



OFFICE OF THE
CITY CLERK

CITY OF SACRAMENTO
CALIFORNIA

INTERIM CITY HALL
ROOM 211
730 I STREET
SACRAMENTO, CA
95814-2671

CITY CLERK
Shirley Concolino

PH. (916) 808-5427
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April 26, 2005

www.cityofsacramento.org

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: APPROVAL OF WEEKLY MINUTES

LOCATION AND COUNCIL DISTRICT: All.

RECOMMENDATION: Approve Minutes for the afternoon and evening sessions of April 19, 2005.

CONTACT PERSON: Shirley Concolino, City Clerk, (916) 808-5442

FOR MEETING OF: May 3, 2005

FINANCIAL CONSIDERATIONS: None.

ENVIRONMENTAL CONSIDERATIONS: None.

POLICY CONSIDERATIONS: None.

ESBD CONSIDERATIONS: Not Applicable.

Respectfully Submitted:



Shirley Concolino, City Clerk

Attachments:
Minutes for April 19, 2005 Pgs: 3 (Top Corner)



CITY OF SACRAMENTO

MINUTES

THE CITY COUNCIL WELCOMES YOU

to the

CITY COUNCIL MEETING - 2:00 P.M.

**Interim City Hall - 730 I Street,
First Floor, Council Chambers**

April 19, 2005

-- NOTICE TO THE PUBLIC --

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**Concurrent Regular Meetings of
Sacramento City Council
Redevelopment Agency of the City of Sacramento
Housing Authority of the City of Sacramento
Economic Development Commission
Sacramento City Financing Authority**

HEATHER FARGO, Mayor

RAYMOND L. TRETHERWAY III (D-1)

Vice-Mayor

SANDY SHEEDY (D-2)

Councilmember

STEVE COHN (D-3)

Councilmember

ROBERT KING FONG (D-4)

Councilmember

LAUREN HAMMOND (D-5)

Councilmember

KEVIN MCCARTY (D-6)

Councilmember

ROBBIE WATERS (D-7)

Councilmember

BONNIE PANNELL (D-8)

Councilmember

Charter Officers

*Samuel Jackson
City Attorney*

*Shirley Concolino
City Clerk*

*Robert Thomas
City Manager*

*Thomas Friery
City Treasurer*

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(Government Code Section 54954.2, The Brown Act)

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CALL TO ORDER at 2:12 p.m.

ROLL CALL- All present.

CLOSED SESSION REPORT- Recessed at 2:05 p.m. and will reconvene at the close of the afternoon session.

1.0 SPECIAL PRESENTATIONS/GENERAL COMMUNICATIONS

1.1 Annual phone book collection school presentation of check awards.

ACTION: Continued to 5-3-05 as requested by Harold Duffy.

2.0 CONSENT CALENDAR (ITEMS 2.1 THROUGH 2.22)

ACTION: All items adopted in one motion except as indicated.

VOTING RECORD: Moved: Waters Seconded: Pannell
AYES: Cohn, Fong, Hammond, McCarty, Pannell,
Sheedy, Waters, Tretheway, Mayor Fargo

SHRA

2.1 Authorize the Executive Director or her designee to establish guidelines for individual project review and sole source negotiations. (D-1,2,3,5,6)

RECOMMENDATION: Adopt Redevelopment Agency Resolution.

ACTION: RA2005-022

City Council

2.2 Approve the City Council minutes for the afternoon and evening sessions of April 5, 2005. (D-All)

RECOMMENDATION: Approve minutes.

ACTION: Approved minutes.

2.3 Open an application period for various Boards and Commissions. (D-All)

A) Capitol Area Development Authority to fill one position. This opening represents a seat where the appointee resigned prior to the term expiration in September 2008. Appointee shall be a city resident, appointed by the Mayor with the approval of the City Council; and

B) Sacramento Youth Commission to fill sixteen (16) positions. This opening represents four (4) seats where appointees resigned prior to their term expirations and twelve (12) seats whose terms are expiring in May 2005. Appointees shall be youths between the ages of 14 and 19, and either a resident or student in the City of Sacramento at the time of appointment.

