

MINUTES OF THE CITY COUNCIL
REGULAR MEETING
Wednesday, January 26, 2011

CALL TO ORDER/ROLL CALL

Mayor Detrick called the regular City Council meeting of January 26, 2011 to order at 6:23 p.m.

Present: Mayor Detrick, Council Members Davis, Hume and Scherman.

Absent: Vice Mayor Cooper.

Jacob Orrock led the Pledge of Allegiance.

Mayor Detrick asked that a moment of silence be observed.

APPROVAL OF AGENDA

Motion: M/S Scherman/Hume to approve the agenda as presented. ***The motion passed by the following vote: Ayes: 4; Noes: 0; Absent: 1 (Cooper).***

CLOSED SESSION

None.

PRESENTATIONS/ANNOUNCEMENTS

4.1 Mayor Detrick presented a Certificate of Recognition to Jacob Orrock for his receipt of the Young Marines Lifesaving 2nd Degree Award.

4.2 With the aid of an overhead presentation (filed), Marsha Holmes gave a presentation and provided an update on the Committee for the Arts (the "Committee").

Ms Holmes noted that in the last year, the Committee partnered with the Elk Grove Unified School District to produce the City's first coloring book, selected the logo for the City's 10th Anniversary celebration, provided feedback on design aspects of the rain garden project, and were in process of adding a public safety themed art piece at the location of the 8400 Laguna Palms Way City building. The Committee was finalizing a citywide Art / Event Inventory Project to provide online resources to identify important artworks located throughout the community, including art created and installed by private entities designed for public viewing, and a map of events throughout the City. Ms. Holmes noted that primary goals for the upcoming year

included finalizing and installing the public safety themed art purchase, activating the Art / Event Inventory Project, and being active participants in the discussion surrounding design of the new Civic Center.

PUBLIC COMMENT

John Rueda presented a product he had designed, a storm drain protector mat, which would rest atop the grate of a storm drain and allowed water to pass through while impeding passage of debris. He stated concern for pollution that ended up in storm drains, and did not believe the current screens and bags in use today were effective. He offered a brochure with price quotes and stated he had sold 100 units to the Elk Grove Unified School District, and had not received any complaints. Mr. Rueda noted the mats were made by hand and composed of only rubber and cloth.

Mario Sebastian, Director of Music at Elk Grove High School and Elk Grove High School Band Boosters President, requested funding for the band to attend competitions out of the area. He noted the band represented the community and City when competing at events such as the March of Dimes, regularly performed at local events such as the Veterans Day and Western Festival Parades, and would be hosting a band competition event at Elk Grove High School with over 50 schools competing. Mr. Sebastian appreciated past support by Council, and recollected \$5,000 was provided in the past.

Bill Roltsch addressed the tertiary wastewater treatment issues facing the region. He had attended the Central Valley Regional Quality Control Board's public meeting in December 2010 regarding permit requirements to remove ammonia and other pollutants. He believed that the magnitude of ammonia and pollutants released had an adverse effect on water systems. He noted that other communities along the Sacramento River, such as Stockton and Tracy, already had water rate increases incorporating the new tertiary wastewater treatments, but not to the level anticipated for the Sacramento region. He believed the Sacramento region had been delaying addressing this issue through permit extensions, and felt the region should act towards a solution to protect the assets of the Sacramento River and Delta.

GENERAL ADMINISTRATION INFORMATION

City Manager Laura Gill reviewed the January 26, 2011 Administrative Report (filed).

COUNCIL COMMENTS/FUTURE AGENDA ITEMS

Council Member Hume had nothing to report.

Council Member Davis voiced support for use of mobile phone application software ("apps") addressed under the General Administrative Report as a means to report to

the City maintenance and repair requests of public facilities. He attended the Sacramento Area Council of Governments (SACOG) Board meeting, which held a workshop on state budget discussions, and as a SACOG Board Member he attended the South County Unmet Transit Needs workshop held at Cosumnes River College. He requested the City celebrate and recognize open spaces and preserves through City publications and outreach media. Mr. Davis requested as a future agenda item consideration of forming a resident engagement audit committee, comprised of ten residents for a limited duration of service, to catalogue improvements in civic engagement the City had achieved over the past several years, and to identify areas for improvement of public outreach conducted by the City.

