

**MINUTES OF THE CITY COUNCIL
REGULAR MEETING
Wednesday, December 10, 2008**

CALL TO ORDER/ROLL CALL

Mayor Davis called the regular City Council meeting of December 10, 2008 to order at 6:06 p.m.

Present: Mayor Davis, Vice Mayor Hume, Council Members Cooper and Scherman
Absent: Council Member Leary

Council Member Elect Detrick led the Pledge of Allegiance, which was followed by observance of a moment of silence.

SPECIAL ACTION ITEM: Certification of November 4, 2008 General Municipal Election Results; Reorganization of the Elk Grove City Council

- a) Adopt resolution certifying the election results of the November 4, 2008 General Municipal Election
- b) City Clerk to administer the Oath of Office to the City Council Members Elect and present Certificates of Election
- c) Reorganize the Elk Grove City Council:
 - 1) By motion select the Mayor for calendar year 2009
 - 2) By motion select the Vice Mayor for calendar year 2009

City Clerk Susan Blackston presented the item for Council action.

The results of the election are entered into the minutes as follows:

<u>Council District 1:</u>	Votes Cast:
Jim Cooper	28,050
LaWanna Montgomery	20,459

<u>Council District 3:</u>	Votes Cast:
Steve Detrick	27,879
Michael P. Leary	15,143
Greg Higley	4,219

<u>Council District 5:</u>	Votes Cast:
Sophia Gonzales Scherman	18,592
Katherine E. Maestas	10,414
Robert Felts	9,719
KT Tran	8,448

Candidates elected at the November 4, 2008 General Municipal Election were Jim Cooper from District 1, Steve Detrick from District 3, and Sophia Gonzales Scherman from District 5.

PUBLIC COMMENT:

None.

Motion: *M/S Cooper/Scherman to adopt Resolution No. 2008-253 certifying the election results of the November 4, 2008 General Municipal Election. **The motion passed by the following vote: Ayes: 4; Noes: 0; Absent: 1 (Leary)***

City Clerk Blackston administered the Oath of Office to City Council Member Elect Steven Detrick and incumbent Council Member James Cooper. Sally Guttridge-O'Hare administered the Oath of Office to incumbent Council Member Sophia Scherman. Ms. Blackston presented Certificates of Election.

The Elk Grove City Council reorganized as follows:

Motion #1: *M/S Scherman/Detrick to appoint Patrick Hume as Mayor effective immediately. **The motion passed by the following vote: Ayes: 5; Noes: 0.***

Council Member Cooper nominated Council Member Detrick for the position of Vice Mayor to which Council Member Davis seconded the motion for purposes of discussion and offered an amendment by substitution as follows:

Motion #2: *M/S Davis/Hume to appoint Sophia Scherman as Vice Mayor effective immediately. **The motion passed by the following vote: Ayes: 5; Noes: 0.***

RECEPTION: Council recessed at 6:23 p.m. for a reception in honor of newly elected Council Members. The regular City Council meeting reconvened at 6:59 p.m. with all Council Members present.

APPROVAL OF AGENDA

Motion: *M/S Scherman/Detrick to approve the agenda as presented, with the exception of moving Item 8.4 to the beginning of the regular agenda action items. **The motion passed by the following vote: Ayes: 5; Noes: 0.***

CLOSED SESSION

None.

PRESENTATIONS/ANNOUNCEMENTS

- 4.1 Charter Commission Chair Jake Allen provided an update on accomplishments of the Commission during the period of September through November 2008. Regular meeting dates were changed to the first and third Tuesdays of each month (*same time and location*). The Hoyt Company was retained as a consultant to provide public outreach services for six months. Proposed Charter language has been drafted and posted on the City's website.
- 4.2 Anthony Gonsalves, representing Joe A. Gonsalves & Son, reported that a State deficit of \$15 billion was anticipated by June 2009. He noted that there are \$38 billion worth of public works projects ready to be constructed if funding is provided by the Federal government to state and local governments, as has been proposed to stimulate economic activity. Mr. Gonsalves stated that he met with the City Manager and City staff on December 8 to develop a legislative agenda in order to better position Elk Grove to obtain funds and save costs. In answer to Council Member Scherman, Mr. Gonsalves forecasted that the recession would not improve until 2011.

