



REPORT TO COUNCIL City of Sacramento

915 I Street, Sacramento, CA 95814-2604
www. CityofSacramento.org

CONSENT
June 20, 2006

Honorable Mayor and
Members of the City Council

Subject: Approval of Council Minutes

Location/Council District: (Citywide)

Recommendation:

Approve the afternoon and evening City Council and Redevelopment Agency Minutes for June 8, 2006.

Contact: Shirley Concolino, City Clerk, (916) 808-7200

Presenters: None

Department: City Clerk

Division: None

Organization No: 0700

Financial Considerations: None.

Environmental Considerations: None.

Policy Considerations: None.

ESBD Considerations: Not Applicable.

Respectfully Submitted by: *Shirley Concolino*
Shirley Concolino, City Clerk

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Minutes



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

CITY COUNCIL

Heather Fargo, Mayor
Raymond L. Tretheway III, District 1
Sandy Sheedy, District 2
Steve Cohn, District 3
Robert King Fong, Vice-Mayor, District 4
Lauren Hammond, District 5
Kevin McCarty, District 6
Robbie Waters, District 7
Bonnie Pannell, District 8

Minutes

Thursday, June 8, 2006

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
Ray Kerridge, City Manager
Tom Friery, City Treasurer

NOTICE TO THE PUBLIC

You are welcomed and encouraged to participate in this meeting. Public comment is taken (3 minutes maximum) on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard at the end of the meeting 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 located in racks inside the chamber and should be completed and submitted to the 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 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" reports will be published as they are received. Hard copies are available at the Office of the City Clerk. (25 cents per page)

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MINUTES

Thursday, June 8, 2006

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-2:00 p.m.

Roll Call- 2:12 p.m. p.m. ; Robbie Waters absent.

Consent Calendar (Items 1 – 21)

All items listed under Administrative Matters and the Consent Calendar are considered and acted upon by one motion. A member of the legislative body or staff may request an item be removed for separate consideration.

Action: Moved, seconded, carried (Pannell/Fong; Absent-Waters) to adopt the Consent Calendar in one motion except as indicated.

1. **(Administrative Matter) Correction to March 28, 2006 Minutes**

Location: (Citywide)

Recommendation: Adopt the minutes of March 28, 2006 to reflect that Resolution No. 2006-226 was adopted as amended.

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

Action: Approved recommendation.

2. **Approval of Minutes for May 23, 2006**

Location: (Citywide)

Recommendation: Approve afternoon and evening City Council, Housing Authority Redevelopment Agency and Financing Authority for May 23, 2006.

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

Action: Approved recommendation.

3. **Open an Application Period for Various Boards/Commissions/Committees**

Location: (Citywide)

Recommendation: Open an application period for Transportation Programming Guide Citizens Advisory Committee to fill one (1) position. Open application period on 06-09-06, applications due on 06-16-06.

Contact: Ruci Katia, Deputy City Clerk, (916) 808-7200, and Stephanie Mizuno, Assistant City Clerk, (916) 808-7200, Office of the City Clerk.

Action: Approved recommendation.

Consent Calendar (continued from previous page)

4. Agreement: Summer Camp to Youth with Disabilities.

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the City Manager to sign an agreement and any amendments with Camp WAMP Inc., for the City to provide staffing and camp management services for a wilderness camp experience during the summer of 2006; and 2) authorizing the Recreation Management personnel administering the program to sign claim forms to be submitted to Camp WAMP, Inc., for reimbursement of City costs up to \$58,774.77.

Contact: Ralph Pettingell, Recreation and Human Services Manager, (916) 808-6173, Sylvia Fort, Program Manager, (916) 808-8381, Parks and Recreation Department.

Action: Adopted Resolution No. 2006-398.

5. Supplemental Agreement: Fire Protection within the Natomas Fire Protection District

Location: (District 1 and 2 and Sacramento County)

Recommendation: Adopt a **Resolution** authorizing the City Manager to execute an agreement for the City Fire Department to continue providing fire protection within the Natomas Fire Protection District.

Contact: Julius J. Cherry, Fire Chief, (916) 433-1601, Fire Department.

Action: Adopted Resolution No. 2006-399 as amended.