Council Member Scherman attended the Elk Grove Old Town Foundation meeting where issues were discussed regarding requirements for Certificates of Occupancy in Old Town. She attended an Elk Grove Chamber of Commerce mixer at the Franklin Veterinary Hospital / Hotel, and the ribbon cutting ceremony for the Williamson Drive Sidewalk Project.

Mayor Detrick attended the Sacramento County Criminal Justice Cabinet and noted he had asked Police Chief Robert Lehner to serve on the Cabinet as well on behalf of the City. He attended the City of Elk Grove employee dinner, the Teen Center Community Leaders Summit, and a luncheon hosted by Frontier Communications.

CONSENT CALENDAR ITEMS

In regards to Item 8.8 regarding acceptance of the East Franklin Area Roadway Improvements Project as complete, Council Member Hume expressed his dissatisfaction with the quality of medians installed as part of the project, and requested staff examine the feasibility to bring forth options to improve the aesthetic quality of those medians.

Motion: M/S Hume/Scherman to approve the Consent Calendar as presented. The motion passed by the following vote: Ayes: 4; Noes: 0; Absent: 1 (Cooper).

Agenda Item No. 8.1: Approved January 12, 2011 Special City Council Meeting Minutes

Agenda Item No. 8.2: Received report on City Manager approved purchases and contracts authorized by Elk Grove Municipal Code Chapter 3.42 Contracts and Purchasing, filed through January 12, 2011

Agenda Item No. 8.3: Received report on Requests for Proposals, Qualifications, and Bids

Agenda Item No. 8.4: Ordinance No. 1-2011 adopted levying and apportioning the special tax in territory annexed to Community Facilities District No. 2006-1 (Maintenance Services) (Annexation No. 17) and amending Elk Grove Municipal Code Section 3.19.010 (**Second Reading**)

Agenda Item No. 8.5: Ordinance No. 2-2011 adopted levying and apportioning the special tax in territory annexed to Community Facilities District No. 2003-2 (Police Services) (Annexation No. 17) and amending Elk Grove Municipal Code Section 3.18.010 (**Second Reading**)

Agenda Item No. 8.6: Ordinance No. 3-2011 adopted amending Chapter 16.82 of the Elk Grove Municipal Code establishing a Laguna Ridge Supplemental Park Fee (LRSPF) (**Second Reading**)

Agenda Item No. 8.7: Resolution No. 2011-15 accepting the Elk Grove-Florin Road / Brown Road-Silverberry Avenue Traffic Signal and Intersection 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. 8.8: Resolution No. 2011-16 adopted accepting the East Franklin Area Roadway 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. 8.9: Resolution No. 2011-17 adopted to appoint representatives from the Elk Grove Water District to the Sacramento Central Groundwater Authority governing board in accordance with provisions of the Joint Powers Agreement

PUBLIC HEARINGS

Agenda Item No. 9.1: A public hearing to consider approving: 1) the Mitigated Negative Declaration and Mitigation Monitoring Reporting Program; 2) General Plan Amendment; 3) Specific Plan Amendment; 4) introduction of an Ordinance amending the City of Elk Grove Zoning Map; and 5) approving the Tentative Subdivision Maps for the Fieldstone South Amendments project located along the northwestern edge of Grant Line Road, east of Wyland Drive, north of Mosher Road, and south of Bradshaw Road (EG-10-018; APNs: 134-0110-136, 134-0110-137, and 134-0110-138) [p. 1-333]

RECOMMENDATION

The Planning Commission heard this project on December 2, 2010 and voted in the following manner (a tied vote means that no recommendation was made, Commissioner Chaires was absent from the December 2, 2010 meeting):