PUBLIC COMMENT

Lynn Wheat stated that the new City Council has the opportunity to be "visionary guides" to the Planning Department to reach beyond minimal standards. She emphasized the importance of citizens' quality of life and safety, as well as preserving viable habitat land. She reported that there was a 230 acre site located at Bond and Waterman Roads with an extended escrow between Sacramento Area Sewer District and the developer. She stated that money was available through Proposition 84 for conservation projects and purchase of park land. She suggested that a plan be presented to the Sewer District and developer to preserve the parcel and construct the homes at a more suitable location. Such a plan would offer existing flood protection to neighboring and downstream residents, preserve viable habitat for endangered and threatened species, and provide students with an outdoor science arena of study.

Olga Batey, Chair of the Friends of the Library, thanked the City Council for its support of the recent grand opening of the new library, which was enthusiastically received by the community.

CONSENT CALENDAR ITEMS

In reference to *Item 6.26, Vice Mayor Scherman inquired what the cost was for the design study. Planning Manager Jessica Shalamunec reported that the total amount set aside in the Community Facilities District for this phase was \$600,000

from which \$450,000 was for the contract with the architectural firm to do the design study. The contract was approved in July 2008.

In reference to *Item 6.29, Vice Mayor Scherman asked whether interest could be collected from the money owed, to which City Attorney Cochran reported that the project is not yet complete; however, assurances have been received from CalTrans that this is the last time the City will have to deal with the issue and it will relate back to when funds were originally allocated to the City. Interim Public Works Director Fritz Buchman anticipated that the State funding would be spent by the end of the current fiscal year.

Motion: M/S Scherman/Detrick to approve the Consent Calendar as presented.
The motion passed by the following vote: Ayes: 5; Noes: 0.

Agenda Item No. 6.1: Received July 2008 Treasurer's Report

Agenda Item No. 6.2: Approved General Warrant No. 41390 through 41991 dated November 1, 2008 through November 30, 2008, Electronic Fund Transfer 2009061 through 2009073, and Automatic Clearing House

Agenda Item No. 6.3: Approved City Council Meeting Minutes of: a) November 12, 2008 Special Meeting; and b) November 12, 2008 Regular Meeting

Agenda Item No. 6.4: Received report on City Manager approved purchases and contracts authorized by Elk Grove Municipal Code Chapter 3.42 Contracts and Purchasing, filed through December 3, 2008

Agenda Item No. 6.5: Received report on Requests for Proposals, Qualifications, and Bids

Agenda Item No. 6.6: **Resolution No. 2008-254** adopted approving the Fiscal Year 2007-08 Annual Development Impact Fee Report

Agenda Item No. 6.7: **Resolution No. 2008-255** adopted amending the Elk Grove Conflict of Interest Code

Agenda Item No. 6.8: **Resolution No. 2008-256** adopted authorizing the City Manager to execute an agreement with Elk Grove Toyota Scion for the purchase of two Toyota Camry Hybrid vehicles in an amount not to exceed \$55,000

Agenda Item No. 6.9: **Resolution No. 2008-257** adopted authorizing the City Manager to waive competitive bidding and execute agreements with Hollister Honda and Long Beach BMW for the purchase of eight police motorcycle units in an amount not to exceed a combined total of \$182,000

Agenda Item No. 6.10: **Resolution No. 2008-258** adopted authorizing the City Manager to accept two grant awards from the Office of Traffic Safety through the Regents of the University of California, Berkeley, School of Public Health in amounts of \$15,000 and \$37,233 and establish respective revenue and expense budgets

Agenda Item No. 6.11: **Resolution No. 2008-259** adopted amending the 2008-13 Capital Improvement Program by approving the allocation of \$158,194 in Community Development Block Grant funding for the Curb, Gutter and Sidewalk Repair Program

Agenda Item No. 6.12: **Resolution No. 2008-260** adopted acknowledging the receipt of the Notice of Non-Renewal from A. & J. Jacobi 2000 Trust for a portion of California Land Conservation Act (Williamson Act) Contract No. 76-AP-001 and authorizing the City Clerk to record the notice with the Sacramento County Recorder (APN: 132-0320-010)

Agenda Item No. 6.13: **Resolution No. 2008-261** adopted accepting the public improvements for Laguna Ridge Specific Plan – Elk Grove Boulevard T-Main

Agenda Item No. 6.14: **Resolution No. 2008-262** adopted authorizing the Mayor to execute Reimbursement Agreement RC2008-03 for Privately Constructed Public Facilities included in the Elk Grove Roadway Fee Program with Taylor/Village Sacramento Investments Partners L.P.

