



*Incorporated July 1, 2000*  
*Website: [www.elkgrovecity.org](http://www.elkgrovecity.org)*

Patrick Hume, Mayor

Sophia Scherman, Vice Mayor  
James Cooper, Council Member

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

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**– AMENDED AGENDA –**  
**SPECIAL MEETING OF THE CITY COUNCIL**  
**Wednesday, February 11, 2009**  
**5:00 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

**2. CLOSED SESSION**

Once the closed session has ended, the regular City Council meeting will be reconvened in open session. The Mayor or presiding officer will then make any announcements required by the Brown Act relative to reportable actions taken during the closed session.



**PUBLIC COMMENT:**

**A) CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Pursuant to Government Code § 54956.8

Property Description: 8821 E. Stockton Boulevard  
Elk Grove, CA 95624  
APN: 116-0030-001-0000

City Negotiators: John Almazan, Real Property Manager

Negotiating parties: Brian Manning of Desmond, Nolan,  
Livaich & Cunningham, representing  
S & S Fencing

Under negotiation: Price and Terms

**B) CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Pursuant to Government Code § 54956.8

Property Description: 8821 East Stockton Blvd.  
Elk Grove, California  
APN: 116-0030-001-0000

City Negotiators: John Almazan, Real Property Manager

Negotiating parties: Brian Manning of Desmond, Nolan,  
Livaich & Cunningham, representing  
Stockmens Supply

Under negotiation: Price and Terms

**C) CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Pursuant to Government Code § 54956.8

Property Description: 9679 Johnston Road  
Elk Grove, CA 95757  
APN: 132-0270-022-0000

City Negotiators: John Almazan, Real Property Manager

Negotiating parties:

- Barbara J. Foster, Trustee Foster Family Trust (undivided 9/27<sup>th</sup>);
- William M. Foster, Trustee William M. Foster Revocable Living Trust (undivided 6/27<sup>th</sup>);
- Keith Elwood Foster, Successor Trustee Foster Trust (undivided 6/27<sup>th</sup>);
- Keith Foster, sole and separate property (undivided 3/27<sup>th</sup>);
- Lester Foster, sole and separate property (undivided 3/27<sup>th</sup>)

Under negotiation: Price and Terms

**D) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Government Code §54956.9(a):

One (1) matter:

1. City of Elk Grove v. ISE Corporation, et al.  
Sacramento County Superior Court  
Case No. 34-2008-00011409-CU-BC-GDS

**E) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Initiation of litigation pursuant to Government Code §54956.9(c):

Five (5) matters

**F) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to Government Code §54956.9(b):

One (1) matter

**3. REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS**

**3.1 SUBJECT:** Discuss Wal-Mart proposal in Laguna Ridge

**STAFF REPORT:**

Susan Cochran, City Attorney

Don Hazen, Planning Director



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Discuss Wal-Mart proposal in Laguna Ridge and provide direction.

#### **4. ADJOURNMENT**

*Pursuant to Section 54956 of the Government Code of the State of California, this agenda was posted at a place freely accessible to the public 24 hours in advance of the scheduled meeting.*

**NOTE: Items 2 F) and 3.1 were added to the agenda subsequent to the original posting on 0206/09.**

##### **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 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.**