- 1) A 4-0 vote to adopt a resolution approving the Mitigated Negative Declaration and Mitigation Monitoring Reporting Program for the Fieldstone South Amendments project (EG-10-018); and
- 2) A 2-2 vote (*No: Maita, Murphey*) to adopt a resolution approving a General Plan Amendment for the Fieldstone South Amendments project (EG-10-018); and
- 3) A 2-2 vote (*No: Maita, Murphey*) to adopt a resolution approving a Specific Plan Amendment for the Fieldstone South Amendments project (EG-10-018); and
- 4) A 2-2 vote (*No: Maita, Murphey*) to introduce and waive the full reading, by substitution of title only, an Ordinance amending the City of Elk Grove Zoning Map from RD-4 to RD-5 for the Fieldstone Amendments project (EG-10-018); and
- 5) A 2-2 vote (*No: Maita, Murphey*) to adopt a resolution approving a Tentative Subdivision Map for the Fieldstone South Amendments project (EG-10-018).

With the aid of an overhead presentation (filed), Adam Petersen, Associate Planner, provided an overview of the staff report and recommendation. Mr. Petersen noted the original project was approved in 2005 consisting of a tentative subdivision map and a rezone. A difference with the proposed project map configuration occurred at the northern end of the subdivision, changing the roadway from being adjacent to the creek to now having the back of residency lots adjacent to the creek. He noted the General Plan and Specific Plan amendments were required to increase the number of total lots from 100 to 129 lots, emphasizing that the inclusion of the additional 29 units did not alter the overall subdivision footprint nor exceed the build-out estimate for the East Elk Grove Specific Plan. Future infrastructure improvements required to be dedicated by the applicant included the westerly half of Grant Line Road for access to the site, and multiple drainage improvements to the Hudson Ranch Detention Basin.

Mr. Petersen noted 29 of the proposed lots were within the 100-year floodplain. In 2005 the Project was conditioned to find a solution to the floodplain issue that was acceptable to the Public Works Department, which at the time considered a planned common drainage improvement within the East Elk Grove Specific Plan, but that improvement never came to fruition. The current project amendment proposed fill under its application submittal which required specific approval by the City as dictated by the General Plan, which staff interpreted as requiring any fill proposal to be approved by the City Council. The primary impact of placing fill would be an increase in the floodplain footprint onto the adjacent Fieldstone North property (currently owned by the applicant) until ultimate drainage improvements were in place. Mr. Petersen stated the applicant was prepared to accept and memorialize this temporary impact to the Fieldstone North property.

Mayor Detrick declared the public hearing open.

Thad Johnson, project applicant, provided project background regarding the floodplain fill, and stated the drainage channel realignment was no longer an option

in the area of the project. He stated the same amount of fill within the floodplain area was proposed under the amendment as the original project, no fill would be within the creek area, and that no additional encroachment was being proposed. He believed the project area would not have a negative impact either upstream or downstream, and the only potential impact was on the property to the north, which was owned by the same property owner, and that owner had come to an agreement with the City to finalize an encroachment agreement in the event any additional encroachment on the property was needed. Mr. Johnson believed the General Plan policies regarding creation of buildable lots using fill within the floodplain did not necessitate a formal level of approval, but rather provided a means to appropriately analyze impacts of a project proposing fill, of which he believed the original project and the current amendment had successfully addressed all impact requirements.

In reply to Council Member Scherman, Mr. Johnson replied that future improvements of the drainage canal would have a primary financial burden on this project, the Fieldstone North project site, and a third future project site under a different property owner.

City Attorney Susan Cochran noted that an encroachment agreement would be between the land owners, and not an agreement with the City. She received confirmation from Mr. Johnson that if such an agreement was entered into that the City be identified as an intended beneficiary, as City related drainage was involved.

Mayor Detrick declared the public hearing open.

PUBLIC COMMENT:

Les Collins requested consideration be given to require trail connectivity of the project to open space and parks. He believed the lack of open, public spaces, and the lack of trail access to those public spaces available, led to inactivity and obesity which amplified health issues.

Planning Director Echiburú stated the Trails Master Plan proposed a trail to link the subdivision to north on the west side, but such a project was a low priority as several constraints existed on projects proposed in the creek itself. The Trails Master Plan also identified a trail connection that would run along the northern border of the creek, along the future Fieldstone North project.

