CITY OF RANCHO CORDOVA
Regular Meeting of the City Council
Monday, July 19, 2004

MINUTES

REGULAR MEETING CALLED TO ORDER

The meeting was called to order at 6:45 p.m. by Mayor Budge

The Metro Cable TV Telecast announcement was made by Mayor Budge.

ROLL CALL

Present: Council Members: Cooley, McGarvey, Sander, Skoglund, and Mayor Budge

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Gene Albaugh, Special Projects Manager.

INVOCATION

Pastor Akira Sebe, Sacramento Gedatsu Church offered the Invocation.

PRESENTATIONS

1. Eppies Great Race
2. Recognition of Gene Albaugh for service to the City as Interim Finance Director

CONSENT CALENDAR

ACTION: On a motion by Sander, seconded by Cooley, the Consent Calendar below, with the exception of Item 7, was approved by unanimous vote.

4. **Subject** : Resolution approving Subdivision No. RC 03-003.04 Final Map of Anatolia III Village 21 and execution of Subdivision Improvement Agreement
Recommendation: Adopt Resolution No. 109-2004 approving Final Map of Anatolia III Village 21 and authorizing the Mayor to execute the Subdivision Improvement Agreement.

5. **Subject:** Resolution approving Subdivision No. RC 03-003.01 Final Map of Anatolia III Village 24 and execution of Subdivision Improvement Agreement

Recommendation: Adopt Resolution No. 112-2004 approving Final Map of Anatolia III Village 24 and authorizing the Mayor to execute the Subdivision Improvement Agreement

6. **Subject:** Resolution Approving the Issuance and Recordation of Certificate Of Compliance For Lawful Parcels of Assessor's Parcel Numbers 072-0640-041 and 042 (Continued from July 6)
   Recommendation: Adopt Resolution No. 106-2004 approving this subdivision.

8. **Subject:** PERS Health Plan Adoption
   Recommendation: Adopt Resolution No. 114-2004 approving the selection of the Public Employees Retirement System Health Plan for City employees.

9. **Subject:** Resolution Declaring the Results of Elections for Special Taxes for Police Services for Ten Separate Police Tax Area Zones
   Recommendation: Adopt Resolution No. 116-2004-2004 declaring the results of the police tax elections and authorizing a police tax in Special Tax Area zones 1, 3, 5, 6, 7, 8, 10, 11, 12, 13, and 14.

The following item was pulled from the Consent Calendar for individual consideration:

7. **Subject:** Consider Changing Council Meeting Start Time from 6:30 p.m. to 5:30 p.m.
   Recommendation: Adopt Resolution No. 113-2004.

ACTION: On a motion by Cooley, seconded by Sander, the Council adopted Resolution No. 113-2004. The motion carried unanimously.

ORAL COMMUNICATIONS

10. Public Comment

Rich Johnson spoke on law enforcement issues (e.g., school resource officers) he hopes receive continued funding. He also commented on medical marijuana ordinance to be discussed at the August 2nd meeting and recommended Council follow the City of Rocklin's action to "just say no".

Ray Savorn congratulated Council Member David Sander on outstanding success for the city Fourth of July celebration. Mr. Savorn also wanted to comment on the medical marijuana ordinance to be considered and suggested that there is already a mechanism in place for dispensaries which is local pharmacies.

PUBLIC HEARINGS

11. **Subject:** Ellenwood Apartments- RC-04-049 a 28 unit, two-story apartment project located on the south side of Ellenwood Ave. east of Routier Road. The project is 6 buildings of 4 to 6 units each, with ground floor entries and at grade parking (Continued from July 7th Meeting)
Recommendation: Approve Resolution No. 105-2004 for the Design Review of the Ellenwood Apartments, as provided in the design package (Exhibit A) and the Conditions of Approval (Exhibit B).

ACTION: On a motion made by Cooley, seconded by Skoglund, Council adopted Resolution No. 105-2004 for the Design Review of Ellenwood Apartments, as provided in the Design Package, and the Conditions of Approval with the following three additions to the Conditions of Approval: (a) All gates meet requirements and regulations of Sheriff, Fire, and Regional Sanitation agencies; (b) No parking in front of apartment building on Ellenwood, and (c) Composition roof is the 40-50 year heavy, modern material described by architect. The motion carried unanimously.