6. Supplemental Agreement: Student Intern Support (Continued from 5-30-06)

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) approving Supplemental Agreement No. 5 to City Manager Agreement 2003-1087 with Community College Foundation for student intern support for an additional amount of \$100,000, which would bring the not-to-exceed amount to \$193,000; and 2) establishing revenue and expense budgets of \$136,911 from Fund 790 for FY05/06.

Contact: Edward Williams, Development Engineering Manager, (916) 808-8241, Development Services Department.

Action: Adopted Resolution No. 2006-400.

7. Contract: Manuel Silva Park, Phase II (CIP LX: 12)

Location: 7511 24th Street (District 8)

Recommendation: Adopt a **Resolution** 1) appropriating \$350,000 from Park Impact Fee, Fund 791 for the park; 2) accepting the responsible low bidder; and 3) awarding construction contract to Olympic Land Construction for the construction of the park in the amount of \$357,056.85.

Contact: Janet Baker, Park Development Manager, (916) 808-8234, Parks and Recreation Department.

Action: Adopted Resolution No. 2006-401.

Consent Calendar (continued from previous page)

8. Contract: Commercial Meter Retrofits (PN: ZB46)

Location: (Citywide)

Recommendation: Adopt a **Resolution** awarding a construction contract to Navajo Pipelines for the installation of 73 meters in various areas of the City for an amount not to exceed \$140,600.

Contact: Syed Rizvi, Field Services Manager, (916) 808-6271, Michael Malone, Water Distribution Superintendent, (916) 808-6226, Utilities Department.

Action: Adopted Resolution No. 2006-402.

9. Contract: Remediation of Methane Gas Collection System at Old Elvas Gravel Quarry

Location: St. Francis High School (District 3)

Recommendation: Adopt a **Resolution** 1) accepting the responsive low bidder; and 2) awarding contract to AES Enterprises, Inc., for the Gas Collection System at the Old Elvas Gravel Quarry in the amount not to exceed \$482,011.

Contact: G. Harold Duffey, Integrated Waste General Manager, (916) 808-4932, Marty Strauss, Integrated Waste Planning Superintendent, (916) 808-4934, Bill Busath, Supervising Engineer, (916) 808-1434, Utilities Department.

Action: Adopted Resolution No. 2006-403.

10. Change Order: South Natomas Community Park Project (CIP LW: 36)

Location: 2921 Truxel Road (District 1)

Recommendation: Adopt a **Resolution** 1) increasing the revenue and expenditure budgets by recognizing the current year Quimby In Lieu Fee revenues, Fund 710, by \$80,000; 2) appropriating \$80,000 from Quimby Act Funds, Fund 710 from Planning Area 9 for the project; and 3) approving Change Order No. 3 to Contract 2005-089 with Goodland Landscape Construction in the amount of \$43,767.63.

Contact: Janet Baker, Park Development Manager, (916) 808-8234, Parks and Recreation Department.

Action: Adopted Resolution No. 2006-404.

11. Purchase: FY2006/07 Firearm Ammunition (2/3 Vote Required)

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) suspending formal competitive bidding for the purchase of firearm ammunition; 2) authorizing the purchase of firearm ammunition from Adamson Industries in an amount not to exceed \$140,000 through a cooperative purchasing agreement with the State of California General Services Department.

Contact: Mike McCarthy, Police Captain, (916) 443-0417, Milt Payne, Program Analyst, (916) 264-8119, Police Department.

Action: Adopted Resolution No. 2006-405.

Consent Calendar (continued from previous page)

12. Purchase: FY2005/06 Body Armor (2/3 Vote Required)

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) suspending formal competitive bidding for the purchase of flexible body armor; and 2) authorizing the purchase of flexible body armor from Protective Products International (PPI) in an amount not to exceed \$150,000.

Contact: Mike McCarthy, Police Captain, (916) 433-0417, Milt Payne, Program Analyst, (916) 264-8119.

Action: Adopted Resolution No. 2006-406.

