



## City of Sacramento Law and Legislation Committee

### COMMITTEE MEMBERS:

**LAUREN HAMMOND, Chair (D-5)**

**SANDY SHEEDY (D-2)**  
Councilmember

**STEVE COHN (D-3)**  
Councilmember

**ROBBIE WATERS (D-7)**  
Councilmember

### CITY STAFF:

Shirley Concolino  
City Clerk

Patti Bisharat  
Government Affairs

Yvette Rincon  
Legislative Analyst

Joe Robinson  
Deputy City Attorney

**City Hall**  
915 I Street, 1st Floor – Council Chambers

October 3, 2006 – 12:30 P.M.

*The Law and Legislation Committee is a Standing Committee, a permanent committee of the City Council established to consider subjects of a particular class. Its purpose is to review state and federal legislation affecting the City and proposed changes to municipal ordinances in order to make recommendations to the full City Council.*

### **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 Committee 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 the rack 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 body 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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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.

# MINUTES

**Tuesday October 3, 2006**

*City Hall*

**915 I Street - First Floor Council Chamber**

All items listed are heard and acted upon by the Law and Legislation Committee unless otherwise noted.

**Call to Order** - 12:34 p.m.

**Roll Call:** Members Sheedy, Waters, Hammond present. Member Cohn arrived at 12:46 p.m.

## **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. Approval of Minutes for September 19, 2006**

**Location:** (Citywide)

**Recommendation:** Approve Committee minutes for September 19, 2006.

**Contact:** Yvette Rincon, Legislative Analyst, (916) 808-5827, City Manager's Office.

**ACTION:** Moved/Seconded/Carried (Waters/Sheedy; Absent - Cohn) approval of the September 19, 2006 minutes.

### **2. Law and Legislation Log**

**Location:** (Citywide)

**Recommendation:** Approve legislative log.

**Contact:** Yvette Rincon, Legislative Analyst, (916) 808-5827, City Manager's Office.

**ACTION:** Moved/Seconded/Carried (Waters/Sheedy; Absent – Cohn) approval of the legislative log

### **3. Card Room Ordinance**

**Location:** (Citywide)

**Recommendation:** Staff recommends the committee approve the ordinance and forward to full council.

**Contact:** Kim Riley, Administrative Office, (916) 433-0800, Police Department.

**ACTION:** Moved/Seconded/Carried (Waters/Sheedy; Absent - Cohn) approval of the ordinance and forwarding to full council

4. **Ordinances Creating a Design Commission and a Preservation Commission and Establishing Notice and Hearing Authority and Procedures for Design and Preservation.**

**Location:** Citywide

**Recommendation:** Staff recommends the Committee approve the ordinances and forward to full council.

**Contact:** William Crouch, Urban Design Manager (916) 808-8013, Development Services Department.

Public testimony was given by John Marshack

**ACTION:** Moved/Seconded/Carried (Cohn/Waters) approval of staff recommendation with the following amendments: 1) strike the language in sections 17.132.040 and 17.134.040 referencing non-resident and non-business owners; 2) direct staff to clarify language in section 17.132.310 to include all design review districts

**Staff Reports**

Staff reports include oral presentations including those recommending receive and file. Each speaker is limited to a maximum of 3 minutes.

5. **Legislative Update – Oral Report by City Lobbyist David Jones**

**Location:** Citywide

**Recommendation:** This report is for Committee information.

**Contact:** Patti Bisharat, Director of Governmental Affairs, (916) 808-8197, City Manager's Office.

**ACTION:** Received and filed.

6. **November Ballot Measures**

**Location:** Citywide

**Recommendation:** Staff recommends the Committee approve staff recommendations or provide direction regarding a City position on the 13 propositions on the November State Ballot Measures and forward to the Mayor/Council for adoption.

**Contact:** Mark Prestwich, Special Projects Manager, (916) 808-5380, City Manager's Office.

**ACTION: The Committee took the following actions:**

Propositions 1A-E: Moved/Seconded/Carried (Cohn/Sheedy) approval of staff recommendation to support and forward to Mayor/ Council for adoption

Propositions 83-84: Moved/Seconded/Carried (Sheedy/Cohn) approval of staff recommendation to support and forward to Mayor/ Council for adoption

Proposition 85: Moved/Seconded/Carried (Cohn/Sheedy; Noes - Waters) approval to oppose and forward to the Mayor/ Council for adoption

Proposition 86 & 90: Moved/Seconded/Carried (Cohn/Sheedy) approval of staff recommendation to support Proposition 86 and oppose Proposition 90 and forward to Mayor/ Council for adoption

Proposition 87: Moved/Seconded/Carried (Cohn/Sheedy; Noes – Waters) approval of staff recommendation to support and forward to the Mayor/ Council for adoption

Proposition 88: Moved/Seconded/Carried (Waters/Sheedy) approval of staff recommendation to take no position and forward to the Mayor/ Council for adoption

Proposition 89: Moved/Seconded/Carried (Cohn/Sheedy; Noes - Waters) approval of staff recommendation to take no position and forward to the Mayor/ Council for adoption

**7. Discussion Paper on Authorizing Needle Exchange Programs**

**Location:** Citywide

**Recommendation:** This report is for the Committee's information and staff is requesting direction on whether to move forward in drafting an ordinance that would authorize needle exchange programs in the City.

**Contact:** Yvette Rincon, Legislative Analyst, (916) 808-5827, City Manager's Office.

Public testimony was given by Peter Simpson, Alessandra Ross, Michael Martinez, Glenn Backes, and Linda Roberts

**ACTION:** Moved/Seconded/Carried (Sheedy/Cohn) to (1) direct staff to prepare an ordinance establishing/permitting a needle exchange program in Sacramento that will begin the process of getting the necessary authorization from the State; 2) direct the City Manager to work with the County Health Officer as to how the program should operate; and 3) direct staff to bring the ordinance directly to Council once completed.

**8. Ordinance Amending Sacramento City Code Regarding the Making of Protests and Objections to Recovery of Costs of Nuisance Abatement.**

**Location:** Citywide

**Recommendation:** Staff recommends the Committee approve and forward the ordinance amendments to full council.

**Contact:** Ron O'Connor, Code Enforcement Manager, (916) 808-8183, Code Enforcement.

**ACTION:** Moved/Seconded/Carried (Sheedy/Waters) approve and forward to full council staff's recommended ordinance amendments

**9. Ordinance Amendment Relating to Notice and Orders Service**

**Location:** Citywide

**Recommendation:** Staff recommends the Committee approve and forward the ordinance amendments to full council.

**Contact:** Randy Stratton, Chief of Housing and Dangerous Buildings, (916) 808-6497, Code Enforcement.

**ACTION:** Moved/Seconded/Carried (Sheedy/Cohn) approve and forward to full council staff's recommended ordinance amendments

**Public Comments- Matters Not on the Agenda**

**None**

**Adjournment** - 1:40 p.m.

**This is to certify that the foregoing is a true and correct copy of the minutes of the October 3, 3006 meeting as approved by the Law and Legislation Committee.**

  
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Jennifer Carlino, Senior Deputy City Clerk