

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

March 17, 1998

CALL TO ORDER

The Regular Meeting of the Sacramento City Council was called to order by Mayor Serna at 2:04 p.m. on the above date in the City Council Chamber located at 915 I Street.

ROLL CALL

**Present:** Councilmembers Cohn, Fargo, Hammond, Kerth, Waters, Steinberg, Yee and Mayor Serna

**Absent:** None

1.0 **CONSENT CALENDAR** (Items 1.1 through 1.11) except Item 1.10

A motion was made by Councilmember Waters, seconded by Councilmember Cohn, to waive the reading and adopt the Consent Calendar, Items 1.1 through 1.11, except Item 1.10 which was pulled for separate consideration. The motion carried with an 8-0 vote.

Public Review Items - Informational Only

None

Sacramento Housing and Redevelopment

None

City Council

- 1.1 Ordinance amending Title 58 (Contracts-Public Projects) of the Sacramento City Code relating to bid protests hearing officers. (D-All)

---

Passed for publication of title and continued to March 31, 1998.

- 1.2 Ordinance adding a subsection to Section 2-G to the Comprehensive Zoning Ordinance of the City of Sacramento (Ordinance No. 2550, Fourth Series, as amended) relating to Community Serving uses on Sacramento Housing and Redevelopment Agency (SHRA) owned property. (M97-037) (D-All)

---

Passed for publication of title and continued to March 31, 1998.

- 1.3 Clarification of the City's policy relative to the construction of Elkhorn Boulevard. (D-1)
- 

Adopted Resolution 98-084.

RESOLUTION NO. 98-084

A RESOLUTION CLARIFYING CITY POLICY  
RELATIVE TO THE CONSTRUCTION OF ELKHORN  
BOULEVARD

- 1.4 Ordinance adding Chapter 62.02 to Title 62 (Municipal Elections) of the Sacramento City Code, relating to Campaign Contributions Limitations. (D-All)
- 

Passed for publication of title and continued to March 24, 1998, 7:00 p.m.

- 1.5 Ordinance amending Section 9.01.073(e), and renumbering subsections (f) and (g) to (g) and (h), and adding a new Section 9.01.073(f) to the Sacramento City Code (Building Code) to permit the deposit of proceeds of the major street construction tax into area-specific funds. (D-All)
- 

Passed for publication of title and continued to March 31, 1998.

- 1.6 2nd Avenue Realignment and Traffic Signal Project (PN:TA21) located on 2nd Avenue between Stockton Boulevard and 45th Street - approve plans and specifications, approve funding and cooperative agreement with the University of California Regents in the amount of \$734,262.32, appropriation of fund in the amount of \$255,316, and award contract to Biondi Paving in the amount of \$915,958.70. (D-5)
- 

Adopted Resolution 98-085 approving Agreement 98-010 and awarding Contract 98-027.

RESOLUTION NO. 98-085

RESOLUTION APPROVING AN AGREEMENT WITH THE  
UNIVERSITY OF CALIFORNIA REGENTS AND  
APPROPRIATION OF FUNDS FOR THE 2<sup>ND</sup> AVENUE  
REALIGNMENT AND TRAFFIC SIGNAL PROJECT  
(PN:TA21)

- 1.7 Sacramento City Employees' Retirement System (SCERS) Annual Financial Report Fiscal Year 1996-97. (D-All)
- 

For Council information; received and filed.

- 1.8 Appointment of the following to the Design Review and Preservation Board, effective April 1, 1998: Steven A. Goldstein (Incumbent-Central City Property Development); Bob McCabe (Licensed Architect); John M. Packowski (Incumbent-Architectural History). (Nominations made on 03/10/98)
- 

Confirmed nominations.

- 1.9 Progress report on Social Service Siting Policies and Implementing Legislation. (D-All) (Con't from 03/10/98, item 1.16)
- 

For Council information; received and filed.

