



City of Sacramento City Council

915 I Street, Sacramento, CA, 95814
www.CityofSacramento.org

Meeting Date: 2/8/2011

Report Type: Consent

Title: Minutes Approval: January 4, 6, 11 and 18, 2011

Report ID: 2011-00150

Location: Citywide

Recommendation: Approve City Council, Financing Authority, Housing Authority and Redevelopment Agency minutes for January 4, 2011; January 6, 2011; January 11, 2011; and January 18, 2011.

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

Presenter: None

Department: City Clerk

Division: City Clerk

Dept ID: 04001011

Attachments:

- 1-Description/Analysis
- 2-Draft Minutes 01-04-2011
- 3-Draft Minutes 01-06-2011
- 4-Draft Minutes 01-11-2011
- 5-Draft Minutes 01-18-2011

City Attorney Review

Approved as to Form
Matthew Ruyak
2/1/2011 6:50:43 PM

Approvals/Acknowledgements

Department Director or Designee: Dawn Bullwinkel - 1/31/2011 11:30:11 AM

Assistant City Manager: Patti Bisharat - 1/31/2011 5:48:26 PM

Description/Analysis

Issue: After each Council meeting the City Clerk composes the DRAFT minutes noting the action taken by the legislative body. Those DRAFT minutes are presented to the Councilmembers for their approval.

Policy Considerations: It is industry best practice for the legislative body to approve the minutes for each meeting.

Environmental Considerations: Not applicable.

Sustainability: Not Applicable

Commission/Committee Action: Not Applicable

Rationale for Recommendation: The minutes need approval by the legislative body in order to become a permanent record of the meeting actions.

Financial Considerations: Not Applicable.

Emerging Small Business Development (ESBD): Not applicable.



**Meetings of Sacramento
City Council
Financing Authority
Housing Authority
Redevelopment Agency**

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Jay Schenirer, District 5
Kevin McCarty, District 6
Darrell Fong, District 7
Bonnie Pannell, District 8

DRAFT Minutes

Tuesday, January 4, 2011

6:00 P.M.

City Hall-915 I Street, 1st Floor Council Chamber

Published by the Office of the City Clerk (916) 808-7200

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
Gus Vina, Interim City Manager
Russ Fehr, City Treasurer

NOTICE TO THE PUBLIC

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DRAFT Minutes

Tuesday, January 4, 2011

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 6:09 p.m. Tuesday, January 4, 1022 at the Sacramento City Hall Council Chamber.

Members Present: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.

Pledge of Allegiance—led by Morgan Parker

Special Presentations/General Communications

- a. **Recognition of Edison Hicks, Integrated Waste General Manager**
Action: Resolution presented by Marty Hanneman, Director, Department of Utilities
- b. **Recognizing Michael Minnick for Youth at Council Program**
Action: Certificate of Appreciation presented by Erika Green, People Reaching Out

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

1. Crime
 - a. Henry Harry
2. Safeguard and Homelessness
 - a. Tracie Rice-Bailey
3. Citizen Auditor
 - a. Bill Grant

Consent Calendar (Items 1 - 9) **Estimated Time: 2 minutes**

Action: Moved/Seconded: Member Kevin McCarty/Member Steve Cohn

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.

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

1. **(City Council/Financing Authority/Housing Authority/Redevelopment Agency) Approval of Minutes for December 7, 2010 and December 14, 2010**

Location: (Citywide)

Action: Approved the City Council, Financing Authority, Housing Authority, and Redevelopment Agency Minutes for December 7, 2010 and December 14, 2010.

Contact: Shirley Concolino, City Clerk (916) 808-7200, Office of the City Clerk.

2. **Confirmation of Board and Commission Appointments**

Report ID #: 2011-00007

Location: Citywide

Action: Confirmed board/commission appointments: 1) 65th Street Redevelopment Advisory Committee – David Diepenbrock (category B-1) and Cynthia Collins (category B-2); 2) Capitol Area Development Authority – Kristan L. Otto; 3) Community Racial Profiling Commission – Francine Tournour (category B), Danette ‘Dee’ Brown and Josh J. Cadji (at-large); 4) Utilities Rate Advisory Commission – William S. Harriman (category B); and 5) Sacramento Environmental Commission – Andrea K. Leisy and Jason McCoy.

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Office of the City Clerk.

3. **Council Rules of Procedure (CRP)**

Report ID #: 2011-00006

Location: Citywide

Action: **Continued to January 11, 2011** to adopt a Resolution approving the Council Rules of Procedure modifying the Board and Commission vacancy announcement process.

Contact: Citywide

4. **(Pass for Publication) Amendment of Shovel Ready Investment Protection Ordinance (M10-020)**

Report ID #: 2011-00008

Location: Citywide

Action: 1) Reviewed an amended Ordinance pertaining to three year extension of certain land use entitlements and building permits; and 2) passed for publication the ordinance titles as required by Sacramento City Charter 32c to be adopted January 11, 2011.

Contact: Sandra Yope, Senior Planner, (916) 808-7158; David Kwong, Planning Manager, (916) 808-2691; Ron O'Connor, Operations Manager, (916) 808-8183, Community Development Department.

