



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

Sophia Scherman, Mayor

Steven M. Detrick, Vice Mayor
James Cooper, Council Member

Gary Davis, Council Member
Patrick Hume, Council Member

REGULAR MEETING OF THE CITY COUNCIL
Wednesday, February 24, 2010
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 Proclamation recognizing February 28, 2010 as “Spay Day USA 2010” [p. 1]

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. GENERAL ADMINISTRATION INFORMATION

7. 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)*)

8. 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

- 8.1 Approve January 2010 Treasurer’s Report [p. 1-3] (FINANCE)
- 8.2 Approve City Council Meeting Minutes: 1) February 10, 2010 Special Meeting, and 2) February 10, 2010 Regular Meeting [p. 1-12] (CITY CLERK)
- 8.3 Receive report on City Manager approved purchases and contracts authorized by Elk Grove Municipal Code Chapter 3.42 Contracts and Purchasing, filed through February 17, 2010 [p. 1-3] (CITY CLERK)

- 8.4 Receive report on Requests for Proposals, Qualifications, and Bids [p. 1-2] (CITY CLERK)
- 8.5 Adopt resolution authorizing the City Manager to: 1) accept an appropriation from the State Supplemental Law Enforcement Services Fund in the amount of \$219,100, 2) increase the Police Department's revenue and expense budget by \$219,100, and 3) expend funds in accordance with Government Code Sections 30061 and 30063 mandating these funds be used for frontline police operations and services [p. 1-5] (POLICE)
- 8.6 Adopt resolution authorizing the City Manager to accept grant funding from the California Office of Traffic Safety and amend the Police Department 2010 Fiscal Year budget to appropriate grant funds in the amount of \$7,500 for the purpose of reducing underage drinking in Elk Grove [p. 1-6] (POLICE)
- 8.7 Adopt resolution authorizing the Mayor to execute a Letter Agreement with Taylor Morrison of California LLC regarding Parks Obligations for Laguna Ridge Villages 7 and 9 in The Grove subdivision [p. 1-7] (PLANNING)
- 8.8 Adopt resolution authorizing the Mayor to execute a Letter Agreement with The New Home Company of Northern California regarding Parks Obligations for Laguna Ridge Village 2A in The Grove subdivision [p. 1-7] (PLANNING)
- 8.9 Adopt resolution authorizing the City Manager to: 1) waive the requirement for disposal of real property by competitive proposals, and 2) execute a contract with CB Richard Ellis for Commercial Real Estate Brokerage Services [p. 1-34] (PUBLIC WORKS)
- 8.10 Adopt resolution authorizing the City Manager to sign a Sales Agreement with Clean Energy for Compressed Natural Gas (CNG) and authorizing payment of \$225,000 in Energy Efficiency and Conservation Block Grant funding as the City's contribution to the construction of a public Fast-Fill CNG Fueling Facility on Elkmont Way upon receipt from the United States Department of Energy [p. 1-53] (TRANSIT)

9. PUBLIC HEARINGS

9.1 SUBJECT: A public hearing to consider Elk Grove Old Town Special Planning Area Design Standards and Guidelines Triennial Review Amendments [p. 1-162]

STAFF REPORT:
Gerald Park, Senior Planner

PUBLIC COMMENT:

RECOMMENDATION
Introduce and waive the full reading, by substitution of title only, an Ordinance amending the Elk Grove Old Town Special Planning Area Design Standards and Guidelines.

10. REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS

10.1 SUBJECT: Consideration of providing a letter to the Sacramento County Board of Supervisors requesting postponement of action to close Sunset Sky ranch Airport [p. 1-5]

STAFF REPORT:
Laura Gill, City Manager

PUBLIC COMMENT:

RECOMMENDATION:
Review the staff report and attached draft letter and provide direction regarding the Sunset Sky ranch Airport.

10.2 SUBJECT: Receive a Presentation from the Transit System Manager and Public Works Director regarding the Notice of Preparation for the High Speed Rail Program and provide direction on the submittal of formal comments [p. 1-3]

STAFF REPORT:
Tiffani Fink, Transit System Manager
Richard Shepard, City Engineer / Public Works Director



PUBLIC COMMENT:

RECOMMENDATION:

Receive a presentation from the Transit System Manager and Public Works Director regarding the Notice of Preparation for the High Speed Rail Program and provide direction on the submittal of formal comments.

- 10.3 SUBJECT:** Adopt resolution authorizing the Mayor to enter into a Memorandum of Understanding with the San Joaquin Regional Rail Commission and other Valley Cities, Counties and Special Districts to plan and develop improved passenger rail transportation [p. 1-10]

STAFF REPORT:

Tiffani Fink, Transit System Manager



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution authorizing the Mayor to execute a Memorandum of Understanding with the San Joaquin Regional Rail Commission and other Valley cities, counties and special districts to plan and develop improved passenger rail transportation between the regions of Merced and Sacramento.

- 10.4 SUBJECT:** Approve Arbor Day Proclamation and adopt a resolution authorizing the City Manager to expend \$64,500 from the Tree Mitigation Fund for the Sacramento Tree Foundation NATURE Program tree plantings [p. 1-23]

STAFF REPORT:

Gerald Park, Senior Planner



PUBLIC COMMENT:

RECOMMENDATION:

Approve Arbor Day Proclamation and adopt resolution authorizing the City Manager to expend \$64,500 from the Tree Mitigation Fund for the Sacramento Tree Foundation NATURE Program tree plantings.

10.5 SUBJECT: Swainson's Hawk Impact Mitigation Fee Adjustment [p. 1- 8]

STAFF REPORT:

Taro Echiburú, Environmental Planning Manager



PUBLIC COMMENT:

RECOMMENDATION:

Provide direction regarding the approach in lowering the Swainson's Hawk Mitigation Fee, Chapter 16.130 of the Elk Grove Municipal Code.

10.6 SUBJECT: Consider modernization and expansion of Utility User Tax (UUT) Policy and reduction of Utility User Tax Rate [p. 1-3]

STAFF REPORT:

Katy Baumbach, Budget Manager



PUBLIC COMMENT:

RECOMMENDATION:

Provide direction on the following items:

- 1) Modernization of the UUT communications language to reflect technological advances and changes in state and federal law;
- 2) Inclusion of water usage in the UUT ordinance;
- 3) Reduction of the UUT rate from 2.5% to 2.25%; and
- 4) Preparation of a Proposition 218 ballot measure, to be returned for Council consideration in spring 2010.

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, 8401 Laguna Palms Way, Elk Grove, CA.