12. **Subject:** Anatolia I, Village 1 RC-04-079 Design Review for the construction of single family dwellings which include four (4) different floor plans that will have three (3) elevations per plan, for a total of twelve (12) basic architectural configurations within the tract in the LDR/RD-7 zoning.
Recommendation: Approve Resolution No. 110-2004 for the Design Review for Anatolia I, Village I, subject to the findings as provided in the design package (Exhibit A), and Conditions of Approval (Exhibit B).

ACTION: On a motion made by Cooley, seconded by McGarvey, Council adopted Resolution No. 110-2004 for the Design Review for Anatolia I, Village I, subject to the findings as provided in the Design Package and Conditions of Approval. The motion passed on 4:0:1 vote, Mayor Budge abstaining.

13. **Subject:** Holtzman Warehouse RC-04-076 Design Review for the Construction of a Concrete Tilt-up Warehouse Building with Office in the M-2 Zoning.
Recommendation: Adoption of Resolution No. 111-2004, denying the Design Review for Holtzman Warehouse Project RC-04-076 for construction of a new warehouse/office at 3382 Luyung Drive, subject to the Findings.

ACTION: On a motion made by Cooley, seconded by McGarvey, Council voted to continue this item to the August 2, 2004 Regular Council meeting in order to allow the applicant and City staff added time to reach mutually-acceptable design review conditions of approval. The motion carried unanimously.

14. **Subject:** Ordinance No. 38-2004 Approving Seven Development Agreements for Various Projects for Sunridge Park, Anatolia I and II, and the Villages of Zinfandel. The DA formalizes the requirements to pay certain fees associated with on-going police protection, future park development and the restoration of existing parks in the community.
Recommendation: Waive first reading and introduce Ordinance No. 38-2004, approving the Development Agreements for Sunridge Park, Anatolia I and II, and Villages of Zinfandel as submitted, subject to the Findings and Conditions of Approval. **(Roll Call Vote)**

ACTION: On a motion made by Cooley, seconded by McGarvey, Council voted to waive first reading and introduce Ordinance No. 38-2004, approving the Development Agreements for Sunridge Park, Anatolia I and II, and Villages of Zinfandel, as submitted, subject to the Findings and Conditions of Approval. The motion carried by unanimous roll call vote.

15. **Subject:** Public Hearing regarding the formation of the Sunridge Park Area Community Facilities District No. 2004-1. Council consideration of and adoption of: (a) Resolution of Formation (Resolution 117-2004) of the Community Facilities District, (b) Resolution Determining the Necessity to Incur Bonded Indebtedness (Resolution 118-2004) within the CFD, and (c) Resolution calling for a Special Election (Resolution 119-2004). After opening of the ballots to determine the results of the election, Council may adopt a Resolution Declaring the Results of the Special Election and Directing the Recording of the Special Tax Lien (Resolution 120-2004), followed by the First Reading of an Ordinance Levying Special Taxes within Sunridge Park Area Community Facilities District 2004-1 (Ordinance No. 39-2004).
Recommendation: Following consultation with both the City's Financial Advisor and the Bond Counsel, staff recommends adoption of all the Resolutions (Resolution Nos. 117-2004, 118-2004, 119-2004 and 120-2004) and waiving of first reading of Ordinance No. 39-2004. **(Roll Call Vote)**

ACTION: On a motion made by Sander, seconded by McGarvey, Council adopted Resolution Nos. 117-2004 (Formation of the Community Facilities District), 118-2004 (Determining the Necessity to Incur Bonded Indebtedness), and 119-2004 (Calling for a Special Election). The motion carried by a unanimous vote.

ACTION: On a motion made by Cooley, seconded by Sander, Council adopted Resolution No. 120-2004 (Declaring the Results of the Special Election and Directing the Recording of the Special Tax Lien) and waived first reading of Ordinance No. 39-2004 (First Reading Levying Special Taxes within Sunridge Park Area Community Facilities District 2004-1) . The motion carried by a unanimous roll call vote.

