



Incorporated July 1, 2000

Website: elkgrovecity.org

Rick Soares, Mayor

Sophia Scherman, Mayor Pro Tem
James Cooper, Councilmember

Dan Briggs, Councilmember
Michael P. Leary, Councilmember

REGULAR MEETING OF THE CITY COUNCIL
Wednesday, April 2, 2003
6:30 P.M.

Elk Grove City Hall
8400 Laguna Palms Way, CA 95758
City Council Chambers

The Elk Grove City Council welcomes, appreciates, and encourages participation in the City Council Meeting. The City Council reserves the right to reasonably limit the total time for public comment on any particular noticed agenda item as it may deem necessary. If you wish to address the Council during the meeting, please complete a Speaker Card and give it to the City Clerk prior to the start of the meeting.

AGENDA

1. CALL TO ORDER/ROLL CALL

1.1 Roll Call

1.2 Pledge of Allegiance by Girl Scout Troop No. 2678

2. PUBLIC COMMENT

Members of the audience may comment on matters that are not included on the agenda. Each person will be allowed three minutes, or less if a large number of requests are received on a particular item. No action may be taken on a matter raised under "Public Comments" until the matter has been specifically included on an agenda as an

action item. If a member of the public wants a response to a specific question, you are encouraged to contact any member of the Council or the City Manager at any time

3. APPROVAL OF AGENDA

4. PRESENTATIONS/ANNOUNCEMENTS

4.1 Proclamation of recognition to the Laguna Creek Junior Cardinal Cheerleaders for winning regional competitions [p. 1-2]

4.2 Presentation on the Elk Grove Trails Committee, by Eric Norris, Planning Manager [p. 1-2]

5. CONSENT CALENDAR ITEMS

The Consent Calendar items are ones expected to be routine and non-controversial. They will be acted upon by the City Council after providing an opportunity for public comment.

PUBLIC COMMENT

5.1 Approve Warrant Listing through March 19, 2003 (Warrants 005906 through 006021) [p. 1-14]

5.2 Approve Monthly Treasurer's Report for February 2003 [p. 1-4]

5.3 Approve Minutes of the Regular City Council Meeting of March 5, 2003 [p. 1-10]

5.4 Authorize the Mayor to execute an agreement between the City of Elk Grove and Nichols Consulting Engineers, CHTD, for the development and implementation of a pavement management system (Resolution) [p. 1-38]

5.5 Authorize the Mayor to execute an agreement between the City of Elk Grove and Foothill Associates for the preparation of a biological resources study for the General Plan and Environmental Impact Report [p. 1-28]

- 5.6** Authorize the Mayor to execute a joint reimbursement agreement between the City of Elk Grove, the County of Sacramento and Lennar Communities, US Home Corporation, and Western Pacific Housing – Fieldstone, LLC for the construction of portions of Elk Grove Boulevard associated with the East Park Unit No. 1A, Clarke Farms Unit Nos. 1 and 3, and Fieldstone Unit No. 2 subdivisions within the Elk Grove / West Vineyard Public Facilities Financing Plan (Resolution) [p. 1-24]
- 5.7** Authorize the Mayor to execute a joint credit agreement between the City of Elk Grove, the County of Sacramento and FHK East Elk Grove for design improvements at the Elk Grove Boulevard / Waterman Road intersection, and other related services within the Elk Grove/West Vineyard Public Facilities Financing Plan (Resolution) [p. 1-18]
- 5.8** Approve a financial assistance package for a loan in the amount of \$2,500,000 funded through the assignment of the Affordable Housing Trust Fund and fee waivers in the amount of \$345,356 to Pacific West Communities for the Agavè at Elk Grove Project (Resolution) [p. 1-26]
- 5.9** Approve a financial assistance package for a loan in an amount not to exceed \$1,400,000 funded through the assignment of the Affordable Housing and Very Low Income Housing Trust Fund, fee waivers in the amount of \$286,572 and deferral of \$1,059,228 of City fees for 24 months after the issuance of building permits for the project to St. Anton for the Geneva Pointe Apartments (Resolution) [p. 1-18]

6. PUBLIC HEARINGS

None

7. REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS

- 7.1 SUBJECT:** City of Elk Grove Fiscal Year 2003-04 budget workshop and direction [p. 1-4]

STAFF REPORT: Les Tyler, Administrative Services Director

PUBLIC COMMENT:

RECOMMENDATION: Receive an informational presentation on the status of the Fiscal Year 2003-2004 budget and provide direction

COUNCIL ACTION:

7.2 **SUBJECT:** Consider establishing a procedure to require compliance with a security plan and the payment of costs by businesses that place an undue burden on police protection services [p. 1-8]

STAFF REPORT: Ed Kelly, Assistant Chief of Police
Eric Norris, AICP, Planning

PUBLIC COMMENT:

RECOMMENDATION: Introduce and waive the full reading, by substitution of title only, an ordinance of the City Council of the City of Elk Grove amending the Elk Grove Municipal Code by adding Chapter 9.97 to require compliance with security plan and payment of costs by businesses that place an undue burden on police protection services

COUNCIL ACTION:

8. **GENERAL ADMINISTRATION INFORMATION**

a) Receive direction on the cancellation of the May 7, 2003, Regular City Council meeting

9. **COUNCIL COMMENTS/FUTURE AGENDA ITEMS**

10. CLOSED SESSION

The City Council will hear and consider public comment on any and all items scheduled for closed session prior to adjourning to closed session. Please be mindful of the City's three (3) minute rule. Once the closed session has ended, the regular City Council meeting will be reconvened in open session. The Mayor or presiding officer will then make any announcements required by the Brown Act relative to reportable actions taken during the closed session.

A) CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation

Pursuant to Subdivision (c) of Section 54956.9
One (1) Potential Case

11. ADJOURNMENT

NOTICE REGARDING CHALLENGES TO DECISIONS

Pursuant to all applicable laws and regulations, including without limitation, California Government Code Section 65009 and or California Public Resources Code Section 21177, if you wish to challenge in court any of the above decisions (regarding planning, zoning and/or environmental decisions), you may be limited to raising only those issues you or someone else raised at the public hearing(s) described in this notice/agenda, or in written correspondence delivered to the City at, or prior to, this public hearing.

ADA COMPLIANCE STATEMENT

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact City Clerk Peggy Jackson at (916) 683-7111. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

I, Micki De La Fuente, declare under the penalty of perjury that the foregoing agenda for the April 2, 2003 Regular meeting of the Elk Grove City Council was posted on _____, 2003, at the office of the City of Elk Grove City Hall at 8400 Laguna Palms Way, Elk Grove, CA 95758 and was available for public review at that location.

Signed this _____ day of _____ 2003 at Elk Grove, California

**Micki De La Fuente, Department Secretary
City of Elk Grove**