



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

Steven M. Detrick, Mayor

James Cooper, Vice Mayor
Gary Davis, Council Member

Patrick Hume, Council Member
Sophia Scherman, Council Member

ELK GROVE CITY COUNCIL REGULAR MEETING
Wednesday, May 25, 2011
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 May as Older Americans Month
- 4.2 Certificate of Recognition presented to Teddy Herrera for his efforts in raising awareness about childhood obesity
- 4.3 Recognition of the Elk Grove Teen Idol 2011 finalists
- 4.4 Presentation by the Grassroots Working Group regarding regional parks and open space systems
- 4.5 Update from the Elk Grove Economic Development Corporation

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. 3257 through 3457 dated April 1, 2011 through April 30, 2011, General Warrant Nos. 58588 through 59183, and Electronic Fund Transfer Nos. 2011145 through 2011163 [p. 1-68] (FINANCE)
- 8.2 Receive March 2011 Treasurer's Report [p. 1-2] (FINANCE)
- 8.3 Approve April 27, 2011 Special City Council Meeting Minutes [p. 1-7] (CITY CLERK)
- 8.4 Receive report on City Manager approved purchases and contracts authorized by Elk Grove Municipal Code Chapter 3.42 Contracts and Purchasing, filed through May 18, 2011 [p. 1-3] (CITY CLERK)
- 8.5 Receive report on Requests for Proposals, Qualifications, and Bids [p. 1-3] (CITY CLERK)
- 8.6 Adopt Ordinance No. 8-2011 amending portions of the Elk Grove Municipal Code Title 23 **(Second Reading)** [p. 1-121] (PLANNING)
- 8.7 Adopt Ordinance No. 9-2011 amending portions of the Elk Grove Municipal Code Title 6 **(Second Reading)** [p. 1-10] (PLANNING)
- 8.8 Adopt Ordinance No. 10-2011 amending portions of the Elk Grove Municipal Code Title 4 **(Second Reading)** [p. 1-5] (PLANNING)
- 8.9 Adopt Ordinance No. 11-2011 repealing Elk Grove Municipal Code Sections 16.90.020 and 16.90.030 and amending Section 16.90.010 of Title 16 relative to Buildings and Construction and Development Fees **(Second Reading)** [p. 1-3] (DEVELOPMENT SERVICES)
- 8.10 Adopt Ordinance No. 12-2011 repealing Elk Grove Municipal Code Section 22.20.015 and adding Chapter 22.150 to Title 22 relative to Planning Services Fees **(Second Reading)** [p. 1-3] (DEVELOPMENT SERVICES)

- 8.11 Adopt resolution authorizing the City Manager to execute a professional services contract with Pacific Municipal Consultants to provide Planning Services for a term of three years with three (3) additional one (1) year extension options [p. 1-28] (DEVELOPMENT SERVICES)
- 8.12 Adopt resolution authorizing the distribution of 57.2 Treatment Capacity Bank Sewer Credits to The Carlton Senior Living Project [p. 1-4] (DEVELOPMENT SERVICES)
- 8.13 Adopt resolution authorizing the Finance Director to exercise the sale and disposal of surplus City property in the form of two (2) Compressed Natural Gas (CNG) Compressors [p. 1-4] (FINANCE)
- 8.14 Adopt resolution authorizing the City Manager to accept grant funding from the U.S. Department of Justice Drug Enforcement Administration for the purpose of eradicating marijuana cultivation and amending the Police Department's Fiscal Year 2010-11 budget to appropriate grant funds in the amount of \$25,000 [p. 1-10] (POLICE)
- 8.15 Adopt resolution authorizing the City Manager to accept grant funding from the U.S. Department of Justice for the purpose of supporting the purchase of bulletproof vests and amending the Police Department's Fiscal Year 2010-11 budget to appropriate grant funds in the amount of \$8,863 [p. 1-6] (POLICE)
- 8.16 Adopt resolution authorizing the City Manager to execute a consultant contract amendment with Mendoza & Associates for construction management services for the Sheldon Road / State Route 99 and Grant Line Road / State Route 99 Landscaping Project to increase the contract amount by \$108,240 *[for a total not-to-exceed amount of \$354,040]* [p. 1-7] (PUBLIC WORKS)
- 8.17 Adopt resolution finding the Human Resources Tenant Improvements Project exempt from the California Environmental Quality Act and directing the filing of a Notice of Exemption, authorizing the City Manager to execute a construction contract with Corr Construction for an amount not-to-exceed \$39,900, authorizing the City Engineer to approve

