

COUNCIL COMMITTEE MINUTES

3. ITEM CONTINUED FROM PREVIOUS PAGE.

MINUTES:

Ken Emanuels, the City's Legislative Advocate, discussed the Legislature's recent hearing concerning the application of local land use regulations to Alcoholic Beverage Control licensees. He said he has heard the Legislature will not hold a second hearing which had been planned. Additional legislative activity may not occur until there is some resolution of the lawsuit filed by the alcohol retailers against the City of Oakland. Mr. Emanuels said he would send some information on the suit to the City Attorney's office. Fargo stated she doesn't want to see the City lose its ability to require special permits, and asked if there has been any other litigation on this subject.

Dawn Holm, Assistant City Planner, stated that there had been litigation in Los Angeles and that L.A. lost based on the fact that they tried to regulate single can sales on all special permits. She explained that the City's ordinance looks at each application on its own merits, as there are particular problems in particular areas.

4. An ordinance authorizing the City Council to set fees for emergency ambulance services provided by the City of Sacramento Fire Department.

RECOMMENDATION OF STAFF: Support and forward to Council.

COMMITTEE ACTION: Supported and forwarded to Council.

VOTING RECORD: Moved: Ortiz
Seconded: Fargo
Ayes: Ortiz and Fargo
Absent: Pane and Pannell

MINUTES:

Rick Martinez, Fire Division Chief, explained that this ordinance is a companion piece to action taken by the Council on September 7th relating to establishment of emergency ambulance services by the City of Sacramento Fire Department. Ortiz moved to support the ordinance and forward it to full Council; Fargo seconded the motion; Pane and Pannell were absent.

5. Authorization for Participation by City staff in upcoming legislative activities relating to emergency medical services (ambulance service).

RECOMMENDATION OF STAFF: Support and forward to Council.

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5. ITEM CONTINUED FROM PREVIOUS PAGE.

COMMITTEE ACTION: Supported and forwarded to Council.

VOTING RECORD: Moved: Ortiz
Seconded: Fargo
Ayes: Ortiz and Fargo
Absent: Pane and Pannell

MINUTES:

Rick Martinez, Fire Division Chief, presented this item to the Committee. He explained that this would allow the City Attorney's office and the Fire Chief to deal with legislative matters regarding ambulance services. He said it is expected that there will be a continued onslaught of legislation threatening the City's ability to regulate its own ambulance service. Chair Fargo said it was a good practice to come to the Committee in advance to get this type of authorization. Ortiz moved to authorize the Division Fire Chief and the City Attorney's office to participate in upcoming legislative activity relating to ambulance service; Fargo seconded the motion; Pane and Pannell were absent.

6. Legislative update by Ken Emanuels, the City's Legislative Advocate.

RECOMMENDATION OF STAFF: File.

MINUTES:

Ken Emanuels, the City's Legislative Advocate, pointed out that the Legislature adjourned in September, and that six bills were signed relating directly to the City of Sacramento. Ortiz asked about the Kopp bill amending the Brown Act. Deputy City Attorney Diane Balter said it and two other bills amending the Brown Act will take effect on April 1, 1994, and that she is reviewing those bills and will prepare an information report for the Committee before April 1st.

Chair Fargo asked about the library bill, and why it was vetoed. Mr. Emanuels said the Governor's veto was fairly explicit; he thinks the Governor said this was a tax and not an assessment, and therefore not a benefit to real property. Mr. Emanuels said he would ask the bill's sponsors if they would try again.

Mr. Emanuels then said there were three bills coming up next year of great importance to the City. The first was the Business Improvement District Act. Chair Fargo said she would let the Sacramento Downtown Association know they can contact Ken Emanuels about this issue. The second issue is the liquor store land use regulation issue; and the third issue is the matter

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6. ITEM CONTINUED FROM PREVIOUS PAGE.

of the City providing ambulance service. Ortiz asked whether it would be enough for cities to aggressively oppose the effort to deny cities land use authority over liquor stores, or would it be better to have an alternative proactive bill that would expand the City's ability to regulate liquor stores (i.e, a constitutional amendment). Mr. Emanuels said it would be very helpful to have a proactive proposal. There was some discussion, and it was suggested that the Committee might hold a discussion meeting to develop the City's position and proposals on this subject.

Mr. Emanuels said that he would come back to this Committee to present a set of priorities for the 1994 legislative session.

The meeting was adjourned at 12:50 a.m.


HEATHER FARGO, Chair

ATTEST:

JUDY SANDERS, Secretary