5. **Agreement: Cardiovascular Fitness Equipment [2/3 Vote Required]**

Location: Citywide

Action: Adopted **Resolution No. 2011-002 as amended** 1) rejecting all bids submitted under Bid No. B112552004 for the purchase of cardiovascular fitness equipment; 2) suspending competitive bidding in the best interests of the City for the purchase of Precor AMT 100i cardiovascular fitness equipment; and 3) awarding a commodities agreement to Advantage Fitness Products for the purchase of Precor AMT 100i cardiovascular equipment in an amount not to exceed \$157,000.

Contact: Kim E. Iannucci, Assistant Chief,(916) 216-0305, Fire Department.

6. **Administrative Matter: Amending Resolution No. 2009-752**

Location: Citywide

Action: Adopted **Resolution No. 2011-003** amending Resolution 2009-752 to 1) establish a new operating grant for the Each One Reach One Street Outreach Program (G19001101); 2) to establish a \$63,900 revenue and expenditure budget within the operating grant fund (fund 2702).

Contact: Lori Harder, Support Services Manager, (916) 808-5172, Denise Curl, Administrative Analyst, (916) 808-6204, Department of Parks and Recreation.

7. **Cooperative Agreement: Del Paso Road and Interstate 5 Traffic Signalization Project (S15084900)**

Report ID #: 2011-00002

Location: District 1

Action: Adopted **Resolution No. 2011-004** 1) approving a Cooperative Agreement with Caltrans in the amount of \$150,000; 2) appropriating funds in the amount of \$150,000; 3) authorizing and directing the City Manager to execute Change Order No. 1 in the amount of \$125,798 with Desilva Gates Construction, LP; 4) resetting the City Manager's administrative authority for the Del Paso Road and Interstate 5 Traffic Signalization Project (S15084900)

Contact: Faramarz Ansari, Associate Civil Engineer, (916) 808-1166, Department of Transportation.

8. **Railyards Proposition 1C Grant Agreement Assignment: 5th Street Extension Project (To Be Delivered)**

Report ID #: 2011-00003

Location: Railyards (District 1)

Action: **Withdrawn** to adopt a Resolution 1) affirming approval of the agreement and General Release of Claims with the State Department of Housing and Community Development (HCD), S. Thomas Enterprises of Sacramento, LLC ("Thomas"), I.A. Sacramento Rail, L.L.C. ("Inland Rail") and IA Sacramento Development, L.L.C. ("Inland Development"), and Affirming Approval of the Contractor Release and Hold Harmless Agreements with Kimley-Horn and Associates, MCM Construction, Inc., Quincy Engineering, Inc., Teichert Construction, TKW Consulting, and Vali Cooper & Associates, Inc. to allow for payment of Transit Oriented Development (TOD) grant funds for work performed for the 5th Street Extension Project (T15029050); 2) Ratifying the Letter Agreement with HCD and Inland Rail; 3) Terminating the Assignment and Assumption Agreement for the TOD Contract between City and

Thomas (City Agreement 2009-0905); 4) Approving the Amendment to Standard Agreement and the Disbursement Agreement (City Agreement No. 2009-0904, the "TOD Contract") with HCD and Inland Development for the Railyards TOD grant; and 5) Approving the TOD Grant Assignment and Assumption Agreement with Inland Development to provide funding for completion of the 5th Street Extension Project and assumption of the obligations to develop TOD housing or repay the TOD Grant as required under the TOD Contract.

Contact: Fran Halbakken, Operations Manager, (916) 808-7194, Department of Transportation.

**9. Memorandum of Understanding: Stormwater Ordinance Compliance Inspections
Report ID #: 2011-00001**

Location: Citywide

Action: Adopted **Resolution No. 2011-006** authorizing the City Manager to sign a Memorandum of Understanding with Sacramento County for the Sacramento County Environmental Management Department (EMD) to continue to perform stormwater ordinance compliance inspections at industrial and commercial facilities in the City.

Contact: Bill Busath, Engineering Manager, (916) 808-1443; Sherill Huun, Senior Engineer, (916) 808-1455, Department of Utilities.

Discussion Calendar (Item 10 and 11)

Discussion Calendar items include an oral presentation including those recommending "receive and file".

**10. Estimated Time: 05 minutes
Vice-Mayor Selection for Calendar Year 2011
Report ID #: 2011-00005**

Location: Citywide

Action: Selected **Bonnie Pannell** as Vice-Mayor for the year 2011 who will assume her duties with the first meeting in January.

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

**11. Estimated Time: 20 minutes
Railyard Update from Inland [Oral Report]**

Location: Railyards (District 1)

Action: Received and filed.

Contact: John Dangberg, Assistant City Manager, (916) 808-1222, Office of the City Manager.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

a. Member Jay Schenirer

1. Agendize a Resolution recognizing/supporting the efforts of the Youth Peace Committee who are organizing a Peace week with high schools in the area.