Agenda Item No. 6.15: **Resolution No. 2008-263** adopted approving Parcel Map No. 04-580.02 Union Parkway

Agenda Item No. 6.16: **Resolution No. 2008-264** adopted approving Parcel Map No. 07-123.00 Vineyard at Madeira and authorizing the Mayor to execute the Subdivision Improvement Agreement

Agenda Item No. 6.17: **Resolution No. 2008-265** adopted accepting the Community Development Block Grant Bus Stop Improvements Project as complete and authorizing the City Engineer to prepare, and the City Clerk to file, the Notice of Completion with the Sacramento County Recorder

Agenda Item No. 6.18: **Resolution No. 2008-266** adopted accepting the subdivision improvements for Elk Grove Automall Phase 3 (EG-03-477-03)

Agenda Item No. 6.19: **Resolution No. 2008-267** adopted recognizing the Elk Grove Police Officers' Association as the exclusive representative for designated employees within the Police Department

Agenda Item No. 6.20: Resolution No. 2008-268 adopted authorizing the City Manager to execute a contract and related documents with KNN Public Finance to provide financial advisory services

Agenda Item No. 6.21: Resolution No. 2008-269 adopted authorizing the City Manager to execute a contract with VRT Insurance Services, Inc. for Brokerage Consulting Services in an amount not to exceed \$17,500 annually

Agenda Item No. 6.22: Resolution No. 2008-270 adopted authorizing the City Manager to execute a contract and related documents with Jones Hall to provide bond counseling services

Agenda Item No. 6.23: Resolution No. 2008-271 adopted authorizing the City Manager to execute a contract and related documents with Fulbright & Jaworski LLP to provide disclosure counseling services

Agenda Item No. 6.24: Resolution No. 2008-272 adopted amending the 2008-13 Capital Improvement Program to include additional transportation improvement projects benefiting the East Franklin Area and funded by the Community Facilities District 2002-1 and authorizing budget transfers and adjustments to prior and current year CIP projects

Agenda Item No. 6.25: Resolution No. 2008-273 adopted authorizing the City Manager to execute an agreement with Downtown Ford Sales for maintenance and repair of the City's Ford Fleet vehicles in an amount not to exceed \$150,000

***Agenda Item No. 6.26:** Scheduled a Special Joint City Council meeting with the Elk Grove Community Connection on January 7, 2009 at 6:30 p.m. in the Council Chamber to discuss the future Civic Center

Agenda Item No. 6.27: Resolution No. 2008-274 adopted authorizing the City Attorney to retain expert witness services for hybrid bus litigation in an amount not to exceed \$285,000

Agenda Item No. 6.28: Resolution No. 2008-275 adopted finding an exception to Ordinance No. 9-2008 that dispenses with the request for proposal process in the best interest of the City and authorizing the City Manager to execute a consultant services contract with Mark Thomas and Company, Inc. for the Grant Line Road Widening Project Phase 1 in an amount not to exceed \$589,880

***Agenda Item No. 6.29:** Resolution No. 2008-276 adopted authorizing the City Manager to execute an amendment to the Cooperative Agreement with Caltrans for the construction of the Sheldon Road / State Route 99 Interchange Reconstruction Project

PUBLIC HEARINGS

Agenda Item No. 7.1: A public hearing (*continued from 10-22-2008*) to consider a rezone for the Treasure Homes Subdivision located at 7401 Bilby Road within the Laguna Ridge Specific Plan (EG-03-486; APN 132-0050-066)

RECOMMENDATION:

Introduce and waive the full reading, by substitution of title only, an ordinance amending the City of Elk Grove Zoning Map for a 3.23 acre parcel from Agricultural – 20 Acre Minimum (AG-20) to Residential - Five Units per Acre (RD-5) for the Treasure Homes Subdivision Project.

Mayor Hume declared the public hearing open.

With the aid of an overhead presentation (filed), Jessica Shalamunec, Planning Manager, explained that this was a rezone of 3.23 acres of property within the Laguna Ridge Specific Plan. The site is identified as low-density residential and there was an approved tentative map on the parcel. The Planning Commission considered the item and recommended that Council approve the rezone.

PUBLIC COMMENT:

None.

Mayor Hume declared the public hearing closed.

