

**LAW AND LEGISLATION/BUDGET AND FINANCE
COMMITTEE MINUTES**

Thursday, March 12, 1987
LOCATION: City Council Chambers
915 I Street, Second Floor
Sacramento, California

The meeting was called to order at the hour of 3:08 p.m. by Law and Legislation Committee Chairperson Terry Kastanis, and roll was answered as follows:

PRESENT: Committee Members Shore, Kastanis, Bradley, Serna and Smallman.

ABSENT: Committee Members Pope* and Chinn.

*Committee Member Pope arrived at 3:10 p.m.

1. Ordinance amending Article I of Chapter 58 of the Sacramento City Code relating to competitive bidding requirements on public projects.

RECOMMENDATION OF STAFF: RECOMMEND APPROVAL AND FORWARD TO COUNCIL.

REPORTS BACK: NONE

COMMITTEE ACTION: CONTINUED FOR 30 DAYS

MINUTES:

Bill Carnazzo, Deputy City Attorney, was present to give the staff report on this matter.

Councilman Serna stated he felt this item should be continued for at least 30 days, due to the fact that the Housing and Redevelopment Agency, mentioned in this proposed ordinance, had not been given the opportunity to review this matter, and that in all fairness they should be given the opportunity to report back to the Committees relating to private development projects. After some discussion, it was agreed that this item would be reviewed today and continued for 30 days to allow SHRA to present their report.

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COMMITTEE ACTION SHEET

1. CONTINUED FROM PREVIOUS PAGE

*Councilman Pope arrived at 3:10 p.m.

Tom Finley of the Engineering Division, discussed his views on this proposed ordinance.

Tina Thomas, an attorney representing the Association of Plumbing and Heating Contractors, stated she would like an opportunity to sit down and talk to various agencies to discuss what can be done about the fact that local contractors do not have the opportunity to bid.

Andy Anderson of the Association of Plumbing and Heating Contractors expressed his concern over the Regency project. When it was time to bid for this project, no one in the City got a chance to bid on it.

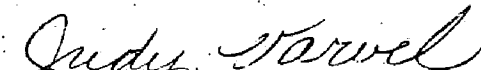
After discussion, it was agreed to continue this item for 30 days. The meeting was adjourned at 4:10 p.m.

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TERRY KASTANIS, CHAIR
Law and Legislation Committee

ATTEST:


JUDY VARVEL, SECRETARY

LAW AND LEGISLATION COMMITTEE MINUTES

Thursday, March 12, 1987
LOCATION: City Council Chambers
915 I Street, Second Floor
Sacramento, California

The meeting was called to order at the hour of 4:10 p.m. by Chairman Terry Kastanis, and roll was answered as follows:

PRESENT: Committee Members Shore, Kastanis, Bradley, Pope

1. AB 318 (Cortese) relating to capital facilities fees.

RECOMMENDATION OF STAFF: RECOMMEND SUPPORT
REPORTS BACK: NONE
COMMITTEE ACTION: RECOMMENDED SUPPORT
VOTING RECORD: MOVE: SHORE; SECONDED: POPE
AYES: UNANIMOUS

MINUTES:

Roberta Larson of the Planning Department was present to discuss this bill. She passed out an update on AB 318 (copy attached).

A motion was made by Councilman Shore to support staff recommendation; seconded by Councilman Pope. The motion was carried as noted above.

2. SB 269 (Kopp) relating to toxic chemical discharges.

RECOMMENDATION OF STAFF: RECOMMEND OPPOSITION
REPORTS BACK: NONE
COMMITTEE ACTION: RECOMMENDED OPPOSITION
VOTING RECORD: MOVE: SHORE; SECONDED: BRADLEY
AYES: SHORE, KASTANIS, BRADLEY
NOES: POPE

MINUTES:

Reggie Young, Deputy Director of Public Works, stated that this bill would have grave adverse effects on the City if passed.

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COMMITTEE ACTION SHEET

2. CONTINUED FROM PREVIOUS PAGE

Councilman Pope inquired as to the logic of excluding the City from that legislation and requiring private companies such as Sierra Springs and others to comply. Reggie Young agreed that it was not necessarily logical.

After considerable discussion, Councilman Shore moved to oppose SB 269; Councilman Bradley seconded. The motion was carried as noted above.

3. Ordinance amending Section 25.150 of Chapter 25 of the Sacramento City Code relating to parking of vehicles on private property.

RECOMMENDATION OF STAFF: RECOMMEND ENACTMENT AND FORWARD TO COUNCIL.

REPORTS BACK: NONE

COMMITTEE ACTION: RECOMMENDED ENACTMENT ON EMERGENCY BASIS.

VOTING RECORD: MOVE: BRADLEY; SECONDED: POPE
AYES: UNANIMOUS

MINUTES:

Tom Long of Code Enforcement explained that this proposed ordinance would provide for a citation-type process for parking violators, recorded against the vehicle's registered owner, and that a \$13.00 fine would be imposed. Councilman Kastanis asked whether vehicle owners would be cited when parked for sale on unimproved surfaces. Mr. Long said that this was true.

A motion was made by Councilman Bradley, and seconded by Councilman Pope, to approve this ordinance. The motion was carried as noted above.

Councilman Shore requested that this ordinance be passed as an emergency ordinance. It was noted that an emergency ordinance could be effective in approximately two weeks, whereas a regular ordinance would take about six weeks. It was agreed that this ordinance should be amended to add the emergency clause.

