



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, June 25, 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 Presentation of awards for 2008 Commuter Cyclist of the Year, Bike-Friendly Employer of the Year, and Bicycling Advocate of the Year
- 4.2 Presentation of proclamation to the Elk Grove Chamber of Commerce in recognition of the 12th Annual *Salute to the Red, White and Blue* festival and fireworks display

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 June 11, 2008 City Council Regular Meeting Minutes [p. 1-10]
- 6.2 Approve General Warrant No. 37236 through 37963 dated May 1, 2008 through May 31, 2008 and Electronic Fund Transfer 2008132, 2008134 through 2008136, 2008141 through 2008155, and Automated Clearing House [p. 1-71]
- 6.3 Receive report on City Manager approved purchases and contracts authorized by Elk Grove Municipal Code Chapter 3.42 Contracts and Purchasing, filed through June 18, 2008 [p. 1-3]

- 6.4 Receive report on Requests for Proposals, Qualifications, and Bids [p. 1-3]
- 6.5 Adopt [resolution](#) ratifying and authorizing the expenditure of funds to the City of Lodi for compressed natural gas for transit buses in an amount of \$104,014.50 and revising Resolution No. 2007-253 [p. 1-5]
- 6.6 Adopt [resolution](#) approving a three-year agreement with Sacramento Housing and Redevelopment Agency for participation in the County Home Investment Partnerships Program Consortium [p. 1-12]
- 6.7 Adopt [resolution](#) authorizing the City Manager to amend the Fiscal Year 2007-08 Transportation Development Act claim and authorize submission to Sacramento Area Council of Governments for the redirection of Local Transportation Fund and State Transit Assistance Funds [p. 1-8]
- 6.8 Receive the 2007 Annual Growth Report per the City Council Growth Management Policy [p. 1-13]
- 6.9 Adopt [resolution](#) accepting the public improvements for Laguna Ridge Specific Plan – Whitelock Parkway Segment 3 (EG-00-062 and EG-04-764) [p. 1-4]
- 6.10 Adopt [resolution](#) authorizing the City Manager to execute bond riders reducing the amount of performance security for the Public Improvement Agreement with Pulte Home Corporation regarding required backbone infrastructure for Phase 2 of the Laguna Ridge Specific Plan [p. 1-3]
- 6.11 Adopt [resolution](#) authorizing the City Manager to execute a construction contract with JRS General Engineering in the amount of \$1,519,066 for the Elk Grove Boulevard Median Improvements, Elk Grove Boulevard Landscape Improvements, and Elk Grove Boulevard Widening Improvements Projects and authorizing the City Engineer to approve change orders not-to-exceed \$227,860 [p. 1-6]

- 6.12 Adopt [resolution](#) waiving competitive bidding requirements and authorizing the City Manager to execute a purchase order with Elk Grove Ford for Police Fleet maintenance services in an amount not to exceed \$175,000 for term expiring June 30, 2009 [p. 1-5]
- 6.13 Adopt [resolution](#) authorizing the City Manager to execute a one-year contract with Velocity Sports Performance for the *Law Enforcement-Oriented Fitness/Exercise Program* not to exceed \$70,000 [p. 1-27]
- 6.14 Adopt [resolution](#) authorizing the City Manager to execute a one-year contract with Wellness Solutions for *Health and Wellness Administrative Services* in an amount not to exceed \$81,000 [p. 1-30]
- 6.15 Adopt [resolution](#) authorizing the City Manager to execute an amendment to the contract with Granicus, Inc. (Streaming Media Provider) to ratify the over-expenditure of funds in an amount of \$12,350 reflecting increased monthly services [p. 1-8]
- 6.16 Adopt [resolution](#) authorizing the City Manager to execute a contract with Richardson & Company for annual Audit Services in an amount not to exceed \$203,900 for a three year period [p. 1-37]
- 6.17 Adopt [resolution](#) authorizing the City Manager to ratify the expenditure of funds, without contract, to Transit Marketing, LLC. in an amount of \$42,498.89 for Elk Grove Transit (*e-tran*) marketing services [p. 1-3]
- 6.18 Adopt [resolution](#) authorizing the City Manager to ratify the expenditure of funds, without contract, to T. Mitchell Engineers in an amount of \$12,373.01 for Elk Grove Transit (*e-tran*) engineering design and consulting services [p. 1-3]