Motion: *M/S Scherman/Davis* to introduce and waive the full reading, by substitution of title only, **Ordinance No. 53-2008** amending the City of Elk Grove Zoning Map for a 3.23 acre parcel from Agricultural – 20 Acre Minimum (AG-20) to Residential - Five Units per Acre (RD-5) for the Treasure Homes Subdivision Project. ***The motion passed by the following vote: Ayes: 5; Noes: 0.***

Agenda Item No. 7.2: A public hearing to consider a District Development Plan for 12.8 acres in the Lent Ranch Special Planning Area for the Feletto Property project located on the Southwest and Southeast corner of Kammerer Road and South of the Promenade Parkway (EG-08-044; APNs 134-1010-009 and 134-1010-010)

RECOMMENDATION:

Adopt resolution approving the Feletto Property District Development Plan subject to the findings and conditions of approval for the project.

Mayor Hume declared the public hearing open.

With the aid of an overhead presentation (filed), Jessica Shalamunec, Planning Manager, explained that this was a district development plan within the Lent Ranch Special Planning area. The district development plan consists of a conceptual site

plan, as well as conceptual plans for landscaping, architecture, sign program and site amenities for the future development of the district. A development agreement was adopted in 2001 that vested the developer's rights within the district, as well as to clarify the City's intent of the Special Planning Area. Included in this item is a sign package and site amenities plan. The project included a request for a 70-foot pylon sign, which the Planning Commission recommends be approved. Originally, condition 17 required removal of a second driveway on Promenade Parkway; however, after discussion, the Planning Commission agreed with the applicant to remove the condition. There was also discussion about providing reciprocal access between this site and property to the east. She noted that the applicant has expressed concerns about condition 19; however, the Planning Commission recommended that it remain as is.

Council Member Davis asked why Promenade Parkway (where it feeds into West Stockton Boulevard) was not planned to be a major road. Interim Public Works Director Fritz Buchman explained that the width of the road was determined by the tentative map that was approved for the mall, which presents a constraint to having the road penetrate further south and being a major north/south arterial in the sphere of influence area.

Mayor Hume suggested that the road be named West Stockton Boulevard all the way up to the intersection, to which Vice Mayor Scherman expressed agreement.

In reply to Mayor Hume, Mr. Buchman reported that both driveways are currently full access. The City has an agreement with Mr. Feletto that was reached during the right-of-way negotiations for the interchange which prevents the City from installing a median along that segment of the roadway for 15 years, and contemplated in conjunction with that agreement was the single access point about midway between West Stockton Boulevard and Promenade Parkway. Staff's recommendation would be to have a single driveway; however, if the second driveway is to remain, it is strongly recommended that it be limited to right-in, right-out.

PUBLIC COMMENT:

Jim Gillum, speaking on behalf of the applicant, clarified that the northern driveway is right-in, right-out only, which is illustrated on the site plan and in response to Mayor Hume, Mr. Gillum stated that he would agree to a condition specifying it. In reference to Condition 19, Mr. Gillum offered the following revised language:

At the Development Plan Review application for uses within Parcel 134.1010-010 adjacent to the boundary with the parcel to the east (APN 134-1010-011), the appropriateness of reciprocal access shall be considered by the City. If deemed appropriate by the City, the applicant shall enter into an agreement to provide reciprocal access and utilities. Said agreement will include maintenance provisions. The location of the access point shall be to

the satisfaction of Public Works and will be constructed when said portion of Parcel 14-1010-010 is developed.

Robert Lent agreed with the Planning Commission recommendation to leave condition 19 as is.

Ed Gillum confirmed that the driveway was always intended to be right-in, right-out. Addressing Council Member Davis' comments regarding Promenade Parkway/West Stockton Boulevard, Mr. Gillum explained that, at the time this project was configured, the City had conceptual plans for the area south of Kammerer Road. He stated that it was planned by the City, as well as the applicants, for this to be the primary access for the 1,400 acre parcel.

In response to Mayor Hume, Ed Gillum explained during negotiations it was decided not to place a median because the applicant had no access to Kammerer Road. He pointed out that, to be precluded from turning left anywhere along the frontage into the property to the east, would constitute a full taking of the property. It was felt that two driveways would be appropriate; the northern driveway being right-in, right-out and the southern driveway being full access. Mr. Gillum suggested chatter bars in lieu of a median.

