



Incorporated July 1, 2000
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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, April 8, 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 Federal Advocacy update regarding City priority projects by Peter Evich of Van Scoyoc Associates, Inc.
- 4.2 Present proclamation recognizing April 20 to 24, 2009 as “Mosquito and West Nile Virus Awareness Week”
- 4.3 Youth Services Work Plan Update by Jim Miller, Youth Services Coordinator

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. 44282 through 44851 dated March 1, 2009 through March 31, 2009, and Electronic Fund Transfer 2009109 through 2009121, and Automatic Clearing House [p. 1-52] (FINANCE)
- 6.2 Approve City Council Meeting Minutes: a) February 25, 2009 Special Meeting; and b) February 25, 2009 Regular Meeting [p. 1-15] (CITY CLERK)
- 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 April 1, 2009 [p. 1-3] (CITY CLERK)
- 6.4 Receive report on Requests for Proposals, Qualifications, and Bids [p. 1-2] (CITY CLERK)

- 6.5 Adopt Ordinance No. 6-2009 rezoning 2.3 acres located at the southeastern corner of Sheldon Road and East Stockton Boulevard from Agricultural Residential 5-acre minimum (AR-5) to General Commercial (GC) and Shopping Center (SC) for APN 116-0030-005 **(Second Reading)** [p. 1-3] (PLANNING)
- 6.6 Adopt Ordinance No. 7-2009 to repeal, and adopt revised, Titles 1 through 22 of the Elk Grove Municipal Code to implement the recodification of the Elk Grove Municipal Code **(Second Reading)** [p. 1-2] (CITY ATTORNEY)
- 6.7 Adopt resolution authorizing the City Manager to amend the consultant contract with Richardson & Company for annual financial audit services to reflect a change in the scope of work to include a review and report of the appropriations limit and to increase the amount of the contract by \$20,000 *(for a total compensation amount of \$223,900)* [p. 1-5] (FINANCE)
- 6.8 Adopt resolution authorizing the City Manager to execute a consultant contract amendment with Economic & Planning Systems, Inc. for the completion of the Citywide Roadway and Capital Facilities Development Impact Fee Nexus Study Update and to increase the amount of the contract by \$25,000 *(for a total compensation amount of \$113,000)* [p. 1-6] (FINANCE)
- 6.9 Adopt resolution amending the Fiscal Years 2006-07, 2007-08, and 2008-09 Appropriations Limits and electing the California Per Capita Income Growth Index Method as the Inflation Factor [p. 1-3] (FINANCE)
- 6.10 Adopt a resolution accepting the public improvements for Laguna Ridge Specific Plan – Whitelock Parkway – Segment 2 [p. 1-4] (PUBLIC WORKS)
- 6.11 Adopt resolution authorizing the City Manager to execute utility agreements between the City and the utility companies impacted by the Franklin Boulevard / Elk Grove Boulevard Intersection Widening and Bus Turnouts Project in an amount not to exceed \$300,000 [p. 1-3] (PUBLIC WORKS)

- 6.12 Adopt resolution approving the Transit Services Charter Policy and establishing full cost recovery for Charter Services including an additional administrative fee of \$50 [p. 1-7] (TRANSIT)
- 6.13 Adopt resolution authorizing the City Manager to execute a Fee Deferral Agreement with Byers Gymnastics [p. 1-7]
- 6.14 Adopt resolution establishing a Census 2010 Complete Count Committee and soliciting applications for Chair [p. 1-12]

7. **PUBLIC HEARINGS**

- 7.1 **SUBJECT:** A public hearing to consider a proposed Zoning Code amendment to restrict the hours of operation for all uses in the commercial and office zoning districts [p. 1-29]

STAFF REPORT:

Sarah Kirchgessner, Senior Planner



PUBLIC COMMENT:

RECOMMENDATION:

The Planning Commission recommends that the City Council deny the proposed Hours of Operation Ordinance.

- 7.2 **SUBJECT:** A public hearing to consider the draft Fiscal Year 2009-10 Community Development Block Grant (CDBG) Action Plan [p. 1-22]

STAFF REPORT:

Sarah Bontrager, Grants Specialist



PUBLIC COMMENT:

RECOMMENDATION:

Provide preliminary approval to the allocation of FY 2009-10 CDBG funds and authorize the 2009-10 Action Plan to be released for public review.

- 7.3 **SUBJECT:** A public hearing to consider *e-van* service revisions and Transit Trip Assignment Policy [p. 1-11]

STAFF REPORT:

Tiffani Fink, Transit System Manager



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution approving *e-van* service revisions and the Transit Trip Assignment Policy.

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

- 8.1 **SUBJECT:** Consider calling a public hearing to consider proposed increases to solid waste service rates and authorizing public notice thereof [p. 1-15]

STAFF REPORT:

Cedar Kehoe, Integrated Waste Manager



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution calling a public hearing to be held on June 24, 2009, to consider approval of proposed increases to the City's solid waste collection and disposal service rates and authorizing staff to prepare and mail the necessary notices.

- 8.2 **SUBJECT:** Consider Request for Waiver of Community Enhancement fee and interest assessed against property owner of 6321 Alpinespring Way (Case No. 07-4488; APN: 119-0970-067-0000) [p. 1-13]

STAFF REPORT:

Shane Diller, Community Enhancement Manager



PUBLIC COMMENT:

RECOMMENDATION:

Reject the property owner's request and affirm the re-inspection fee and interest charged to partially recover Community Enhancement costs for inspection of 6321 Alpinespring Way (Case No. 07-4488)

- 8.3 **SUBJECT:** City Council Objectives for Fiscal Years 2009-10 and 2010-11 [p. 1-10]

STAFF REPORT:

Laura Gill, City Manager



PUBLIC COMMENT:

RECOMMENDATION:

Receive and file the City Council objectives for Fiscal Years 2009-10 and 2010-11, and provide direction and feedback as appropriate.

- 8.4 **SUBJECT:** Adopt resolution establishing an Audit Committee [p. 1-7]

STAFF REPORT:

Rebecca Craig, Finance Director



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution establishing an Audit Committee and select two members to serve on the Committee to provide independent review and oversight of the City's financial reporting processes, internal controls, and independent auditors.

- 8.5 SUBJECT:** Consider representation to the Central Valley Express Advisory Committee [p. 1-10]

STAFF REPORT:

Tiffani Fink, Transit System Manager



PUBLIC COMMENT:

RECOMMENDATION:

Provide direction regarding representation to the Central Valley Express Advisory Committee.

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.