Mayor Detrick declared the public hearing closed.

Council Member Davis observed two connection points where pedestrians could get over to the creek which he believed addressed the project's connectivity to open space and future parks. He believed the proposed higher density was appropriate, and conformed to the previously approved subdivision footprint for the site.

In reply to Council Member Sherman, Mr. Johnson noted that park amenities would be provided through the proposed 22 acre Fieldstone Park to the north of the creek, and that connectivity would be provided via a bridge crossing and trails including an east-west path connection on the north side of the creek. He noted previous proposals to have trails on both sides of the creek were not accepted by the Army Corps of Engineers.

Council Member Hume inquired if a street frontage design to the creek, as proposed in 2005, was considered under this application to maintain an open space frontage. Mr. Johnson replied that concerns were raised that the single-loaded street, with no trail, held a greater chance of becoming a nuisance area, potentially becoming a site targeted for illegal dumping and unnecessary trespass.

Motion #1: *M/S Scherman/Davis* to adopt **Resolution No. 2011-18** approving the Mitigated Negative Declaration and Mitigation Monitoring Reporting Program for the Fieldstone South Amendments project (EG-10-018). ***The motion passed by the following vote: Ayes: 4; Noes: 0; Absent: 1 (Cooper).***

Motion #2: *M/S Scherman/Davis* to adopt **Resolution No. 2011-19** approving a General Plan Amendment for the Fieldstone South Amendments project (EG-10-018). ***The motion passed by the following vote: Ayes: 4; Noes: 0; Absent: 1 (Cooper).***

Motion #3: *M/S Scherman/Davis* to adopt **Resolution No. 2011-20** approving a Specific Plan Amendment for the Fieldstone South Amendments project (EG-10-018). ***The motion passed by the following vote: Ayes: 4; Noes: 0; Absent: 1 (Cooper).***

Motion #4: *M/S Scherman/Davis* to introduce and waive the full reading, by substitution of title only, **Ordinance No. 4-2011** amending the City of Elk Grove Zoning Map from RD-4 to RD-5 for the Fieldstone Amendments project (EG-10-018). ***The motion passed by the following vote: Ayes: 4; Noes: 0; Absent: 1 (Cooper).***

Motion #5: *M/S Scherman/Davis* to adopt **Resolution No. 2011-21** approving a Tentative Subdivision Map for the Fieldstone South Amendments project (EG-10-018). ***The motion passed by the following vote: Ayes: 4; Noes: 0; Absent: 1 (Cooper).***

REGULAR AGENDA ACTION ITEMS/RECOMMENDATIONS

Agenda Item No. 10.1: Receive a presentation on the completed Elk Grove Market Study

RECOMMENDATION:

Receive a presentation on the completed Elk Grove Market Study and provide feedback as appropriate.

Heather Ross, Economic Development Coordinator, provided an overview of the staff report and recommendation. The process began in 2009 with the City inviting stakeholders to a forum, creating a stakeholders group which identified a comprehensive list of goals which became the foundation for a scope of work for the market study. A steering committee was formed from the stakeholders group which developed a Request for Proposals, and reviewed submittals and selected the consultant. Ms. Ross introduced Ryan Sharp, Director of the Center for Strategic Economic Research, and David Zehnder, Economic Planning Systems Managing Principal.

With the aid of an overhead presentation (filed), Mr. Sharp provided an overview of the Elk Grove Market Study findings which focused on five core components: 1) economic and demographic characteristics, 2) competitiveness, 3) economic development potential, 4) development scenarios, and 5) market strategies. He provided an overview of the study approach. In review of economic and demographic characteristics, he noted the City jobs-housing ratio was disproportionate, and where the City had 6% of the population of the Sacramento region it only had 3% (at 29,000) of all jobs in the region. The City's industry composition was dominated by retail trades and was less diversified than other cities statewide. Mr. Sharp defined *base sectors*, categories of industry that generated and brought in new net wealth to the City, as opposed to *local serving sectors* which generated wealth but more or less only moved money around the local economy. He noted jobs in the City were composed of 78% within local sectors, and 22% in base sectors; a much smaller proportion of base sectors than other city averages in the Sacramento region and the statewide average. He also noted growth was slower in base sectors over the past ten years.

