2) authorizing the City Manager or the City Manager's designee to execute the purchase specified above.

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

**7. Contract and Purchase: North Natomas Regional Park Phase 5B – Farmer's Market and Parking (L19140200)**

Report # 2015-00026

**Location:** District 1

**Action:** Passed **Motion No. 2015-0013:** 1) approving the contract plans and specifications for the North Natomas Regional Park Phase 5B-Farmer's Market and Parking (L19140200) project; (2) awarding the contract to B & M Builders, Inc. for improvements to the park in an amount not to exceed \$920,299; 3) authorizing the City Manager, or City Manager's designee, to execute the contract with B & M Builders for the North Natomas Regional Park Phase 5B-Farmer's Market and Parking (L19140200) project; 5) approving the use of the cooperative purchase contract between the National Joint Powers Alliance and Poligon® by PorterCorp (Contract No. 081910-PPC) for the purchase of shade canopies for North Natomas Regional Park (L19140200); and 6) authorizing the City Manager, or City Manager's designee, to execute the purchase of shade canopies from PorterCorp c/o All About Play in an amount not to exceed \$218,684.

**Contact:** C. Gary Hyden, Supervising Landscape Architect, (916) 808-1949, Department of Parks and Recreation

**8. Fiscal Year 2014 State Homeland Security Grant Program (SHSGP) Investigations Training**

Report # 2015-00033

**Location:** Citywide

**Action:** Public comment heard from Independence Taylor and Mac Worthy; passed **Resolution No. 2015-0012** authorizing the City Manager, or the City Manager's designee, to: 1) accept \$9,960 in State Homeland Security Grant Program (SHSGP) funding from the Federal Emergency Management Agency (FEMA) via the County of Sacramento Office of Emergency Services (SacOES); 2) establish an operating grant (G11013400); and 3) establish the necessary operating grant expense and revenue budgets in an amount no to exceed \$9,960.

**Contact:** Dennis Joy, Police Lieutenant, Homeland Security, (916) 808-4532, Police Department

**9. Acceptance of Fiscal Year 2013/2014 Measure A Construction Interest Allocation**

Report # 2015-00023

**Location:** Citywide

**Action:** Passed **Resolution No. 2015- 0013 as amended:** 1) accepting the FY 2013/2014 Measure A Construction interest allocation of \$55,964; and 2) directing staff to submit the FY 2014/2015 Measure A Construction interest allocation funding plan to Sacramento Transportation Authority (STA).

**Contact:** Lucinda Willcox, Program Manager, (916) 808-5052; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**10. Administrative Matter: Initiate Formation Proceedings and Submit Property Owner Advisory Question for the Sacramento Streetcar Community Facilities District No. 2015-01**

Report # 2015-00100

**Location:** District 4

**Action:** Moved/Seconded: Member Jay Schenirer / Member Angelique Ashby

**Yes:** Members Angelique Ashby, Larry Carr, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

**Absent:** Mayor Kevin Johnson

**Abstain:** Member Steve Hansen (recused)

Passed 1) **Motion No. 2015-0015** to submit an advisory question to the property owners within the boundaries of the proposed CFD and set a time and place for public opening of the responses; 2) **Resolution No. 2015-0014** of intention to establish the CFD, levy a special tax, approve the boundary map, and set the public hearing date for February 24, 2015; and 3) **Resolution No. 2015-0015** declaring the necessity to incur bonded indebtedness.

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**Action:** Moved/Seconded: Member Jay Schenirer /Member Angelique Ashby

**Yes:** Members Angelique Ashby, Larry Carr, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

**Absent:** Mayor Kevin Johnson

**Abstain:** Member Steve Hansen (recused)

Passed **Motion No. 2015-0014** to reconsider Consent Calendar vote.

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**Action:** Moved/Seconded: Member Jay Schenirer /Member Angelique Ashby

**Yes:** Members Angelique Ashby, Larry Carr, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

**Absent:** Mayor Kevin Johnson

Passed 1) a Motion to submit an advisory question to the property owners within the boundaries of the proposed CFD and set a time and place for public opening of the responses; 2) a Resolution of intention to establish the CFD, levy a special tax, approve the boundary map, and set the public hearing date for February 24, 2015; and 3) a Resolution declaring the necessity to incur bonded indebtedness.