- 1.10 Informational report on Transportation /Air Quality Forum. (D-All)
- 

BACKGROUND:

The County of Sacramento has facilitated several meetings for the purpose of discussing the concept of a transportation forum process. A County of Sacramento Board of Supervisors' staff report on the subject is attached (see Exhibit A, staff report). The County's staff report has been jointly signed by the City and Regional Transit. The item is scheduled for the Board of Supervisors' March 17, 1998 agenda as an informational report back. The item is scheduled for the Regional Transit Board on March 16, 1998, an information item.

Prior to committing to a countywide transportation forum, the City will need to consider staffing and funding needed for this forum process. The City will not be able to consider a definitive funding commitment until after the June 1998 elections.

Councilmember Cohn advised that this discussion was held last night with the Regional Transit Board, and will return to Council. Mr. Cohn commented that the Sacramento County representatives were pushing hard, but it is necessary to examine how funding sources will be done. Council will also need to be apprized of an actual work plan, beyond the actual dollar amounts that we might put into such a Forum. Mr. Cohn urged looking into ways of better utilizing staff to participate in this program. Efforts will be made to work with the Energy Commission on a possible PVEA or other type of grant for the modeling. Mr. Cohn urged that every possible funding source be examined.

A motion was made by Councilmember Cohn, seconded by Councilmember Hammond, to receive and file.

Councilmember Yee advised that one item that was approved was the SCERS annual financial report. Mr. Yee congratulated the City Treasurer's Office on its good management of the SCERS system, noting that the fund was underfunded 20 years ago, during which time an \$8 million per year supplement was needed from the General Fund. There is now a surplus, due to Mr. Friery's good fund management.

Mayor Serna commented that staff was doing very well with the investments.

The motion to receive and file carried with an 8-0 roll call vote.

- 1.11 Sump 2 Improvements Project (PN:XM24), located at 3500 Riverside Boulevard - award contract to Kiewit Pacific Company in the amount of \$31,918,000. (D-4)
- 

Adopted Resolution 98-086 awarding Contract 98-028.

RESOLUTION NO. 98-086

RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY CLERK TO SIGN AND EXECUTE A CONTRACT WITH KIEWIT PACIFIC COMPANY FOR THE SUMP 2 IMPROVEMENTS PROJECT (PN:XM24) FOR AN AMOUNT NOT TO EXCEED \$31,918,000

\* \* \* \* \*

2.0 SPECIAL PRESENTATIONS/GENERAL COMMUNICATIONS

None

\* \* \* \* \*

3.0 PUBLIC HEARINGS

None

\* \* \* \* \*

4.0 STAFF REPORTS

- 4.1 Northeast Area Transportation Study (NEATS) (PH:TS01) - approval of consultant services agreement with CH2M Hill in the amount of \$450,000 and appropriation of funds in the amount of \$150,000. (D-1,2,3)

---

Tim Mar, Funding and Priorities Specialist, presented the report.

The NEATS is an area wide study that will identify, prioritize, and develop implementation and funding strategies for transportation projects that will improve access and circulation within the study area. Other goals and deliverables of the NEATS are included as Attachments A & B. The study area is bordered by I-5, West El Camino Avenue, Capitol City Freeway, and J Street (see Attachment C, staff report). A community Stakeholder Working Group (SWG) consisting of twenty-four (24) people representing various business, community, neighborhood, and regulatory agencies has been established to assist in completing the study in fifteen (15) months (see Attachment D for SWG roster, staff report).

Using overhead charts , Mr. Mar addressed the following issues:

Why do we need this study?

- \* Too many interrelated transportation improvement projects
- \* Numerous competing stakeholder interests
- \* Not enough money to do all proposed projects

What will this study accomplish?

- \* Identify most important area transportation projects
- \* Prepare/update Feasibility Studies
- \* Evaluate project alternatives and interrelationships
- \* Prioritize projects
- \* Develop implementation and funding strategies
- \* Achieve area wide support for one united plan to solve area's transportation problems

Mr. Mar advised that for this study, staff established a Stakeholder Working Group consisting of community, business, and public agency representatives. The Stakeholder Working Group will nominate and identify projects and develop criteria to evaluate those projects.