2. Board/Commission Appointments

a. Crocker Art Museum

1. Mayor Kevin Johnson
2. Member Jay Schenirer -Alternate

b. Downtown/Riverfront Streetcar Policy Steering Committee

1. Member Angelique Ashby
2. Member Steve Cohn
3. Member Schenirer-Alternate

c. Downtown Sac. Revitalization Corporation

1. Member Angelique Ashby
2. Member Jay Schenirer

d. Downtown Sacramento Partnership

1. Mayor Kevin Johnson
2. Member Angelique Ashby

e. Freeport Regional Water Authority

1. Member Bonnie Pannell

f. Historic Old Sacramento Foundation

1. Member Angelique Ashby

g. Mayor's and Board Chair Forum (MBCF)

1. Mayor Kevin Johnson

h. MBCF Core Group (subcommittee)

1. Mayor Kevin Johnson
2. Member Bonnie Pannell

i. Regional Human Rights / Fair Housing Commission

1. Mayor Kevin Johnson-Alternate
2. Member Bonnie Pannell-Alternate
3. Member Sandy Sheedy
4. Member Robert King Fong
5. Member Angelique Ashby-Alternate
6. Member Jay Schenirer
7. Member Steve Cohn-Alternate
8. Member Kevin McCarty
9. Darrell Fong

j. Regional Water Authority

1. Member Robert King Fong

k. Sac. Area Commerce Trade Organization (SACTO)

1. Mayor Kevin Johnson
2. Member Jay Schenirer-Alternate

- l. Sac. Area Council of Governments (SACOG)**
 - 1. Mayor Kevin Johnson
 - 2. Member Steve Cohn
 - 3. Member Kevin McCarty-Alternate
- m. Sac. Area Flood Control Agency (SAFCA)**
 - 1. Mayor Kevin Johnson
 - 2. Member Angelique Ashby
 - 3. Member Steve Cohn
 - 4. Member Sandy Sheedy-Alternate
 - 5. Member Darrell Fong-Alternate
 - 6. Member Bonnie Pannell-Alternate
- n. Sac. City Financing Authority**
 - 1. Mayor Kevin Johnson
 - 2. Member Bonnie Pannell
- o. Sac. County Disaster Commission**
 - 1. Member Sandy Sheedy
 - 2. Member Darrell Fong -Alternate
- p. Sac. Employment & Training Agency (SETA)**
 - 1. Member Jay Schenirer
 - 2. Member Bonnie Pannell
- q. Sac. Groundwater Authority**
 - 1. Member Bonnie Pannell
 - 2. Member Sandy Sheedy-Alternate
- r. Sac. Local Agency Formation Commission (LAFCO)**
 - 1. Member Steve Cohn
 - 2. Member Robert King Fong-Alternate
- s. Sac. Metro Air Quality Mgmt District (SMAQMD)**
 - 1. Member Sandy Sheedy
 - 2. Member Steve Cohn
 - 3. Member Robert King Fong
 - 4. Member Jay Schenirer
- t. Sac. Metropolitan Cable Commission**
 - 1. Member Sandy Sheedy
 - 2. Member Kevin McCarty
 - 3. Member Darrell Fong
 - 4. Member Bonnie Pannell-Alternate
- u. Sac. Mutual Housing Association**
 - 1. Member Kevin McCarty
- v. Sac. Public Library Authority**
 - 1. Member Angelique Ashby
 - 2. Member Sandy Sheedy
 - 3. Member Kevin McCarty
 - 4. Member Darrell Fong
 - 5. Member Bonnie Pannell
 - 6. Member Robert King Fong-Alternate
- w. Sac. Regional Arts Financing Authority (SRAFFA)**
 - 1. Member Robert King Fong
 - 2. Member Jay Schenirer
 - 3. Member Kevin McCarty
 - 4. Member Steve Cohn-Alternate

- x. Sac. Regional County Solid Waste Authority**
 - 1. Member Sandy Sheedy
 - 2. Member Robert King Fong
 - 3. Member Darrell Fong
- y. Sac. Regional County Sanitation District (SRCSD)**
 - 1. Member Steve Cohn
 - 2. Member Robert King Fong
 - 3. Member Kevin McCarty
 - 4. Member Darrell Fong
 - 5. Member Bonnie Pannell
 - 6. Mayor Kevin Johnson -Alternate
 - 7. Member Angelique Ashby-Alternate
 - 8. Member Sandy Sheedy-Alternate
 - 9. Member Jay Schenirer-Alternate
- z. Sac. Area Sewer District Board (formerly CSD-1)**
 - 1. Member Robert King Fong
 - 2. Member Bonnie Pannell-Alternate
- aa. Sac. Regional Transit (RT)**
 - 1. Member Angelique Ashby
 - 2. Member Steve Cohn
 - 3. Member Darrell Fong
 - 4. Member Bonnie Pannell
- bb. Sac. Transportation Authority (STA)**
 - 1. Member Steve Cohn
 - 2. Member Jay Schenirer
 - 3. Member Kevin McCarty
 - 4. Member Darrell Fong
 - 5. Member Bonnie Pannell
 - 6. Mayor Kevin Johnson-Alternate
 - 7. Member Angelique Ashby-Alternate
 - 8. Member Sandy Sheedy-Alternate
 - 9. Member Robert King Fong- Alternate
- cc. Sacramento/West Sacramento 2x2**
 - 1. Mayor Kevin Johnson
 - 2. Member Angelique Ashby
- dd. Waterfront Advisory Committee 2x2**
 - 1. Mayor Kevin Johnson
 - 2. Member Jay Schenirer
 - 3. Member Robert King Fong-Alternate
- ee. Law and Legislation Committee**
 - 1. Member Sandy Sheedy
 - 2. Member Steve Cohn
 - 3. Member Jay Schenirer-Chair
 - 4. Member Darrell Fong
- ff. Personnel and Public Employees Committee**
 - 1. Member Angelique Ashby-Chair
 - 2. Member Robert King Fong
 - 3. Member Kevin McCarty
 - 4. Member Bonnie Pannell

gg. Audit Committee

1. Member Angelique Ashby
2. Member Steve Cohn-Chair
3. Member Jay Schenirer
4. Member Darrell Fong

hh. League of California Cities

1. Mayor Kevin Johnson

ii. U.S. Conference of Mayors

1. Mayor Kevin Johnson

jj. No. California World Trade Center

1. Mayor Kevin Johnson

Adjourned - 7:18 p.m. in memory of Monique Nelson and Greg Bunker.



