

CITY COUNCIL

Darrell Steinberg, Mayor
Angelique Ashby, District 1
Allen Warren, District 2
Jeff Harris, District 3
Steve Hansen, Vice Mayor, District 4
Jay Schenirer, District 5
Eric Guerra, District 6
Rick Jennings, II, District 7
Larry Carr, District 8

CHARTER OFFICERS

Mindy Cuppy, City Clerk
Susana Alcala Wood, City Attorney
Howard Chan, City Manager
John Colville, City Treasurer

Minutes
City Council
Financing Authority
Housing Authority
Public Financing Authority
Redevelopment Agency
Successor Agency

City Hall-Council Chamber
915 I Street, 1st Floor
Published by the Office of the City Clerk
(916) 808-5163

Tuesday, October 2, 2018

5:00 p.m.

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. **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 or 24 hours prior to a special meeting. The City posts meeting agendas on the City website, 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 recommendation; 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. All meeting materials are also available at the meeting for public review. Contracts subject to the 10-day review period, as required by the Council Rules of Procedure, can be found on the City's website at: <http://portal.cityofsacramento.org/Clerk/Contract-Posting>

City Council meetings are broadcast live on Metrocable, Channel 14, AT&T Broadband Cable System and rebroadcast on the Saturday following the date of the meeting. Live video streams 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.

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*).

General Conduct for the Public Attending Council Meetings

- Members of the public attending City Council meetings shall observe the same rules and decorum applicable to the Members and staff as noted in Chapters 3 and 4 of Council Rules of Procedure.
- Stamping of feet, whistles, yells or shouting, physically threatening conduct, and/or similar demonstrations are unacceptable public behavior and will be prohibited by the Sergeant-at-Arms.
- Lobbyists must identify themselves and the client(s), business or organization they represent before speaking to the Council.
- Members of the public wishing to provide documents to the Council shall comply with Rule 7 D of the Council Rules of Procedure.

Members of the Public Addressing the City Council

Purpose of Public Comment. The City provides opportunities for the public to address the Council as a whole in order to listen to the public's opinions regarding non-agendized matters within the subject matter jurisdiction of the City during Regular meetings and regarding items on the Agenda at all other meetings.

- Public comments should not be addressed to individual Members nor to City officials, but rather to the City Council as a whole regarding City business.
- While the public may speak their opinions on City business, personal attacks on Members and City officials, use of swear words, and signs or displays of disrespect for individuals are discouraged as they impede good communication with the Council.
- Consistent with the Brown Act, the public comment periods on the Agenda are not intended to be "Question and Answer" periods or conversations with the Council and City officials. The limited circumstances under which Members may respond to public comments are set out in Rule 8 D 2 of the Council Rules of Procedure.
- Members of the public with questions concerning Consent Calendar items may contact the staff person or the Council Member whose district is identified on the report prior to the meeting to reduce the need for discussion of Consent Calendar items and to better respond to the public's questions.

Speaker Time Limits. In the interest of facilitating the Council's conduct of the business of the City, the following time limits apply to members of the public (speakers) who wish to address the Council during the meeting.

- **Matters not on the Agenda.** Two (2) minutes per speaker.
- **Consent Calendar Items.** The Consent Calendar is considered a single item, and speakers are therefore subject to the two (2) minute time limit for the entire Consent Calendar. Consent Calendar items can be pulled at a Council member's request. Such pulled Consent Calendar items will be considered individually and up to two (2) minutes of public comment per speaker on those items will be permitted.
- **Discussion Calendar Items.** Two (2) minutes per speaker.

Time Limits per Meeting In addition to the above time limits per item, the total amount of time any one individual may address the Council at any meeting is eight (8) minutes.

- Each speaker shall limit his/her remarks to the specified time allotment.
- The Presiding Officer shall consistently utilize the timing system which provides speakers with notice of their remaining time to complete their comments. A countdown display of the allotted time will appear and will flash red at the end of the allotted time.
- In the further interest of time, speakers may be asked to limit their comments to new materials and not repeat what a prior speaker said. Organized groups may choose a single spokesperson who may speak for the group but with no increase in time.
- Speakers shall not concede any part of their allotted time to another speaker.
- The Presiding Officer may further limit the time allotted for public comments per speaker or in total for the orderly conduct of the meeting and such limits shall be fairly applied.