13. Neighborhood Landscaping District- Initiate Annual Proceedings FY2006/07

Location: Includes 30 separate subdivisions (Districts 2,4,5,6,7, and 8)

Recommendation: Adopt 1) a **Resolution** directing filing of annual report for FY2006/07 for the landscaping district; and 2) a **Resolution** approving Engineer's Annual Report and Intention to Order Maintenance for Improvements for FY2006/07 for the landscaping district and set a time and place for a public hearing on June 27, 2006.

Contact: Ron Wicky, Program Specialist, (916) 808-5628, Mark Griffin, Fiscal Manager, (916) 808-8788, Development Services Department.

Action: Adopted Resolutions Nos. 2006-407 and 2006-408.

14. Neighborhood Lighting District- Initiate Annual Proceedings FY2006/07

Location: Young Heights, Swanston Estates, Colonial Heights (Districts 2,3,5 and 6)

Recommendation: Adopt 1) a **Resolution** directing filing of annual report for FY2006/07 for the lighting district; and 2) a **Resolution** approving Engineer's Annual Report and Intention to Order Maintenance for Improvements for FY2006/07 for the lighting district and set a time and place for a public hearing on June 27, 2006.

Contact: Ron Wicky, Program Specialist, (916) 808-5628, Mark Griffin, Fiscal Manager, (916) 808-8788, Development Services Department.

Action: Adopted Resolutions Nos. 2006-409 and 2006-410.

15. Citywide Landscaping and Lighting Assessment District – Initiate Annual Proceedings FY2006/07

Location: (Citywide)

Recommendation: Adopt 1) a **Resolution** directing filing of annual report for FY2006/07 for the assessment district; 2) a **Resolution** approving Engineer's Annual Report and Intention to Order Maintenance of Improvements for FY2006/07 for the assessment district ; and 3) setting a time and place for public hearing on June 27, 2006.

Consent Calendar (continued from previous page)

Contact: Bob Cooper, Senior Engineer, (916) 808-5778, Mark Griffin, Public Improvement Financing Manager, (916) 808-8788, Development Services Department.

Action: Adopted Resolutions Nos. 2006-411 and 2006-412.

16. Additional Library Services Assessment District No. 96-02.

Location: (Citywide)

Recommendation: Adopt 1) a **Resolution** directing filing of the assessment district for FY2006/07; and 2) setting a time and place for a public hearing on July 18, 2006 for consideration of the annual report and levy of annual assessments for FY2006/07.

Contact: Robert A. Cooper, Senior Engineer, (916) 808-5778, Rick Teichert, Deputy Director for Administrative Services, Sacramento Public Library Authority, (916) 264-2727, Development Services Department.

Action: Adopted Resolution No. 2006-413.

17. Grant: Citizen's Option for Public Safety Externally Funded Program

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) authorizing the acceptance of \$653,567 in grant funding from the State of California's Citizen's Option for Public Safety Program; and 2) increasing the Police Department's Grant Operating and Grant Revenue budgets in the amount of \$653,567.

Contact: Chris Taylor, Sergeant, (916) 433-0857, Police Department.

Action: Adopted Resolution No. 2006-414.

18. Use of Emergency Contracting Procedures to Repair Depressions

Location: Pocket Road near Sea Lion Court, Trudy Way, Harman Way, Fremont Way and San Luis Court (Districts 4 and 7)

Recommendation: Receive and file.

Contact: Dave Brent, Engineering Manager, (916) 808-1420, Rick Batha, Supervising Engineer, (916) 808-1448, Utilities Department.

Action: Received and filed.

19. Construction Inspector List for Park Projects

Location: (Citywide)

Recommendation: Adopt a **Resolution** 1) approving the On-Call Construction Inspector list for park projects; and 2) authorizing the City Manager to contract with the firms on the On-Call Construction Inspector list to provide construction inspection services for park projects with budgets up to \$1,500,000 from June 8, 2006 to December 31, 2006.

Contact: Janet Baker, Park Development Manager, (916) 808-8234, Parks and Recreation Department.

Action: Adopted Resolution No. 2006-415.

Consent Calendar (continued from previous page)

20. Review and Approval of the Municipal Legislation Log

Location: (Citywide)

Recommendation: Receive and file.

Contact: Yvette Rincon, Legislative Analyst, (916) 808-5827, Office of the City

Action: Received and filed.