Meeting of Sacramento City Council

Special Meeting DRAFT Minutes

Thursday, January 6, 2011

2:00 P.M.

City Hall-915 I Street, 1st Floor Council Chamber

Published by the Office of the City Clerk (916) 808-7200

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Jay Schenirer, District 5
Kevin McCarty, District 6
Darrell Fong, District 7
Bonnie Pannell, District 8

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
Gus Vina, Acting City Manager
Russell Fehr, City Treasurer

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Speaker slips are located in racks inside the chamber and should be completed and submitted to the City Clerk.

Government Code 54956 (The Brown Act) states that SPECIAL MEETINGS require twenty-four hour (24) notice be provided to members of legislative body and media outlets including brief general description of matters to be considered or discussed.

The order of 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 recommendations; 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" written material will be published as they are received. Hard copies are available at the Office of the City Clerk and written materials received will be available at the meeting for public review.

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SPECIAL MEETING DRAFT MINUTES

**Thursday, January 6, 2011
2:00 P.M.**

City Hall – 915 I Street- First Floor Council Chamber

Open Session - 2:00 P.M.

Special Meeting called to order by Mayor Kevin Johnson at 2:03 p.m., Thursday, January 6, 2011 at the Sacramento City Hall Council Chamber.

Members Present: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.

1. Discuss and review 1) Council norms and expectations; 2) collective vision and priorities for the year and how they should inform our budget discussions 3) feedback on what should be included in the state of the city address.

Location: Citywide

Contact: Kunal Merchant, Mayor's Chief of Staff, (916) 808-5377, Office of the Mayor.

Action: There was no public comment. Following discussion, council directed staff to return with information gathered from today's meeting for continued discussions.

Adjournment – 3:20 p.m.



**Meetings of Sacramento
City Council
Financing Authority
Housing Authority
Redevelopment Agency**

CITY COUNCIL

Kevin Johnson, Mayor
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Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Jay Schenirer, District 5
Kevin McCarty, District 6
Darrell Fong, District 7
Bonnie Pannell, Vice Mayor, District 8

DRAFT Minutes

Tuesday, January 11, 2011

6:00 P.M.

City Hall-915 I Street, 1st Floor Council Chamber

Published by the Office of the City Clerk (916) 808-7200

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
Gus Vina, Interim City Manager
Russ Fehr, City Treasurer

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DRAFT Minutes

Tuesday, January 11, 2011

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 6:07 p.m. Tuesday, January 11, 2011 at the Sacramento City Hall Council Chamber.

Members Present: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson

Pledge of Allegiance—led by Roman Phillips, student participant in Youth @ City Council Program.

Closed Session Report – None.

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

1. Safeguard and Homelessness
 - a. Raquel Pena
2. Citizen Auditor
 - a. Bill Grant
3. Code Enforcement
 - a. Doug Petersen
4. Health of Sacramento
 - a. Michael Harris
5. Youth Violence
 - a. Rhonda Erwin
6. Arrest Complaint
 - a. Lamont Houze
7. Arena Issues
 - a. Doug Tatara

Consent Calendar (Items 1- 15) Estimated Time: 5 minutes (Actual Time: 2 minutes)

Action: Moved/Seconded: Member Robert King Fong /Member Kevin McCarty

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.

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

1. 2011 Mayoral Appointments to Council Standing Committees and Regional Authorities, Agencies and Committees

Report ID #: 2011-00024

Location: (Citywide)

Action: Adopted 1) **Resolution No. 2011-007** confirming the Mayor's appointment of Councilmembers to Council standing committees, and various regional authorities, agencies and committees; and 2) **Resolution No. 2011-008** confirming the Mayor's appointment of Councilmembers to the Sacramento Regional County Sanitation District and Sacramento Area Sewer District Boards as required by SB1663.

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

2. November 2010 Monthly Investment Transactions Report

Report ID #: 2011-00022

Location: (Citywide)

Action: Received and filed.

Contact: Lydia Abreu, Investment and Operations Manager, (916) 808-7746, Office of the City Treasurer.

3. Council Rules of Procedure (CRP) (Continued from 1-4-11)

Report ID #: 2011-00089

Location: Citywide

Action: Adopted **Resolution No. 2011-009 as amended** to include the agreed upon Council Norms and Expectations as discussed at Council's January 6, 2011 workshop; approving the Council Rules of Procedure modifying the Board and Commission vacancy announcement process.

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

4. Heliport Approval Authority

Report ID #: 2011-00076

Location: (Citywide)

Action: Adopted 1) **Resolution No. 2011-010** delegating to the City Planning Commission authority to approve the plan of construction for new heliports; 2) **Resolution No. 2011- 011** approving the plan for construction of a helistop at Kaiser South Sacramento Hospital.

