



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, September 10, 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 to Carroll Elementary School proclaiming October 8 and October 2008 as Walk to School Day / Month
- 4.2 Presentation from Steve Czarnecki, Executive Director of the Elk Grove Economic Development Program

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 General Warrant No. 38518 through 38686, Warrant No. 38687 and 38688 voided, and from 38689 through 39058 dated July 1 through July 31, 2008, Electronic Fund Transfer 2009001 through 2009012, and Automatic Clearing House [p. 1-49]
- 6.2 Approve July 9, 2008 City Council Regular Meeting Minutes [p.1-12]
- 6.3 Receive report on City Manager approved purchases and contracts authorized by City Purchasing Ordinance, filed through August 29, 2008 [p. 1-3]
- 6.4 Receive report on Requests for Proposals, Qualifications, and Bids [p.1-2]

- 6.5 Adopt [Ordinance No. 40-2008](#) amending the City of Elk Grove Zoning Map for an approximately 1.12 acre parcel from Travel Commercial (TC) to General Commercial (GC) for the Longport Court Rezone Project (EG-08-038; APN 119-1990-007) **(Second Reading)** [p.1-3]
- 6.6 Adopt [Ordinance No. 41-2008](#) repealing and adopting Chapter 1.04 of the Elk Grove Municipal Code Relating to Enforcement of the Code **(Second Reading)** [p. 1-3]
- 6.7 Adopt [Ordinance No. 42-2008](#) adding Chapter 1.08 of the Elk Grove Municipal Code Relating to Code Enforcement **(Second Reading)** [p.1-3]
- 6.8 Adopt [Ordinance No. 43-2008](#) amending Chapter 1.11 of the Elk Grove Municipal Code relating to appeals **(Second Reading)** [p. 1-8]
- 6.9 Adopt [Ordinance No. 44-2008](#) adding Chapter 1.12 of the Elk Grove Municipal Code Relating to Administrative Citations **(Second Reading)** [p. 1-5]
- 6.10 Adopt [Ordinance No. 45-2008](#) adding Chapter 2.12 to the Elk Grove Municipal Code creating a Youth Commission **(Second Reading)** [p. 1-4]
- 6.11 Adopt [resolution](#) authorizing the Mayor to execute Reimbursement Agreement RC2008-02 for Privately Constructed Public Facilities included in the Elk Grove Roadway Fee Program with JJV, LLC [p. 1-21]
- 6.12 Adopt [resolution](#) amending the Fiscal Year 2008-09 Transit budget by approving the allocation of \$703,166 in Public Transportation Modernization, Improvement and Service Enhancement Account Funds for Transit Programs [p. 1-7]
- 6.13 Adopt [resolution](#) approving the Environmental Preferable Purchases Policy and authorizing the City Manager to submit a grant application to the California Integrated Waste Management Board for a Local Government Household Hazardous Waste 17th Cycle Grant [p. 1-47]

- 6.14 Adopt [resolution](#) authorizing the City Manager to execute a construction contract with Pacific Excavation, Inc. in the amount of \$116,506 to furnish 22 City Standard Zone 2 Electroliers for the Sheldon Road/State Route 99 Interchange Reconstruction Project [p. 1-4]
- 6.15 Adopt [resolution](#) finding an exception to Ordinance 9-2008 that dispenses with bidding in the best interest of the City and authorizing the City Manager to execute a consultant services contract with Parsons Brinckerhoff Quade & Douglas, Inc. in an amount not to exceed \$98,549 for the Quiet Zone #3 Project [p. 1-30]
- 6.16 Adopt [resolution](#) accepting the Franklin Boulevard / Percheron Drive and Franklin Boulevard / Blossom Ridge Drive Signal Upgrade Project as complete and authorizing the City Engineer to prepare and the City Clerk to file the Notice of Completion with the Sacramento County Recorder [p. 1-4]
- 6.17 Adopt [resolution](#) accepting the public improvements for Laguna Ridge Specific Plan – Civic Center Drive / Big Horn Boulevard and Lotz Parkway [p. 1-4]
- 6.18 Adopt [resolution](#) adding the positions of Public Works Director / City Engineer, Planning Director, and Building Official and amending the Fiscal Year 2008-09 budget [p. 1-4]
- 6.19 Adopt [resolution](#) authorizing the Mayor to execute Reimbursement Agreement RC2008-01 for privately constructed public facilities included in the Elk Grove Roadway Fee Program and Acquisition Agreement for privately-constructed facilities within Community Facilities District No. 2005-1 with Nevada Pacific West Homes, LLC
- 6.20 Adopt [resolution](#) authorizing the City Manager to execute a consultant contract amendment with Wood Rodgers, Inc. in an amount not to exceed \$57,250 and to extend the contract termination date to December 31, 2010 for the Franklin Boulevard/Elk Grove Boulevard Intersection Widening and Bus Turnouts Project [p. 1-12]

7. **PUBLIC HEARINGS**

7.1 **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. 10) [p. 1-45]

STAFF REPORT:

Andrew Keys, Finance Analyst



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 September 10, 2008 for the tenth 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. 10.

7.2 **SUBJECT:** A public hearing to consider adoption of resolution approving the 2007-08 Consolidated Annual Performance and Evaluation Report [p. 1-40]

STAFF REPORT:

Sarah Bontrager, Grants Specialist



PUBLIC COMMENT:

RECOMMENDATION:

Adopt [resolution](#) approving 2007-08 Consolidated Annual Performance and Evaluation Report and authorizing the City Manager to submit the Report to the Department of Housing and Urban Development.

- 7.3** **SUBJECT:** A public hearing to consider a Rezone, Design Review, and Uniform Sign Program for the Laguna Creek Courtyard Project located at 9150 Bruceville Road (EG-07-055; APN: 116-0011-011) [p. 1-69]

STAFF REPORT:

Jessica Shalamunec, Planning Manager



PUBLIC COMMENT:

PLANNING COMMISSION RECOMMENDATION:

1. Introduce and waive the full reading, by substitution of title only, an Ordinance amending the City of Elk Grove Zoning Map from Agricultural Residential – 10 Acre Minimum (AR-10) to Shopping Center (SC) for the Laguna Creek Courtyard project; and
2. Adopt [resolution](#) approving a Design and Uniform Sign Program for the Laguna Creek Courtyard project subject to the findings and conditions of approval.

8. REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS

- 8.1** **SUBJECT:** Receive Quarterly Report from Charter Commission [p. 1]

STAFF REPORT:

Jake Allen, Charter Commission Chair



PUBLIC COMMENT:

RECOMMENDATION:

Receive Quarterly Report from Chair Allen of the Elk Grove Charter Commission and provide direction as deemed appropriate.

- 8.2** **SUBJECT:** Introduction of Ordinance repealing Title 8 of the Elk Grove Municipal Code and enacting a New Title 8 regarding animals [p. 1-58]

STAFF REPORT:

Shane Diller, Community Enhancement Manager
Maureen Null, Community Enhancement Supervisor



PUBLIC COMMENT:

RECOMMENDATION:

Introduce and waive the full reading, by substitution of title only, an ordinance repealing Title 8 of the Elk Grove Municipal Code and enacting a new Title 8 regarding animals.

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.