RECOMMENDATION: A) Open application period on 04-20-05; Applications due on 05-20-05.
B) Open application period on 04-20-05; Applications due on 05-06-05.

ACTION: A) Application period opened on 04-20-05; Applications due on 05-20-05.
B) Application period opened on 04-20-05; Applications due on 05-06-05.

2.4 Confirmation of the following appointments: North Sacramento Redevelopment Advisory Committee – Buddy Bergstrom and Ken Ash under Category A [Business Owner], Michael Mulligan, Jeff Ogden, Jan McCleary and Elmer McCleary under Category B [Resident Property Owner] and Todd Harlan under Category C [Residential Tenant]. [Appointments made on 4-5-05]. (D-All)

RECOMMENDATION: Confirm appointments.

ACTION: Confirmed appointments.

2.5 Award the Sacramento Regional County Sanitation District Economic Development Treatment Capacity Bank Sewer Credits for Marriott Residence Inn, located at 1501 L Street at the intersection of 15th and L Streets. (D-1)

RECOMMENDATION: Adopt Resolution.

ACTION: CC2005-241

2.6 Award the Sacramento Regional County Sanitation District Economic Development Treatment Capacity Bank Sewer Credits for Spataro's, located at 1415 L Street near the intersection of 15th and L Street. (D-3)

RECOMMENDATION: Adopt Resolution.

ACTION: CC2005-242

2.7 Arden Way Exposition Boulevard Street Lighting Replacement Project (PN: SK13), located along Ethan Way, from Exposition Boulevard to Hurley Way and along Tribute Road from Exposition Boulevard to the Business 80 freeway. (D-2)

- A) Approve Change Order No. 1;
- B) Reset the City Manager’s Change Order authority; and
- C) Authorize and direct the City Manager to execute Change Order No. 1 with Richard A. Heaps in the amount of \$27,700.

RECOMMENDATION: A-C) Adopt Resolution.

ACTION: A-C) CC2005-243

2.8 Suspend competitive bidding and authorize the execution of the Water Taxi Service Agreement (“River Otter”) with Waterfront Area Visitor and Entertainment Services. [*Requires two-thirds vote*] (D-1)

RECOMMENDATION: Adopt Resolution approving agreement.

ACTION: CC2005-244 AG2005-040

2.9 Code Enforcement Case Fees and Penalties: Place liens on the properties for unpaid fees and penalties and transmit the unpaid cost to the Sacramento County Auditor/Controller as a special assessment against the properties. (D-All)

RECOMMENDATION: Adopt Resolution.

ACTION: Withdrawn for public testimony by James Danielson
CC2005-245

VOTING RECORD: Moved: Sheedy Seconded: Hammond
AYES: Cohn, Fong, Hammond, McCarty, Pannell,
Sheedy, Waters, Tretheway, Mayor Fargo

2.10 Housing Case Fees and Penalties: Place liens on the properties for unpaid fees and penalties and transmit the unpaid costs to the Sacramento County Auditor/Controller as special assessments against the properties. (D-All)

RECOMMENDATION: Adopt Resolution.

ACTION: Withdrawn for public testimony James Danielson and Ardist Cooper Jr. CC2005-246

VOTING RECORD: Moved: Pannell Seconded: Hammond
AYES: Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Waters, Tretheway, Mayor Fargo

2.11 Amendments to the Fiscal Year 2004-05 budget for non-bonded Maintenance Districts: (D-8,6)

- A) Neighborhood Water Quality District No. 2003-03, located East of I-5 and South of Amherst; and
- B) Power Inn Road Maintenance District No. 2003-01, located South of Folsom Boulevard.

RECOMMENDATION: A) Adopt Resolution
B) Adopt Resolution.

ACTION: A) CC2005-247 B) CC2005-248

2.12 Authorize the City Treasurer to review possible options for refunding several series of outstanding City bonds and to proceed with a refunding financing if net present value savings are not less than 3.00%. (D-All)

RECOMMENDATION: Adopt Resolution.

ACTION: CC2005-249

2.13 Support an application for a Land and Water Conservation Fund (LWCF) grant in the amount of \$150,000 from the California Department of Parks and Recreation to fund the development of Verano Creek Park in North Sacramento and authorize the City Manager to execute all necessary agreements. (D-2)

RECOMMENDATION: Adopt Resolution.