In response to the suggestion to rename a portion of Promenade Parkway to West Stockton Boulevard, Jim Gillum pointed out that the street sign name is consistent with the project to the north and is important to the commercial viability of the property. He asked that Council not make any changes to what the Planning Commission agreed to.

Mayor Hume declared the public hearing closed.

Council Member Davis reported that he had communications with the proponent of this project who indicated that hotel developers are sometimes concerned about reciprocal access because it could result in reduced parking availability. Mr. Davis favored reciprocal access; however, he was willing to delay a decision until specific tenants are known.

Vice Mayor Scherman and Council Members Cooper and Detrick expressed support for a median.

Mayor Hume suggested extending the naming of Promenade Parkway down to the next "knuckle" and have West Stockton Boulevard only along the freeway, to which Vice Mayor Scherman and Council Member Davis expressed agreement.

Mr. Buchman explained that the south half of the road is in the County, so any change would have to be approved by Sacramento County.

Vice Mayor Scherman asked Mr. Buchman to communicate with the County about the matter.

In reference to the median, Martin Feletto explained that flexibility is needed to protect the commercial viability of the project. He urged Council to wait until development proceeds before making a decision about the median. He pointed out that his agreement with the City guarantees, at a minimum, two driveways and that there would not be a concrete median.

In answer to Council inquiries, Ms. Shalamunec stated that reciprocal access should be tied to the eastern portion of the district (i.e. Parcel 134-1010-010). It could be tied to the development plan review for the hotel buildings or whichever building comes first. She noted that the applicant proposes that it be tied to the hotel buildings.

Council Member Detrick preferred that the reciprocal access be considered when the final building footprints on the eastern properties are known, to which Council concurred.

Ms. Shalamunec confirmed that she would amend the resolution based on Council's direction.

Motion: M/S Cooper/Scherman to adopt **Resolution No. 2008-277** approving the Feletto Property District Development Plan subject to the findings and conditions of approval for the project, with amendment of condition 19 regarding reciprocal access. ***The motion passed by the following vote: Ayes: 5; Noes: 0.***

Agenda Item No. 7.3: A public hearing to consider adoption of resolutions calling an 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. 11)

RECOMMENDATION:

1. Adopt resolution calling an 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;
2. *(Following tabulation and certification of ballot results by the City Clerk)* Adopt resolution declaring the results of the special election held on December 10, 2008 for the eleventh annexation to Community Facilities District No. 2006-1 (Maintenance Services); and
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. 11.

Mayor Hume declared the public hearing open.

Troy Brown, Budget Manager, provided an overview of the staff report and recommendation.

Mayor Hume mentioned that Mr. Brown had accepted the position of Assistant City Manager with the City of Livermore.

PUBLIC COMMENT:

None.

Mayor Hume declared the public hearing closed.

Motion #1: M/S Davis/Scherman to adopt **Resolution No. 2008-278 calling an 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. ***The motion passed by the following vote: Ayes: 5; Noes: 0.*****

City Clerk Blackston reported that, of nine possible votes, nine affirmative votes were cast authorizing the City of Elk Grove to levy a special tax at the rate apportioned and described. The measure passed with more than two-thirds of all votes cast in the election in favor of the measure.

Motion #2: M/S Davis/Scherman to adopt **Resolution No. 2008-279 declaring the results of the special election held on December 10, 2008 for the eleventh annexation to Community Facilities District No. 2006-1 (Maintenance Services). ***The motion passed by the following vote: Ayes: 5; Noes: 0.*****

Motion #3: M/S Davis/Scherman to introduce and waive the full reading, by substitution of title only, **Ordinance No. 54-2008 levying and apportioning the special tax in territory annexed to Community Facilities District No. 2006-1 (Maintenance Services) Annexation No.11. ***The motion passed by the following vote: Ayes: 5; Noes: 0.*****

REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS

NOTE: Item 8.4 was heard out of order as listed.

Agenda Item No. 8.4: Consider request for relief of fees assessed by Community Enhancement against property owners of 10151 Pombal Court (Case 08-1442)

RECOMMENDATION:

Staff recommends the City Council reject the property owner's request and reaffirm the fees assessed.

Shane Diller, Community Enhancement Manager, provided an overview of the staff report and recommendation.