Contact: Lindsey Alagozian, Senior Planner, (916)808-2659, Community Development

5. **Contract: Title Report Search Services**

Report ID #: 2011-00014

Location: (Citywide)

Action: **Continued to January 18, 2011** a Resolution 1) awarding a contract for title report search services to Placer Title Company; and 2) authorizing the Interim City Manager or his designee to execute the Non-Professional Service Agreement with Placer Title Company for an amount not to exceed \$595,000.

Contact: Ron O' Connor, Operations Manager, (916) 808-8183, Community Development Department.

6. **Ordinance Amendment: Shovel Ready Investment Protection Ordinance (M10-020)** (Passed for publication on 1-4-11; Published on 1-7-11)

Report ID #: 2011-00026

Location: (Citywide)

Action: Adopted **Ordinance No. 2011-001** amending and pertaining to the three year extension of certain land use entitlements and building permits.

Contact: Sandra Yope, Senior Planner, (916) 808-715, David Kwong, Planning Manager, (916) 808-2691, Ron O'Connor, Operations Manager, (916) 808-8183, Community Development Department

7. **Appropriation of Funds for Settlement Agreement Related to Fire Stations 20 and 30**

Report ID #: 2011-00023

Location: (Districts 1 and 2)

Action: Adopted **Resolution No. 2011-013** amending the FY2010/11 Capital Improvement Program (CIP) budget by appropriating \$200,000 in 2002 CIP Bond Funds (Fund 3002) contingency to the North Sacramento Fire Station Project (Fire Station 20, F13000600).

Contact: Reina J. Schwartz, Director, (916) 808-7195, Department of General Services.

8. **Amendment to Personnel Resolution Covering Unrepresented Officers and Employees**

Report ID #: 2011-00072

Location: Citywide

Action: Adopted **Resolution No. 2011-014** amending the Personnel Resolution Covering Unrepresented Officers and Employees in order to correct an error and omission.

Contact: Tosha Cherry, Support Services Manager, (916) 808-5498, Department of Human Resources.

9. New FY 2010/11 Ethel MacLeod Hart Trust Fund Projects

Location: (Citywide)

Action: Adopt **Resolution No. 2011-015** approving the following new Ethel MacLeod Hart Trust Fund projects for FY2010/11: a) the Ethel MacLeod Hart Fun Pass Program, in the amount of \$60,000; and b) programs, events, publications and facility enhancements commemorating the 50th Anniversary of the Hart Senior Center, in the amount of \$10,650.

Contact: Sylvia Fort, Recreation Manager (916) 808-8381, Department of Parks and Recreation.

10. El Camino Avenue Sidewalk Improvements (T15075203)

Report ID #: 2011-00012

Location: District 2

Action: Adopted **Resolution No. 2011-016** 1) establishing the El Camino Avenue Sidewalk Improvements Project (T15116300); and 2) transferring \$149,667 (Fund 3004) of District 2 CRCIP funds to the project.

Contact: Cecilyn Foote, Associate Civil Engineer, (916) 808-6843, Ryan Moore, Supervising Engineer, (916) 808-8279, Department of Transportation.

11. Approval to Submit Application for Urban Forestry and Urban Greening Leading Edge Projects Grant

Report ID #: 2011-00020

Location: (Citywide)

Action: Adopted **Resolution No. 2011-017** authorizing staff to submit an application to the State of California, Department of Forestry and Fire Protection for an Urban Forestry and Urban Greening Leading Edge Grant.

Contact: Joe Benassini, Urban Forestry Manager, (916) 808-6258, Department of Transportation.

12. Agreement: Legal Services for Water Supply, Water Resources and Water Rights Issues and Proceedings

Report ID #: 2011-00013

Location: (Citywide)

Action: Adopted **Resolution No. 2011-018** authorizing the City Attorney to: 1) enter into a Legal Services Agreement with Lennihan Law, a professional corporation, for Martha Lennihan to continue providing specialized legal services to the City with respect to water supply, water resources and water rights issues and proceedings, for an annual amount not to exceed \$150,000; and 2) renew the agreement after the initial one year term for up to four successive one-year renewals, provided that sufficient funds have been allocated in the City Council's annual budget appropriation for the applicable fiscal year(s).

Contact: Marty Hanneman, Director, (916) 808-7508, Department of Utilities, Joe Robinson, Senior Deputy City Attorney (916) 808-2009, Office of the City Attorney

