



**CITY COUNCIL MEETING
City Council Chambers
3121 Gold Canal Drive, Rancho Cordova**

MINUTES

**Monday, June 6, 2005
12:00 P.M. – Study Session
4:30 P.M. – Closed Session
5:30 P.M. – Regular Meeting**

Call to Order

The meeting was called to order by Mayor Cooley at 12:37 p.m.

Present: Council Members Budge, McGarvey, Sander, Skoglund & Mayor Cooley
Staff Present: Gaebler, Thomas, Hare, Olea-Moger, Behrends, Junker, Abhar, Trimberger,
McMahon, Howard, Haven, Miller, DeHaan

Oral Communications

1. Public Comment

None

Study Session

2. **Subject:** 2005-06 FY Proposed Budget
Recommendation: Review preliminary budget and direct staff as deemed appropriate.

ACTION: By general consensus, Council directed this item be continued to the June 15th study session.

Adjourn to Closed Session for the Following Purpose:

Council adjourned to Closed Session at 4:30 p.m.

3. Conference with Legal Counsel – Anticipated Litigation. Government Code Section 54956.9, Subdivision C, (four cases).

Present in Closed Session were all Council Members, Ted Gaebler, Steve Meyers, Libby Silver, Adam Lindgren and Bill Thomas. The Council reconvened into Open Session at 5:55 p.m.

Regular Meeting

Call to Order

Mayor Cooley called the meeting to order at 6:03 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, Meyers, Hare, Olea-Moger, Haven, Junker, Franklin, Abhar, Thomas, Lindgren, Trimberger, Carney

Reports from Closed Session

Mayor Cooley announced the Council discussed one item, received legal advice, gave direction, and took no reportable action.

Pledge of Allegiance

Jim Bueto, Executive Director of Diogenes Youth & Family Services in Rancho Cordova led the Pledge.

Invocation

1. Reverend Becky Goodwin of United Methodist Church, gave the invocation.

Presentations

2. Proclamation for Lysette Lemay, Educator, A.M. Winn Elementary School (deferred to the June 20th Council meeting)
3. Proclamation for Allstate Insurance's "Helping Hands" Program (deferred to the June 20th Council meeting)

Sgt. Richard Johnson presented Vice Mayor McGarvey with a plaque recognizing his support of the Mather Youth Academy Military School in Rancho Cordova.

Consent Calendar – Roll Call Vote

ACTION: Motion by Budge second by Sander and unanimously carried by roll call vote, the Consent Calendar was approved with the exception of Item #5 that was pulled for separate discussion.

4. **Subject:** Second Reading of Ordinance No. 11-2005 Amending Chapter 16.28, "Electrical Code" of the Rancho Cordova Municipal Code

Recommendation: Waive second reading and adopt Ordinance No. 11-2005. **(Roll Call Vote)**

6. **Subject:** Correction to Capital Village Special Planning Area for Setback Requirement - RC 04-123. This is a Ministerial Correction to an Error in the Final Special Planning Area Document.

Recommendation: Information only; no action required.

7. **Subject:** Resolution Authorizing Submittal of Grant Applications to the California Integrated Waste Management Board for all Available Grants Under the California Oil Recycling Enhancement Act and all Available Household Hazardous Waste Grants for the Period from June 30, 2005 through June 29, 2010
Recommendation: Adopt Resolution No. 71-2005.

This item was pulled for separate discussion:

5. **Subject:** Resolution Approving a Three-Year Agreement with Sacramento Housing and Redevelopment Agency (SHRA) for Participation in the HOME Program - Housing Investment Partnerships Program
Recommendation: Adopt Resolution No. 70-2005.

ACTION: Motion by Budge second by McGarvey and unanimously carried, Council continued this item to the June 20th meeting.

Consent Public Hearing

Mayor Cooley opened the public hearing. There being no speakers, the public hearing was closed.

8. **Subject:** Resolution to Extend Interim Traffic Impact Mitigation Fee
Recommendation: Adopt Resolution No. 72-2005 extending Urgency Resolution No. 58-2005 establishing an Interim Traffic Impact Mitigation Fee, for 30 days.

ACTION: Motion by Sander second by Budge and unanimously carried, Council adopted Resolution No. 72-2005.

Oral Communications

9. Public Comment

The following individuals addressed the Council:

- a) Michael Storman regarding the \$42 per month rent increase at the Bradshaw Mobile Home Park.
- b) Moira Lynch resident at the Bradshaw Mobile Home Park regarding the same rent increase issue mentioned by Mr. Storman.
- c) Lloyd Logan representative of the Golden State Manufactured Homeowners League requesting Council consider a rent stabilization ordinance tied to annual COLA.
- d) Conrade Mayer reporting on various events and activities in the community.
- e) Bruce Risley reporting on various events and activities in the community.
- f) Patricia Owens regarding rent stabilization for mobile home owners.

Public Hearings

10. **Subject:** Cordova Neighborhood Church – RC-05-149 10600 – Conditional Use Permit Amendment and Design Review. An amendment to an existing Conditional Use Permit to allow a preschool for up to 96 children and Design Review for 3,500 square feet of new children's classroom facilities and a 13,000 square foot multi-purpose facility.

Recommendation: Adopt Resolution No. 64-2005 approving the Conditional Use Permit Amendment and Design Review for Cordova Neighborhood Church, Project No. RC-05-149, subject to the findings, project plans, Design Review Package and Conditions of Approval.

