CONCURRENT MEETING
CITY COUNCIL/COMMUNITY REDEVELOPMENT AGENCY (CRA)/
RANCHO CORDOVA FINANCING CORPORATION (RCFC)

City Hall
2729 Prospect Park Drive, Rancho Cordova

Monday, October 19, 2009

4:00 P.M. – Study Session
American River Community Room - North

5:00 P.M. – Closed Session
Community Board Room

5:30 P.M. – Regular Meeting
David B. Roberts Council Chambers

MINUTES

A. STUDY SESSION – CALL TO ORDER / ROLL CALL

Mayor Skoglund called the study session to order in the American River North Community Room at 4:07 p.m.

Council Members Present:	Budge, McGarvey, and Cooley
Council Members Absent:	Sander and Mayor Skoglund
Staff Present:	Gaebler, Lindgren, Chinn, Haven, Cuppy, Abhar, Junker, and Beiswenger

B. PUBLIC COMMENT

The following individuals addressed the Council:

- Melissa Gates in support of the item

C. STUDY SESSION ITEM

Subject: Folsom Boulevard Specific Plan Update
Recommendation: Council direct staff to process the draft amendments of the Folsom Boulevard Specific Plan to the Planning Commission for formal adoption.
Result of Recommended Action: The proposed amendments of the Folsom Boulevard Specific Plan will address concerns related to non-conforming uses and allow businesses to continue operating in existing commercial buildings within residentially focused areas along the corridor.
Staff Report: Jeffrey S. Beiswenger, Planning Department

ACTION: Discussion item only; no action taken.

D. ADJOURNMENT OF STUDY SESSION

Mayor Skoglund adjourned the study session to closed session in the Community Board Room at 4:55 p.m.

E. CLOSED SESSION

Council met in Closed Session to discuss the following items:

Conference with Legal Counsel – Anticipated Litigation Government Code 54956.9 (b) (one potential case).

F. ADJOURNMENT OF CLOSED SESSION

Mayor Skoglund adjourned the closed session to regular meeting in the David B. Roberts Council Chambers at 5:33 p.m.

1. REGULAR MEETING – CALL TO ORDER / ROLL CALL

Mayor Skoglund called the regular meeting to order in the David B. Roberts Council Chambers at 5:38 p.m.

Council Members Present:	Budge, McGarvey, Cooley, Sander (arrived at 6:01 p.m.) and Mayor Skoglund
Staff Present:	Gaebler, Lindgren, Chinn, Cuppy, Lehr, Oliver, Abhar, Junker, Beiswenger, Haven, Hadley, Richeal, Simpson, Snyder, Samuelson, Blair, Silva, Behrends, and Flory

2. METRO CABLE TV TELEVISION ANNOUNCEMENT

The City Clerk announced the meetings video recording and playback schedules.

3. PLEDGE OF ALLEGIANCE

The Mayor called on Lee Frechette to lead the Pledge.

4. INVOCATION

Martin Mwangi, House of Glory Church, gave the invocation.

5. CLOSED SESSION REPORT

City Attorney Adam Lindgren reported there was no reportable action taken in closed session.

6. PRESENTATIONS

6.1 Sacramento Regional Sanitation District Director of Policy and Planning Stan Dean, reported on issues facing the Delta.

AT THIS POINT Council Member Sander joined the meeting at 6:01 p.m.

6.2 Cordova Community Council Executive Director Shelly Blanchard recognized 35 Members of the All America City Delegation and reported on the Quilt Project.

6.3 Mayor Skoglund presented a Proclamation to Scottie Moore, Founder and President of Save Our Cats and Kittens Sensibly (SOCKS) in Recognition of National Feral Cat Day on October 16, 2009.

Mayor Skoglund added Agenda Item 6.4:

6.4 Public Works Director Cyrus Abhar and Assistant Chief of Police Rosanne Richeal reported on updates from the October 13 storm.

7. PUBLIC COMMENT

The following individuals addressed the Council:

- Linda Kurtz regarding neighbors growing marijuana
- Conrade Mayer regarding communication with Cordova Recreation and Park District and offering the David B. Roberts Council Chambers for their Board Meetings

8. COUNCIL REPORTS

Council reported on events since the last meeting.

9. CONSENT CALENDAR ITEMS – ROLL CALL VOTE

ACTION: Motion by Budge second by Cooley and carried by a 5:0 roll call vote Council approved Consent Calendar.