Leanna Hong-Louie stated that by the time she became aware of the Code Enforcement violation on September 3, fines had already totaled over \$900. Ms. Hong-Louie reported that she corrected the violation (i.e. algae on sidewalk) at her rental property as soon as she knew it existed. Her husband's name on the certified letter receipt from Code Enforcement was signed by her tenant. Ms. Hong-Louie submitted, as evidence, County documents showing her current address, which was different than that used by Code Enforcement.

Mr. Diller reported that the certified letter was sent to the address on record provided by the County.

PUBLIC COMMENT:

None.

Council Member Davis mentioned that an idea was raised previously to create a rental property registry, so that the City always has a current address on file. He was in favor of the suggestion, pointing out that it may have prevented this situation from occurring.

Mayor Hume recommended that re-inspection fees from June 23 to September 4 be waived, with a balance due by the property owners of \$415, to which Vice Mayor Scherman agreed.

Motion: M/S Cooper/Davis to hold fees in abeyance and reassess if another violation occurs within the next twelve months The motion passed by the following vote: Ayes: 3; Noes: 2 (Scherman and Hume).

NOTE: Council Members Davis and Detrick left temporarily at 8:56 p.m.

Agenda Item No. 8.1: Consider approving Parcel Map No. 08-037 West Taron Office Complex

RECOMMENDATION:

Adopt resolution approving Parcel Map No. 08-037 West Taron Office Complex.

Fritz Buchman, Interim Public Works Director, provided an overview of the staff report and recommendation.

PUBLIC COMMENT:

None.

Motion: ***M/S Scherman/Cooper*** to adopt **Resolution No. 2008-280** approving Parcel Map No. 08-037 West Taron Office Complex. ***The motion passed by the following vote: Ayes: 3; Noes: 0; Absent: 2 (Davis and Detrick)***

NOTE: Council Member Davis returned at 8:58 p.m. and Council Member Detrick returned at 8:59 p.m.

Agenda Item No. 8.2: Veteran and Public Safety Street Naming Program

RECOMMENDATION:

Adopt resolution creating a Veteran and Public Safety Street Naming Program for new street signs.

With the aid of an overhead presentation (filed), Kara Reddig, Assistant to the City Manager, recalled that, on March 26, 2008, Council received a preliminary report regarding a proposed veteran's street naming program. At that meeting, Council directed staff to work with the Historic Preservation Committee to establish program criteria and application process, and with the Building Industry Association to develop proposed insignia. Also at the meeting, Council requested that staff to consider including public safety personnel in the program, to which staff concurs, as well as the Historic Preservation Committee. If approved, the program will begin in January 2009. Ms. Reddig reviewed the program and options as outlined in the staff report and resolution. Staff recommended the application packet as outlined in Exhibit A to the resolution and street sign design options X1, X2, and X3 as illustrated in Exhibit B.

PUBLIC COMMENT:

Paul Lindsay shared that, while he was serving on the Planning Commission, Belinda Kral had recommended a veteran street naming program for Elk Grove in hope that her father Charles Morris, a U.S. Navy World War II veteran, could be so honored.

Belinda Kral expressed support for the program and thanked everyone who worked on its development.

Tom Shine noted that he was the commandant of the Marine Corps League, Elk Grove Detachment, and urged that caution be exercised when reviewing applications to ensure individuals are worthy and no fabrications exist. He felt the program should be limited to those who were honorably discharged, or received general discharge because of physical disability incurred while on active duty. Distinction above and beyond the normal call of duty should be considered. He

asked that documentation presented by staff be corrected to identify the U.S. Marine Corps and U.S. Coast Guard as separate branches of service.

Vice Mayor Scherman agreed with Mr. Shine's recommendations.

Connie Conley stated that Health and Safety Code 7200 must be followed, which requires getting approval from family members regarding disposition of deceased individuals. She voiced support for the Veteran and Public Safety Street Naming Program. She thanked former Mayor Davis for his service during 2008 and expressed appreciation for partnering with community groups. She congratulated newly elected and reelected Council Members.

City Manager Gill offered that, if any questions are raised during the application process, veterans' organizations in the City could provide assistance with determining the validity of military documents.

Council Member Cooper asked that public safety officers who grew up in Elk Grove, or have surviving family members in Elk Grove, be included in the program if they died in the line of duty while working in another jurisdiction.

Vice Mayor Scherman asked that the first veteran's sign be for Mayor Hume's father who died in the line of duty in 1977.