21. Office of Public Safety Accountability (OPSA) Annual Report

Location: (Citywide)

Recommendation: Receive and file.

Contact: Don Casimere, Director, OPSA, (916) 808-5704, Office of the City Manager.

Action: Received and filed.

Public Hearings (Items 22 and 23)

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

22. FY2006/07 Budget Special Presentation – Matrix, Audit Unit (Noticed on 5-31-06)

Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion receive and file.

Contact: William Thomas, Director of Development Services, (916) 808-1918, Marty Kolkin, City Auditor, (916) 808-1244, Leyne Milstein, Budget Manager, (916) 808-8491, Development Services, City Manager and Finance Departments.

Action: Public comment by Phyllis Newton and Philip Harvey. Moved, seconded, carried (Cohn/Hammond; Absent-Waters) to close the public hearing, receive and file the report, and direct staff to move forward with the Matrix program with periodic reports to council, and return with an implementation plan for the proposed Audit Unit.

23. Overview of California Public Employee Retirement System (CalPERS) and Sacramento City Employees Retirement System (SCERS) (Noticed 5-24-06)

Location: (Citywide)

Recommendation: Conduct a public hearing and upon conclusion 1) Direct the City Treasurer to report monthly SCERS actual investment results compared to the SCERS actuarial earning assumptions to Council for information; and 2) authorize the formation of a Retirement Plan Reporting Committee, internally staffed, for the purpose of briefing Council on the adequacy or the impacts of proposed changes in benefits, demographics, economic or non-economic impacts on the City's SCERS or CalPERS defined benefit plans.

Contact: Thomas S. Berke, Assistant City Treasurer, (916) 808-5811, Office of the City Treasurer.

Action: No public comment. Moved, seconded, carried (McCarty/Hammond; Absent-Waters, Pannell, Cohn and Sheedy) to close the public hearing and adopt recommendation.

Staff Reports (Items 24 – 25)

Staff reports include an oral presentation including those recommending receive and file.

24. Rental Housing Inspection Pilot Program

Location: (Citywide)

Recommendation: Approve the criteria for determination of the focus areas and the outcome measures for the pilot program.

Contact: Max Fernandez, Director of Code Enforcement, (916) 808-7940, Randy Stratton, Chief of Housing and Dangerous Buildings, (916) 808-6497, Code Enforcement Department.

Action: Moved, seconded, carried (Hammond/Cohn; Noes – Pannell/McCarty; Absent-Waters) to adopt recommendation.

25. (City Council- Redevelopment Agency) Oak Park Redevelopment Fund Investment Strategy; Street Lighting Project; and Martin Luther King, Jr., Boulevard Corridor Enhancement Project.

Location: Oak Park Redevelopment Project Area (District 5)

Recommendation: Adopt a City Council **Resolution** and Redevelopment Agency **Resolution** 1) allocating \$2.3 million of tax exempt, tax allocation revenue bond funds for the streetlighting project; 2) entering into an individual project agreement with the City of Sacramento to complete the project; 3) authorizing to release a request for proposals and select a consultant team for Streetscape and Urban Design Master Plan for the Martin Luther King, Jr., Boulevard; and 4) allocating not more than \$1 million to the Master Plan Project.

Contact: Chris Pahule, South Area Redevelopment Manager, (916) 440-1322 ext. 1442, Erika Bumgardner, Redevelopment Planner, (916) 440-1322 ext. 1410, Sacramento Housing and Redevelopment Agency

Action: Public comment by Clara McKeithern. Moved, seconded, carried (Hammond/Cohn; Absent-Waters) to adopt City Resolution No. 2006-416 as amended and Redevelopment Agency Resolution 2006-036.

Information Reports (Item 26)

These items are for information only and are not eligible for action at this time.

26. Notification of Final Map and Subdivision Improvement Agreement for Fruitridge and 65th Expressway

Location: Fruitridge and 65th Expressway

Recommendation: Receive and file.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918, Development Services Department.

Action: Received and filed.

Public Comments- Matters Not on the Agenda

- a. Clara McKeithern – Planning Commission meeting conduct and lack of notification.

