



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, May 13, 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 Present Certificate of Recognition to Vishaal Prasad for being named a National Patroller of the Year by the American Automobile Association
- 4.2 Present proclamation to Nancy Yavrom, Program Coordinator of the Sacramento County Adult and Aging Commission recognizing May as Older American's Month
- 4.3 Present 2010 Census Partner Proclamation and hear presentation by Elizabeth Cantu from the United States Census Bureau regarding public outreach strategies
- 4.4 Presentation regarding the *Think, Shop, Live, Elk Grove* program (Elk Grove's Shop Local Campaign) by Public Information Officer Christine Brainerd, Roy and David Herburger of the Elk Grove Citizen, Janet Toppenberg of the Elk Grove Chamber of Commerce, and Stephanie Beasley of Frontier Communications
- 4.5 Youth Commission Update by Chair Rebecca Shimizu and Vice Chair Amanda Cosenza

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. 44852 through 45892 dated April 1, 2009 through April 30 2009, and Electronic Fund Transfer 2009122 through 2009133, and Automatic Clearing House [p. 1-82] (FINANCE)
- 6.2 Approve City Council Meeting Minutes: a) March 25, 2009 Special meeting; b) March 25, 2009 Regular meeting; c) April 22, 2009 Special meeting; and d) April 22, 2009 Regular meeting [p. 1-30] (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 May 6, 2009 [p. 1-2] (CITY CLERK)
- 6.4 Receive report on Requests for Proposals, Qualifications, and Bids [p. 1-2] (CITY CLERK)
- 6.5 Adopt Ordinance No. 8-2009 amending the Elk Grove Zoning Map for a 0.71 acre parcel from Limited Commercial (LC) to Shopping Center (SC) for the Elk Grove 76 Service Station Project EG-08-002; APN: 125-0010-005 (**Second Reading**) [p. 1-3] (PLANNING)
- 6.6 Adopt Ordinance No. 9-2009 levying and apportioning the special tax in territory annexed to Community Facilities District No. 2006-1 (Maintenance Services) Annexation No. 12 and amending Elk Grove Municipal Code Section 3.19.010 (**Second Reading**) [p. 1-3] (FINANCE)
- 6.7 Adopt resolution authorizing the City Manager to execute a construction contract with Teichert Construction for the Franklin Boulevard Rehabilitation Project (Elk Grove Boulevard to Laguna Boulevard) in the amount of \$667,478.90 and authorizing the City Engineer to approve change orders not to exceed \$100,122 [p. 1-4] (PUBLIC WORKS)
- 6.8 Adopt resolution denying a bid protest, authorizing the City Manager to execute a construction contract with Top Grade Construction, Inc. for the Asphalt Concrete Overlay and Curb Ramp Improvements Project 2009 / Elk Grove Boulevard Rehabilitation (Bruceville Road to State Route 99) Project in the amount of \$1,672,435.52 and authorizing the City Engineer to approve change orders not to exceed \$250,865 [p. 1-7] (PUBLIC WORKS)

- 6.9 Adopt resolution approving Parcel Map No. 06-1005, Backer Property (EG-06-1005) [p. 1-7] (PUBLIC WORKS)
- 6.10 Adopt resolution approving Parcel Map No. 07-041, Laguna Marketplace Parcel 3 (EG-07-041) [p. 1-6] (PUBLIC WORKS)
- 6.11 Adopt resolution accepting the Compressed Natural Gas Fuel System Project as complete and authorizing the City Engineer to prepare, and the City Clerk to file, a Notice of Completion with the Sacramento County Recorder (TR8007) [p. 1-3] (PUBLIC WORKS)
- 6.12 Adopt resolution amending the 2008-13 Capital Improvement Program and the Fiscal Year 2008-09 budget by approving the allocation of \$500,000 of Capital Facilities Fee - Intelligent Transportation Systems (ITS) funding for the ITS Program (PT0084) [p. 1-6] (PUBLIC WORKS)

7. **PUBLIC HEARINGS**

- 7.1 **SUBJECT:** *(Continued from 4-22-2009)* A public hearing to consider updates to Capital Facilities and Roadway Impact Fees [p. 1-343]

STAFF REPORT:

Andrew Keys, Finance Analyst
Tiffani Fink, Transit System Manager
Richard Shepard, Public Works Director



PUBLIC COMMENT:

RECOMMENDATION:

Introduce and waive the full reading, by substitution of title only, an Ordinance repealing Elk Grove Municipal Code Chapter 16.84 and amending Chapter 16.95 implementing Development Impact Fees.

- 7.2 **SUBJECT:** A public hearing to consider adoption of the Community Development Block Grant 2009-10 Action Plan and Analysis of Impediments to Fair Housing Choice [p. 1-139]

STAFF REPORT:

Sarah Bontrager, Grants Specialist



PUBLIC COMMENT:

RECOMMENDATION

Adopt resolution approving the Fiscal Year 2009-10 Community Development Block Grant Action Plan and Analysis of Impediments and authorize the City Manager to execute and file all documents required to receive U.S. Department of Housing and Urban Development CDBG funds.

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

- 8.1 **SUBJECT:** Adopt resolution awarding a five year contract with Veolia Transportation Services, Inc. for Commuter, Fixed Route, ADA Complementary Paratransit and Dial-A-Ride Operations and Maintenance Services [p. 1-30]

STAFF REPORT:

Tiffani Fink, Transit System Manager



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution awarding a five year contract and authorizing the City Manager to execute an agreement with Veolia Transportation Services, Inc. for Commuter, Fixed Route, ADA Complementary Paratransit and Dial-A-Ride Operations and Maintenance Services

- 8.2 **SUBJECT:** Consider a Conditional Use Permit application fee waiver request for the Jubilee Community Worship Center located at 9028 Franklin Boulevard, Suite 130 (APN: 119-0810-060) [p. 1-5]

STAFF REPORT:

Don Hazen, Planning Director



PUBLIC COMMENT:

RECOMMENDATION:

Consider Jubilee Community Worship Center's request to waive the \$5,223 Conditional Use Permit application fee.

- 8.3 **SUBJECT:** Fiscal Year 2008-09 General Fund Expenditure Reductions [p. 1-3]

STAFF REPORT:

Laura Gill, City Manager



PUBLIC COMMENT:

RECOMMENDATION:

Receive and file a report from the City Manager concerning actions to correct a potential shortfall in the General Fund at June 30, 2009, including employee layoffs to take effect after May 29, 2009.

- 8.4 **SUBJECT:** Appoint a public member representative to the Sacramento Regional Human Rights / Fair Housing Commission Advisory Board [p. 1-2]

STAFF REPORT:

Susan Blackston, City Clerk



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution appointing a member to fill one vacancy on the Sacramento Regional Human Rights / Fair Housing Commission Advisory Board

- 8.5** **SUBJECT:** Notice of Intent to Provide Additional Service Credit for Specified Classifications and Public Notice of Cost [p. 1-4]

STAFF REPORT:

Laura Gill, City Manager



PUBLIC COMMENT:

RECOMMENDATION:

Receive and file the notice of intent to provide two years of additional services credit benefits to specified classifications and provide public notice in accordance with California Public Employees Retirement System requirements.

- 8.6** **SUBJECT:** Provide additional service credit for specified classifications for purposes of eligibility for city-provided retiree benefits [p. 1-3]

STAFF REPORT:

Laura Gill, City Manager



PUBLIC COMMENT:

RECOMMENDATION:

Provide up to two years of additional City service credit benefits to specified classifications for the sole purpose of determining eligibility for City-provided retiree benefits.

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.