



Incorporated July 1, 2000
Website: www.elkgrovecity.org

Gary Davis, Mayor

Patrick Hume, Vice Mayor
James Cooper, Council Member

Michael P. Leary, Council Member
Sophia Scherman, Council Member

REGULAR MEETING OF THE CITY COUNCIL
Wednesday, May 14, 2008
6:00 P.M.

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

The Elk Grove City Council welcomes, appreciates, and encourages participation in the City Council Meeting. The City Council requests that you limit your presentation to three (3) minutes per person so that all present will have time to participate. 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 Assistant City Clerk prior to consideration of the agenda item.

AGENDA

1. CALL TO ORDER/ROLL CALL

- 1.1 Roll Call
- 1.2 Pledge of Allegiance
- 1.3 Moment of Silence

2. APPROVAL OF AGENDA

3. CLOSED SESSION

None.

4. PRESENTATIONS/ANNOUNCEMENTS

- 4.1 Present proclamation recognizing May as Older American's Month and hear a presentation by Peggy Forseth-Andrews, Chair of the Sacramento County Adult and Aging Commission
- 4.2 Overview of May 29 Foreclosure Prevention Workshop by Maria Giuriato, California Department of Real Estate
- 4.3 *Fight the Bite Community Education Forum*, presented by David Brown, Manager, Sacramento-Yolo Mosquito & Vector Control District
- 4.4 Caltrans' Fix I-5 Project report by Ken Solak, P.E., Caltrans District 3 Senior Transportation Engineer

5. PUBLIC COMMENT

Members of the audience may comment on any item of interest to the public within the subject matter jurisdiction of the City Council. 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 non-agendized items 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. Members of the audience wishing to address a specific agendized item are encouraged to offer their public comment during consideration of that item.

6. 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

- 6.1 Approve City Council Meeting Minutes of: a) April 18, 2008 Special Meeting; b) April 23, 2008 Special Meeting; c) April 23, 2008 Regular Meeting; and d) April 28, 2007 Special Meeting [p.1-22]

- 6.2 Receive report on City Manager approved purchases and contracts authorized by the City Purchasing Ordinance, filed through April 23, 2008 [p.1-3]
- 6.3 Receive report on Requests for Proposals, Qualifications, and Bids [p.1-2]
- 6.4 Adopt [Ordinance No. 11-2008](#) amending Title 16 of the Elk Grove Municipal Code relating to buildings and construction and adopting by reference the 2007 California Administrative Code; 2007 California Building Code; 2007 California Plumbing Code; 2007 California Electrical Code; the 2007 California Mechanical Code and all the appendices thereof [p.1-31]
(Second Reading)
- 6.5 Adopt [Ordinance No. 13-2008](#) adding Chapter 16.120 to Title 16 of the Elk Grove Municipal Code relative to deferral of certain impact fees [p.1-5]
(Second Reading)
- 6.6 Adopt [resolution](#) declaring intention to annex territory to Community Facilities District No. 2006-1 (Maintenance Services) and to levy a special tax to pay for Maintenance Services (Annexation No. 9) [p.1-31]
- 6.7 Adopt [resolution](#) declaring intention to annex territory to community Facilities District No. 2003-2 (Police Services) and to levy a special tax to pay for Police Services (Annexation No. 15) [p.1-15]
- 6.8 Adopt [resolution](#) declaring intention to levy Street Maintenance Assessments for certain properties located in the North East Franklin Area which represents Annexation No. 3 into Street Maintenance District No. 1, Zone 4 [p.1-13]
- 6.9 Adopt [resolution](#) accepting the Harbour Point Drive Improvements Project as complete and authorizing the City Engineer to prepare a Notice of Completion and the City Clerk to file the Notice of Completion with the Sacramento County Recorder [p.1-3]