ACTION: CC2005-250

2.14 Amend the City of Sacramento 2005-2010 Parks and Recreation Master Plan and consider an addendum to the adopted 2005-2010 Parks and Recreation Master Plan Negative Declaration. (D-All)

RECOMMENDATION: Adopt Resolution.

ACTION: CC2005-251

2.15 Carriage Lane II (P04-167), located in North Natomas on the Southwest corner of Prosper Drive and Innovator Drive – An Ordinance amending the districts established by the Comprehensive Zoning Ordinance (Title 17 of the City Code), by rezoning 3.25± net acres of Single-Family Planned Unit Development (R-1PUD) zone to 3.25± net acres of Single-Family Alternative Planned Unit Development (R-1A-PUD) zone. (D-1)

RECOMMENDATION: Pass for publication of title and continue to April 26, 2005.

ACTION: Passed for publication of title and continued to April 26, 2005.

2.16 Annexation No. 25 to the Neighborhood Landscaping District, located in South Sacramento at the Southwest corner of Brookfield Drive and Franklin Boulevard. (D-8)

- A) Accept landowner petition and initiate proceedings to annex territory;
- B) Approve a boundary map of area to be annexed and preliminarily approve the Engineer’s report; and
- C) Adopt Resolution of Intention to annex territory; order the improvements and maintenance; levy an assessment upon the annexed property and set a time and place for a public hearing of protests on June 14, 2005, 2:00 P.M. , at City Council Chambers, 1st Floor, 730 I Street, Sacramento, CA.

RECOMMENDATION:

- A) Adopt Resolution.
- B) Adopt Resolution.
- C) Adopt Resolution.

ACTION:

- A) CC2005-252
- B) CC2005-253
- C) CC2005-254

2.17 Annexation No. 11 to the Neighborhood Park Maintenance Community Facilities District No. 2002-02 that includes eight (8) separate areas; Adopt Resolution of Intention that initiates the CFD annexation process and sets a time and place for a Public Hearing on May 24, 2005, 2:00 P.M. at City Council Chambers, 730 I Street, Sacramento, CA. (D-2,3,4,6,8)

RECOMMENDATION: Adopt Resolution.

ACTION: CC2005-255

- 2.18 Authorize the Procurement Services Manager to utilize the County of Sacramento's contracts with Chipman Corporation, SR Trucking, and D and S Movers, Inc., for anticipated moving services over the course of the next 10 months for a total amount not to exceed \$400,000. (D-All)

RECOMMENDATION: Adopt Resolution.

ACTION: CC2005-256

- 2.19 Authorize the City Manager to award a contract amendment to Nichols Consulting Engineers, in the amount of \$98,889 for consulting services related to the Docks Area Specific Plan, located at the Sacramento Riverfront. (D-4).

RECOMMENDATION: Adopt Resolution.

ACTION: CC2005-257 as amended to include Docks Area Plan and south to Miller Park.

VOTING RECORD: Moved: Fong Seconded: Hammond
AYES: Cohn, Fong, Hammond, McCarty, Pannell,
Sheedy, Waters, Tretheway, Mayor Fargo

- 2.20 Parking Structure Repair and Maintenance Project (PN: VD26), located in Central Downtown area. (D-1)

A) Approve Change Order No. 7 with John Rohrer Contracting Company, Inc., in the amount of \$101,291; and

B) Reset the City Manager's Change Order authority.

RECOMMENDATION: A-B) Adopt Resolution.

ACTION: A-B) CC2005-258

- 2.21 North Laguna Pointe Condominiums (P04-066), located Northeast of the intersection of Bruceville Road and Sheldon Road (Noticed on 4-1-05, PFP'd on 4-5-05, item 2.6) (D-8)

RECOMMENDATION: Continue to 4-26-05.

ACTION: Continued to 4-26-05.

2.22 Review and approve the Municipal Legislation Log approved by the Law and Legislation Committee on April 5, 2005. (D-All)

RECOMMENDATION: Adopt staff recommendation.

ACTION: Staff recommendation adopted.

