



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

Patrick Hume, Mayor

Sophia Scherman, Vice Mayor
James Cooper, Council Member

Gary Davis, Council Member
Steven M. Detrick, Council Member

REGULAR MEETING OF THE CITY COUNCIL
Wednesday, January 14, 2009
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 a plaque to Council Member Gary Davis in recognition of his service as Mayor during the period of January 1, 2008 through December 10, 2008

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. 41992 through 42899 dated December 1, 2008 through December 31, 2008, and Electronic Fund Transfer 2009074 through 2009078, and Automatic Clearing House [1-76]

6.2 Approve City Council Meeting Minutes of: a) December 8, 2008 Special Meeting; and b) December 10, 2008 Regular Meeting [p. 1-26]

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 January 7, 2009 [p. 1-3]

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

- 6.5 Adopt Ordinance No. 53-2008 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 **(Second Reading)** [p. 1-3]
- 6.6 Adopt Ordinance No. 54-2008 levying and apportioning the special tax in territory annexed to Community Facilities District No. 2006-1 (Maintenance Services) Annexation No. 11 **(Second Reading)** [p. 1-2]
- 6.7 Adopt resolution amending the Short Range Transit Plan to add four projects to the Capital Program for Fiscal Year 2008-09 [p. 1-3]
- 6.8 Adopt resolution authorizing the submittal of a grant application for Proposition 1B Safety and Security funds up to \$250,000 and authorizing the Transit System Manager to file all necessary paperwork [p. 1-3]
- 6.9 Adopt resolution authorizing certain City staff to access the ECHO-Web federal transit reimbursement system [p. 1-3]
- 6.10 Adopt resolution authorizing the City Manager to accept a funding allotment in the amount of \$127,657 from the State of California Department of General Services for the purchase of 9-1-1 equipment and amend the Police Department's revenue and expense budget accordingly [p. 1-4]
- 6.11 Adopt resolution authorizing the City Manager to execute a License Agreement and Subrecipient Agreement with Women Escaping a Violent Environment (WEAVE) non-profit organization [p. 1-24]
- 6.12 Adopt resolution authorizing the City Manager to ratify the expenditure of funds, without contract, to Van Scoyoc Associates, Inc., for Federal Government Relations Services in an amount of \$168,000 [p. 1-3]

- 6.13 Adopt resolution accepting the Intelligent Transportation Systems Phase 1A 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]
- 6.14 Adopt resolution authorizing the Public Works Director to execute a Provisionally Accredited Levee Agreement with the Federal Emergency Management Agency to certify levees within Laguna West [p. 1-19]
- 6.15 Adopt resolution accepting the Slurry and Chip Seal Project 2008 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. 1-5]
- 6.16 Adopt resolution accepting the Asphalt Concrete Overlay and Curb Ramp Improvements Project 2008 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 Micro-Surfacing and Chip Seal Project 2008 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 Schedule Special City Council meetings to be conducted in a Town Hall style format to discuss the City's Fiscal Year 2009-10 Budget in each of the five districts to begin at 6:00 p.m. (*specific locations to be determined*): January 26 (District 1); January 29 (District 5); February 2 (District 3); February 4 (District 2); and February 18 (District 4) [p.1-2]
- 6.19 Adopt resolution authorizing the use of a facsimile stamp signature of the Finance Director on Lien and Release of Lien Documents [p. 1-3]
- 6.20 Adopt resolution increasing contract authority by \$1,949,000 of the previously budgeted contingency amount for the contract with RGW Construction for the Grant Line Road / State Route 99 Interchange Reconstruction Project and ratifying expenditure of \$564,364.22 beyond existing contract authority [p. 1-4]

7. PUBLIC HEARINGS

- 7.1 SUBJECT:** A Public Hearing to consider the appeal of the Planning Commission decision to deny the Conditional Use Permit for the Guru Nanak Darbar Church located at 9020 Campbell Road (EG-08-015; APN: 127-0020-024) [p. 1-93]

STAFF REPORT:

Nina Stevens, Planner



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution denying the Conditional Use Permit for the Guru Nanak Darbar Church Project.

- 7.2 SUBJECT:** *(Note: Appeal Withdrawn)* A Public Hearing to consider the appeal of the Planning Commission decision to approve the Sutter Health Elk Grove Medical Campus located on the southeast corner of Laguna Boulevard and Big Horn Boulevard (EG-07-024; APNs 116-0330-026, 116-0330-032, -033, 116-1480-001, -002, -003, -004, -012) [p. 1]

STAFF REPORT:

Gerald Park, Senior Planner



PUBLIC COMMENT:

RECOMMENDATION:

Pappas Gateway, L.P. (the appellant) has requested to withdraw the appeal submitted to the City on December 26, 2008; therefore, no action is necessary by the City Council.

