

**MINUTES OF THE CITY COUNCIL  
SPECIAL MEETING  
Wednesday, June 24, 2009**

**CALL TO ORDER/ROLL CALL**

Mayor Hume called the Special City Council meeting of June 24, 2009 to order at 5:00 p.m.

Present: Mayor Hume, Vice Mayor Scherman, and Council Members Cooper, Davis, and Detrick

Absent: None.

**CLOSED SESSION**

There were no public requests to speak.

The City Clerk announced the following closed session items prior to Council adjourning to closed session at 5:00 p.m.:

- A) CONFERENCE WITH REAL PROPERTY NEGOTIATORS**  
Pursuant to Government Code § 54956.8  
Property Description: 8821 East Stockton Boulevard  
Elk Grove, California  
APN: 116-0030-001-0000  
City Negotiators: John Almazan, Real Property Manager  
Negotiating parties: Brian Manning of Desmond, Nolan, Livaich & Cunningham, representing Stockmens Supply  
Under negotiation: Price and Terms
- B) CONFERENCE WITH REAL PROPERTY NEGOTIATORS**  
Pursuant to Government Code § 54956.8  
Property Description: 9501 East Stockton Boulevard  
Elk Grove, California  
APN: 125-0010-002-0000  
City Negotiators: Laura Gill, City Manager  
Negotiating parties: Carol Davis  
Under negotiation: Price and Terms
- C) PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
Pursuant to Government Code § 54957  
Title: City Manager  
Title: City Attorney

**D) CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code § 54957.6

Agency Designated Representative: Laura Gill, City Manager

Employee Organization: Elk Grove Police Officers' Association

**E) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Initiation of litigation pursuant to subdivision (c) of Government Code § 54956.9:

One (1) Matter

The City Council reconvened at 6:25 p.m. with all Members present. Mayor Hume made the following announcement:

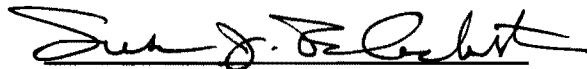
*In connection with litigation filed by the Miwok Indian Community of the Wilton Rancheria and Wilton Miwok Rancheria (Tribe) on June 4, 2009, the United States Department of the Interior filed a document with the court. This document not only granted the Tribe recognition, but also authorized a process to convert privately held land near the City of Elk Grove to tribal trust status.*

*Generally when a tribe is recognized or when land will be converted, neighboring agencies and the public are notified and given an opportunity to participate in the decision making process. By agreeing to end the litigation in the way it did, the Department of Interior deprived local agencies and the public of notification, environmental analysis and the opportunity to review and comment. The County of Sacramento and City of Elk Grove were neither made parties to this litigation nor notified of a pending proposed stipulation granting tribal status to the Tribe. The case was brought in a venue outside of the County. Because of the status granted to the Tribe and the conversion of the land there is no way for the County, City, or public to evaluate proposed future uses and their associated environmental or socioeconomic impacts for the area included within the action which includes not only the Rancheria, but also contiguous lands.*

*The City is concerned that established regulatory and legislative processes, which support public review and analysis, were circumvented in this judicial proceeding. To support appropriate public review, the City Council has directed staff to contact the Governor's Office to seek the State of California's judicial intervention in this action.*

**ADJOURNMENT**

With no additional business to conduct, the June 24, 2009 Special City Council meeting was adjourned at 6:27 p.m.



SUSAN J. BLACKSTON,  
CITY CLERK

ATTEST:



PATRICK HUME, MAYOR