



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, December 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

1A. SPECIAL ACTION ITEM: Certification of November 4, 2008 General Municipal Election Results; Reorganization of the Elk Grove City Council [p. 1-5]

- a) Adopt a resolution certifying the election results of the November 4, 2008 General Municipal Election
- b) City Clerk to administer the Oath of Office to the City Council Members Elect and present Certificates of Election
- c) Reorganize the Elk Grove City Council:
 - 1) By motion select the Mayor for calendar year 2009
 - 2) By motion select the Vice Mayor for calendar year 2009

STAFF REPORT:

Susan Blackston, City Clerk

1B. RECEPTION

2. APPROVAL OF AGENDA

3. CLOSED SESSION

None.

4. PRESENTATIONS/ANNOUNCEMENTS

4.1 Charter Commission Quarterly Report by Chair Jake Allen

4.2 State Legislative Briefing from Joe A. Gonsalves & Son

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 Receive July 2008 Treasurer's Report [p. 1-2]
- 6.2 Approve General Warrant No. 41390 through 41991 dated November 1, 2008 through November 30, 2008, Electronic Fund Transfer 2009061 through 2009073, and Automatic Clearing House [p. 1-54]
- 6.3 Approve City Council Meeting Minutes of: a) November 12, 2008 Special Meeting; and b) November 12, 2008 Regular Meeting [p. 1-14]
- 6.4 Receive report on City Manager approved purchases and contracts authorized by Elk Grove Municipal Code Chapter 3.42 Contracts and Purchasing, filed through December 3, 2008 [p. 1-3]
- 6.5 Receive report on Requests for Proposals, Qualifications, and Bids [p. 1-2]
- 6.6 Adopt resolution approving the Fiscal Year 2007-08 Annual Development Impact Fee Report [p. 1-56]
- 6.7 Adopt resolution amending the Elk Grove Conflict of Interest Code [p. 1-6]
- 6.8 Adopt resolution authorizing the City Manager to execute an agreement with Elk Grove Toyota Scion for the purchase of two Toyota Camry Hybrid vehicles in an amount not to exceed \$55,000 [p. 1-23]
- 6.9 Adopt resolution authorizing the City Manager to waive competitive bidding and execute agreements with Hollister Honda and Long Beach BMW for the purchase of eight police motorcycle units in an amount not to exceed a combined total of \$182,000 [p.1-27]

- 6.10 Adopt resolution authorizing the City Manager to accept two grant awards from the Office of Traffic Safety through the Regents of the University of California, Berkeley, School of Public Health in amounts of \$15,000 and \$37,233 and establish respective revenue and expense budgets [p. 1-7]
- 6.11 Adopt resolution amending the 2008-13 Capital Improvement Program by approving the allocation of \$158,194 in Community Development Block Grant funding for the Curb, Gutter and Sidewalk Repair Program [p. 1-3]
- 6.12 Adopt resolution acknowledging the receipt of the Notice of Non-Renewal from A. & J. Jacobi 2000 Trust for a portion of California Land Conservation Act (Williamson Act) Contract No. 76-AP-001 and authorizing the City Clerk to record the notice with the Sacramento County Recorder (APN: 132-0320-010) [p. 1-12]
- 6.13 Adopt resolution accepting the public improvements for Laguna Ridge Specific Plan – Elk Grove Boulevard T-Main [p. 1-4]
- 6.14 Adopt resolution authorizing the Mayor to execute Reimbursement Agreement RC2008-03 for Privately Constructed Public Facilities included in the Elk Grove Roadway Fee Program with Taylor/Village Sacramento Investments Partners L.P. [p.1-18]
- 6.15 Adopt resolution approving Parcel Map No. 04-580.02 Union Parkway [p. 1-6]
- 6.16 Adopt resolution approving Parcel Map No. 07-123.00 Vineyard at Madeira and authorizing the Mayor to execute the Subdivision Improvement Agreement [p. 1-25]
- 6.17 Adopt resolution accepting the Community Development Block Grant Bus Stop 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]

- 6.18 Adopt resolution accepting the subdivision improvements for Elk Grove Automall Phase 3 (EG-03-477-03) [p. 1-4]
- 6.19 Adopt resolution recognizing the Elk Grove Police Officers' Association as the exclusive representative for designated employees within the Police Department [p. 1-3]
- 6.20 Adopt resolution authorizing the City Manager to execute a contract and related documents with KNN Public Finance to provide financial advisory services [p. 1-31]
- 6.21 Adopt resolution authorizing the City Manager to execute a contract with VRT Insurance Services, Inc. for Brokerage Consulting Services in an amount not to exceed \$17,500 annually [p. 1-27]
- 6.22 Adopt resolution authorizing the City Manager to execute a contract and related documents with Jones Hall to provide bond counseling services [p. 1-28]
- 6.23 Adopt resolution authorizing the City Manager to execute a contract and related documents with Fulbright & Jaworski LLP to provide disclosure counseling services [p. 1-27]
- 6.24 Adopt resolution amending the 2008-13 Capital Improvement Program to include additional transportation improvement projects benefiting the East Franklin Area and funded by the Community Facilities District 2002-1 and authorizing budget transfers and adjustments to prior and current year CIP projects [p. 1-9]
- 6.25 Adopt resolution authorizing the City Manager to execute an agreement with Downtown Ford Sales for maintenance and repair of the City's Ford Fleet vehicles in an amount not to exceed \$150,000 [p. 1-27]
- 6.26 Schedule a Special Joint City Council meeting with the Elk Grove Community Connection on January 7, 2009 at 6:30 p.m. in the Council Chamber to discuss the future Civic Center [p.1-3]

