



*Incorporated July 1, 2000*  
*Website: [www.elkgrovecity.org](http://www.elkgrovecity.org)*

Daniel Briggs, Mayor

Jim Cooper, Mayor Pro Tem  
Sophia Scherman, Councilmember

Michael Leary, Councilmember  
Rick Soares, Councilmember

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**REGULAR MEETING OF THE CITY COUNCIL**  
**Wednesday, August 24, 2005**  
**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.

**AMENDED AGENDA**

**1. CALL TO ORDER/ROLL CALL**

1.1 Roll Call

1.2 Pledge of Allegiance

**2. APPROVAL OF AGENDA**

**3. PRESENTATIONS/ANNOUNCEMENTS**

**4. 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 subject. No action may be taken on a matter raised under "Public Comment" 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, they are encouraged to contact any member of the Council or the City Manager at any time.

**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 General Warrant No. 014913 through 015154 dated August 10 and 11, 2005 [p. 1-28]
- 5.2 Approve Minutes of the Regular City Council meeting of June 22, 2005 and the minutes of the Special City Council meeting of August 10, 2005 [p. 1-12]
- 5.3 Adopt [Ordinance No. 30-2005](#), an ordinance of the City Council of the City of Elk Grove amending the City of Elk Grove Zoning Map from AR-5 to SC for Calvine Pointe, Project No. EG-01-156 **Second Reading** [p. 1-3]
- 5.4 Adopt a Disadvantaged Business Enterprise Program for use on projects receiving Federal financial assistance from the Department of Transportation during Federal fiscal year October 1, 2005 to September 30, 2006 ([Resolution](#)) [p. 1-3]
- 5.5 Authorize the City Manager to execute an agreement with CalTrans regarding operation and maintenance of ramps to State Route 99 in Elk Grove ([Resolution](#)) [p. 1-10]

- 5.6 Accept the 2004 Slurry Seal Project as complete and authorize the City Engineer to file a Notice of Completion with the County Recorder ([Resolution](#)) [p. 1- 4]
- 5.7 Authorize the City Manager to execute a professional services contract with Quincy Engineering, Inc. for the Sheldon Road Widening (Elk Grove-Florin Road to Bradshaw Road) ([Resolution](#)) Project [p. 1-46]
- 5.8 Authorize the City Manager to execute a Memorandum of Understanding with the Sacramento Area Council of Governments (SACOG) to maintain federally-funded elements of STARNET within the City of Elk Grove ([Resolution](#)) [p. 1-13]
- 5.9 Approve Subdivision No. 04-733.5 Machado Unit 5 Final map ([Resolution](#)) [p. 1-25]
- 5.10 Approval of [resolution](#) of the City for approving a ~~Master Services Agreement with SPCA for the prevention of cruelty to animals for the animal shelter and related services and establishing a fee schedule regarding the provision of animal services by and for the City of Elk Grove~~ [p. 1-5]
- 5.11 Adopt a [Resolution](#) of Intention declaring the City's intention to levy assessments and to levy a special tax in Community Facilities District 2003-2 Police Services, Annexation No. 8 ([Resolution](#)) [p. 1-13]
- 5.12 Adopt a [Resolution](#) of Intention declaring the City's intention to levy street maintenance assessments for certain properties located in Laguna Ridge area, Street Maintenance District No. 1, Zone 5 ([Resolution](#)) [p. 1-37]

## 6. PUBLIC HEARINGS

6.1 **SUBJECT:** Abandonment of a portion of a 40-foot wide irrevocable Offer of Dedication (IOD) for right-of-way and public purposes located on Laguna Main Street between Laguna Boulevard and Vaux Avenue, Laguna West Commercial [p. 1-8]

**STAFF REPORT:** Bob Lee, City Engineer  
Pam Babjack

**PUBLIC COMMENT:**

**RECOMMENDATION:** Adopt a resolution approving the abandonment of a portion of a 40-foot wide Irrevocable Offer of Dedication (I.O.D.) for right-of-way and public purposes at APN 119-1110-095 and 119-1110-096

**COUNCIL ACTION:**

6.2 **SUBJECT:** Appeal to July 21, 2005 City Planning Commission decision, by the City of Elk Grove, City Attorney, to consider approval of the tentative map and conditions of approval for EG-04-493, Allen Ranch Tentative Subdivision Map

**STAFF REPORT:** ~~Anthony Manzanetti, City Attorney~~  
***Frank Oviedo, Deputy City Manager***  
Steve Flint, Development Services  
~~Darcy Goulart, Project Planner~~

**PUBLIC COMMENT:**

**RECOMMENDATION:**

1. Consider all of the materials presented in this agenda packet and the testimony at the public hearing; and
2. Adopt a [resolution](#) of the City Council of the City of Elk Grove approving a tentative subdivision map and design review for the Allen Ranch project EG-03-493, subject to the findings and conditions of approval as deemed appropriate by the City Council

**COUNCIL ACTION:**

- 6.3 **SUBJECT:** Resolution of the City Council of the City of Elk Grove Declaring the Necessity and Authorizing the Commencement of Eminent Domain Proceedings to Secure Real Property Interests for the Construction of the Grant Line Road State Route 99 Interchange Project. [p. 1-424]

**STAFF REPORT:** Bob Lee, Development Services  
Julie Cline, Real Property Manager

**PUBLIC COMMENT:**

**RECOMMENDATION:** Approve the attached resolutions authorizing and directing the City Attorney to prepare, commence and prosecute proceedings in eminent domain for the purpose of acquiring necessary rightsof-way and real property interests for the Grant Line Road/State Route 99 Interchange Reconstruction Project, various properties

**COUNCIL ACTION:**

7. **REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS**

- 7.1 **SUBJECT:** Designation of a Voting Delegate and Alternate Delegate for the 2005-06 League of California Cities Annual Conference [p. 1]

**STAFF REPORT:** Peggy Jackson, City Clerk



**PUBLIC COMMENT:**

**RECOMMENDATION:** Appoint a voting delegate and alternate delegate to represent the City of Elk Grove at the 2005-06 League of California Cities Annual Conference business meeting

**COUNCIL ACTION:**

**8. GENERAL ADMINISTRATION INFORMATION**

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

**10. CLOSED SESSION**

**PUBLIC COMMENT:**

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 - EXISTING LITIGATION**

Pursuant to GC 54956.9(a)  
One (1) Case

Elk Grove Community Services District vs. City of Elk Grove,  
Sacramento Superior Court Case No. 05AS00612

**B) CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation**

Pursuant to GC Section 54956.9 (b)  
One (1) Potential Case

**C) CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Pursuant to GC Section 54596.8  
Two (2) Cases

Property APN: 125-0142-005  
Agency Negotiators: John Danielson, Anthony Manzanetti,  
Frank Oviedo and Julie Cline  
Negotiating Parties: County of Sacramento  
Under Negotiation: Price and Terms of Payment

Real Property: 146-040-39, 146-040-40

Agency Negotiators: John Danielson, Anthony Manzanetti,  
Frank Oviedo and Julie Cline  
Negotiating Parties: Delta Breeze Vineyards  
Under Negotiation: Price and Terms of Payment

## **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, the 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.