Councilman Bradley amended his earlier motion to include the emergency clause. Councilman Pope seconded the amended motion, and it was carried as noted above.

COMMITTEE ACTION SHEET

4. Ordinance amending City Code Section 27.70 regarding control of park use during certain hours.

RECOMMENDATION OF STAFF: RECOMMEND APPROVAL AND FORWARD TO COUNCIL.

REPORTS BACK: NONE

COMMITTEE ACTION: RECOMMENDED ENACTMENT ON EMERGENCY BASIS.

VOTING RECORD: MOVE: POPE; SECONDED: SHORE
AYES: UNANIMOUS

MINUTES:

Erling Linggi of Community Services was present to discuss this proposed ordinance. Councilman Shore asked about the status of park rangers. Mr. Linggi explained that there are now two rangers working six hours per day.

Doc Wisham, Assistant City Manager, explained that this ordinance will provide flexibility to police officers to decide which parks will have curfews, depending on the situation at any given time at any given park. The ordinance will allow closure of certain parks from sundown to sunup, and the parks affected could change from season to season. Councilman Pope said he thought there already were park curfews in effect. Doc Wisham explained that there are curfews in effect, but that this ordinance would be more restrictive.

A motion was made by Councilman Pope, and seconded by Councilman Shore, to approve this ordinance, amending it to be an emergency ordinance. The motion was carried as noted above.

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5. Ordinance relating to transportation of animals in unenclosed vehicles.

RECOMMENDATION OF STAFF: PRESENTED FOR REVIEW AT REQUEST OF CHAIRMAN KASTANIS.

REPORTS BACK: NONE

COMMITTEE ACTION: CONTINUED UNTIL RESULTS ARE KNOWN FROM COUNTY ACTION

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COMMITTEE ACTION SHEET

5. CONTINUED FROM PREVIOUS PAGE

MINUTES:

Diane Balter, Deputy City Attorney, was present to discuss this issue. She stated that the County Board of Supervisors has not acted on their ordinance yet, and requested that we continue this matter to the next meeting until County's results are known.

Councilman Kastanis said he has received a number of letters regarding this matter, and agrees that we should wait to hear what happens with the County. He stated that the Police Department would have a hard time enforcing this type of violation.

Doc Wisham explained that there is a statewide move to require that animals be enclosed for transportation purposes, but that each time this is brought to play, the CHP says there's no significant problem and is not a priority for enforcement. He said the SPCA is for this type of law, but that the police and CHP oppose it, saying that it's just another law that will receive low priority and isn't that much of a problem. Doc Wisham feels that we would be wise to wait and coordinate with the County, due to the City's strict boundaries for enforcement.

It was agreed to continue this matter until it is known what happens with the County.

6. Agency position and resolution regarding state legislative issues.

RECOMMENDATION OF STAFF:

RECOMMEND APPROVAL AND FORWARD TO COUNCIL; RECOMMEND LETTER TO STATE OF CALIFORNIA

REPORTS BACK:

NONE

COMMITTEE ACTION:

RECOMMENDED APPROVAL

VOTING RECORD:

MOVED: SHORE; SECONDED: POPE
AYES: UNANIMOUS

MINUTES:

Kurt Findeisen of Sacramento Housing and Redevelopment Agency was present to discuss this item. Councilman Shore asked if there is any legislation for the homeless issue, specifically relating to state funding of programs for the mentally ill. Mr. Findeisen

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COMMITTEE ACTION SHEET

6. CONTINUED FROM PREVIOUS PAGE

stated that there is nothing specifically on this issue in legislative form at this time. Councilman Shore asked that the need for programs for the mentally ill be committed to State officials.

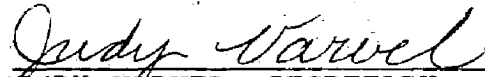
A motion was made by Committee member Dave Shore, and seconded by Committee member Doug Pope, to approve this resolution. The motion was carried as noted above.

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TERRY KASTANIS, CHAIR
Law and Legislation Committee

ATTEST:



JUDY VARVEL, SECRETARY



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DEPARTMENT OF
PUBLIC WORKS

OFFICE OF THE DIRECTOR

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MELVIN H. JOHNSON
DIRECTOR
LESLIE M. FRINK
DEPUTY DIRECTOR
REGINALD YOUNG
DEPUTY DIRECTOR

March 12, 1987

TO: Honorable Members
Law and Legislative Committee

FROM: Roberta Larson *RL* Administrative Assistant II

SUBJECT: UPDATE ON AB 318 (CORTESE) RE CAPITAL FACILITIES FEES

Assembly Bill 318 was approved by the Assembly Local Government Committee Wednesday on an 8-0 vote. In supporting the measure, Committee members stressed equity and fairness issues as well as the need to return to the "status quo" that existed prior to the Supreme Court's ruling in the San Marcos decision.

SUPPORT

California Association of Sanitation Agencies
Contra Costa Water District
County Supervisors Association of California (CSAC)
California Building Industry Association
Association of California Water Agencies
California Municipal Utilities Association
League of California Cities
City of Los Angeles
City of Fairfield
California Chamber of Commerce
Monterey Peninsula Water District

OPPOSITION

San Diego County Office of Education
University of California
Los Angeles Unified School District
California State University
Los Angeles Community College District
Office of the Chancellor, California Community Colleges