7. **PUBLIC HEARINGS**

7.1 **SUBJECT:** A public hearing to consider approval of rate adjustment related to solid waste service rates [p. 1-23]

STAFF REPORT:

Cedar Kehoe, Integrated Waste Program Manager



PUBLIC COMMENT:

RECOMMENDATION:

Adopt [resolution](#) approving increase to solid waste service rates effective July 1, 2008

7.2 **SUBJECT:** A public hearing to consider adoption of resolutions calling an election and declaring results of the special election for annexation to Community Facilities District No. 2006-1 (Maintenance Services) and introduction of an ordinance levying and apportioning the special tax to the annexing area (Annexation No. 9) [p. 1-41]

STAFF REPORT:

Andrew Keys, Finance Analyst
Troy Brown, Budget Manager



PUBLIC COMMENT:

RECOMMENDATION:

1. Adopt [resolution](#) calling an election to submit the question of levying a special tax within the area proposed to be annexed to Community Facilities District No. 2006-1 (Maintenance Services) to the qualified electors;
2. (*Following tabulation and certification of ballot results by the City Clerk*) Adopt [resolution](#) declaring the results of the special election held on June 25, 2008 for the ninth annexation to Community Facilities District No. 2006-1 (Maintenance Services); and

3. Introduce and waive the full reading, by substitution of title only, an ordinance levying and apportioning the special tax in territory annexed to Community Facilities District No. 2006-1 (Maintenance Services) Annexation No. 9.

- 7.3 SUBJECT:** A public hearing to consider adoption of resolutions calling an election and declaring results of the special election for annexation to Community Facilities District No. 2003-2 (Police Services) and introduction of an ordinance levying and apportioning the special tax to the annexing area (Annexation No. 15) [p. 1-23]

STAFF REPORT:

Andrew Keys, Finance Analyst
Troy Brown, Budget Manager



PUBLIC COMMENT:

RECOMMENDATION:

1. Adopt [resolution](#) calling an election to submit the question of levying a special tax within the area proposed to be annexed to Community Facilities District No. 2003-2 (Police Services) to the qualified electors;
2. (*Following tabulation and certification of ballot results by the City Clerk*) Adopt [resolution](#) declaring the results of the special election held on June 25, 2008 for the fifteenth annexation to Community Facilities District No. 2003-2 (Police Services); and
3. Introduce and waive the full reading, by substitution of title only, an ordinance levying and apportioning the special tax in territory annexed to Community Facilities District No. 2003-2 (Police Services) Annexation No. 15.

- 7.4 SUBJECT:** Continue public hearing to July 9, 2008 to consider adoption of a resolution determining to levy street maintenance assessments for certain properties in the North East Franklin Area which represents annexation No. 3 into Street Maintenance District No. 1 – Zone 4 [p. 1]

STAFF REPORT:

Andrew Keys, Finance Analyst
Troy Brown, Budget Manager



PUBLIC COMMENT:

RECOMMENDATION:

Continue public hearing to July 9, 2008.

- 7.5 **SUBJECT:** A public hearing to consider the Vineyard at Madeira Shopping Center Project – Laguna Ridge Specific Plan Amendment, Rezone, Tentative Parcel Map, Design Review, and Conditional Use Permit (EG-07-123; APNs: 132-0050-074 and 132-0050-075) [p.1-115]

STAFF REPORT:

Jessica Shalamunec, Special Projects Manager



PUBLIC COMMENT:

PLANNING COMMISSION RECOMMENDATION:

1. Adopt [resolution](#) approving Laguna Ridge Specific Plan Amendment, Tentative Parcel Map, Conditional Use Permit, and Design Review for the Vineyard at Madeira Project subject to conditions of approval; and
 2. Introduce and waive the full reading, by substitution of title only, an ordinance amending the City of Elk Grove Zoning Map from RD-15 to Shopping Center (“SC”) Zone District for the Vineyard at Madeira Project.
- 7.6 **SUBJECT:** A public hearing to consider the Laguna Ridge Town Center Project Specific Plan Amendment and Rezone (EG-07-066; APNs: 132-2120-001, -003, -004, -005, -006, -008; 132-2110-001, -002; 132-0270-083, -084) [p. 1-446]

STAFF REPORT:

Gerald Park, Senior Planner



PUBLIC COMMENT:

PLANNING COMMISSION RECOMMENDATION:

1. Adopt **resolution** certifying the Final Subsequent Environmental Impact Report, making findings of fact, adopting a statement of overriding considerations and adopting a Mitigation Monitoring and Reporting Program for the Laguna Ridge Town Center Project; and
2. Adopt **resolution** approving the Specific Plan Amendment for the Laguna Ridge Town Center Project; and
3. Introduce and waive the full reading, by substitution of title only, an ordinance amending the City of Elk Grove Zoning Map from RD-10 and RD-15 to RD-20 and SC to be consistent with the Laguna Ridge Specific Plan for the Laguna Ridge Town Center Project.

8. REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS

- 8.1 SUBJECT:** Receive the Development Services System Assessment Report from the Ad Hoc Committee for Comprehensive Review of City Services and its consultant, Sinclair & Associates, Inc. [p. 1-78]

STAFF REPORT:

Heather Ross, Management Analyst



PUBLIC COMMENT:

RECOMMENDATION:

Receive report and provide direction as appropriate.

- 8.2 SUBJECT:** Affordable Homeownership Program Individual Regulatory Agreement Amendments [p. 1-2]

STAFF REPORT:

Sarah Bontrager, Grants Specialist



PUBLIC COMMENT:

RECOMMENDATION:

Provide direction to staff to amend Individual Regulatory Agreements of homeowners to allow them to rent their units, with approval of the homeowners' association, for a period of two years, or until July 1, 2010, whichever occurs first.

- 8.3 **SUBJECT:** Sacramento Metropolitan Cable Television Commission Joint Powers Agreement; consider introduction of an ordinance implementing the provisions of the Digital Infrastructure and Video Competition Act of 2006 [p. 1-13]

STAFF REPORT:

Kara Reddig, Assistant to the City Manager



PUBLIC COMMENT:

RECOMMENDATION:

Introduce, and waive the full reading by substitution of title only, an ordinance amending the Cable Television Franchise and License Ordinances to add Article 5D to Chapter 5.50 and amending section 5.50.108C of the Elk Grove Municipal Code implementing the Digital Infrastructure and Video Competition Act of 2006 and delegating authority to the Sacramento Metropolitan Cable Commission to administer and enforce the Act

- 8.4 **SUBJECT:** Calvine Pointe Swainson's Hawk Mitigation Request for Deferral [p. 1-18]

STAFF REPORT:

Taro Echiburu, Environmental Manager



PUBLIC COMMENT:

RECOMMENDATION:

Consider Petrovich Development Company's request to defer the Calvine Pointe Swainson's Hawk mitigation to May 2009 and provide direction to staff.

- 8.5 SUBJECT:** Adopt resolution amending the Fiscal Year 2007-08 budget and appropriating additional funds in the amount of \$1,620,000 to the Transit Division to fund customer service adjustments, safety incentives, and maintenance and fueling of compressed natural gas buses [p.1-5]

STAFF REPORT:

Raquel Chavarria, Interim Transit Manager



PUBLIC COMMENT:

RECOMMENDATION:

Adopt [resolution](#) amending the Fiscal Year 2007-08 budget and appropriating an additional \$1,620,000 for expenses within the Transit Division.

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 the City Clerk's Office 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.