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Legislative Body City Council

Posting Type Regular Meeting Agenda

Posting Location 915 I Street Sacramento, CA 95814

Meeting Date & Time 11/21/2017 @ 5:00 PM

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Signature **Nell Hessel** Digitally signed by Nell Hessel
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CITY COUNCIL

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

CHARTER OFFICERS

Matthew Ruyak, Interim City Attorney
Mindy Cuppy, City Clerk
Howard Chan, City Manager
John Colville, City Treasurer

Agenda
City Council
Financing Authority
Housing Authority
Public Financing Authority
Redevelopment Agency
Successor Agency
City Hall-Council Chamber
915 I Street, 1st Floor, Sacramento
Published by the Office of the City Clerk
(916) 808-5163

Tuesday, November 21, 2017
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. 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, November 21, 2017

5:00 PM

915 I Street, 1st Floor

Regular Meeting Agenda

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.

Roll Call

Pledge of Allegiance

Closed Session Report

Special Presentations/General Communications

A. Recognizing Dafna Gauthier on her Retirement

Public Comments-Matters Not on the Agenda

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.

1. Approvals for Implementation of the Pathways to Health + Home Program

File ID: 2017-01521

Location: Citywide

Recommendation: Pass a **Motion** authorizing the City Manager or City Manager's designee to: 1) execute and submit various reporting and certification forms to the California Department of Health Care Services (DHCS) related to implementation of the City's Pathways to Health + Home (Pathways) program; and 2) execute incentive agreements for Pathways Program Year 2 with Pathways partners in substantial conformity with the template included as Attachment 2, and in accordance with the schedule of amounts and partners identified in this report.

Contact: Emily Halcon, Homeless Services Coordinator, (916) 808-7896, Office of the City Manager

2. Cooperative Purchase Agreements: Equipment Rentals and Maintenance, Repair and Operations (MRO) Supplies

File ID: 2017-01225

Location: Citywide

Recommendation: Pass a **Motion:** 1) approving the use of the U.S. Communities' cooperative purchase agreements with Home Depot and Applied Industrial Technologies, and the National Joint Powers Alliance's (NJPA) cooperative purchase agreement with United Rentals for equipment rentals and the purchase of MRO supplies in an amount not to exceed \$975,000 total through the term of each respective agreement, or until the applicable cooperative purchase agreement is no longer available for use; and 2) authorizing the City Manager or the City Manager's designee to execute the purchases specified above.

Contact: Marc Robles, Program Analyst, (916) 808-6343; Robert C. Adams, Procurement Services Manager, (916) 808-5524, Department of Finance

3. Establish Blackbird Park Phase 1 Capital Improvement Project (L19109200) and Appropriate Funding

File ID: 2017-01433

Location: District 1

Recommendation: Pass a **Resolution:** 1) establishing a new capital improvement project for the Blackbird Park Phase 1 Project (L19109200); and 2) appropriating \$3 million from Park Development Impact Fees (Fund 3204) available fund balance to the Blackbird Park Phase 1 Project.

Contact: Gary Hyden, Park Planning & Development Manager, (916) 808-1949; Jason Wiesemann, Associate Landscape Architect, (916) 808-7634; Department of Parks and Recreation

4. Establish the McKinley Park Restroom Grinder Pump Project (L19137900) and Appropriate Funding

File ID: 2017-01435

Location: District 3

Recommendation: Pass a **Resolution:** 1) establishing the McKinley Park Restroom Grinder Pump Project (L19137900); and 2) appropriating \$50,000 from Park Development Impact Fees (Fund 3204) available fund balance.

Contact: Gary Hyden, Park Planning & Development Manager, (916) 808-1949; Jason Wiesemann, Associate Landscape Architect, (916) 808-7634; Department of Parks and Recreation

5. Rejection of Bids for South Area Corporation Yard CNG Fueling Facility (B18014541004)

File ID: 2017-01479

Location: 5730 24th Street, District 5

Recommendation: Pass a **Motion** rejecting bids for South Area Corporation Yard CNG Fueling Facility (B18014541004).