- 6.10 Adopt [resolution](#) accepting the Sheldon Road Widening Project as complete and authorizing the City Engineer to prepare a Notice of Completion and the City Clerk to file the Notice of Completion with the Sacramento County Recorder [p.1-3]
- 6.11 Adopt [resolution](#) accepting the public improvements for Laguna Ridge Specific Plan – Bruceville Crossing Conspan Culvert [p.1-4]
- 6.12 Adopt [resolution](#) authorizing the City Manager to execute an amendment to the Master Services Agreement with the Sacramento Society for the Prevention of Cruelty to Animals to extend the term for an additional three year period (through August 31, 2011) in an aggregate amount not to exceed \$1,500,000 [p.1-7]
- 6.13 Adopt [resolution](#) authorizing the City Manager to execute a three year contract (through July 1, 2011) with Escudero Web Services for website service and maintenance of the City and Police Department websites in an amount not to exceed \$180,000 [p.1-27]
- 6.14 Adopt [resolution](#) awarding banking services contract to Bank of America and authorizing the City Manager to execute related documents in an amount not to exceed \$108,000 [p.1-126]
- 6.15 Adopt [resolution](#) waiving the competitive bid process and authorizing the City Manager to execute a contract with Frontier Communications to reduce monthly phone line costs by 20% with a not to exceed dollar amount of \$275,000 over the next 15 months [p.1-11]
- 6.16 Adopt [resolution](#) establishing a fee of \$2,265 to appeal determinations under the Purchasing Ordinance for Prequalification of Bidders [p.1-3]
- 6.17 Adopt [resolution](#) approving the first amendment to the agreement regarding the Regional Mall, Fees, and Infrastructure with Elk Grove Town Center, L.P. [p.1-84]

7. **PUBLIC HEARINGS**

7.1 **SUBJECT:** A public hearing to consider a letter of public convenience and necessity to allow a Type 42 alcohol license for The Grocery Outlet (EG-08-008; APN: 116-0041-022)
[p.1-14]

STAFF REPORT:

Paul Keating, Planner



PUBLIC COMMENT:

RECOMMENDATION:

Adopt [resolution](#) approving the letter of public convenience and necessity to allow a Type 42 alcohol license for The Grocery Outlet at 8517 Bond Road.

7.2 **SUBJECT:** A public hearing to consider a rezone from AR-5 to RD-3 and a Tentative Subdivision Map to subdivide two existing lots (10.6 acres) into 28 lots for the Vineyard Ranch Estates Residential Subdivision Project located at 8590 Bradshaw Road (APN: 121-0200-007 and 121-0200-008)
[p.1-100]

STAFF REPORT:

Jeff Garrigues, Planner



PUBLIC COMMENT:

RECOMMENDATION:

1. Adopt the Mitigated Negative Declaration for the Vineyard Ranch Estates Residential Subdivision (EG-05-946), subject to the findings and conditions contained in the staff report; and
2. Introduce and waive the full reading, by substitution of title only, an Ordinance amending the City of Elk Grove Zoning Map from AR-5 to RD-3 for the Vineyard Ranch Estates, Project No. EG-05-946; and
3. Adopt [resolution](#) approving a Tentative Parcel Map for the Vineyard Ranch Estates Project No. EG-05-946, subject to the Findings and Conditions of Approval.

- 7.3 **SUBJECT:** A public hearing to consider a rezone from AR-5 to RD-4 and a Tentative Subdivision Map to subdivide one 5-acre parcel into 18 lots for the Vineyard Knolls Residential Subdivision Project (EG-06-1116) located at 9541 Niemann Avenue (APN: 121-0190-012) [p.1-129]

STAFF REPORT:

Jeff Garrigues, Planner



PUBLIC COMMENT:

RECOMMENDATION:

The Planning Commission recommends (4-0) that the City Council:

1. Adopt the Mitigated Negative Declaration for the Vineyard Knolls Residential Subdivision (EG-06-1116), subject to the findings and conditions contained in the staff report; and
2. Introduce and waive the full reading, by substitution of title only, an Ordinance amending the City of Elk Grove Zoning Map from AR-5 to RD-4 for the Vineyard Knolls Residential Subdivision, Project No. EG-06-1116; and
3. Adopt [resolution](#) approving a Tentative Subdivision Map with request for abandonment of an Irrevocable Offer of Dedication for the Vineyard Knolls Residential Subdivision Project No. EG-06-1116, subject to the Findings and Conditions of Approval.