In comparing competitiveness, Mr. Sharp noted the study created a business vitality index across ten indicators, measured on a scale of 1-10, to compare demographics, business characteristics and quality of life measures amongst selected cities. Elk Grove ranked fourth amongst the six agencies compared, and scored average or higher than average on characteristics related to population growth, taxable growth, housing affordability and establishment growth relative to the other comparative, competitive areas. The study also evaluated competitiveness by comparing the average cost of doing business, including taxes, fees, and other incentives, across agencies in the Sacramento Region, noting Elk Grove compared with an average cost of doing business.

Mr. Sharp observed that aspects of economic development activities were housed in three separate entities in Elk Grove: City government fostered city business processes and incentives, the Elk Grove Economic Development Corporation focused on business attraction and marketing, and the Elk Grove Chamber of Commerce promoted advocacy and small business support. He provided a summary of the Strengths, Weaknesses, Opportunities, and Threats (SWOT) economic development analysis conducted as part of the study. Mr. Sharp

displayed an aspect of the study comparing "clusters" of grouped sectors of specific economic growth unique to Elk Grove's economic dynamic. Nine viable clusters were identified that could play a role in generating networks and creating linkages with outside clusters within the larger Sacramento region. These clusters identified those sectors that could best take advantage of the Elk Grove workforce, and held the potential to grow into base sectors of employment.

David Zehnder, Economic Planning Systems Managing Principal, stated the study evaluated real estate to determine supply and demand for residential and commercial uses to assess the ability of available supply to accommodate demand projected over the next 20 years. The study utilized demographic projections from the Sacramento Area Council of Governments 2035 Metropolitan Transportation Plan which projected a population increase for Elk Grove of 52,000 residents through 2029. He noted that the composition of residential land in Elk Grove was nearly 90% single-family residential, but expected in the next few decades a trend towards increasing higher density residential development. The study established two scenarios, one utilizing a low-land consumption scenario, assuming a higher density method of development, and the second scenario using a high-land consumption scenario equating to lower density development. From the two scenarios, employment projections were at 2.8% annual growth for the low-land consumption scenario, and 2.3% annual growth in the continuation of the current trend of high-land consumption. He observed the City currently had an oversupply of land, but believed industrial land use was short on vacant acreage. When evaluating all supply and demand considerations, the study projected a future demand of 200 to 1,400 acres through 2029, depending on the land use scenario considered. Mr. Zehnder noted that existing land supply in the rural residential acreage was adjusted downward as it was not deemed an appropriate area to introduce more density and alternate types of development.

Mr. Sharp detailed the jobs-housing ratio imbalance in Elk Grove, noting a balanced ratio reflected the ability to provide employment opportunities for residents, homes for employees, and often related to social and environmental benefits such as reduced commute times and pollution. He stated Elk Grove's current jobs-housing ratio was 0.62, where the comparative ideal would be a ratio of 1.5, and the current low end comparative area was a 0.8 jobs-housing ratio. For the City to improve its jobs-housing ratio it would need to greatly exceed the employment projections under either of the future land use consumption scenarios generated into 2029, and as such the study concluded that long term solutions would be required that, over time, would improve building towards an ideal jobs-housing ratio.

The market strategy offered in the study covered a five-year period. It included a visioning statement to focus on job creation and economic diversification, and had two guiding principles, for real estate / land use to simplify and reduce up-front costs of entitlement and infrastructure, and for economic development to focus on investments structured around a performance-based system to encourage effective

use of funds. Six strategies were offered to implement the vision and guiding principles as follows: 1) creating processes for long-term planning, 2) looking at infill and redevelopment sites (such as Old Town, transit-oriented development, and the Civic Center property), 3) planning for a major, high profile new business park, 4) creating a formal business retention and expansion program (prioritized over attraction of new businesses), 5) for new business, targeting industries to seek diversification to grow the City economic base, and 6) creating a comprehensive economic development marketing plan to highlight existing programs and amenities. Mr. Sharp concluded with an action items matrix to prioritize the strategies in achieving the market strategy objectives.