REGULAR CALENDAR ITEMS

16. **Subject:** Second Reading and Adoption of Ordinance No. 37-2004 of the City Council Regulating Shopping Carts by Adding Chapter 16.18, Article XV, "Shopping Carts," to the Rancho Cordova Municipal Code
Recommendation: Waive reading of body of the ordinance and adopt Ordinance No. 37-2004. **(Roll Call Vote)**

ACTION: On a motion made by Sander, seconded by McGarvey, Council voted to waive reading of body of the ordinance and adopted Ordinance No. 39-2004. The motion carried by a unanimous roll call vote.

17. **Subject:** Approval of Solid Waste Contract between City and BFI Waste Systems
Recommendation: Adopt Resolution No. 121-2004 authorizing the execution of the agreement with BFI Waste Systems for solid waste and recycling services for the City of Rancho Cordova.

Bill Kelly, Business Agent, Local 39, International Union of Operating Engineers, spoke and requested Council defer action in order to allow the Union time to review methodology of Sacramento County's high bid for this contract and respond to it. Mr. Kelly advised Council he represents the County employees likely to lose their jobs if this contract is awarded to BFI.

Jerry Mayberry with BFI stated BFI has been in Rancho Cordova since 1986 and is excited about the opportunity to serve its residents. In answer to Council questions, he advised that it would be possible to provide residents the choice between an extra green waste can or a recycle can should the contract be awarded to BFI and that inserts into their billings to deliver City announcements would also be no problem.

ACTION: On a motion made by Sander, seconded by Skoglund, Council adopted Resolution No. 121-2004 authorizing execution of the agreement with the most cost-effective, greater-services bidder, BFI Waste Systems of North America, Inc., for residential solid waste and recycling services. The motion carried by a unanimous vote.

COUNCIL REPORTS

Skoglund reported on the Cordova Parks & Recreation District's dedication of Dave Roberts Community Park on July 22 at 3 p.m. and that the Regional Sanitation Board is on its meeting break for summer.

Sander reported on his recent trip to Montreal and observations made with respect to quality of American services on public works issues, homelessness, health care, and graffiti. He also mentioned the high turn out of volunteers for the recent beautification event.

Cooley commented on his pleasant astonishment on the volume of volunteers who participated in the beautification effort and advised that Measure A will be discussed on Thursday and that the Mayor will attend on his behalf. He will be leading a team of participants in the kayaking, biking, and running events in the Eppies Great Race event.

Mayor Budge reminded everyone of two upcoming meetings; one, Wednesday, July 21st at 6:30 p.m. a joint session of the Council, Planning Commission and General Plan Advisory Committee on the city's General Plan at Mills Middle School, and the second one on Wednesday, July 28th at 6:30 p.m. for the Neighborhood Traffic Management Pilot Committee at Cordova Neighborhood Church. She also pointed out that Rancho Cordova was featured in its recent edition of *Comstock* magazine.

COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

Sander – Resolution on Local Government Funding Protection
Sander – Signage Enforcement or Establishment (if needed)
Sander – Commercial Property Owners Trash Responsibility/Awareness
Sander/Skoglund – Increase Radius for Mailing Public Hearing Notices Beyond 500'
Skoglund – Radius & Zoning Maps to Council for all Planning Projects
Cooley – Recycle Mobilization Effort to Remove Non-Operational Cars from Backyards

CITY MANAGER'S REPORT

Requested Council decision on date for special study session on economic development and redevelopment – Council Consensus: September 29th
Requested Council concurrence to contact 3 Planning Commission/GPAC applicants to consider serving on Sacramento Air Quality Collaborative (James Hunter, Nancy Bui, and Evie Tucker) – Council Consensus: Affirmative
Advised that he would agendize item for Sacramento Air Quality Collaborative funding request on August 2nd meeting agenda – Council Consensus: Affirmative
Requested Council feedback on formalizing interest to form another Economic Development Corporation focusing on redevelopment in Rancho Cordova and placement of same on August 2nd meeting agenda – Council Consensus: Affirmative

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 11:40 p.m.

Respectfully submitted,

Anna Olea-Moger

Anna Olea-Moger, Deputy City Clerk