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

- 8.1 **SUBJECT:** Review: 1) Fiscal Year 2008-09 proposed (draft) municipal budget; 2) Fiscal Year 2008-13 Capital Improvement Plan, and 3) consider Fiscal Year 2008-09 Community Service Grant requests [p.1-97]

STAFF REPORT:

Rebecca Craig, Finance Director
Troy Brown, Budget Manager



PUBLIC COMMENT:

RECOMMENDATION:

Review: 1) Fiscal Year 2008-09 proposed (draft) municipal budget; 2) Fiscal Year 2008-13 Capital Improvement Plan, and 3) consider and provide direction on Fiscal Year 2008-09 Community Service Grant requests

- 8.2 **SUBJECT:** Reconsider direction concerning proposed site locations for the Transfer Station Long Range Planning Project (SW0001) [p.1-11]

STAFF REPORT:

Cedar Kehoe, Integrated Waste Manager
Bob Williamson, Senior Project Architect



PUBLIC COMMENT:

RECOMMENDATION:

Reconsider the selection of sites and establish tiered ranking placing two sites in the top tier and other sites in one or more alternate tiers.

- 8.3 **SUBJECT:** Consider appointments to fill two vacancies on the Disability Advisory Committee [p.1-6]

STAFF REPORT:

Susan Blackston, Assistant City Clerk



PUBLIC COMMENT:

RECOMMENDATION:

- 1) Mayor Davis to confirm appointment of one member to the Disability Advisory Committee
- 2) Vice Mayor Hume to confirm appointment of one member to the Disability Advisory Committee

8.4 SUBJECT: Adopt resolutions: 1) calling the November 4, 2008 General Municipal Election and requesting the Sacramento Board of Supervisors to consolidate the General Municipal Election with the Statewide General Election; 2) establishing regulations pertaining to candidates statements of qualifications; 3) establishing Council's policy regarding impartial analyses, arguments, and rebuttal arguments; and 4) adopt an ordinance repealing Ordinance No. 3-2001 and adding Chapter 1.02 Municipal Elections to the Elk Grove Municipal Code designating the City's General Election date and establishing a candidate's filing fee [p. 1-10]

STAFF REPORT:

Susan Blackston, Assistant City Clerk



PUBLIC COMMENT:

RECOMMENDATION:

- 1) Adopt resolution calling and giving notice of a general municipal election to be held on Tuesday, November 4, 2008 to elect Council Members to Districts 1, 3, and 5; and requesting the Board of Supervisors of the County of Sacramento to consolidate the general municipal election with the statewide general election;
- 2) Adopt resolution establishing regulations for candidates for elective office pertaining to candidates' statements of qualifications;
- 3) Adopt resolution setting forth the Council's policy regarding impartial analyses, arguments, and rebuttal arguments for any measure(s) that may qualify to be placed on the ballot for the November 4, 2008 general municipal election; and
- 4) Adopt an Ordinance repealing Ordinance No. 3-2001 and adding Chapter 1.02 Municipal Elections to the Elk Grove Municipal Code designating the City's General Election date and establishing a candidate's filing fee.

9. GENERAL ADMINISTRATION INFORMATION

10. COUNCIL COMMENTS/FUTURE AGENDA ITEMS

1. Reports on Regional Boards, Commissions, Committees
2. Travel/Training Expenditures Disclosure (*in accordance with Resolution 2006-295 and Government Code § 53232.3(d)*)

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.

GOVERNMENT CODE 54957.5 et seq.

Public records, including writings relating to an agenda item for open session of a regular meeting and distributed less than 72 hours prior to the meeting, are available for public inspection at the City Clerk's Office, 8380 Laguna Palms Way, Suite 200, Elk Grove, CA.