Contact: Mark C. Brown, P.E., Senior Engineer, (916) 808-7118; James Christensen, Interim Facilities Manager, (916) 808-5863, Department of Public Works

6. Conceptual Plans and Categorical Exemption for Downtown Bikeways Project (K15185104)

File ID: 2017- 01417

Location: P Street (9th Street to 15th Street), Q Street (9th Street to 15th Street), 10th Street (Q Street to I Street), H Street (13th Street to 15th Street), I Street (12th Street to 13th Street), F Street (14th Street to 16th Street), District 4

Recommendation: Pass a **Resolution:** 1) accepting the conceptual plans for the Downtown Bikeways Project (K15185104); and 2) approving the Categorical Exemption for the Downtown Bikeways Project (K15185104).

Contact: Megan Johnson, Associate Civil Engineer (916) 808-1967; Nick Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works

7. Approval of Americans with Disabilities Act (ADA) Public Rights-of-Way Prospective Plan for Fiscal Year 2017/18

File ID: 2017- 01420

Location: Citywide

Recommendation: Pass a **Motion** approving the Americans with Disabilities Act (ADA) Public Rights-of-Way Prospective Plan for Fiscal Year 2017/18.

Contact: Cecilyn Foote, Associate Civil Engineer (916) 808-6843; Nick Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works

8. (Pass for Publication) Amendment to the Greenbriar Development Agreement Regarding Timing of Payment Toward the Traffic Congestion Relief Fund

File ID: 2017-01505

Location: South of Elkhorn Blvd, West of Highway 99, North of Interstate 5, and East of Lone Tree Road, District 1

Recommendation: 1) Review an ordinance approving the First Amendment to the Development Agreement between the City of Sacramento and the Greenbriar Project Owner, LP; and 2) pass for publication the ordinance title as required by the Sacramento City Charter section 32(c) to be considered November 28, 2017.

Contact: Lucinda Willcox, Program Manager, (916) 808-5052, Department of Public Works; Stacia Cosgrove, Principal Planner, (916) 808-7110, Community Development Department

9. Agreement: Labor Compliance Augmentation Services for Contract Administration

File ID: 2017-01389

Location: Citywide

Recommendation: Pass a **Motion** authorizing the City Manager or the City Manager's designee to execute a Professional Services Agreement with WSP USA for up to four years of Labor Compliance Augmentation and Contract Administration services for construction of Capital Improvement Projects, including but not limited to the Accelerated Water Meter Project, for an amount not-to-exceed \$400,000.

Contact: Ian Pietz, Project Manager (916) 808-1910; Michelle Carrey, Supervising Engineer (916) 808-1438; Dan Sherry, Engineering & Water Resources Division Manager, (916) 808-1419, Department of Utilities

10. Agreement: On-Call Sewer and Storm Drainage Flow Monitoring

File ID: 2017-01466

Location: Citywide

Recommendation: Pass a **Resolution:** 1) authorizing the City Manager or the City Manager's designee to execute a Professional Services Agreement with V&A Consulting Engineers, Inc. to provide on-call sewer and storm drainage flow monitoring services for an amount not-to-exceed \$750,000; and 2) approving budget related transfers.

Contact: Gary Gulseth, Project Manager (916) 808-1412; Brett Grant, Supervising Engineer (916) 808-1413; Dan Sherry, Engineering & Water Resources Division Manager, (916) 808-1419, Department of Utilities

11. FY2017 Flood Mitigation Assistance (FMA) Grant Project: Florin Creek Study & Pomegranate Localized Flood Control Project

File ID: 2017-01508

Location: Citywide

Recommendation: Pass a **Resolution** authorizing the City Manager or City Manager's designee to: 1) apply to the FY2017 Flood Mitigation Assistance (FMA) Grant Program, for a total not-to-exceed amount of \$1,272,820; and 2) execute all agreements and documents of compliance related to the grant on behalf of the City if the grant is awarded.