- 6.27 Adopt resolution authorizing the City Attorney to retain expert witness services for hybrid bus litigation in an amount not to exceed \$285,000 [p. 1-3]
- 6.28 Adopt resolution finding an exception to Ordinance No. 9-2008 that dispenses with the request for proposal process in the best interest of the City and authorizing the City Manager to execute a consultant services contract with Mark Thomas and Company, Inc. for the Grant Line Road Widening Project Phase 1 in an amount not to exceed \$589,880 [p. 1-41]
- 6.29 Adopt resolution authorizing the City Manager to execute an amendment to the Cooperative Agreement with Caltrans for the construction of the Sheldon Road / State Route 99 Interchange Reconstruction Project [p. 1-31]

7. **PUBLIC HEARINGS**

- 7.1 **SUBJECT:** A public hearing (*continued from 10-22-2008*) to consider a rezone for the Treasure Homes Subdivision located at 7401 Bilby Road within the Laguna Ridge Specific Plan (EG-03-486: APN 132-0050-066) [p.1-31]

STAFF REPORT:

Jessica Shalamunec, Planning Manager



PUBLIC COMMENT:

PLANNING COMMISSION RECOMMENDATION:

Introduce and waive the full reading, by substitution of title only, an ordinance amending the City of Elk Grove Zoning Map for a 3.23 acre parcel from Agricultural – 20 Acre Minimum (AG-20) to Residential - Five Units per Acre (RD-5) for the Treasure Homes Subdivision Project.

7.2 **SUBJECT:** A public hearing to consider a District Development Plan for 12.8 acres in the Lent Ranch Special Planning Area for the Feletto Property project located on the Southwest and Southeast corner of Kammerer Road and South of the Promenade Parkway (EG-08-044; APNs 134-1010-009 and 134-1010-010) [p. 1-75]

STAFF REPORT:

Jessica Shalamunec, Planning Manager



PUBLIC COMMENT:

PLANNING COMMISSION RECOMMENDATION:

Adopt resolution approving the Feletto Property District Development Plan subject to the findings and conditions of approval for the project.

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. 2006-1 (Maintenance Services) and introduction of an ordinance levying and apportioning the special tax to the annexing area (Annexation No. 11) [p. 1-37]

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 December 10, 2008 for the eleventh 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. 11.

8. REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS

- 8.1 **SUBJECT:** Consider approving Parcel Map No. 08-037 West Taron Office Complex [p. 1-8]

STAFF REPORT:

Fritz Buchman, Interim Public Works Director



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution approving Parcel Map No. 08-037 West Taron Office Complex

- 8.2 **SUBJECT:** Veteran and Public Safety Street Naming Program [p. 1-16]

STAFF REPORT:

Kara Reddig, Assistant to the City Manager



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution creating a Veteran and Public Safety Street Naming Program for new street signs.

- 8.3 **SUBJECT:** Consider request for relief of fees assessed by Community Enhancement against property owners of 0 Brabant Way (Case 08-1021) [p. 1-11]

STAFF REPORT:

Shane Diller, Community Enhancement Manager



PUBLIC COMMENT:

RECOMMENDATION:

Staff recommends the City Council reject the property owner's request and reaffirm the fees assessed.

- 8.4 **SUBJECT:** Consider request for relief of fees assessed by Community Enhancement against property owners of 10151 Pombal Court (Case 08-1442) [p. 1-18]

STAFF REPORT:

Shane Diller, Community Enhancement Manager



PUBLIC COMMENT:

RECOMMENDATION:

Staff recommends the City Council reject the property owner's request and reaffirm the fees assessed.

- 8.5 **SUBJECT:** Appointment of representation to City Council Boards, Commissions, and Committees [p. 1-18]

STAFF REPORT:

Susan Blackston, City Clerk



PUBLIC COMMENT:

RECOMMENDATION:

- 1) Review Local Appointments List and consider appointments or reappointments on local boards, commissions, and committees where terms have or will soon expire (or appointing Council Member has changed) or direct the City Clerk to solicit applications for recruitment.
- 2) Consider applications received and make appointments for membership on the Youth Commission.

- 8.6 **SUBJECT:** Review Council appointments to regional boards, commissions, and committees [p. 1-13]

STAFF REPORT:

Susan Blackston, City Clerk



PUBLIC COMMENT:

RECOMMENDATION:

Review Council appointments to regional boards, commissions, and committees and provide direction.

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.