3.0 PUBLIC HEARING

None.

4.0 STAFF REPORTS

4.1 Annual report on Living Wage Ordinance. (D-All)

RECOMMENDATION: For Council information only.

ACTION: Received and filed.

4.2 Presentation by the California State Department of General Services (DGS) on West End and Central Plan projects.(D-1)

RECOMMENDATION: For Council information only.

ACTION: Received and filed.

5.0 SACRAMENTO HOUSING AND REDEVELOPMENT AGENCY (SHRA)

Staff Report

5.1 Changes to Commercial Revitalization Program. (D-1,2,3,5,6)

A) Convert the Commercial Revitalization Program from zero-interest loans to exterior rebates in the Franklin Boulevard and Stockton Boulevard Redevelopment area;

B) Budget \$300,000 in tax increment funds for exterior rebates in the Franklin Boulevard Redevelopment area;

C) Revise the program to conform with Special Planning District use restrictions in applicable program areas;

D) Add the Old Sacramento Historic District to the program with provisions specific to that district;

E) Expand the Downtown Program boundaries from 7th, J, L and 15th to 7th, I, L, and 17th streets; and

F) Amend the current guidelines of the Downtown Program to allow owners of historic buildings to apply for up to \$75,000 in façade improvements without a long-term lease in place.

RECOMMENDATION: A-F) Adopt Redevelopment Agency Resolution.

ACTION: A-F) RA2005-023 as amended in section 2 to include Overlay Zone use restrictions in applicable program areas.

VOTING RECORD: Moved: Cohn Seconded: Pannell
AYES: Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Waters, Tretheway

ABSTAIN: Mayor Fargo recused because of potential conflict

5.2 Allocate funds and authorize purchase of properties and businesses located at 3536 20th Avenue and 3700 2nd Avenue, (D-5)

A) Set just compensation for the properties and businesses at 3536 20th Avenue and 3700 2nd Avenue as the prices that the owners have

B) agreed upon to sell the properties to the Agency or the fair market values as established by appraisal;

C) Purchase the properties for not substantially more than just compensation;

D) Allow the Executive Director to take all other actions necessary to purchase the properties on a voluntary basis; and

E) Transfer \$1,100,000 to the acquisition project from Oak Park tax increment funds and take all actions necessary to purchase the properties and relocate the tenants.

RECOMMENDATION: A-D) Adopt Redevelopment Agency Resolution.

ACTION: A-D) Continued to Evening meeting of 4-19-05 at the request of staff.

VOTING RECORD: Moved: Hammond Seconded: Pannell
AYES: Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Waters, Tretheway, Mayor Fargo

5.3 Approve the Multi-Family Lending, Mortgage Revenue Bond., and 9% Low-Income Housing Tax Credit Prioritization policies. (D-All)

RECOMMENDATION: Adopt City Council Resolution.
Adopt Redevelopment Agency Resolution.
Adopt Housing Authority Resolution.

ACTION: CC2005-259 RA2005-024
HA2005-009

VOTING RECORD: Moved: Sheedy Seconded: Pannell
AYES: Fong, Hammond, McCarty, Pannell, Sheedy,
Waters, Tretheway, Mayor Fargo
ABSENT: Cohn

5.4 Acquisition of property located at 5716 Stockton Boulevard- Stockton Boulevard Redevelopment Area Supervisorial District 2. (immediately outside Council Districts 5 and 6).

- A) Set just compensation for the property located at 5716 Stockton Boulevard as the price that the owner has agreed upon to sell the property to the Agency or the fair market value as established by appraisal;
- B) Purchase the property for not substantially more than just compensation;
- C) Allow the Executive Director to take all other actions necessary to purchase the property on a voluntary basis; and
- D) Amend the budget to transfer \$800,000 to the Young Street/Stockton Boulevard Development Project from Stockton Boulevard Development Assistance tax increment funds to fund all actions necessary to purchase the property.

RECOMMENDATION: Adopt Redevelopment Agency Resolution.

ACTION: Withdrawn by staff.

6.0 REGIONAL ISSUES

None.

