

**City of Rancho Cordova
Regular Meeting of the City Council**

Monday, February 7, 2005

MINUTES

CALL TO ORDER

Mayor Cooley called the meeting to order at 5:37 p.m. and announced the cablecast playback schedule for the meeting.

ROLL CALL

Present: Council Members: Budge, McGarvey, Sander, Skoglund & Mayor Cooley
Staff Present: Gaebler, Lindgren, Hare, Olea-Moger, Thomas, Haven, Franklin, Junker, Dehaan

PLEDGE OF ALLEGIANCE

The Pledge was led by Indigo Alvarez, Boy Scout Troop 601.

INVOCATION

1. Reverend Ted Smith, Senior Pastor, First Covenant Church of Sacramento

PRESENTATION

2. Proclamation for Spay Day

Mayor Cooley presented a Proclamation in Recognition of Spay Day USA to Sacramento Area Animal Coalition spokesperson Claudia Schlachter.

CONSENT CALENDAR

ACTION: Motion by Budge second by Sander and unanimously carried by roll call vote, Council approved the Consent Calendar.

3. **Subject:** Minutes of City Council Meetings
 - a. Special Meeting of January 3, 2005
 - b. Special Meeting of January 18, 2005
 - c. Regular Meeting of January 18, 2005

Recommendation: Adopt Minutes.

4. **Subject:** Election Results of Mail Ballot Elections Regarding Special Taxes for Police Services for Police Tax Area Zone 24

Recommendation: Declare results.

5. **Subject:** Second Reading of Ordinance No. 01-2005 Establishing a Special Tax for Police Protection Services for the Anatolia II Lot 8 (Anatolia Commons) Project.

Recommendation: Waive second reading and adopt Ordinance No. 01-2005. **(Roll Call Vote)**

6. **Subject:** Supplemental Law Enforcement Services Fund FY 2005 Allocation
Recommendation: Receive and file report and set a public hearing on the appropriation of funds at the Council Meeting of February 22, 2005.
7. **Subject:** Quarterly Financial Report
Recommendation: Receive and file report.
8. **Subject:** Adoption of Resolutions to Memorialize the Employer Paid Member Contribution (EPMC) and Reporting the Value of Employer Paid Member Contributions to the California Employees Retirement System (CalPERS)
Recommendation: Adopt Resolution Nos. 20-2005 and 21-2005

CONSENT PUBLIC HEARINGS

By consensus, Item #9 was pulled as a Consent Public Hearing item in order to be heard as regular public hearing item.

9. **Subject:** Ordinance Amending Rancho Cordova Municipal Code Chapter 4.54, Article 7, "Fireworks," Relating to the Permitting and Sale of Fireworks in the City
Recommendation: Waive first reading and introduce Ordinance No. 04-2005. **(Roll Call Vote)**

Mayor Cooley opened the public hearing. The following individual(s) addressed the Council on this item:

Dennis Revell, lobbyist, recommended the following storage standards, required by Sacramento Metropolitan Fire District, be incorporated into requirements:

- Fireworks returned to warehouse
- Fireworks stored in stand with watchperson on site – no sleeping permitted in the stand or within 25 feet of the stand. Watchperson shall ensure all sales stop at 10 p.m. and shall secure the closure of the booth
- Reinforced, heavy metal, fully enclosed container – similar to "sawdoc" walk-in type drop box, property owner's permission required.

Tom Wentz, resident, Planning Commissioner, and member of local Kiwanis Club, to express concern about requirements that the organization must have at least twenty members and that the use of volunteers who are not relatives of members are too restrictive.

Mayor Cooley closed the public hearing.

ACTION: Motion by Budge second by Skoglund and unanimously carried by roll call vote, Council approved the amended Ordinance for adoption at the February 22, 2005 meeting. Amendments were outlined as follows:

- Section 4.54.350-2 License Restriction: Changing from the "boundaries" of the City of Rancho Cordova to the "planning area" of the City of Rancho Cordova.
- Section 4.54.360-6 Application – Changing the date from the second Tuesday in April to May 15.
- Section 4.54.380-e Operation of Stand – Deleting *entirely (...*no person other than the individuals who are members of the licensee organization or the wives,

~~husbands, parents or adult children of such members shall sell or otherwise participate in the sale of fireworks at such stand.~~

- Section 4.54.410-b Enforcement – Changing the inspection of the site by Metro Fire.

For the record, the recommended changes Mr. Revell outlined were already incorporated into Section 4.54.400 General Requirements.

ORAL COMMUNICATIONS

10. Public Comment

Mr. Dean Burke addressed the Council to convey that, in response to the recent article in local newspaper, *Grapevine*, he is not supportive of a parcel tax for Rancho Cordova residents.

PUBLIC HEARINGS

11. **Subject:** Ellenwood Estates – RC-04-125 – Design Review. Project was continued from the December 6, 2004 Council meeting to allow a sub-committee to meet with the applicant for project review.

Recommendation: Review and discuss comments from sub-committee and make one of the following determinations: a. Remand the project back to the Planning Commission for further consideration subject to the Council listed concerns; b. Review the submitted project and deny the proposed project; or c. Affirm the Planning Commission's approval. **(Continued from December 6, 2004 & January 18, 2005).**

Mayor Cooley opened the public hearing. The following individual(s) addressed the Council on this item:

Marcus LaDuca, applicant's attorney on behalf of applicant, to report the desired changes the City requested for the project were made.

Mayor Cooley closed the public hearing.