City of Sacramento City Council

Tuesday, October 2, 2018

5:00 PM

915 I Street, 1st Floor

Regular Meeting Minutes

City Hall Council Chamber

All items listed are heard and acted upon by the Sacramento City Council unless otherwise noted.

Open Session - 5:00 p.m.

Regular session called to order by Mayor Darrell Steinberg at 5:05 p.m. Tuesday, October 2, 2018 at the Sacramento City Hall Council Chamber.

Members Present: Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren (until 7:21 p.m.), and Mayor Darrell Steinberg.

Members Absent: Angelique Ashby.

Pledge of Allegiance – Led by Councilmember Carr.

Closed Session Report – None.

Special Presentation/General Communications

- A. Recognizing Street Soccer USA for Their Work in the Community
Action: Resolution presented by Member Schenirer.

- B. Recognizing Norm Policar on his Retirement as Principal from Genevieve Didion School
Action: Resolution presented by Member Jennings.

Consent Calendar

All items listed under the Consent Calendar are considered and acted upon by one Motion. Anyone may request an item be removed for separate consideration.

Action: Moved/Seconded: Member Hansen / Member Harris.

Yes: Members Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Darrell Steinberg.

Absent: Member Angelique Ashby.

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

1. **Review and Approval of City's Positions on November 2018 Statewide Ballot Measures**
File ID: 2018-01382
Location: Citywide
Action: Passed **Motion No. 2018-0318** approving the City's Positions on November 2018 statewide ballot measures.
Contact: Consuelo Hernandez, Director of Governmental Affairs, (916) 808-7395, Office of the City Manager

2. **August 2018 Monthly Investment Transactions Report**
File ID: 2018-01293
Location: Citywide
Public comment heard from Mac L. Worthy.
Action: Received and filed.
Contact: Stacy Hussey, Chief Investment Officer, (916) 808-7746, Office of the City Treasurer

3. **Agreement: 2040 General Plan Update, Climate Action Plan, and Master Environmental Impact Report (Published for 10-Day Review on 09/20/2018)**
File ID: 2018-01299
Location: Citywide
Action: Passed **Motion No. 2018-0319** authorizing the City Manager or the City Manager's designee to execute a professional services agreement with Dyett & Bhatia Urban and Regional Planners, in an amount not-to-exceed \$2,408,435, for professional services pertaining to the 2040 General Plan Update, preparation of the Climate Action Plan, and Master Environmental Impact Report.
Contact: Remi Mendoza, Senior Planner, (916) 808-5003; Gregory J. Sandlund, Long Range Planning Manager, (916) 808-8931, Community Development Department.

4. **Contract: Collection and Disposal of Recyclables and Refuse for City Facilities (Published for 10-Day Review on 09/20/2018)**
File ID: 2018-01172
Location: Citywide
Action: Passed **Motion No. 2018-0320:** 1) awarding a five-year contract to USA Waste of California, Inc. for the collection of recyclables and refuse at City-owned and leased facilities in an amount not to exceed \$7,154,126 for the five-year term; and 2) authorizing the City Manager or the City Manager's designee to execute the contract specified above.
Contact: Marc Robles, Program Analyst, (916) 808-6343; Robert Adams, Procurement Services Manager, (916) 808-5524, Department of Finance