Councilmember Kerth referred to Attachment D and asked whether the Stakeholder Working Group was closed? Mr. Mar advised that it was. Mr. Kerth wanted to

add one member from the Woodlake Improvement Club and one from Neighbors Aware, in the Noralto area, which is also included in the project boundaries. Mr. Kerth felt that agreement concerning priorities would be hard to reach if these two representatives were omitted. Looking at the Northgate connection to Route 160 and a possible Northgate connection to Commerce Circle. Mr. Kerth commented that there may be a way to blend Del Paso Boulevard off-ramps, Northgate on-ramps, and the light rail connection. Mr. Mar responded that staff would look at combinations of projects in this study.

Mr. Kerth stressed the need to consider neighborhood traffic impacts. There would probably be traffic improvements as a result of this study, but groups concerns must be heard. Mr. Mar advised that the intent of the study is to identify big problems, big projects. Mr. Kerth reiterated that he was concerned about the side effects of large projects; he felt potential impacts should be considered initially, not after the fact.

Councilmember Fargo observed that some people on the list are not in the neighborhood study area. Mr. Mar explained that they were included because the impacts don't end at the boundaries.

Ms. Fargo noted that there are 5 or 6 representatives from north of the river; she felt that the outcome would be prejudged by those who were chosen. Ms. Fargo agreed with Mr. Kerth that the approach of the study should be to include those who were affected. Ms. Fargo asked whether staff would look at the possibility of raising Northgate without widening it; her concern was that along both North Del Paso and Northgate there are many pedestrians, that there is a need for safe walking options and a pathway away from the traffic.

Mr. Mar asked Ms. Fargo to clarify: did she mean that she wanted to raise Northgate sidewalks and gutters? Ms. Fargo responded that she wanted to see safe pathways there, not necessarily sidewalks. She stressed that staff needed to consider an option other than widening, adding that with the Arden Garden Connector, we may see less traffic on Northgate. Ms. Fargo asked Mr. Mar to explain what we are paying for?

Mr. Mar advised that staff is not certain that we have all projects and areas identified that are to be considered. Ms. Fargo asked what we would be getting in the way of consultant services for our money? Mr. Mar responded that the study will identify the most important area transportation projects, will provide more accurate data, and prepare an updated feasibility study. The study will identify and prioritize projects which will be screened and ranked, and help determine which ones will not receive further consideration. Dollars will be leveraged, and in addition, for funding, we will get engineering-level plans, more accurate cost estimates, and the results will feed into project study reports which SACOG requires for funding. Ms. Fargo asked whether a cost breakdown of the consultant's services would be provided, would be all for staffing, or would there be computer modeling? Mr. Mar responded that there is an element of computer modeling, an element of community involvement, an element of funding prioritization and implementation, and an element of pulling the effort into a final report.

Councilmember Cohn inquired as to the time length of the study? Mr. Cohn expressed frustration regarding transportation cycles; he asked whether it would be possible to complete the study in less than 15 months? Mr. Cohn felt that the study might not be complete in time for the next funding cycle. Mr. Mar responded that staff would have the complete priority list in January, 1999, ready for the next STIP cycle and ISTEAF funding. Mr. Cohn asked whether the schedule allowed for slippages? Mr. Mar replied that it did; he advised that the consultant would be doing a lot of work that would be done in a PSR.

Mr. Cohn observed that other jurisdictions, for example Folsom, have hired State lobbyists; he asked if we should consider doing that, since it seems successful.

City Manager Edgar commented that with GIS Master Plans, we try to be ready to go, prioritize, and look at the interrelationships of projects. Mr. Cohn commented that our staff are more part of the technical aspect than the political. Mr. Edgar agreed that once the Master Plan and 30% feasibility studies are done, we could consider using a lobbyist, adding that it was a good idea. Mr. Cohn felt we could benefit if the opportunities were identified early.

Mr. Cohn asked whether part of the staff analysis would examine pros and cons of how projects will tie-in with transit and alternate transportation? Mr. Mar replied that was being considered.