Council Comments-Ideas, Questions and Meeting/Conference Reports

- a. **Board and Commission Appointments by Mayor Fargo**
 1. Community Racial Profiling Commission
 - a. Walter Kawamoto (D2 representative)
- b. **Report Back**
 1. Cohn – possibility of Police asset seizure funds being donating to B Street and Children's Theater

Recessed – 4:30 p.m.

Reconvened –7:00 p.m.

Roll Call – 7:08 p.m. – Waters absent.

Pledge of Allegiance led by Lauren Hammond.

Public Hearings (Items 27 and 28)

27. **Report Back on FY2006/07 Proposed Budget Strategic Plan Focus Area** (Noticed on 5-31-06)
Location: (Citywide)
Recommendation: Conduct a public hearing and upon conclusion adopt the intent motion to approve the funding recommendations.
Contact: Leyne Milstein, Budget Manager, (916) 808-8491, Finance Department.
Action: No public comment. Moved, seconded, carried (Tretheway/Cohn; Absent - Waters) to close the public hearing and adopt an intent motion to approve the funding recommendations.
28. **FY2006/07 Proposed Department of Utilities Operations and Capital Improvement Budgets and Utility Rate Adjustments** (Noticed on 5-31-06) **[To Be Delivered]**
Location: (Citywide)
Recommendation: Conduct a public hearing and upon conclusion adopt 1) a **Resolution** approving an increase in Solid Waste fees and charges of 4.52% of base budget and 2.25% for weekly recycling, and 2) an intent motion approving a) FY2006/07 Utilities Operating Budget, as amended; b) FY2006/07 Capital Budget and the 2006-2011 Capital Improvement Program (CIP) for Utilities, as amended.

Public Hearings (continued from previous page))

Contact: Gary A. Reents, Director of Utilities, (916) 808-1433, Charlene McKoy, Business Services Manager, (916) 808-1452, Department of Utilities.

Action: Public comment by Nat Barnhardt, Irene Hernandez, Victoria Lucchesi, Sunny Chin, Walt Seifert, Fred Gonzales, Emiliano Gaytan, and Joseph Oliveira.

Staff reported that 119,690 218 ballots had been mailed and 68 protest letters received resulting in less than one percent opposed.

Moved, seconded, carried (Cohn/Hammond; Absent – Waters) to close the public hearing and adopt Resolution 2006-417 as amended excluding the street sweeping fee increases.

Moved, seconded, carried (McCarty/Fong; Noes – Cohn/Pannell; Absent – Waters) to adopt Resolution 2006-417 as amended to include the street sweeping increases, and adopt an intent motion to approve the FY 2006/07 Utilities Operating Budget, as amended, the FY2006/07 Capital Budget and the 2006-2011 Capital Improvement Program (CIP) for Utilities, as amended.

Council directed staff to report back on (1) what other cities are doing regarding recycling, particularly as it relates to the effects on the land fill, (2) on street sweeping options and (3) by early August, the possibility (Include the NPDS requirements in the analysis) of a ballot measure for the November election to allow the City to provide containerized green waste.

Staff Reports (Item 29)

Staff reports include an oral presentation including those recommending receive and file.

29. Sacramento Youth Commission Year-End Report

Location: (Citywide)

Recommendation: Receive and file.

Contact: Ralph Pettingell, Recreation Manager, (916) 808-6173, Sylvia Fort, Program Manager, (916) 808-8381, Parks and Recreation Department.

Action: Received and filed.

Public Comments- Matters Not on the Agenda

- a. Bill Grant – questionnaire and book he is preparing
- b. Rhonda Erwin – public safety and particularly youth violence
- c. Mike Barnbaum – Upcoming workshop on Sacramento Airport Terminal Modernization

Council Comments-Ideas, Questions and Meeting/Conference Reports

Mayor Fargo – reported on her recent U.S. Conference of Mayors Trip to Las Vegas (AB1234 reporting requirement)

City Manager Report Backs

- a. Tretheway – grocery carts in Creekside neighborhood and requesting that the City Code Department do an immediate sweep

Adjourned – 10:05 p.m. - in memory of Non Notolli, Sr., Milton Daniels and Fred Pleines, Sr.