5. **Administrative Subpoena to PG&E for a Report of Deliveries of Natural Gas to Transportation Customers**
File ID: 2018-01266
Location: Citywide
Action: Passed **Resolution No. 2018-0387** authorizing the City Attorney or the City Attorney's designee to issue an administrative subpoena to Pacific Gas & Electric (PG&E) requiring the production of business records necessary for an audit of their collection of the Utility User Tax pursuant to Sacramento City Code chapter 3.32.
Contact: Julie Coffeen, Program Manager, (916) 808-1259, Department of Finance
6. **Grant: Fiscal Year (FY) 2018/19 Office of Traffic Safety Selective Traffic Enforcement Program**
File ID: 2018-01341
Location: Citywide
Action: Passed **Resolution No. 2018-0388** authorizing the City Manager, or the City Manager's designee, to: 1) accept a grant award of \$403,304 from the State of California, Office of Traffic Safety; 2) establish the FY 2018/19 Selective Traffic Enforcement Program (STEP) operating grant project (G11016219); and 3) establish revenue and expenditure budgets in the amount of \$403,304 in the FY 2018/19 STEP grant (G11016219) to implement the program.
Contact: Dennis Joy, Police Captain, Metro Division, (916) 808-0701, Police Department
7. **Change Order: Lead Dust Abatement for City of Sacramento South Area Corporation Yard (C13900000)**
File ID: 2018-01305
Location: 5730 24th Street, District 5
Action: Passed **Motion No. 2018-0321:** 1) approving Change Order No.1 to City Contract 2018-1147 with JM Environmental, Inc.; 2) authorizing the City Manager or the City Manager's designee to execute Change Order No. 1 in an amount not to exceed \$69,603 with JM Environmental, Inc. for a new total not-to exceed amount of \$326,603; and 3) resetting the City Manager's Change Order Authority.
Contact: Ezra Roati, Associate Architect, (916) 808-5877; James Christensen, Facilities Manager (916) 808-5863, Department of Public Works.

8. **Summary Vacation of a Portion of the Easement for Public Purposes at 6779 Q Street, Within Council District 3**

File ID: 2018-01260

Location: Northwest corner of the Q Street and 69th Street intersection and within the lot at 6779 Q Street, District 3.

Action: Passed **Resolution No. 2018-0389** vacating a portion of the easement for public purposes at the southeast corner of 6779 Q Street.

Contact: Jair Bautista, Engineer Technician, (916) 808-7929; Jennifer Johnson, Supervising Engineer, (916) 808-7754; Nick Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

9. **Contract for Legal Services: Citizens for Positive Growth and Preservation v. City of Sacramento, et al.**

File ID: 2018-01200

Location: District 4

Action: Passed **Motion No. 2018-0322** authorizing the City Attorney to execute a contract with Meyers Nave Riback Silver & Wilson in an amount not to exceed \$175,000 for litigation services in the lawsuit captioned *Citizens for Positive Growth and Preservation v. City of Sacramento, et al.*

Contact: Brett Witter, Supervising Deputy City Attorney, (916) 808-5346, Office of the City Attorney

10. **Agreement for Implementation of Pathways to Health + Home Program**

File ID: 2018-01367

Location: Citywide

Public comment heard from James "Faygo" Clark, Robert Coplin, and David Andre.

Action: Passed **Motion No. 2018-0323** authorizing the City Manager or City Manager's designee to: execute the attached alignment agreement with The Regents of the University of California on behalf of its University of California Davis Medical Center (UCDMC) for an amount not-to-exceed \$750,000 for alignment of UCDMC's programs to support the Pathways program.

Contact: Anira Khlok, Homeless Services Program Analyst, (916) 808-7948, Office of the City Manager

Public Hearings

11. Ordinance Removing 2812 S Street from the Sacramento Register of Historic and Cultural Resources (M18-015) [Passed for Publication 09/20/2018; Noticed 09/21/2018; Published 09/25/2018]

File ID: 2018-01317

Location: 2812 S Street, 010-0054-007-0000, District 4

Action: Moved/Seconded: Member Hansen / Member Jennings.

Yes: Members Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Darrell Steinberg.

Absent: Member Angelique Ashby,

Conducted a public hearing and upon conclusion: 1) Passed **Resolution No. 2018-0390**: a) determining the removal of the landmark designation from the vacant lot at 2812 S Street from the Sacramento Register of Historical and Cultural Resources is exempt from review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060(c)(2) and 15061(b)(3) for activities that would not result in a significant change in the environment; and b) finding the vacant lot at 2812 S Street is not a historical resource for the purposes of CEQA; and 2) passed **Ordinance No. 2018-0046** removing the landmark designation at 2812 S Street from the Sacramento Register of Historical and Cultural Resources.

Contact: Carson Anderson, Preservation Director, (916) 808-8259, Community Development Department

12. Proposed Business Operating Permit Fees for Cannabis Distribution (Noticed on 09/21/2018 & 09/28/2018)

File ID: 2018-01015

Location: Citywide

Action: Moved/Seconded: Member Guerra / Member Carr.

Yes: Members Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, and Allen Warren.

Absent: Member Angelique Ashby and Mayor Darrell Steinberg.