Councilmember Kerth asked which projects on the list currently have PSRs completed? Mr. Mar responded that the Northgate Blvd/Rte. 160 feasibility study was done; Richard/Bannon Street conflict, no work has been done on that; 7<sup>th</sup> Street/ Norway Extension, nothing has been done; Northgate Blvd. widening and all-weatherization, the feasibility study has been done; Garden Highway Widening, the feasibility study; Richards Boulevard Extension, the feasibility study; Exposition Boulevard Extension, Phase II, the PSR; Evergreen Street Extension, no study; Commerce Circle Extension, no study; Richards Blvd. widening, N. 7<sup>th</sup> -N.12th, plans are already designed for that project; Richards Blvd/I-5 ramps, a PSR has been done, but may now be outdated.

Mr. Kerth established with Mr. Mar that enough work would be done in order for Council to make an intelligent choice, that staff would identify which ones would fall or be screened from the list, then it would be prioritized. Mr. Kerth asked how much additional work would be needed for the PSRs, to which Mr. Mar responded that he was uncertain. Mr. Kerth established with Mr. Mar that this fee would be for time and materials. Mr. Kerth commented that this was another study, yet nothing has been completed as yet. Mr. Mar advised that this one is different, in that it will lead to a project or projects. Mr. Kerth commented that the time was too long to get projects ready to go; he noted that there was an ISTEA cycle coming this fall, and asked what would be about ready? Mr. Mar advised that the North 7<sup>th</sup> Street Extension is being studied. Mr. Kerth inquired as to what would happen if UP says it can't build? Mr. Mar stated that the grade separation could be done at the Main Line. Mr. Kerth expressed doubts about that strategy, noting that the money was tied up; he added that Union Pacific (UP) is different than Southern Pacific (SP), commenting that they are not motivated. Mr. Mar that there are projects in SEAT that have been identified as Phase 1,2,3 potentials. Mr. Kerth stressed that we must get projects ready for this fall's ISTEA funds; he commented that we are losing 2 of 3 cycles during study time.

Regarding the Exposition Boulevard Interchange at Rte. 160, Mr. Kerth discussed removing the Royal Oaks overcrossing, asking whether the Canterbury overcrossing would also be removed? He established with Mr. Mar that this could be combined into one overcrossing.

Councilmember Hammond discussed the Transportation Management Study for the South area, specifically Broadway/Mack Road, the river to 65<sup>th</sup> Street, Freeport/ Sutterville, 12<sup>th</sup> Avenue and Franklin Boulevard. Ms. Hammond advised that she had discussed this with Mike Kashiwagi, Director, Public Works; she wanted ISTEA or Measure A funds for the South area, too.

Councilmember Steinberg found it important to have a consultant study, but agreed that it may be too long, at 15 months. The Southeast Study has narrowed the list of projects, both technically and concerning funding. Mr. Steinberg stressed the need to prioritize in order to present to the body.

He added that the south area is in better shape than it was a year ago, but to reduce the 15 months would help.

Councilmember Yee advised that he sits on the Board; he asked whether we have more projects ready to go other than on the STIP list? Mr. Mar replied that we did, adding that we must reexamine the numbers to see if we can submit the project, if it is a high enough priority. Mr. Yee asked if we needed plans ready to go to bid for STIP funding? Mr. Mar explained that the PSR level must be done for STIP funding. Mr. Yee commented that he didn't want to lose out on the next STIP funding cycle; he asked if some were ready? Mr. Mar replied that there were, that those projects could be submitted that have already been identified as high priority. Mr. Yee wanted staff to have more projects ready than there is funding available in case there would be a surplus STIP which could be applied immediately.

Councilmember Fargo observed that the staff report map did not include the I-5/J Street off ramps, the improvement we wanted to do for the Downtown area. Mayor Serna interjected that it should go at least to O Street, farther south. Ms. Fargo felt that Richards Blvd./Rte. 160 should be improved. Since this current map doesn't include the area north of El Camino, she urged that the next group of people be composed of people who are actually in the real NEAT area.

A motion was made by Councilmember Cohn to adopt Resolution 98-087 approving Agreement 98-011, with the direction to staff to extend the scope of portions of Downtown, to include Q and R Streets.

