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*Website:www. elkgrovecity.org*

Gary Davis, Mayor

Patrick Hume, Vice Mayor  
James Cooper, Council Member

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

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**REGULAR MEETING OF THE CITY COUNCIL**  
**Wednesday, November 12, 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 by Sacramento Regional Transit General Manager Mike Wiley on Transit Master Plan phase 2 efforts

4.2 Presentation by the Time Capsule Committee

#### **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. 40773 through 41389 dated October 1, 2008 through October 31, 2008, Electronic Fund Transfer 2009049 through 2009060, and Automatic Clearing House [p.1-61]

6.2 Approve City Council Meeting Minutes of: a) October 22, 2008 Special Meeting; and b) October 22, 2008 Regular Meeting [p.1-13]

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 November 4, 2008 [p. 1-3]

6.4 Receive report on Requests for Proposals, Qualifications, and Bids [p. 1-2]

- 6.5 Adopt Ordinance No. 51-2008 amending the City of Elk Grove Zoning Map for a 3.2 acre parcel from Residential - Five Units per Acre (RD-5) to Residential - 30 Units per Acre (RD-30) for the Meadows Senior Assisted Living Facility project (EG-07-126; APN 116-0090-020) **(Second Reading)** [p.1-3]
- 6.6 Adopt Ordinance No. 52-2008 amending Elk Grove Municipal Code Chapter 3.42 – Contracts and Purchasing to add an exemption from competitive bidding for internship programs **(Second Reading)** [p. 1-2]
- 6.7 Adopt resolution granting Landscape Maintenance Easements to the Cosumnes Community Services District for the trail on the east side of Laguna Creek and south of Laguna Boulevard [p.1-11]
- 6.8 Adopt resolution authorizing destruction of certain records retained by the City Clerk’s Office [p. 1-3]
- 6.9 Adopt resolution authorizing the City Manager to execute a master agreement and subsequent task orders with Ray Morgan Company for copier equipment and maintenance services [p. 1-17]
- 6.10 Adopt resolution accepting subdivision improvements for French’s Estates (EG-05-902) [p. 1-4]
- 6.11 Adopt resolution accepting the Elk Grove Boulevard / Elk Grove–Florin Road Intersection Improvements 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]
- 6.12 Adopt resolution authorizing the City Manager to execute a consultant services Task Order with Mark Thomas & Company, Inc. for the Harbour Point Drive Median Project in an amount not to exceed \$98,396 [p. 1-5]

## **7. PUBLIC HEARINGS**

- 7.1 SUBJECT:** A public hearing to consider waiving specific timing requirements included within the Lent Ranch Special Planning Area Development Agreement for the Promenade Square Project (EG-05-940; APN 134-0600-039) [p. 1-11]

**STAFF REPORT:**

Jessica Shalamunec, Planning Manager



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Adopt resolution waiving the timing restrictions established by Section 13(a) of the Lent Ranch Special Planning Area Development Agreement and authorizing the Promenade Square Project to proceed.

- 7.2 SUBJECT:** A public hearing to consider approval of the Neighborhood Stabilization Program Substantial Amendment to the 2008-09 Community Development Block Grant Action Plan; anticipated funding of \$2,389,651 [p. 1-19]

**STAFF REPORT:**

Sarah Bontrager, Grants Specialist



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Adopt resolution approving the Neighborhood Stabilization Program Substantial Amendment for the Fiscal Year 2008-09 Community Development Block Grant Action Plan and authorizing the City Manager to execute related documents to submit the amendment to the U.S. Department of Housing and Urban Development.

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

- 8.1 SUBJECT:** Consider approving the Speed Control Program Guidelines, amending the 2008-13 Capital Improvement Program to modify the Speed Control Program scope, and transferring \$250,000 in Gas Tax funds to the program [p.1-33]

**STAFF REPORT:**

Fritz Buchman, Interim Public Works Director  
Gwen Owens, Project Manager



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Adopt resolution: 1) approving the Speed Control Program Guidelines, 2) amending the 2008-13 Capital Improvement Program (CIP) to modify the Speed Control Program scope, 3) approving CIP amendment to the Fiscal Year 2008-09 budget to transfer \$250,000 in Gas Tax funds from the Annual Pavement Program to the Speed Control Program, and 4) directing staff to initiate the program.

- 8.2 SUBJECT:** Consider waiving the Annual Inflationary Increase for the Citywide Roadway, Capital Facilities, Affordable Housing, and Laguna Ridge Park Fees [p.1-3]

**STAFF REPORT:**

Heather Ross, Management Analyst



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Adopt resolution waiving the 2009 inflationary increase for City-administered development impact fees including the Citywide Roadway, Capital Facilities, Affordable Housing, and Laguna Ridge Park Fees.

- 8.3** **SUBJECT:** Consider accepting a grant award from the U.S. Department of Justice for the development of a Domestic Violence Response Team and establishing a revenue and expense budget in the amount of \$248,612 [p. 1-6]

**STAFF REPORT:**

Nicole York-Johnson, Management Analyst



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Adopt resolution authorizing the City Manager to: 1) accept a grant award in the amount of \$248,612 from the U.S. Department of Justice for the development of a Domestic Violence Response Team, 2) execute all contracts, reports and other documents required for receiving such funds, and 3) establish a program revenue and expense budget.

- 8.4** **SUBJECT:** Consider approving the fourth amendment to the Allied Waste Services of North America, LLC Franchise Agreement [for residential refuse collection and transportation to disposal facilities and recyclables and green waste collection, transportation, processing and marketing] addressing the proper handling and disposal of approved sharps containers [p.1-15]

**STAFF REPORT:**

Cedar Kehoe, Integrated Waste Program Manager



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Adopt resolution authorizing the City Manager to execute the Fourth Amendment to the Franchise Agreement with Allied Waste Services of North America, LLC providing for collection of medical sharps containers from residential premises.

**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) 478-3635. 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.