13. **Agreement: Interstate 5 Corridor Landscape Design Phase 2**
Report ID #: 2011-00016
Location: (District 1)
Action: Adopted **Resolution No. 2011-019** authorizing the City Manager to execute the agreement with The HLA Group for design of the Interstate 5 Corridor Landscape Project – Phase 2, for a not to exceed amount of \$135,235.
Contact: Bill Busath, Interim Eng Manager, (916) 808-1434, Rick Batha, Supervising Eng, (916) 808-1448, Department of Utilities.
14. **Grant: Application and acceptance of California Emergency Management Agency's (CALEMA) Project Safe Neighborhood (PSN) Program Grant (#G11008800)**
Location: (Citywide)
Action: Adopted **Resolution No. 2011-020** 1) authorizing the City Manager or the City Manager's designee to apply for and accept \$56,000 in federal grant funding through the California Emergency Management Agency's Project Safe Neighborhood Program; 2) establishing a new grant project for the Project Safe Neighborhood Program; and 3) adjust the necessary grant revenue and expense budgets to implement the Project Safe Neighborhood Program (#G11008800).
Contact: David Johnson, Lieutenant, (916) 808-0652, Police Department.
15. **Railyards Proposition 1C Grant Agreement Assignment: 5th Street Extension Project (To Be Delivered)**
Report ID #: 2011-00003
Location: Railyards (District 1)
Action: **Continued to January 18, 2011** a Resolution 1) affirming approval of the agreement and General Release of Claims with the State Department of Housing and Community Development (HCD), S. Thomas Enterprises of Sacramento, LLC ("Thomas"), I.A. Sacramento Rail, L.L.C. ("Inland Rail") and IA Sacramento Development, L.L.C. ("Inland Development"), and Affirming Approval of the Contractor Release and Hold Harmless Agreements with Kimley-Horn and Associates, MCM Construction, Inc., Quincy Engineering, Inc., Teichert Construction, TKW Consulting, and Vali Cooper & Associates, Inc. to allow for payment of Transit Oriented Development (TOD) grant funds for work performed for the 5th Street Extension Project (T15029050); 2) ratifying the Letter Agreement with HCD and Inland Rail; 3) terminating the Assignment and Assumption Agreement for the TOD Contract between City and Thomas (City Agreement 2009-0905); 4) approving the Amendment to Standard Agreement and the Disbursement Agreement (City Agreement No. 2009-0904, the "TOD Contract") with HCD and Inland Development for the Railyards TOD grant; and 5) Approving the TOD Grant Assignment and Assumption Agreement with Inland.
Contact: Fran Halbakken, Operations Manager, (916) 808-7194, Department of Transportation.

Public Hearings (Items 16- 18)

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

16. **Estimated Time: 1 hour**
Call-Up of New Residence of Alley at 2207 C Street (Noticed on 12-30-10)
Report ID #: 2011-00019
Location: (District 3)
Action: Moved/Seconded: Member Bonnie Pannell/Member Steve Cohn
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.
A motion passed to continue to February 1, 2011.
Contact: David Hung, Associate Planner, (916) 808-5530, Community Development Department.
17. **Estimated Time: 5 minutes (Actual Time: 2minutes)**
Annexation No. 19 to the Neighborhood Park Maintenance Community Facilities District (CFD) No. 2002-02 (Noticed on 12-17-10)
Report ID #: 2011-00010
Location: (District 3)
Action: Moved/Seconded: Member Steve Cohn /Member Robert King Fong
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.
Conducted a public hearing with no public comment; and upon conclusion a motion **passed** adopting **Resolution No. 2011-022** establishing the CFD annexation, providing for Levy of Special Tax and calling for a Special Election on January 28, 2011.
Contact: Diane Morrison, Program Specialist, (916) 808-7535, Finance Department.
18. **Estimated Time: 5 minutes (Actual Time: 2 minutes)**
Neighborhood Park Maintenance CFD 2002-02 Unanimous Consent Process
(Noticed on 12-8-10)
Report ID #: 2011-00011
Location: (Citywide)
Action: Moved/Seconded: Member Bonnie Pannell /Member Steve Cohn
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.
Conducted a public hearing with no public comment; and upon conclusion a motion **passed** adopting **Resolution No. 2011-023** establishing the future annexation area and levying a special tax within annexed areas.
Contact: Mark Griffin, Fiscal Manager, (916) 808-8788, Finance Department.

Council Comments-Ideas, Questions and Meeting/Conference Reports – None.

Adjourned – 6:45p.m. in memory of Eleni (Helen) Angelidas, Kyle Caluya, Jan Marcus, Carol Martinez and General Vang Pao.



**Meetings of Sacramento
City Council
Financing Authority
Housing Authority
Redevelopment Agency**

CITY COUNCIL

Kevin Johnson, Mayor
Angelique Ashby, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, District 4
Jay Schenirer, District 5
Kevin McCarty, District 6
Darrell Fong, District 7
Bonnie Pannell, Vice Mayor, District 8

DRAFT Minutes

Tuesday, January 18, 2011

6:00 P.M.

City Hall-915 I Street, 1st Floor Council Chamber

Published by the Office of the City Clerk (916) 808-7200

CHARTER OFFICERS

Eileen Teichert, City Attorney
Shirley Concolino, City Clerk
Gus Vina, Interim City Manager
Russ Fehr, City Treasurer

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 Actions; 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.

DRAFT Minutes

Tuesday, January 18, 2011

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 6:10 p.m. Tuesday, January 18, 2011 at the Sacramento City Hall Council Chamber.

Members Present: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.

Pledge of Allegiance - led by Nick Soliz, student participant in Youth @ City Council Program.

Closed Session Report - None.

Special Presentations/General Communications

a. **Commendation for Cartoonist, Morrie Turner**

Action: Resolution presented by Mayor Johnson

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

1. Senior Issues
 - a. Bill Grant
2. Safeground
 - a. Paul Stevens
3. Panhandling
 - a. Eric Wymen
4. Termination of City Employee
 - a. Ron Emslie
5. Terrorism at Airport
 - a. Ralph Perry

Consent Calendar (Items 1- 11) Estimated Time: 5 minutes

Action: Moved/Seconded: Member Robert King Fong /Member Bonnie Pannell

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.

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

1. Procedures for Election to the Retirement Hearing Commission

Report ID #: 2011-00033

Location: (Citywide)

Action: 1) Adopted **Resolution No. 2011-024** modernizing the procedures for election of miscellaneous members of the Sacramento City Employees Retirement System to the Retirement Hearing Commission and 2) Repealing Resolution 89-712.