Motion: *M/S Scherman/Cooper* to adopt **Resolution No. 2008-281** creating a Veteran and Public Safety Street Naming Program for new street signs as recommended by staff with the amendment of specifying that military candidates must have been honorably discharged and adding public safety personnel (*who lived in Elk Grove or whose surviving family members live in Elk Grove*) who died in the line of duty in another jurisdiction. ***The motion passed by the following vote: Ayes: 5; Noes: 0.***

Agenda Item No. 8.3: Consider request for relief of fees assessed by Community Enhancement against property owners of 0 Brabant Way (Case 08-1021)

RECOMMENDATION:

Staff recommends the City Council reject the property owner's request and reaffirm the fees assessed.

Shane Diller, Community Enhancement Manager, provided an overview of the staff report and recommendation.

PUBLIC COMMENT:

None.

Motion: **M/S Davis/Scherman** to reject the property owner's request and reaffirm the fees assessed. ***The motion passed by the following vote: Ayes: 5; Noes: 0.***

Agenda Item No. 8.5: Appointment of representation to City Council Boards, Commissions, and Committees

RECOMMENDATION:

- 1) Review Local Appointments List and consider appointments or reappointments on local boards, commissions, and committees where terms have or will soon expire (or appointing Council Member has changed) or direct the City Clerk to solicit applications for recruitment.
- 2) Consider applications received and make appointments for membership on the Youth Commission.

Susan Blackston, City Clerk, provided an overview of the staff report and recommendation.

PUBLIC COMMENT:

None.

Council Member Detrick stated that he met with all appointees in person and attended their respective meetings. He received a letter of resignation from Planning Commissioner Tim Murphy effective December 19, 2008. He asked the City Clerk to conduct an open recruitment for the vacancy as soon as possible and return applications for his consideration at the January 14, 2009 regularly scheduled meeting. Council Member Detrick confirmed the following appointments:

- Jake Allen – Charter Commission
- Marsha Holmes – Committee for the Arts
- David Morgan – Disability Advisory Committee
- Sharon Anderson – Trails Committee

In reference to the Youth Commission, Council Member Detrick stated that, in the future, he would like to see better representation from all the schools throughout the Elk Grove School District. He appointed the following members to the Youth Commission:

- Kendall Connolly – Voting Member
- Caroline Huang – Alternate Member

Vice Mayor Scherman reconfirmed the following appointments:

- Juanita Sendejas-Lopez – Charter Commission
- Cheryl Griess – Committee for the Arts
- Michael Chappelle – Disability Advisory Committee
- Frank Maita – Planning Commission
- Merwin Rose – Trails Committee

Vice Mayor Scherman made the following appointments to the Youth Commission:

- Daniel Dixon – Voting Member
- Kalyn Banks – Alternate Member

Council Member Davis stated that he wanted all his previous appointments to remain unchanged and made the following appointments to the Youth Commission:

- Amanda Cosenza – Voting Member
- Benjamin Arriaga – Alternate Member

Council Member Cooper stated that he wanted all his previous appointments to remain unchanged and made the following appointments to the Youth Commission:

- Rebecca Shimizu – Voting Member
- Salvador Rosas – Alternate Member

Mayor Hume stated that he wanted all his previous appointments to remain unchanged and made the following appointments to the Youth Commission:

- Mariah Houston – Voting Member
- Kameron Bueche – Alternate Member

Agenda Item No. 8.6: Review Council appointments to regional boards, commissions, and committees

RECOMMENDATION:

Review Council appointments to regional boards, commissions, and committees and provide direction.

Susan Blackston, City Clerk, provided an overview of the staff report and recommendation.

PUBLIC COMMENT:

None.

Council Member Davis recommended that representation on the Economic Development Corporation be concurrent with the mayoral term. He expressed an interest in serving as a voting member on the Sacramento Area Council of Governments (SACOG), noting that he had served as the alternate for the past two years.

Council Member Cooper asked that a decision on representation to SACOG be delayed until the January 14, 2009 regularly scheduled meeting, by which time it will be known who has been selected as Chair and Vice Chair of SACOG for 2009, to which Council concurred.

Council Member Detrick expressed an interest in serving on the 2x2 committees with the Cosumnes Community Services District and the Elk Grove Unified School District and agreed to represent the City on the following bodies:

- Sacramento Metropolitan Cable Television Commission
- Sacramento Regional Transit District (Alternate)
- Sacramento Regional Human Rights/Fair Housing Commission (Alternate)
- Elk Grove / Galt Greenbelt 2x2

Mayor Hume explained that the 2x2 Committee with Elk Grove Unified School District has traditionally been concurrent with mayor and vice mayor terms. He offered that Council Member Detrick serve as a proxy member.