- 7.3 SUBJECT:** A public hearing to consider introduction of an ordinance adding Chapter 16.96 to the Elk Grove Municipal Code to establish Development Impact Fees for Measure A Transportation Improvements for Citywide Benefit District and adopting a resolution approving the Nexus Study, establishing the amount of fees, and providing for other matters relative to Measure A Transportation Development Impact Fees [p.1-97]

STAFF REPORT:

Rebecca Craig, Finance Director



PUBLIC COMMENT:

RECOMMENDATION

- 1) Introduce and waive the full reading, by substitution of title only, an Ordinance adding Chapter 16.96 to the Elk Grove Municipal Code to establish Development Impact Fees for Measure A transportation improvements for Citywide Benefit District; and
- 2) Adopt resolution approving nexus study, establishing the amount of fees and providing for other matters relative to Measure A Transportation Development Impact Fees.

- 7.4 **SUBJECT:** A public hearing to consider adoption of a resolution revising public transit fares, effective March 1, 2009 [p. 1-9]

STAFF REPORT:

Tiffani Fink, Transit System Manager



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution revising public transit fares, effective March 1, 2009 and authorizing regular fare adjustments according to an average of national transportation and consumer indices, effective annually on July 1.

8. REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS

- 8.1 **SUBJECT:** Consider adopting resolution directing the City Manager to notify MV Transportation, Inc. of the City's intent not to extend the Transit Operations contract and proceed with issuance of a Request for Proposals for Transit Operations Services [p. 1-4]

STAFF REPORT:

Tiffani Fink, Transit System Manager



PUBLIC COMMENT:

RECOMMENDATION:

Adopt a resolution directing the City Manager to notify MV Transportation, Inc. of the City's intent not to extend the Transit Operations contract and proceed with the issuance of a Request for Proposals for Transit Operations services.

- 8.2 **SUBJECT:** Consider approving membership in Sister Cities International and provide further direction to staff regarding establishing a Sister City or Cities [p. 1-8]

STAFF REPORT:

Angela Frost, Administrative Analyst



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution approving membership in Sister Cities International and authorizing staff to examine establishing a Sister City or Cities.

- 8.3 **SUBJECT:** Introduce an ordinance amending Elk Grove Municipal Code Section 3.42.250 - Prequalification of Bidders [p. 1-6]

STAFF REPORT:

Steven Palmer, Project Manager



PUBLIC COMMENT:

RECOMMENDATION:

Introduce and waive the full reading, by substitution of title only, an Ordinance amending Elk Grove Municipal Code Section 3.42.250 *Prequalification of Bidders* to authorize City Officers to prequalify bidders for maintenance services contracts.

- 8.4 **SUBJECT:** Consider a Collaborative Market Study Concept [p. 1-2]

STAFF REPORT:

Patrick Blacklock, Assistant City Manager



PUBLIC COMMENT:

RECOMMENDATION:

Direct staff to pursue potential partners for a collaborative market study to identify future land use needs and economic development opportunities.

- 8.5 **SUBJECT:** Introduce an ordinance repealing Ordinance No. 29-2006 and adding Chapter 9.20 to the Elk Grove Municipal Code regulating sex offenders' proximity to children's facilities [p. 1-6]

STAFF REPORT:

Susan Cochran, City Attorney



PUBLIC COMMENT:

RECOMMENDATION:

Introduce and waive the full reading, by substitution of title only, an Ordinance repealing Ordinance No. 29-2006 and enacting Elk Grove Municipal Code Chapter 9.20 regulating sex offenders' proximity to children's facilities.

- 8.6 **SUBJECT:** Consider establishing a Council Ad-Hoc Committee to represent the City in upcoming Economic Development and State Legislative discussions [p. 1-2]

STAFF REPORT:

Laura Gill, City Manager



PUBLIC COMMENT:

RECOMMENDATION:

Appoint a Council Ad-Hoc Committee to represent the City in upcoming Economic Development and State Legislative discussions.

- 8.7 **SUBJECT:** Consider appointment of Council Members(s) to serve as representative(s) on the Sacramento Area Council of Governments Board of Directors [p. 1]

STAFF REPORT:

Susan Blackston, City Clerk



PUBLIC COMMENT:

RECOMMENDATION:

Appoint Council Member(s) to serve as representative(s) on the Sacramento Area Council of Governments Board of Directors.

- 8.8 **SUBJECT:** Appointment of Member to the Elk Grove Planning Commission [p. 1]

STAFF REPORT:

Susan Blackston, City Clerk



PUBLIC COMMENT:

RECOMMENDATION:

Receive information from Council Member Detrick on his appointment of a member to the Planning Commission.

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.