



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

**MAYOR/CHAIR**  
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**Vice Mayor/Vice Chair**  
Steven M. Detrick

James Cooper, Council Member/Agency Board Member  
Gary Davis, Council Member/Agency Board Member  
Patrick Hume, Council Member/Agency Board Member

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**ELK GROVE CITY COUNCIL REGULAR MEETING  
REDEVELOPMENT AGENCY REGULAR MEETING  
CONCURRENT AGENDA  
Wednesday, September 8, 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 Deputy 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 Certificate of Achievement to the Elk Grove Cal Ripken Baseball 10 and under North All Stars for winning the 2010 Northern California State Championship [p. 1]

4.2 Presentation proclaiming September 17 – 23, 2010 as Constitution Week in the City of Elk Grove [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 No. 2009-212 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 Receive Automatic Clearing House Nos. 1939 through 2123 dated August 1, 2010 through August 31, 2010, General Warrant Nos. 54542 through 54920, and Electronic Fund Transfer Nos. 2011021 through 2011038 [p. 1-44] (FINANCE)

- 8.2 Approve August 25, 2010 Regular City Council Meeting Minutes [p. 1-14] (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 September 1, 2010 [p. 1-2] (CITY CLERK)
- 8.4 Receive report on Requests for Proposals, Qualifications, and Bids [p. 1-2] (CITY CLERK)
- 8.5 Adopt Ordinance No. 17-2010 amending Elk Grove Municipal Code Section 23.98.030 regarding the clear-vision triangle **(Second Reading)** [p. 1-2] (PLANNING)
- 8.6 Adopt Ordinance No. 18-2010 amending Elk Grove Municipal Code Chapter 12.12 regarding *Obstruction of Corners* **(Second Reading)** [p. 1-5] (PUBLIC WORKS)
- 8.7 Adopt Ordinance No. 19-2010 adding Elk Grove Municipal Code Chapter 9.31 titled medical marijuana dispensaries **(Second Reading)** [p. 1-5] (POLICE)
- 8.8 Adopt Ordinance No. 20-2010 renumbering Elk Grove Municipal Code Chapter 6.26 to Chapter 9.24 regarding distribution of tobacco products to minors and renumbering Chapter 6.30 to Chapter 9.28 regarding public consumption of marijuana **(Second Reading)** [p. 1-6] (POLICE)
- 8.9 Adopt resolution authorizing the City Manager to execute a construction contract with Valley Slurry Seal Company for the Harbour Point Drive Median / Rehabilitation Project in the amount of \$297,369.80 and authorizing the City Engineer to approve change orders not to exceed \$60,000 [p. 1-6] (PUBLIC WORKS)
- 8.10 Adopt resolution authorizing the City Manager to execute a construction contract with Pacific Underground Services for the Promenade Mall Detention Basin Flap Gate Installation Project in the amount of \$20,420 and authorizing the City Engineer to approve change orders not to exceed \$5,000 [p. 1-5] (PUBLIC WORKS)

- 8.11 Adopt resolution approving the Fiscal Years 2009-10 and 2010-11 Transportation Development Act (TDA) Claim and authorizing the submission by the City Manager, or her designee, to the Sacramento Area Council of Governments (SACOG) for Local Transportation Funds (LTF) and State Transit Assistance (STA) funds [p. 1-11] (TRANSIT)
- 8.12 Adopt resolution waiving the competitive bidding process and authorizing the City Manager to execute a contract amendment with Granicus, Inc. for installation and support of a Council Chamber voting system in the amount of \$50,215.20 *[for a total compensation amount not to exceed \$95,565.55 covering a two year period]* [p. 1-16] (INFORMATION TECHNOLOGY)

## 9. **PUBLIC HEARINGS**

- 9.1 **SUBJECT:** A public hearing to consider approval of the 2009-10 Consolidated Annual Performance and Evaluation Report (CAPER) [p. 1-43]

**STAFF REPORT:**

Sarah Bontrager, Grants Specialist



**PUBLIC COMMENT:**

**RECOMMENDATION**

Adopt resolution to approve the Fiscal Year 2009-10 Consolidated Annual Performance and Evaluation Report (CAPER).