Vice Mayor Scherman relinquished her position on the 2x2 Commission with the Cosumnes Community Services District to Council Member Detrick.

GENERAL ADMINISTRATION INFORMATION

City Manager Laura Gill reviewed the December 10, 2008 Administrative Report (filed).

COUNCIL COMMENTS/FUTURE AGENDA ITEMS

Reports on Regional Boards, Commissions, Committees; Travel/Training Expenditures Disclosure (*in accordance with Resolution 2006-295 and Government Code § 53232.3(d)*):

Council Member Cooper reported that a subcommittee of the Sacramento Area Council of Governments met and discussed the economic stimulus package. He asked why the California Gang Reduction, Intervention and Prevention Program (CalGRIP) grant was not submitted by staff.

City Manager Gill replied that it was not possible to gather the data and make necessary changes to the grant proposal in time to meet the deadline.

Council Member Davis reported that the recent 2x2 Committee meeting with Elk Grove Unified School District was productive and staff had been given direction to work on the Healthy Communities Initiative. Also during the meeting, discussion took place regarding coordination with the Police Department. Mr. Davis noted that he presided over the library grand opening event. He thanked Vice Mayor Scherman and Council Member Detrick for attending the December 8 Neighborhood Leaders Summit and noted that action items from that meeting would be brought back to Council at a later date.

Vice Mayor Scherman made the following comments:

- She asked that the size of the Senior Center sign at the intersection of Elk Grove-Florin and Sharkey Avenue be increased;
- Complaints have been received about speeding e-tran buses on Sharkey Avenue and adjacent streets;
- A Senior Center craft fair fundraiser was held recently and on April 29 a tea fundraiser is scheduled;
- A workshop about the Poppy Ridge Senior Center was conducted;
- The Sacramento Public Library Board of Directors voted to adopt a resolution accepting the performance audit report and directed the Interim Library Director to return to the Board in January with a plan of action to address the findings and recommendations outlined in the report;
- The Sewer Lifeline Assistance Program was discussed at the Sacramento Regional County Sanitation District Board of Directors meeting;
- On December 13 pies will be collected for the Food Closet at which 400 are needed.

In response to Vice Mayor Scherman, Deputy City Manager Oviedo reported that City interns are 18 years and above and do not have to be Elk Grove citizens.

Council Member Detrick noted that he forwarded information to City Manager Gill on the City of Rio Vista community volunteer program and hoped that a similar program could be created in Elk Grove to help offset expenses. He suggested forming a joint venture between the City, Cosumnes Community Services District (CSD), and the Elk Grove School District wherein elementary schools would be used as community meeting locations for the purpose of communicating about police services, CSD, City, and EGUSD programs, etc. He asked that the draft protocol manual of City Council procedures be completed and brought to Council for approval. Additionally, he asked that the City Code of Ethics be revisited and consideration be made to adopting the full program that was presented on April 27, 2005, to which Council concurred.

In response to Council Member Detrick, Community Enhancement Manager Shane Diller reported that, within the next month, he would have coordinated with the Police Department on which Code Enforcement field duties could be assisted by Volunteers in Police Service members.

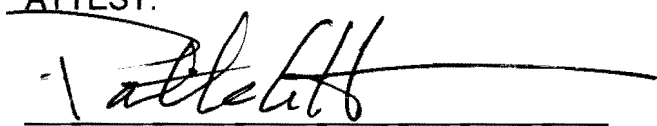
Mayor Hume reported that he recently participated in a Rotary fact finding mission in El Salvador. The Mayor of the City of Concepcion de Ataco requested that Elk Grove consider forming a Sister City relationship. Mayor Hume asked that tonight's meeting be adjourned in honor of Gene and Bette Robinson long-time Elk Grove residents who, each year, deliver persimmon cookies to the City Council and staff.

ADJOURNMENT

With no additional business to conduct, the December 10, 2008 City Council meeting was adjourned at 10:32 p.m. in honor of Gene and Bette Robinson.



SUSAN J. BLACKSTON,
CITY CLERK

ATTEST:


PATRICK HUME, MAYOR