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Office of the City Clerk.

2. Sacramento Employment and Training Agency Operating Budget, Fiscal Year 2010-2011

Report ID #: 2011-00088

Location: (Citywide)

Action: Adopted **Resolution No. 2011-025** 1) approving the Fiscal Year 2010-2011 Modified Operating Budget for the Sacramento Employment and Training Agency in the amount of \$90,053,924 and 2) Directing the City Clerk to return one certified copy of the approved resolution to the Sacramento Employment and Training Agency office.

Contact: Roy Kim, Fiscal Department Chief, (916) 263-3814, Sacramento Employment and Training Agency.

3. On-Call General Contractor Services List for Public Facilities [2/3Vote Required]

Report ID #2011-00028

Location: (Citywide)

Action: Adopted **Resolution No. 2011-026** 1) suspending competitive bidding in the best interests of the City; 2) approving an On-Call General Contractor Services List for Public Facilities (Exhibit A) for a period of one year with four one-year renewal periods; 3) awarding one-year contracts with four one-year renewal options for on-call general contractor services, each in a total amount not to exceed \$250,000 annually (\$1.25 million for the potential maximum five-year term) to Otto Construction, Rudolph and Sletten, Inc., Turner Construction Company, and Unger Construction Company; and 4) authorizing the City Manager or the City Manager's designee to execute the contracts specified above provided that sufficient funds are available in the budget adopted for the applicable fiscal year(s).

Contact: Tony Alexander, Operations General Supervisor, (916) 808-6360, Yadi Kavakebi, Facilities Superintendent, (916) 808-8432, Department of General Services.

- 4. Mack Road Median Fence Improvement**
Report ID #2011-00036
Location: (District 8)

Action: Adopted **Resolution No. 2011-027** 1) establishing the Mack Road Median Fence Improvement Project (T15116700); 2) amending the Fiscal Year 2010/2011 CIP by appropriating \$90,000 in CDBG redevelopment funds (Fund 2700) into the Mack Road Median Fence Project (T15116700); and 3) approving the environmental finding.

Contact: Jesse Gothan, Associate Civil Engineer (916) 808-6843; Ryan Moore, Supervising Engineer (916) 808-8279, Department of Transportation.
- 5. 16th Street Streetscape Plan [To Be Delivered]**
Report ID #2011-00031
Location: (District 4)

Action: Adopted **Resolution No. 2011-028** 1) establishing the 16th Street Streetscape Plan (T15116600) as a new Capital Improvement Project (CIP); 2) authorizing the City Manager to execute an agreement for funding with the Capitol Area Development Authority (CADA); and 3) appropriating funds.

Contact: Jesse Gothan, Associate Engineer, (916) 808-6897, Ryan Moore, Supervising Engineer, 808-8279, Department of Transportation.
- 6. Agreement: Mutual Aid and Flood Emergency Response**
Report ID #2011-00030
Location: (District 1)

Action: Adopted **Resolution No. 2011-029** approving the City of Sacramento and Reclamation District 1000 Emergency Mutual Aid Agreement for mutual aid and flood emergency response allowing each agency to supply equipment, materials, and man-power to the other if necessary during an emergency.

Contact: Bill Busath, Interim Eng Manager, (916) 808-1434, Robert Thaug, Supervising Eng, (916) 808-8891, Department of Utilities.
- 7. Agreement: State Legislative Advocacy for Sacramento Water Alliance**
Report ID # 2011-00034
Location: (Citywide)

Action: Adopted **Resolution No. 2011-030** 1) approving a one-year renewal of the Memorandum of Agreement regarding State Legislative Advocacy, with San Juan Water District, Sacramento Suburban Water District, Placer County Water Agency, Carmichael Water District, and the cities of Roseville and Folsom, and 2) authorizing the City Manager to approve subsequent renewals of the Memorandum of Agreement for up to four successive one-year terms. The City's financial commitment for the 2011 calendar year will be one-seventh of a total contract amount of \$108,000, or approximately \$15,500.

Contact: Marty Hanneman, Director (916) 808-7580, Department of Utilities.

8. **(Pass for Publication) Ordinances Amending Redevelopment Plans to Eliminate Time Limits to Incur Debt**

Location: Alkali Flat Redevelopment Area (Districts 1 and 3), Auburn Boulevard Redevelopment Area (District 2), Oak Park and Franklin Boulevard Redevelopment Areas (District 5), and North Sacramento Redevelopment Area (Districts 2 and 3)

Action: 1) Reviewed Ordinances eliminating the time limit to incur debt for the Alkali Flat, Auburn Boulevard, Franklin Boulevard, North Sacramento, and Oak Park Redevelopment Project Areas pursuant to California Community Redevelopment Law, Health and Safety Code Section 33333.6 and 2) pass for publication the Ordinance titles as required by Sacramento City Charter 32 (c) to be adopted January 25, 2011.

Contact: Chris Pahule, Assistant Director, Housing and Community Development, (916) 440-1350, Celia Yniguez, Program Manager, (916) 449-6255, Sacramento Housing and Redevelopment Agency.

