

**MINUTES OF THE CITY COUNCIL
SPECIAL MEETING
Wednesday, August 22, 2007**

CALL TO ORDER/ROLL CALL

Mayor Pro Tem Leary called the special City Council meeting of August 22, 2007 to order at 5:03 p.m.

Present: Mayor Cooper, Mayor Pro Tempore Leary, Council Members Davis, Hume, Scherman

Absent: None.

CLOSED SESSION

The City Clerk announced the closed session items.

With no public requests to speak, the Council adjourned to closed session at 5:05 p.m. to consider the following:

- A) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
Pursuant to Government Code §54956.9(a)
Three (3) cases
1. *City of Elk Grove v. Chevron, Sacramento County Superior Court Case No. 05AS04326*
 2. *City of Elk Grove v. Bode, Sacramento County Superior Court Case. No. 05AS04323*
 3. *Florin Resource Conservation District v. City of Elk Grove, Sacramento County Superior Court Case No. 07AS03160*
- B) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
- Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9
One (1) case

The City Council reconvened the open session of the special City Council meeting at 5:28 p.m. with all members present.

Reportable Actions:

In regard to Item 2 A) 3 (Florin Resource Conservation District v. City of Elk Grove, Sacramento County Superior Court Case No. 07AS03160), **Mayor Cooper** announced staff was directed to defend the litigation.

REGULAR AGENDA ACTION ITEM/OPEN SESSION

Agenda Item No. 3.1: Adopt a resolution declaring a Statement of Intention to include a Veteran's Memorial at the City Civic Center and authorize matching funds of up to \$10,000 and amend the Fiscal Year 2007-08 budget

STAFF REPORT: Kara Myers, Assistant to the City Manager

RECOMMENDATION:

Provide direction regarding the City of Elk Grove's Statement of Intention to include a Veteran's Memorial at the City Civic Center and authorize matching funds to the grant initiated by the local Elks Lodge to the Elks National Foundation, if so awarded, and amend the Fiscal Year 2007-08 budget.

Public Comment:

Oscar Ocon, representing the Rotary Club of Elk Grove, requested Council consider making a contribution to support its planned Veteran's memorial. He explained that the Rotary has an agreement with the Cosumnes Community Services District for a memorial within the boundaries of the Elk Grove Regional Park.

Tom Shine, Junior Vice-Commandant of the Marine Corps League, supported the agendized recommendation.

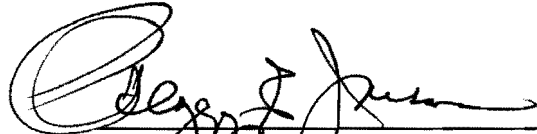
With no additional public comment, **Mayor Cooper** closed the public comment opportunity.

It was noted that the Civic Center project may not be complete for five or more years and Council Members suggested that the two groups may want to consider collaborating toward one project.

Motion: M/S Scherman/Leary to adopt Resolution No. 2007-174 declaring a Statement of Intention to include a Veteran's Memorial at the City Civic Center and authorize matching funds of up to \$10,000 and amend the Fiscal Year 2007-08 budget. The motion passed by the following vote: Ayes: 5; Noes: 0

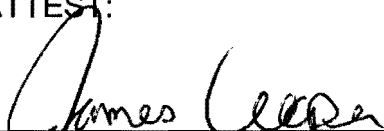
ADJOURNMENT

With no additional business to conduct, the August 22, 2007 Special meeting of the City Council adjourned at 6:44 p.m.



PEGGY E. JACKSON
CITY CLERK

ATTEST:



JAMES COOPER, MAYOR