Councilmember Fargo expressed concerns that some of these projects end up competing with each other, if not included in the plan.

Mr. Cohn added that staff is to work to get projects ready as soon as possible for funding opportunities that become available, and staff is to look into having a State lobbyist.

Mayor Serna asked whether there was a study re: anything south of J Street? Mr. Mar responded that was part of the Central City Strategic Plan; he was unsure regarding moving along on that. Mayor Serna noted that the reason he was looking at O Street was the desire to someday cap over I-5. It is long term, but it needs to at least be raised as a consideration, since it takes so long for projects to get through the necessary stages to completion. The Mayor asked if we could modify that portion? It would have to go from Capitol Tower south to the O Street Bridge. Mr. Kerth questioned whether this would require another study, adding that there were many existing studies. Mayor Serna asked if there were any relevant to this; Mr. Mar replied there were not.

Councilmember Kerth seconded the motion made by Councilmember Cohn.

Mayor Serna stressed that a strong policy was needed from the City Council, so as to direct staff regarding the projects and priorities; he agreed that more projects are needed. The Mayor wanted a workshop on transportation issues.

The motion to adopt Resolution 98-087 approving Agreement 98-011 carried with an 8-0 roll call vote.

RESOLUTION NO. 98-087

NORTHEAST AREA TRANSPORTATION STUDY (NEATS)  
(PN:TS01) - APPROVAL OF CONSULTANT SERVICES  
AGREEMENT WITH CH2M HILL AND APPROPRIATION  
OF FUNDS

- 4.2 AR Zone Regulations: Review of draft ordinance amending Sections 9.26.1002, 9.26.1004, 9.26.1005 and 9.27 (Building Code) of the City Code, relating to Floodplain Management Regulations and draft map designating developed areas of the City of Sacramento. (D-All)
- 

Gary Reents, Division Manager, Engineering Services, presented the report.

Mr. Reents advised that the definition of "developed area" as it appeared in the Council's original packet has been changed to include the whole area within the City limits.

BACKGROUND:

On January 5, 1998, FEMA issued notice to the City that it will re-map certain portions of the City into a flood zone with a designation of AR. The definition of AR Zone is as follows:

"An area of special flood hazard that results from the decertification of a previously accredited flood protection system that is determined to be in the process of being restored to provide a 100-year or greater level of flood protection."

The primary impacts of the AR zone will be:

- \* All new development will be required to elevate three feet above adjacent grade or in the case of commercial development, flood proof to three feet.
- \* Flood insurance rates will increase for properties not insured prior to July 6, 1998.

Once notified of map changes, a participating local agency has a period of six months to develop and submit to FEMA for its approval a set of local floodplain regulations and a map designating developed areas. The City must have in place an approved floodplain ordinance on July 6, 1998.

The attached amendments to the City's floodplain management ordinances and map are in response to FEMA's adoption of the AR Zone regulations on October 27, 1997. The proposed ordinance revisions will comply with FEMA's regulations on the AR Zone, which will become effective on the City's Federal Insurance Rate Maps (FIRMS) on July 6, 1998.

Staff reviewed the proposed FIRMS issued by FEMA on January 5, 1998. A number of significant inaccuracies were noted on the maps, and FEMA was informed of them in a letter on February 13, 1998. Although staff is proceeding with changes to the City Code in accordance with the AR regulations, staff will continue to pursue the outstanding map issues with FEMA.

On April 27, 1993, the City Council approved a resolution requesting FEMA to designate portions of the City of Sacramento as an AR Zone on FIRMS. Failure to do so could have resulted in a much more restrictive flood zone designation (AE Zone). The AE Zone has much higher elevation requirements than AR Zone and would have prevented development in most of the present A99 Zone areas.

Mr. Reents advised that the Natomas area and parts of North Sacramento would be designated as an "X" zone, not part of the AR zone at all.