In reply to Council Member Hume, Mr. Sharp recommended that, for the City to capitalize on economic development policies and programs implemented to date, the City focus effort to make the community attractive to business investment, and in particular to strategize for groups within identified viable clusters of industry from the report. For short-term strategies he suggested focus on businesses that could fill currently vacant office and retail spaces.

Council Member Davis believed the City could continue to reduce the cost of doing business to continue to attract investment and generate job growth.

Mr. Zehnder noted that beyond the cost of doing business in a jurisdiction, the market responded well to what was received in return for the costs paid. He noted that certainty of processes, and consistency in delivery, were large considerations for investors.

City Manager Laura Gill observed the City was not as competitive in some fee areas, such as water and sewer, because the jurisdictions that controlled setting such rates were external of the City.

Mayor Detrick noted the coupling of this market study with the recent retail study provided a blueprint for existing land use, and was evidence of needing additional land beyond the City limits to provide needed land uses.

PUBLIC COMMENT:

Connie Conley believed the market study validated conditions of the economic state of the City, and added goals and objectives to improve such conditions. She inquired if the market study considered strategies to address housing value recovery to improve property values and address current foreclosures. In regards to the steering committee, Ms. Conley believed additional community members should have been involved, including representative(s) from Old Town.

Lynn Wheat submitted comments (filed) and documentation from the Sacramento Area Council of Governments (SACOG) Government Relations and Public Affairs

Committee draft regional growth projections dated March 31, 2010 (filed). She noted that since SACOG issued the draft revised regional growth projections, Sacramento County officials had directed no further work be conducted on their General Plan update until factoring in the new SACOG projections. Since the City market study was based largely on outdated projections, Ms. Wheat believed the study led to flawed conclusions. Growth projections were now half, equating to the market study overstating projections by double or triple in respective areas creating overestimates of land use needs for the next 20 years. She believed the market study should be revised and redistributed for public comment based on projections adopted by SACOG.

Steve Czarnecki, Executive Director of the Elk Grove Economic Development Corporation, noted serving on steering committee, and stated that recent reductions in costs and removal of uncertainties in the development process by the City built accountability into the economic development process. He agreed with the market study recommendations to increase collaboration between the City, the Elk Grove Economic Development Corporation, the Elk Grove Chamber of Commerce, and other stakeholders to achieve economic development goals. He believed the establishment of a high-profile business park would contribute to the City's success in achieving its economic development goals.

Jim Pachl noted the market study displayed a need for 200 to 1,400 acres for development by 2029, which he did not believe justified the City pursuing an 8,000 acre Sphere of Influence (SOI). He believed 3,000 acres of undeveloped land existed today within the existing City limits, and though some of it had entitlements, there existed vacant lands that should be the focus for economic development. Mr. Pachel believed investment in the SOI would divert policy direction externally of the City, away from work needed within the city limits to address foreclosed homes, depressed property values, and vacant commercial space.

Judith Lamare believed that fostering an attractive community would better position Elk Grove to attract investment, and did not believe that only creating large areas to provide appropriate land use entitlements was effective. Ms. Lamare believed laws, policies, and partnerships related to agriculture should be pursued to build an attractive community.

Council Member Scherman appreciated the report highlighting areas for improvement, and believed that hiring a City employed Economic Development Director was needed to implement an effective marketing strategy.

Council Member Hume agreed with numerous aspects of the market study, including principles to create a business process that provided certainty and stability for long-term planning. Mr. Hume did not agree with basing goals using twenty year trend projections, and voiced preference that goals be set by envisioning the type of community desired, and establishing the steps needed to move towards such

envisioned goals. He believed the goal should be to attract the businesses desired by the community, and to continue support to existing businesses. Mr. Hume advocated for revising the Certificate of Occupancy and business licensing programs.