Conducted a public hearing and upon conclusion, passed **Resolution No. 2018-0391** approving the proposed business operating permit fees for cannabis distribution and delivery-only businesses.

Contact: Joe Devlin, Chief, (916) 808-4772; Zarah Cruz, Program Specialist, (916) 808-8925, Office of Cannabis Policy and Enforcement, Office of the City Manager.

Discussion Calendar

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

13. Ordinance Limiting Southeast Industrial Area Dispensaries Authorized to Deliver (Passed for Publication on 09/20/2018; Published 09/25/2018)

File ID: 2018-01207

Location: District 6

Action: Moved/Seconded: Member Guerra / Member Schenirer.

Yes: Members Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Darrell Steinberg.

Absent: Member Angelique Ashby.

Public comment heard from Mathew, Tyler Bales, Tracey Schaal, Kenny Sadler, Jackie McGowan, and Caity Maple.

Passed **Ordinance No. 2018-0047 as amended** adding Article X to chapter 5.150 of the Sacramento City Code limiting Southeast Industrial Area dispensaries authorized to deliver.

Contact: Joe Devlin, Chief, (916) 808-4772; Zarah Cruz, Program Specialist, (916) 808-8925, Office of Cannabis Policy and Enforcement, Office of the City Manager

14. Framework for Inclusive Economic and Community Development

File ID: 2018-01351

Location: Citywide

Action: Moved/Seconded: Member Guerra / Member Schenirer.

Yes: Members Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Darrell Steinberg.

Absent: Member Angelique Ashby.

Public comment on items 14 and 15 from Mac L. Worthy, Jade Nicole, Latiya Gholar, Robert Coplin, Katie Valenzuela, Chris Smith, and Flo Cofer.

Passed **Resolution No. 2018-0392** adopting a framework for inclusive economic and community development in the City of Sacramento.

Contact: Michael Jasso, Assistant City Manager, (916) 808-1380, Office of the City Manager

15. Measure U Community Advisory Committee

File ID: 2018-01387

Location: Citywide**Action:** Moved/Seconded: Member Hansen / Member Harris.**Yes:** Members Larry Carr, Eric Guerra, Steve Hansen, Jeff Harris, Rick Jennings, Jay Schenirer, Allen Warren, and Mayor Darrell Steinberg.**Absent:** Member Angelique Ashby.

Public comment on items 14 and 15 from Mac L. Worthy, Jade Nicole, Latiya Gholar, Robert Coplin, Katie Valenzuela, Chris Smith, and Flo Cofer.

Passed **Resolution No. 2018-0393 as amended:** 1) establishing the Measure U Community Advisory Committee and defining the responsibility of the committee; and 2) rescinding resolution 2012-0344, which established the 2012 Measure U Citizens Oversight Committee to ensure that the expenditures of City resources reflect Council and community priorities.

Contact: Leyne Milstein, Assistant City Manager, (916) 808-8491, Office of the City Manager

Public Comments-Matters Not on the Agenda

1. Mac L. Worthy
2. Pastor Joan Kennard
3. Jay Raj Narayan
4. Tracy Mapes
5. Robert Coplin
6. Allen Asch
7. James "Faygo" Clark
8. Dennessa Atilas
9. Denis Hulett
10. Stevante Clark
11. Keyan Bliss
12. T. Whitney
13. Onethia
14. Flo Cofer
15. Jrmar Jefferson
16. Ron
17. Kim Marie West
18. Jade Nicole

Council Comments-Ideas, Questions, AB1234 Reports, and JPA/Board and Commission Appointments

1. Information Requests

None.

2. Board/Commission Appointments

- a. Mayor Steinberg announced that the Personnel and Public Employees (P&PE) Committee will be changed to a 3-person body with 1 alternate. The following councilmembers will be appointed to this committee: Ashby, Carr, and Hansen as members and Warren as the alternate.

3. AB1234 Reports

- a. Member Guerra reported that this past week he participated with a group who traveled to Aachen University Institute in Germany to look at how we can bring the future of zero emissions infrastructure and jobs to Sacramento.

4. Ad Hoc Committee Reports

None.

Adjourned – 8:07 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of October 2, 2018 as approved by the Sacramento City Council.

Mindy Cuppy

Digitally signed by Mindy Cuppy
Date: 2019.04.02 14:42:01
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Mindy Cuppy, MMC, City Clerk