Contact: Bill Busath, Director, (916) 808-1434; Susan Goodison, Business Services Manager, (916) 808-8995; Daniel Choe, Supervising Financial Analyst, (916) 808-5988; Michele Gray-Samuel, Program Specialist, (916) 808-6645, Department of Utilities

12. Establishing the Cannabis Equity Program and (Pass for Publication) Ordinances Amending the Sacramento City Code Relating to Cannabis Cultivation, Nonvolatile Manufacturing, and Distribution; Cannabis Manufacturing Businesses; and Interested Parties of a Cannabis Business

File ID: 2017- 01551

Location: Citywide

Recommendation: 1) Review an ordinance amending, deleting and adding various provisions of Title 17 of the Sacramento City Code (The Planning and Development Code) relating to Cannabis Cultivation, Nonvolatile Manufacturing, and Distribution; 2) review an ordinance amending Sections 5.150.7901 and 5.150.800 of the Sacramento City Code relating to Cannabis Manufacturing Businesses to add tiered manufacturing; 3) review an ordinance amending Section 5.150.070 and deleting Section 5.150.375 of the Sacramento City Code relating to interested parties of a cannabis business; and 4) pass for publication the ordinance titles per Sacramento City Charter 32(c) for consideration on November 28, 2017.

Contact: Joe Devlin, Chief of Cannabis Policy and Enforcement, Office of Cannabis Policy and Enforcement, (916) 808-4772; Zarah Cruz, Program Specialist, Office of Cannabis Policy and Enforcement, (916) 808-8925, Department of Finance; Joy Patterson, Principal Planner, (916) 808-5607, Community Development Department.

13. (Pass for Publication) Ordinances Amending Title 5 (Business Permits and Licensing) and Title 17 (Planning and Development Code) Relating to Cannabis Businesses

File ID: 2017-01553

Location: Citywide

Recommendation: 1) Review an ordinance amending, deleting and adding various provisions of Title 17 of the Sacramento City Code (The Planning and Development Code) relating to cannabis dispensaries, cannabis testing, and volatile solvents; 2) review an ordinance amending various provisions Chapter 5.150 of the Sacramento City Code relating to storefront cannabis dispensaries, delivery-only cannabis dispensaries, cannabis distribution, and volatile solvents; and 3) pass for publication the ordinance titles per Sacramento City Charter section 32(c) for consideration on November 28, 2017.

Contact: Joe Devlin, Chief of Cannabis Policy and Enforcement, (916) 808-4772; Zarah Cruz, Program Specialist, Office of Cannabis Policy and Enforcement, Department of Finance (916) 808-8925; Joy Patterson, Principal Planner, 916-808-5607, Community Development Department.

Public Hearings**14. Ice Blocks Signage Planned Unit Development (P17-035)(Noticed 11/10/2017)**

File ID: 2017-01494

Location: 1610, 1701, 1710, 1715, 1720, 1725 R Street, District 4

Recommendation: Conduct a public hearing and upon conclusion pass 1) a

Resolution determining the Ice Blocks Signage Planned Unit Development (P17-035) project exempt from review under the California Environmental Quality Act; and 2) a

Resolution approving the Ice Blocks Signage Planned Unit Development Guidelines (P17-035).

Contact: Garrett Norman, Assistant Planner, (916) 808-7934; Evan Compton, Senior Planner, (916) 808-5260; Bruce Monighan, Urban Design Manager, (916) 808-1241, Community Development Department

Discussion Calendar

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

15. Public Information Strategy for Cannabis Regulation and Enforcement

File ID: 2017-01550

Location: Citywide

Recommendation: Review and provide direction.

Contact: Linda Tucker, Media and Communication Officer, (916) 808-7523, Office of the City Manager

16. Update on Enforcement Actions Against Illegal Cultivation

File ID: 2017-01496

Location: Citywide

Recommendation: Pass a **Resolution** authorizing the City Manager, or the City Manager’s designee to: 1) direct all fines and fees collected pursuant to Sacramento City Code Section 8.132, as amended on August 29, 2017, relating to the enforcement of illegal residential cultivation of cannabis to the Cannabis Policy and Enforcement Multi-Year Operating Project (MYOP) I06420000; and 2) adjust the revenue budget for the Cannabis Policy and Enforcement division of Finance (06001611) for FY2017/18, in an amount equal to the administrative penalties received, and the expense budget in the MYOP (I06420000) to reflect actual revenues collected.

Contact: Dave Peletta, Captain Sacramento Police Department, (916) 808-7395

17. Update on Cannabis Regulation and Enforcement

File ID: 2017-01552

Location: Citywide

Recommendation: Receive and file.

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

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