7.0 CITIZENS ADDRESSING COUNCIL (MATTERS NOT ON THE AGENDA)

- 7.1 Clara Kim-G Street Café asked for assistance regarding a catering truck competing with a restaurant.
-

8.0 COUNCIL IDEAS, QUESTIONS AND ANNOUNCEMENTS

- 8.1 Councilmember Sheedy requested City Manager report back on disallowing alcohol on City parkways and trails.

ADJOURNED at 4:05 to reconvene Closed Session at 5:00 p.m.



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CALL TO ORDER- 7:07 p.m.

ROLL CALL- All present except Councilmember Cohn.

CLOSED SESSION REPORT- None.

PLEDGE OF ALLEGIANCE led by Councilmember Sheedy.

10.0 SPECIAL PRESENTATIONS/GENERAL COMMUNICATIONS

10.1 Resolution recognizing Festival de la Familia.

ACTION: Presentation to Joe Cruz, Festival de la Familia coordinator.

11.0 PUBLIC HEARING

None.

12.0 STAFF REPORTS

12.1 Community Racial Profiling Commission update. (D-All)

RECOMMENDATION: For Council information only.

ACTION: Public testimony by Alex Eng; John Floyd; Betty Williams; Gail Von; received and filed.

12.2 Office of Public Safety Accountability (OPSA) annual report. (D-All)

RECOMMENDATION: For Council information only.

ACTION: Received and filed.

13.0 SACRAMENTO HOUSING AND REDEVELOPMENT AGENCY (SHRA)

None.

14.0 REGIONAL ISSUES

None

15.0 CITIZENS ADDRESSING COUNCIL (MATTERS NOT ON THE AGENDA)

-18-

None.

16.0 COUNCIL IDEAS, QUESTIONS AND ANNOUNCEMENTS

- 9.1 Councilmember McCarty requested a status Report Back on a Green Constructing Ordinance.
 - 9.2 Councilmember Waters expressed concern and requested a Report Back under Regional Issues on the studies that have been done previously relating to the current proposal to reopen the Folsom Dam.
 - 9.3 Community events announced by:
 - A) Councilmember McCarty-District-6
 - B) Councilmember Tretheway-District 1
 - C) Councilmember Hammond-District 5
 - D) Councilmember Pannell-District 8
 - E) Mayor Fargo–Citywide
 - 9.4 Mayor Fargo announced Stockton Blvd Redevelopment Agency Commission representing District 5.
 - 1) Elgin Bradley-Business Owner Category
 - 2) Barbara Brown-Owner Occupant Category
 - 3) May Lee, Community Based Organization Category
 - 4) Cheryl Martin, Resident Tenant Category
 - 5) Dawna Mitchell, Owner Occupant Category
-

17.0 ITEMS CONTINUED FROM 04-19-05 2:00 P.M. MEETING

- 17.1 Allocate funds and authorize purchase of properties and businesses located at 3536 20th Avenue and 3700 2nd Avenue, (D-5)
(Continued from 4/19/05 Item 5.2)
 - A) Set just compensation for the properties and businesses at 3536 20th Avenue and 3700 2nd Avenue as the prices that the owners have
 - B) agreed upon to sell the properties to the Agency or the fair market values as established by appraisal;
 - C) Purchase the properties for not substantially more than just compensation;

- D) Allow the Executive Director to take all other actions necessary to purchase the properties on a voluntary basis; and
- E) Transfer \$1,100,000 to the acquisition project from Oak Park tax increment funds and take all actions necessary to purchase the properties and relocate the tenants.

RECOMMENDATION: A-D) Adopt Redevelopment Agency Resolution.

ACTION: Public testimony by Steven R. Matulich, Attorney; Tom Sumpter, Bud Aungst; Nate Solov; Joany Titherington; Penelope Amadali; Tom Boyd; Ron Emslie; Jefferson Reynolds; Joan Barden; and Robin Ware.

A-D) RA2005-025 and direct staff to return to Closed Session for direction prior to purchase transaction.

VOTING RECORD: Moved: Hammond Seconded: Sheedy
AYES: Fong, Hammond, McCarty, Pannell, Sheedy, Waters, Tretheway, Mayor Fargo
ABSENT: Cohn

ADJOURNED at 9:05 p.m.