ACTION: Motion by Skoglund second by McGarvey and unanimously carried, Council found the Negative Declaration for Ellenwood Estates Subdivision adequately addressed any environmental issues for the project and adopted Resolution No. 18-2005, approving Design Review subject to Findings and Conditions of Approval contained in the staff report and addition of the following conditions:

- Nine corner lots shall have house model with the extended, wrap-around porch.
- Internally illuminated address numbers shall be displayed on all residential units with the project site.
- Applicant to work with Public Works to ensure the street names are extensions of names of surrounding streets.

12. **Subject:** Zinfandel Square Shopping Center – RC-04-133 – Design Review. Remodel/Facelift of existing shopping center with some modification and enhancement to the existing landscape.

Recommendation: Adopt Resolution No. 19-2005 approving the design review for the remodel of 11009, 10947, and 10981 Olson Drive.

Mayor Cooley opened the public hearing. The following individual(s) addressed the Council on this item:

Mark Marvelli, Project Architect, to answer any questions.

David Solomon to express concern about lighting in conjunction with light rail use.

Matt Cummings to inquire about speed bumps, lighting, walkways, and fencing.

Mayor Cooley closed the public hearing.

ACTION: Motion by McGarvey second by Budge and unanimously carried, Council determined the project exempt under CEQA Guidelines and adopted Resolution No. 19-2005 approving Design Review, subject to Findings and Conditions of Approval contained in the staff report and addition of the following conditions:

- The applicant shall install a pedestrian walkway connecting Buildings 2 and 3 with decorative paving to the satisfaction of the Planning Director.
- Stop signs shall be installed at the northwest of the project adjacent to the corner of the Major A building. One stop sign shall face to the north for the traffic turning left and one stop sign shall face east for the traffic driving through from the west.

13. **Subject:** Tobacco Licensing Ordinance and AB 71.

Recommendation: Waive first reading and introduce Ordinance No. 03-2005. (**Roll Call Vote**)

Mayor Cooley opened the public hearing. The following individual(s) addressed the Council on this issue:

Ann Knickelbein, member of Sacramento County Tobacco Control Coalition, in support of the proposed ordinance.

Alexander Chong, volunteer with American Cancer Society, in support of the proposed ordinance.

Laurie Comstock, member of Sacramento County Tobacco Control Coalition, in support of the proposed ordinance.

Carolyn Martin, Chairperson of the Sacramento County Tobacco Control Coalition and Tobacco Retail Licensing Task Force, in support of the proposed ordinance.

Matt Cervantes, American Cancer Society, in support of the proposed ordinance.

Mayor Cooley closed the public hearing.

ACTION: Motion by Budge second by McGarvey and unanimously carried by roll call vote, Council introduced the Tobacco Retail License Ordinance No. 03-2005 to allow the City to enforce laws prohibiting the sale of tobacco to minors, as well as other local, state and federal laws related to tobacco.

AT THIS POINT, the Council adjourned for a recess at 7:40 p.m. The full Council reconvened at 8:10 p.m.

REGULAR CALENDAR ITEMS

14. **Subject:** Property Maintenance Ordinance Presentation

Recommendation: Provide direction to staff on the nature and scope of a Property Maintenance Ordinance (**continued from December 20, 2004 & January 18, 2005**).

ACTION: By consensus, this item will be discussed again at the March 29th study session. Staff will report on how other agencies solved property maintenance issues, investigate feasibility of incorporating changes into existing zoning code to address some of the problems, and present ideas on a public education program.

15. **Subject:** Consider Appointment of a Director and an Alternate to the Sacramento Metropolitan Air Quality Management District Board.

Recommendation: Adopt Resolution No. 15-2005 (**continued from January 18, 2005**).

ACTION: Motion by Sander second by Budge and unanimously carried, Council appointed Vice Mayor Robert McGarvey as the Director and Council Member Dan Skoglund as the alternate when an alternate is allowed.

16. **Subject:** Resolution for Formation of Rancho Cordova Financing Corporation

Recommendation: Adopt Resolution No. 22-2005

ACTION: Motion by Budge second by McGarvey and unanimously carried, Council adopted Resolution No. 22-2005.

17. **Subject:** Resolution for the Issuance of Bonds

Recommendation: Adopt Resolution No. 23-2005

ACTION: Motion by Budge second by Sander and unanimously carried by a roll call vote, Council adopted Resolution No. 23-2005.

18. **Subject:** Fiscal Year 2006 City of Rancho Cordova Legislative Program

Recommendation: Review Projects for the FY 2006 Appropriations Cycle and Set Legislative Priorities

OUTCOME: Council reviewed and discussed the list. The City Manager was directed to clarify certain points with the Legislative Advocate and the City's Public Works Director.

19. **Subject:** Authorize City Manager to Execute Contract with Hansen for Integrated Software Package.

Recommendation: Consider and direct staff accordingly.

ACTION: Motion by Budge second by McGarvey and unanimously carried, Council adopted Resolution No 24-2005 authorizing the City Manager to enter into agreement, not to exceed \$775,000, with Hansen Information Technologies to provide an integrated management software system.

CORRESPONDENCE

None

COUNCIL REPORTS

The Council reported on various meetings, invitations, and events since the last Council meeting.

Council Member Skoglund requested a letter be sent to the citizen who warned of the sewage spill into the American River.

COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

Council Member Dan Skoglund requested State and Federal legislators representing Rancho Cordova be invited to a Council meeting.

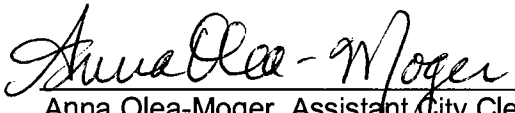
CITY MANAGER'S REPORT

The City Manager reported on his attendance to recent League of California Cities City Managers' Conference held in Monterey, California.

ADJOURNMENT

The meeting adjourned at 11:20 p.m.

Respectfully submitted,


Anna Olea-Moger, Assistant City Clerk