## 10. **REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS**

- 10.1 **SUBJECT:** Consider resolution for service adjustments to regional e-van services effective November 1, 2010 and limiting regional e-van services to Elk Grove residents effective September 1, 2010 [p. 1-6]

**STAFF REPORT:**

Tiffani Fink, Transit System Manager



**PUBLIC COMMENT:**

**RECOMMENDATION**

Adopt resolution for service adjustments to regional *e-van* services effective November 1, 2010 and limiting regional *e-van* services to Elk Grove residents effective October 1, 2010.

- 10.2 SUBJECT:** Consider a Resolution Authorizing the City Manager to Execute an Economic Incentive Loan Agreement with OfficeBay [p. 1-7]

**STAFF REPORT:**

Heather Ross, Economic Development Coordinator



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Review an Economic Incentive Loan request from OfficeBay Elk Grove for a proposed small business campus project and, if appropriate, adopt resolution authorizing the City Manager to execute a Loan Agreement.

- 10.3 SUBJECT:** Review Sacramento County Water Agency request for Economic Development Treatment Capacity Bank Sewer Credits [p. 1-4]

**STAFF REPORT:**

Heather Ross, Economic Development Coordinator



**PUBLIC COMMENT**

**RECOMMENDATION:**

Review a request from the Sacramento County Water Agency (SCWA) for Economic Development Treatment Capacity Bank Credits and, if appropriate, adopt resolution allocating these credits.

- 10.4 SUBJECT:** Options for future processing of Letters of Public Convenience and Necessity [p. 1-10]

**STAFF REPORT:**

Eric Norris, Interim Planning Director



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Provide direction on City policy for reviewing and approving Letters of Public Convenience and Necessity (PCN) for proposed alcohol sales and consider the following options:

- 1) Leave the process unchanged; and/or
- 2) Revise the process to grant the Planning Commission the authority to review and approve PCN letters; and/or
- 3) Revise the process to grant the Chief of Police the authority to review and approve PCN letters; and/or
- 4) In conjunction with options 1, 2, or 3, revise Title 23 to require a Conditional Use Permit for all retail alcoholic beverage sales in all zoning districts and/or implement new standards for the issuance of PCN letters.

- 10.5 SUBJECT:** Provide direction to staff regarding possible amendments to Section 23.14.040 regarding Public Notices of the Elk Grove Municipal Code [p. 1-4]

**STAFF REPORT:**

Taro Echiburú, Interim Planning Director



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Receive the staff report and provide direction to staff as desired.

- 10.6 SUBJECT:** Introduce ordinance amending Elk Grove Municipal Code Chapter 9.20, "Sex Offenders' Proximity to Children's Facilities" [p. 1-8]

**STAFF REPORT:**

Susan Cochran, City Attorney  
Robert Lehner, Police Chief



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Introduce and waive the full reading, by substitution of title only, an Ordinance amending Elk Grove Municipal Code Chapter 9.20 titled Sex Offenders' Proximity to Children's Facilities.

**10.7 SUBJECT:** Adopt resolution approving the “City of Elk Grove City Council Norms and Procedures Manual” [p. 1-24]

**STAFF REPORT:**

Laura Gill, City Manager  
Susan Cochran, City Attorney

**RECOMMENDATION:**

Adopt resolution adopting the “City of Elk Grove City Council Norms and Procedures Manual”.



**PUBLIC COMMENT:**

**10.8 SUBJECT:** Consider appointment of two members to the Historic Preservation Committee [p. 1-8]

**STAFF REPORT:**

Jason Lindgren, Interim City Clerk



**PUBLIC COMMENT**

**RECOMMENDATION:**

Appoint the Old Town Elk Grove Foundation recommended applicant as the representative member, and appoint one regular, at-large member to the Historic Preservation Committee.

**11. CONVENE REDEVELOPMENT AGENCY REGULAR MEETING**

11.1 Roll Call

11.2 Redevelopment Agency Consent Calendar Items

The Consent Calendar items are ones expected to be routine and non-controversial. They will be acted upon by the Agency Board after providing an opportunity for public comment.



**PUBLIC COMMENT**

A) Approve January 13, 2010 Redevelopment Agency Special Meeting Minutes [p. 1-3] (AGENCY SECRETARY)

- B) Adopt resolution authorizing the Executive Director to execute a contract with Impact Sciences, Inc. for Redevelopment Environmental Services in an amount not to exceed \$288,255 [p. 1-37] (PLANNING)

### 11.3 Adjournment of the Redevelopment Agency Meeting

## 12. 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.