9. **Intermodal Site Acquisition; Purchase of Railyards Parcel B and Sliver**

[To Be Delivered]

Report ID #: 2011-00035

Location: Railyards (District 1)

Action: Adopted **Resolution No. 2011-031 as amended** approving the Purchase and Sale Agreement and Joint Escrow Instructions (the "Inland PSA") with IA Sacramento Development, L.L.C. ("Inland") for Parcel B (APN No. 002-0010-046) and the Sliver (portion of APN No. 002-0010-053) which provides for: 1) taking a credit of \$29.3 million for value of Parcel B against the City's \$55 million Advanced Payment under City Agreement No. 2006-1405; 2) receiving a payment of \$3.235 million, which is the principal difference between the \$55 million Advanced Payment and the Arbitrator's valuation of Parcels A and B of \$52.35 million plus four years of interest; 3) approving the Deeds of Partial Reconveyance to remove the City's existing deeds of trust against Parcel B and Parcel D (APN No. 002-0010-49); 4) authorizing the City Manager or his designee to accept title to Parcel B and the Sliver by execution of Certificates of Acceptance; 5) authorizing the City Manager or his designee to convey an easement to UPRR for the Sliver; and 6) Authorizing the City Manager or his designee to execute escrow instructions, enter into agreements to remove title encumbrances, and take all other actions as necessary to close escrow for the acquisition of Parcel B and the Sliver and to convey an easement for the Sliver as required for the Track Relocation and Sacramento Intermodal Transportation Facility project.

Contact: Fran Halbakken, Operations Manager, (916) 808-7194, Department of Transportation.

10. **Track Relocation Project - Track Relocation and Financing, Remediation Services and Private Utilities Service Agreements [To Be Delivered]**

Report ID #: 2011-00104

Location: Downtown near Sacramento Valley Station (District 1)

Action: Adopted **Resolution No. 2011-032 as amended** approving the Track Relocation and Financing Agreement.

Contact: Fran Halbakken, Operations Manager, (916) 808-7194, Department of Transportation.

11. **(Pass for Publication) Ordinance Amendment: Fire Cost Recovery [To Be Delivered]**

Location: (Citywide)

Action: 1) Reviewed an Ordinance adopting City Code Chapter 8.128 related to Fire Cost Recovery; 2) passed for publication the Ordinance title as required by Sacramento City Charter 32c to be adopted on January 25, 2011.

Contact: Lloyd Ogan, Deputy Chief Operations, (916) 808-1300, Fire Department.

Public Hearings (Item 12)

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

12. **Estimated Time: 5 minutes**

Pell Circle Billboard Relocation (P10-065) (Noticed on 1-7-11)

Report ID #-2011-00029

Location: (District 2)

Action: Withdrawn for Re-Noticing.

Contact: Antonio Ablog, Associate Planner, (916) 808-7702, Community Development Department.

Discussion Calendar (Items 13 -16)

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

13. **Estimated Time: 15 minutes**

Update: Department of Utilities (DOU) Operational and Efficiency Audit

Report ID # 2011-00099

Location: (Citywide)

Action: Moved/Seconded: Member Sandy Sheedy /Member Robert King Fong

Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.

Conducted a public hearing with public comment given by Craig Powell; and upon conclusion a motion **passed** adopting staff recommendations re Utilities Department operational/efficiency audit with the condition that the City Auditor oversee the contract.

Contact: Mark Prestwich, (916) 808-5380, Office of the City Manager.

14. **Estimated Time: 20 minutes**

Report ID # 2011-00098

State Budget and Other State Legislative Issues [Oral Report]

Location: (Citywide)

Action: Received and filed.

Contact: Patti Bisharat, Assistant City Manager, (916) 808-8197, Office of the City Manager.

15. **Estimated Time: 10 minutes**
Proposed United States Postal Service Metro Station Relocation
Report ID # 2011-00090
Location: (Citywide)
Action: Public comment given by Gwendolyn Nicholas; received and filed.
Contact: Leslie Fritzche, Downtown Redevelopment Manager, (916) 808-5450, Economic Development Department.

16. **Estimated Time: 30 minutes**
Council Redistricting Process
Report ID # 2011-00044
Location: (Citywide)
Action: Moved/Seconded: Member Ashby /Member Pannell
A substitute motion was **withdrawn** to adopt staff recommendation without options to explore an advisory committee.
Action: Moved/Seconded: Member McCarty/Member Schenirer
Yes: Members Angelique Ashby, Steve Cohn, Darrell Fong, Robert King Fong, Kevin McCarty, Bonnie Pannell, Sandy Sheedy, Jay Schenirer and Mayor Kevin Johnson.

A motion **passed** to adopt **Resolution No. 2011-033** establishing the Council Redistricting Project and transferring the funds from Admin Contingency to the Council Redistricting Project (107000700) and approve the process, timeline and criteria for Council District- boundary line modifications as a result of the 2010 Census population increase with direction given to return to Council in two weeks with options to explore an advisory committee to include criteria for committee selection that reflects the community, defining the committee role and expectations, and a recommendation for the number of required hearings before council.

Contact: Scot Mende, New Growth Manager, (916) 808-4756, Community Development Department; Maria MacGunigal, IT/GIS Manager, (916) 808-7998, Department of Information Technology.

Council Comments-Ideas, Questions and Meeting/Conference Reports

1. Report Back

- a. Member Schenirer –City Manager to report back in a couple of weeks with possible small pots of one-time money to be used from this current budget year for street outreach workers for the Cease Fire program to combat gang activity.

2. Board/Commission Appointments – None.

Adjournment – 8:13 p.m. in memory of Glen Michael Ward, Randall Schaber and Roger Dell