- change orders not-to-exceed \$5,000, and amending the Fiscal Year 2010-11 Annual Budget [p. 1-6] (PUBLIC WORKS)
- 8.18 Adopt resolution authorizing the City Manager to execute a master services contract with Interwest Consulting Group, Inc. for Real Property Management Services for a term of three (3) years with three (3) additional one (1) year extension options [p. 1-26] (PUBLIC WORKS)
- 8.19 Adopt resolution adopting the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program and approving the Longleaf Drive Bridge Over Elk Grove Creek Project [p. 1-524] (PUBLIC WORKS)
- 8.20 Adopt resolution authorizing the City Manager to execute a construction contract with Talbott Solar & Radiant Homes, Inc. for the Solar Collector – Water Pre-Heat Project in an amount not-to-exceed \$6,467.50, and authorizing the City Engineer to approve change orders not-to-exceed \$2,000 [p. 1-5] (PUBLIC WORKS)
- 8.21 Adopt resolution: 1) allocating \$100,000 in Capital Facilities Funds for the Corporation Yard Improvements Project (PF0017); and 2) amending the Fiscal Year 2010-11 Budget and 2010-15 Capital Improvement Program [p. 1-5] (PUBLIC WORKS)
- 8.22 Adopt resolution authorizing the City Manager to release a purchase order for bus shelters and fixtures to LNI Custom Manufacturing, Inc. for the Citywide Bus Stop Improvements Project – Phase 1 in the amount of \$207,728.69 [p. 1-5] (PUBLIC WORKS)
- 8.23 Adopt resolution accepting the public improvements for Elk Grove Promenade Major Roads Project [p. 1-6] (PUBLIC WORKS)
- 8.24 Adopt resolution authorizing the City Manager to certify and submit the 2010-2011 Transit System Safety, Security and Disaster Response Account Program grant assurances, authorized agent signature authority and any additional required forms to execute grant funding from the California Emergency Management Agency [p. 1-9] (TRANSIT)

9. **PUBLIC HEARINGS**

- 9.1 **SUBJECT:** A public hearing to consider approval of a Rezone from AR-5 to AR-2 and a Tentative Parcel Map for the Albani Justamere Tentative Parcel Map Project located at 10170 Justamere Lane (EG-10-019; APN: 127-0080-049-0000) [p. 1-123]

STAFF REPORT:

Taro Echiburú, Planning Director



PUBLIC COMMENT:

RECOMMENDATION

The Planning Commission recommends (4-1; *No: Murphey*):

- 1) Adopt resolution finding the Albani Justamere Tentative Parcel Map Project exempt from the California Environmental Quality Act and direct staff to file a Notice of Exemption for the project, EG-10-019; and
- 2) Introduce and waive the full reading, by substitution of title only, an Ordinance amending the City of Elk Grove Zoning Map from AR-5 to AR-2 for the Albani Justamere Tentative Parcel Map Project, EG-10-019; and
- 3) Adopt resolution approving a Tentative Parcel Map for the Albani Justamere Tentative Parcel Map Project, EG-10-019.

- 9.2 **SUBJECT:** A public hearing to consider an extension to the existing approvals for the previously approved Vineyard at Madeira Shopping Center Project (EG-11-016; APNs 132-2170-002 through 006) [p. 1-41]

STAFF REPORT:

Christopher Jordan, Planning Manager
Taro Echiburú, Planning Director



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution:

- 1) Finding that no further California Environmental Quality Act review is necessary for the extension to the approvals for the Vineyard at Madeira Shopping Center project, EG-11-016; and
- 2) Approving the extension subject to the findings and conditions of approval for the Vineyard at Madeira Shopping Center project, EG-11-016.

- 9.3 SUBJECT:** A public hearing to consider: **A)** adoption of resolutions calling a special election and declaring results of the special election for annexation to Community Facilities District No. 2006-1 (Maintenance Services) and introduction of an ordinance levying and apportioning the special tax to the annexing area (Annexation No. 18); **B)** adoption of resolutions calling a special election and declaring results of the special election for annexation to Community Facilities District No. 2003-2 (Police Services) and introduction of an ordinance levying and apportioning the special tax to the annexing area (Annexation No. 18); and **C)** adoption of resolution determining to levy street maintenance assessments for certain properties in the Eastern Area which represents Annexation No. 14 into Street Maintenance District No. 1 – Zone 3C [p. 1-77]

STAFF REPORT:

Andrew Keys, Finance Analyst



PUBLIC COMMENT:

RECOMMENDATION:

- A-1) Adopt resolution calling a special election to submit the question of levying a special tax within the area proposed to be annexed to Community Facilities District No. 2006-1 (Maintenance Services) to the qualified electors;
- A-2) (*Following tabulation and certification of ballot results by the City Clerk*) Adopt resolution declaring the results of the special election held on May 25, 2011 for the eighteenth annexation to Community Facilities District No. 2006-1 (Maintenance Services); and