Mayor Detrick believed incremental steps within the 20 year plan should be devised in 1, 5, and 20 year plans which could be adjusted annually. He stated a preference to attract executive-style housing, such as estate homes located near amenities such as golf courses, waterfront features, or existing creeks and streams. He noted a prior project in the City had an approximate 200 acres for a business park, but the plan was revised and was approved to now be predominantly residential. Mayor Detrick stated he would like to see reconsideration of that proposed project to revert back to a business park.

Council Member Davis believed a master plan targeting aggressive job growth was required. He agreed the Civic Center needed to move forward, as well as the creation of "shovel ready" sites that were poised for development for targeted industries and large scale projects such as business parks. Mr. Davis believed assistance in growing local, existing businesses should be prioritized.

Agenda Item No. 10.2: Consider introduction of an ordinance: adding Chapter 1.15 (Claims Against the City) and Chapter 1.18 (Tax and Fee Appeals) to Title 1 (General Provisions); amending Chapter 1.11 (Appeals) to Title 1 (General Provisions); amending Section 3.08.110 to Chapter 3.08 (Uniform Transient Occupancy Tax), adding Section 3.12.110 to Chapter 3.12 (Real Property Transfer Tax) of Title 3 (Revenue and Taxation), and amending Sections 3.40.190(C) (Refunds) and 3.40.200(A) (Appeals) regarding establishing procedures for processing claims filed against the City, its officers, employees, agents and volunteers and regarding the "Pay First" rule from Article XIII, Section 32 of the California Constitution

RECOMMENDATION:

Introduce and waive the full reading, by substitution of title only, an Ordinance adding Chapter 1.15 (Claims Against the City) to Title 1 (General Provisions), adding Chapter 1.18 (Tax and Fee Appeals) to Title 1 (General Provisions), amending Chapter 1.11 (Appeals) to Title 1 (General Provisions), amending Section 3.08.110 (Appeal) to Chapter 3.08 (Uniform Transient Occupancy Tax) to Title 3 (Revenue and Taxation), adding Section 3.12.110 (Appeal) to Title 3 (Revenue and Taxation), and amending Sections 3.40.190(C) (Refunds) and 3.40.200(A) (Appeals) of the Elk Grove Municipal Code regarding establishing procedures for processing claims filed against the City, its officers, employees, agents and volunteers and regarding the "Pay First" rule from Article XIII, Section 32 of the California Constitution

The Council waived the verbal staff report.

PUBLIC COMMENT:

None.

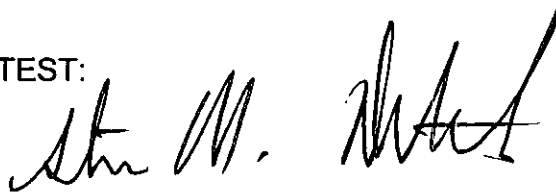
Motion: ***M/S Hume/Scherman*** to introduce and waive the full reading, by substitution of title only, **Ordinance No. 5-2011** adding Chapter 1.15 (Claims Against the City) to Title 1 (General Provisions), adding Chapter 1.18 (Tax and Fee Appeals) to Title 1 (General Provisions), amending Chapter 1.11 (Appeals) to Title 1 (General Provisions), amending Section 3.08.110 (Appeal) to Chapter 3.08 (Uniform Transient Occupancy Tax) to Title 3 (Revenue and Taxation), adding Section 3.12.110 (Appeal) to Title 3 (Revenue and Taxation), and amending Sections 3.40.190(C) (Refunds) and 3.40.200(A) (Appeals) of the Elk Grove Municipal Code regarding establishing procedures for processing claims filed against the City, its officers, employees, agents and volunteers and regarding the "Pay First" rule from Article XIII, Section 32 of the California Constitution. ***The motion passed by the following vote: Ayes: 4; Noes: 0; Absent: 1 (Cooper).***

ADJOURNMENT

With no additional business to conduct, the January 26, 2011 City Council meeting was adjourned at 8:52 p.m.


JASON LINDGREN, CITY CLERK

ATTEST:



STEVEN M. DETRICK, MAYOR