**Contact:** Sheri Smith, Program Specialist, (916) 808-7204; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

### **Public Hearings**

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

#### **11. The Creamery Community Facilities District No. 2014-08 Public Hearing and Resolution of Formation** (Noticed 01/08/2015)

Report # 2015-00001      **Estimated Time: 5 minutes** (Actual Time: 2 minutes)

**Location:** District 4

**Action:**      Moved/Seconded: Member Jay Schenirer / Member Angelique Ashby

**Yes:**          Members Angelique Ashby, Larry Carr, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

**Absent:**      Mayor Kevin Johnson

**Abstain:**    Member Steve Hansen (recused)

Conducted a public hearing and upon conclusion passed **Resolution No. 2015-0016** establishing The Creamery Community Facilities District No. 2014-08, providing for Levy of Special Tax, and calling for a Special Election on January 26, 2015.

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

#### **12. Parkebridge Maintenance Community Facilities District No. 2014-07 Public Hearing and Resolution of Formation** (Noticed 01/08/2015)

Report # 2015-00027      **Estimated Time: 5 minutes** (Actual Time: 2 minutes)

**Location:** District 3

**Action:**      Moved/Seconded: Member Jay Schenirer / Member Steve Hansen

**Yes:**          Members Angelique Ashby, Larry Carr, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

**Absent:**      Mayor Kevin Johnson

Conducted a public hearing and upon conclusion passed **Resolution No. 2015-0017** establishing the Parkebridge Maintenance Community Facilities District No. 2014-07, providing for Levy of Special Tax, and calling for a Special Election on January 27, 2015.

**Contact:** Sheri Smith, Program Specialist, (916) 808-7204; Mark Griffin, Program Manager, (916) 808-8788, Department of Finance

## Discussion Calendar

Discussion calendar items include an oral presentation including those recommending “receive and file”.

### 13. **City Council Resolution Opposing the Proposed Sphere of Influence Amendment for Sacramento Metropolitan Fire District**

Report # 2015-00087 **Estimated Time: 15 minutes** (Actual Time: 9 minutes)

**Location:** Unincorporated portion of the Natomas Basin within Sacramento County adjacent to District 1

**Action:** Moved/Seconded: Member Angelique Ashby / Member Rick Jennings

**Yes:** Members Angelique Ashby, Larry Carr, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren

**Absent:** Mayor Kevin Johnson

Public comment heard from Mac Worthy; passed **Resolution No. 2015-0018:** 1) opposing a Sphere of Influence Amendment for Sacramento Metropolitan Fire District to amend the District’s Sphere of Influence to include the Natomas area; and 2) direct the City Manager to forward this action on behalf of the Mayor and City Council to the Local Agency Formation Commission by no later than January 23, 2015.

**Contact:** Walt W. White, Fire Chief, (916) 808-1601, Fire Department

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

1. Cesar Chavez Restrooms
  - a. William Spirit
  - b. Dane Palmes
2. Janitorial Contract
  - a. Yeimi Lopez
  - b. Theodros Gashaw
  - c. Bertha Larios
3. Police Conduct
  - a. Teresa Sale
  - b. Emily Power
  - c. Lorraine Brown
  - d. Independence Taylor
  - e. Karewn Kataesarod
  - f. Michelle Ann
4. Nestle Water
  - a. Wes Elliott
  - b. David Andre
  - c. Tim Boyd
  - d. DeAun Tollefson
  - e. Delphine Brody
- f. James Clark
- g. Tyler Houghton
- h. Andy Conn
- i. Bob Saunders
5. Homelessness
  - a. James Clark
  - b. Rory Castillo
  - c. Armando Flores
  - d. Claire White
6. Body Options Inc
  - a. Nissim Lanyadoo
  - b. Joel Valasco
7. Jobs
  - a. Mac Worthy
8. Cheesecake business
  - a. Lambert Davis
9. Misc.
  - a. Laura Rubalcaba
10. Martin Luther King March
  - a. Ronnie Guice



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

### 1. Information Requests

#### a. Member Schenirer

1. Requested City Clerk to bring forward a Resolution Declaring Sacramento as a Honey Bee Haven.

### 2. Board/Commission Appointments

#### a. Utility Rate Advisory Committee

1. April Butcher
2. Brian Biering
3. Carolyn Veal-Hunter

**Adjourned** – 7:35 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of January 20, 2015 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: 2015.02.04 15:58:08 -08'00' ✓

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Shirley Concolino, City Clerk