A-3) Introduce and waive the full reading, by substitution of title only, an ordinance levying and apportioning the special tax in territory annexed to Community Facilities District No. 2006-1 (Maintenance Services) Annexation No. 18; **AND**

B-1) Adopt resolution calling a special election to submit the question of levying a special tax within the area proposed to be annexed to Community Facilities District No. 2003-2 (Police Services) to the qualified electors;

B-2) (*Following tabulation and certification of ballot results by the City Clerk*) Adopt resolution declaring the results of the special election held on May 25, 2011 for the eighteenth annexation to Community Facilities District No. 2003-2 (Police Services); and

B-3) Introduce and waive the full reading, by substitution of title only, an ordinance levying and apportioning the special tax in territory annexed to Community Facilities District No. 2003-2 (Police Services) Annexation No. 18; **AND**

C) Adopt resolution determining to levy assessments in Street Maintenance District No. 1 – Zone 3C (Annexation 14).

9.4 **SUBJECT:** A public hearing to consider adoption of a resolution confirming the Written Report of Fiscal Year 2011-12 service charges and establishing Fiscal Year 2011-12 service charges for certain miscellaneous extended services within the Laguna West Service Area [p. 1-70]

STAFF REPORT:

Andrew Keys, Finance Analyst



PUBLIC COMMENT:

RECOMMENDATION

Adopt resolution confirming the Written Report of Fiscal Year 2011-12 service charges and establishing Fiscal Year 2011-12 service charges for certain miscellaneous services in the Laguna West Service Area (formerly County Service Area 5).

10. REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS

10.1 **SUBJECT:** Presentation of Fiscal Year 2011-12 Annual Budget
[p. 1]

STAFF REPORT:
Laura S. Gill, City Manager

PUBLIC COMMENT:

RECOMMENDATION:
Receive and file the Proposed Fiscal Year 2011-12 Annual Budget, and receive the Annual Budget Message. The budget document will be distributed at the May 25, 2011 regular City Council meeting.

10.2 **SUBJECT:** Adopt a resolution levying the Fiscal Year 2011-12 special taxes or special assessments for seven Community Facilities and Special Districts [p. 1-45]

STAFF REPORT:
Andrew Keys, Finance Analyst

PUBLIC COMMENT:

RECOMMENDATION:
Adopt resolution levying the Fiscal Year 2011-12 special taxes or special assessments for seven Community Facilities Districts and other Special Districts.

10.3 **SUBJECT:** Speed Control Program Presentation [p. 1-37]

STAFF REPORT:
Larry Wing, Capital Program and Engineering Services Support Manager

PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution: 1) finding the proposed implementation of traffic calming devices is exempt from California Environmental Quality Act review, 2) approving identified streets for speed control measures, 3) directing staff to proceed with design, and 4) directing staff to modify the Speed Control Program Guidelines to include a staff-sponsored meeting with residents of a street recommended for speed control improvements, with said meeting occurring after staff has developed a preliminary design and before ballots are mailed to residents seeking approval for speed control improvements.

- 10.4 SUBJECT:** Review and provide input on the draft Sustainability Element and Climate Action Plan prior to completion of the California Environmental Quality Act document [p. 1-142]

STAFF REPORT:

Nora DeCuir, Planner
Taro Echiburú, Planning Director



PUBLIC COMMENT:

RECOMMENDATION:

Review the draft Sustainability Element and Climate Action Plan and provide comments and feedback on the draft document prior to completion of the California Environmental Quality Act documentation.

- 10.5 SUBJECT:** Consider Appointments to the Affordable Housing Loan Committee [p. 1-3]

STAFF REPORT:

Jason Lindgren, City Clerk



PUBLIC COMMENT:

RECOMMENDATION:

Adopt resolution appointing members to fill two vacancies on the Affordable Housing Loan Committee, assigning member designations as voting and alternate representative members as needed.

10.6 SUBJECT: Consider additional representation and review Council appointments to Regional Boards, Commissions, and Committees and consider authorizing recruitment for an additional Advisory Board Member appointment on the Sacramento Regional Human Rights / Fair Housing Commission [p. 1-18]

STAFF REPORT:

Jason Lindgren, City Clerk



PUBLIC COMMENT:

RECOMMENDATION:

Provide direction as deemed appropriate, including:

- 1) Adopt resolutions appointing additional representation of Council appointments to: a) the Sacramento Regional County Sanitation District, b) the Sacramento Public Library Authority, and c) the Sacramento Transportation Authority, and
- 2) Authorizing the City Clerk to solicit applications to fill an additional public member representative seat on the Sacramento Regional Human Rights / Fair Housing Commission Advisory Board

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 Office of the City Clerk 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 Office of the City Clerk, 8401 Laguna Palms Way, Elk Grove, CA.