For the record, Mayor Cooley recused himself due to a conflict of interest (stating his wife receives income from Cordova Neighborhood Church) and left the dais. Vice Mayor McGarvey presided. Vice Mayor McGarvey opened the public hearing. Project applicant Brian Williams addressed the Council to answer any questions. Vice Mayor McGarvey closed the public hearing.

ACTION: Motion by Sander second by Budge and carried by 4:0 vote (Cooley absent), Council adopted Resolution No. 64-2005 and the Conditions of Approval amended as follows:

- Condition No. 2 to include the following underlined language: ...“use of a day-care center for 96 children ages pre-school through elementary school and the addition of a 13,000 square foot multi-use building.”
- Added Condition as follows: ...“the trash enclosure will be moved from its existing placement on the site plan, to the north, away from the southerly property line and the adjoining residential use.”

11. **Subject:** Ellenwood Estates – RC-04-125 – Design Review Amendment – Design Review Amendment to allow a change in the approved conditions for Project No. RC-04-125, which required the applicant to place a home model with a wrap-around porch on the nine corner lots within the subdivision. The applicant is requesting the change due to the fact that one of the corner lots, lot 47, is not large enough to accommodate the model with the wrap-around porch.

Recommendation: Review the alternatives proposed by staff and make a determination based on the information presented in the staff report and information provided by the applicant.

Mayor Cooley opened the public hearing. Project applicants Marcus LaDuca and Matt Allen addressed the Council to present their alternatives. Mayor Cooley closed the public hearing.

ACTION: Motion by Budge second by McGarvey and carried by 3:2 vote (Cooley and Skoglund dissenting), Council approved the proposed amendments made by the applicant subject to added conditions as follows.

- Lot 47 will not have a wrap-around porch as requested by the applicant.
- A wrap-around porch will be added to the house models on Lots 12 and 24.
- Wrap-around patios will be added on the house models on Lots 3, 20, 49, and 50.
- The patio walls shall be consistent with the stucco and color of the house model and the patio “columns” shall be finished with the same brick or masonry trim used on the house model.
- Should there be any further violations of the City’s approved design standards, a stop work order shall be issued for the entire Ellenwood subdivision.

12. **Subject:** Proposed 2005-06 Fiscal Year Budget

Recommendation: Receive comments and provide direction on the proposed budget. Final adoption of the budget is scheduled for June 20th.

Mayor Cooley opened the public hearing. There being no speakers, the public hearing was closed.

ACTION: No action required; public comment period only.

Regular Calendar Items

13. **Subject:** Resolution Authorizing Execution of Agreement with Sacramento County to Provide Animal Care and Regulation Services

Recommendation: Adopt Resolution No. 69-2005 authorizing the City Manager to execute Animal Services Contract.

ACTION: Motion by Budge second by Sander and unanimously carried, Council adopted Resolution No. 69-2005.

At this time, Council took a brief recess. The full Council reconvened.

14. **Subject:** City of Rancho Cordova 2005 Road Rehabilitation Project – Authorization to Contract with Sacramento County for the 2005 Pavement Overlay Project.

Recommendation: That Council:

- a. Approve the City of Rancho Cordova 2005 Road Rehabilitation Project which will facilitate improvement of several streets within the City
- b. Execute the agreement which authorizes the County of Sacramento to administer and construct the 2005 Pavement Overlay Project

ACTION: Motion by Budge second by McGarvey and unanimously carried, Council approved the above recommendations.

15. **Subject:** Rancho Cordova Weed and Seed Program Organization, Funding and Staffing

Recommendation: Authorize staff to implement the necessary action to take over the responsibility of fiduciary agent from the Folsom Cordova Unified School District Foundation for the Weed and Seed Grant.

ACTION: Motion by Budge second by McGarvey and unanimously carried, Council voted to approve the City taking over the fiduciary agency role for the Weed and Seed Grant.

16. **Subject:** General Plan Review of Landowner Requests for General Plan Amendment

Recommendation: Receive property owner request(s) and direct staff as deemed appropriate.

The following individuals addressed the Council to answer any questions on their request:

- Judy Waegell
- Mike Carney
- Todd Chambers
- Robert Riedel
- George Wernette
- Chuck Shaw
- Bob Shaddock
- David Hatch
- David Wade
- Dean Sioukas

- Ron Alvarado
- Darren Anderson
- Pat Willis

ACTION: Information only; no action.

Correspondence

None

Council Reports

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

Council Requests for Future Agenda Items

Council Members Budge and McGarvey requested the City Attorney prepare a street racing ordinance similar to what cities of Oakland and Sacramento have adopted.

City Manager's Report

Public Works Department (continued to June 20th meeting)

Adjourn to Closed Session for the Following Purpose:

Council adjourned into Closed Session at at 10:55 p.m.

17. Conference with Legal Counsel – Anticipated Litigation. Government Code Section 54956.9, Subdivision C, (four cases).

Present in Closed Session were all Council Members, Ted Gaebler, and Steve Meyers.

Reports form Closed Session

Mayor Cooley announced the Council discussed two items, received legal advice, gave direction and took no reportable action.

Adjournment

The meeting adjourned at 12:10 a.m. in memory of Anthony Geremia, USMC 1st Sergeant Michael Scott Barnhill Sr., and Thomas "Drew" Massi.

Respectfully submitted,


Anna Olea-Moger, Assistant City Clerk