Mayor Serna asked what the consequences would be if we do not designate these areas as developed? Mr. Reents replied if an area were not



designated as developed, and it was subject to the AR, new structures in that area would have to be elevated above the base flood elevation (as much as 3-15 feet) vs. a developed area within the AR, which would only have to be elevated 3 feet. Mr. Reents added that if we do not call it "developed", that area would have to be raised considerably. Mayor Serna wanted to see development occur in the Delta Shores area in South Sacramento.

Councilmember Cohn asked whether Mr. Reents felt that we have a strong argument under AR requirements to say the entire City is developed area. Mr. Reents concurred. Mr. Cohn questioned how the 20-acre threshold fits in? (Reference page 2 of the Ordinance). Mr. Reents explained that 75% of the parcels have structures and are within urbanized area and the area immediately adjacent to that having buildings; 25% of the parcels do not have to have structures.

David Brent, Supervising Engineer, advised that it is actually 83%, using the GIS system. Mr. Brent added that the definition is long, that staff had zeroed-in on that portion that says "a primarily urbanized area over 20 acres, which is the city, in which 75% of the lots, tracts, or parcels are built upon". Mr. Cohn asked what is the difference of the 20 acre site then, what if there is a site that is less than 20 acres? Mr. Brent responded that the significance of the 20 acres is that that is what FEMA is defining as primarily urbanized area greater than 20 acres, in other words, a city. Mr. Brent referred to page 2 of the Ordinance, subsection c: A subdivision that is a minimum of 20 contiguous acres that has obtained all necessary government approvals, provided that the actual "start of construction" of structures has occurred on at least 10 percent of the lots or remaining lots of a subdivision or 10 percent of the maximum building coverage or remaining building coverage allowed for single lot subdivision at the time the designation is adopted and construction of structures is underway. Residential subdivisions must meet the density criteria in 9.26.1002 Definition, "Developed Area" paragraph a.3.

Mr. Reents commented that according to FEMA stipulations, if the area is less than 20 contiguous acres, one set of conditions apply; if greater than 20 contiguous acres, then the other conditions apply.

Mr. Cohn established with Mr. Reents that a project like Sutter Commons or Metro Square at 27<sup>th</sup> and H Streets would be considered developed as well. Mr. Cohn asked whether the sites for the transfer stations were all out of the floodplain, to which Gary Stonehouse responded that he did not believe they were all located out of the floodplain, that some were in it and some were out.

Councilmember Yee noted that some residents in District 4 appear to be out of the AR Zone; he asked whether a larger map was available? Mr. Reents advised that staff was working on that and a FEMA map. Mr. Brent added that by Tuesday that will be connected to the database. Residents may call 264-5061 for floodplain information.

Mayor Serna asked why North Natomas is designated as a developed area if not in the AR Zone? Mr. Reents responded that staff had not received a letter from FEMA saying North Natomas will be an X Zone; all were submitted in the meantime until confirmation is received.

Mayor Serna established with Mr. Reents that FEMA was to certify the levees for North Natomas and North Sacramento, that the letter from FEMA to that effect was on the way.

Councilmember Fargo advised that the Army Corps of Engineers had certified the levees, that we are waiting for FEMA's response. Ms. Fargo asked whether it was necessary for Council to approve the resolution today, since a Workshop is planned for next Tuesday? Mr. Reents advised that the ordinance must be in place and effective by July 6, 1998, that the time is tight.

Ms. Fargo commented that we can call North Natomas undeveloped for now, with plans to be developed. If it is a logic to include the whole city, that is agreeable to her.

Mr. Reents outlined 2 options:

- 1) to apply the definition as FEMA wrote it; or
- 2) we could show North Natomas on the map as an X Zone; they have not actually said it will be an X Zone.

Ms. Fargo suggested that the map could be marked as a north area pending X Zone FEMA designation. Mayor Serna added that we could remind on the map that North Natomas has certified levees. Mr. Reents agreed that could be added to the map if the Council so desires.

City Manager Edgar commented that the Council was not approving anything today, that this was just a resolution that allows us to submit to FEMA; they can respond. Mayor Serna and Mr. Reents advised that the Workshop next week will cover the entire AR Zone.

Councilmember Kerth commented that it seemed that the interpretation of the term "development" according to FEMA could be questioned. Mr. Reents advised that FEMA would return if it does not meet with their interpretation. Mayor Serna commented that staff presented a proposal which helps the City under the definition FEMA provided.

A motion was made by Councilmember Fargo, seconded by Councilmember Kerth, to adopt Resolution 98-088. The motion carried with an 8-0 vote.

RESOLUTION NO. 98-088

RESOLUTION AUTHORIZING CITY STAFF TO SEND THE DRAFT ORDINANCE AMENDING SECTIONS 9.26.1002, 9.26.1004, 9.26.1005, AND 9.27 OF THE CITY CODE, RELATING TO FLOODPLAIN MANAGEMENT REGULATIONS AND DRAFT MAP DESIGNATING DEVELOPED AREAS OF THE CITY OF SACRAMENTO TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR REVIEW

\*\*\*\*\*

5.0 SHRA

None

\*\*\*\*\*

6.0 CITIZENS ADDRESSING COUNCIL (MATTERS NOT ON AGENDA)

6.1 Don Brown, a local 6th Grade teacher, (D-6), and former Board Member of WEAVE, protested KOVR's rescheduling of the Jerry Springer Show from its original late-night time slot to its present on-air time of 4:00 p.m. Mr. Brown believed the content of the show to be unsuitable programming for young children; he urged the community and the City Council to join in his efforts to petition KOVR to return the show to its original late night air time.

Mayor Serna commented that he had received much mail concerning this issue, asking KOVR to reschedule at the 11:00 p.m. to 12:00 a.m. time. The Mayor advised that he was drafting his own response to KOVR about the show.

Councilmember Steinberg expressed his thanks to Mr. Brown, along with his support. Mr. Steinberg stressed the need for more after-school activities for children to enrich lives. Concerning KOVR, Mr. Steinberg commented that the station must realize that they have a responsibility to consider the community; he approved of the later time slot. Mr. Steinberg agreed to work with Mr. Brown to draft a resolution, adding that this was not a First Amendment issue.

\* \* \* \* \*

7.0 COUNCIL IDEAS AND QUESTIONS

NONE

\* \* \* \* \*

8.0 RECESSED INTO CLOSED SESSION AT 3:30 P.M.

8.1 Pursuant to Government Code Section 54956.9(a) for the following matters of pending litigation:

- A. State of California and all Political Subdivisions thereof, ex rel. Patrick Stull vs. Bank of America etc., et al, San Francisco Superior Court Case No. 968484
- B. Jessica Hymore vs. City of Sacramento et al., Case No. CIV-S-97-1049 WBS/GGH
- C. Rebecca "Becky" Halstead vs City of Sacramento et al., Superior Court Case No. 97AS03869
- D. Rosie Myrick vs. City of Sacramento et al., CIV-S-97-1322 LKK/GGH
- E. Claim of Lynette Ramirez, WCAB# SAC 0251578
- F. Barbara Sarro vs City of Sacramento, Claim #3597-494
- G. Linda Kercheval et al., vs City of Sacramento, Claim #3597-557

8.2 Pursuant to Government Code Section 54956.9© for matters pertaining to intervening in pending litigation:

- A. United States House of Representatives Washington, D.C. 20515 vs United States Department of Commerce, et al United States District Court, District of Columbia 1:98 CV00456
- B. Matthew Glavin et al., vs William J. Clinton, United States Department of Commerce et al. United States District Court, Eastern District of Virginia (case number unknown)

\* \* \* \* \*

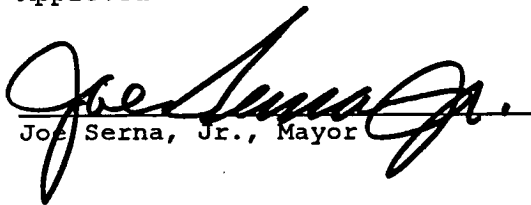
**ADJOURNMENT**

There being no further business to come before the City Council, the meeting was adjourned at 4:15 p.m.

Submitted

  
Valerie A. Burrowes, City Clerk

Approved

  
Joe Serna, Jr., Mayor