9.1 **Subject:** Regular Meeting Minutes of October 5, 2009
Recommendation: Adopt Minutes.

9.2 **Subject:** Resolution Creating Special Tax Area Zone 16 and Ordinance Establishing a Special Tax for Transit-Related Services for the 11301 Dismantle Court Project
Recommendation: Waive second reading and introduce Ordinance No. 19-2009.
Result of Recommended Action: Adoption of this ordinance will assist the City to meet the costs of providing transit-related services by creating a special tax area zone and establishing a special tax for transit-related services for the 11301 Dismantle Court Project.
Staff Report: Cyrus Abhar, Public Works Department

9.3 **Subject:** Resolution Approving the Form of and Authorizing the Execution and Delivery of a Purchase and Sale Agreement and Related Documents with Respect to the Sale of the Seller's Proposition 1A Receivable from the State; and Directing and Authorizing Certain Other Actions in Connection Therewith
Recommendation: Adopt Resolution No. 100-2009.
Result of Recommended Action: Adoption of this resolution will allow the City to participate in the proposed Proposition 1A Securitization Program, offered through the California Statewide Communities Development Authority ("California Communities"). This program will offset the reduction in property taxes due to the emergency suspension of Proposition 1A by allowing cities and counties to borrow against the receivable, with all costs borne by the State.
Staff Report: Donna Silva, Finance Department

9.4 **Subject:** Ordinance Amending Section 4.22.155(a) of the Rancho Cordova Municipal Code to Increase the Number of Card Tables that a licensed Cardroom May Operate or Maintain Within the City from Nine to Thirteen
Recommendation: Waive first reading and introduce Ordinance No. 21-2009 **(Roll Call Vote)**
Result of Recommended Action: Adoption of this Ordinance will amend Section 4.22.115(a) of the Rancho Cordova Municipal Code. The ordinance will increase the number of card tables that a licensed Cardroom may operate or maintain within the City from nine (9) card tables to a maximum of thirteen (13) card tables. If table demands meet the operators projections, the increase will generate at least twelve thousand dollars ($12,000) in additional revenue for the City annually.
Staff Report: Ted Gaebler, City Manager's Office and Adam U. Lindgren, City Attorney's Office

9.5 **Subject:** Approval of Agreement to Process an Amendment to Allow Removal of Approximately 30 Acres of Land from the Villages of Zinfandel Development Agreement
Recommendation: Staff recommends Council authorize the City Manager to enter into a Agreement to process an amendment to allow removal of approximately 30 Acres from the Villages of Zinfandel Development Agreement.
Result of Recommended Action: Approval of this Agreement will direct staff to process an amendment to the Villages of Zinfandel Development Agreement. This action will support the potential future use of the site for an Army National Guard headquarters facility.
Staff Report: Adam U. Lindgren, City Attorney's Office

10. CONSENT PUBLIC HEARING ITEMS

NONE

11. PUBLIC HEARING ITEMS

11.1 **Subject:** Consideration of the Planning Commission Design Review Approval of the Capital Village Fusion Townhomes, Project No. DD6590 – **CONTINUED FROM OCTOBER 5th**

Recommendation: Affirm the Planning Commission action to amend the Conditions of Approval related to the "Fusion" Design Review allowing the construction of eighteen townhome units in the Capital Village project, subject to findings, evidence, and Conditions of Approval.

Result of Recommended Action: Affirmation of the Planning Commission action will allow the applicants proposal of a modification to the previously approved Fusion Townhome designs within the Capital Village residential project. This amendment would allow the construction of three townhome buildings on eighteen parcels (lots 360-365; lots 366-371; and lots 372-377) located along Atherstone Drive north of Village Green Park in Capital Village.

Staff Report: Jeffrey S. Beiswenger, Planning Department

Mayor Skoglund opened the public comment period. The following individuals addressed the Council:

- Joel Ryan in opposition to the item and on the Villas as still an option with the following additions/recommendations:
    - Air conditioners screened
    - Match Tower Park Drive Conditions of Approval (parapet height) unless building type restricted
    - Place hood on air conditioners to muffle sound

Mayor Skoglund closed the public comment period.

ACTION: Motion by Sander second by McGarvey and carried by a 3:0 vote (Skoglund and Budge Recused) Council affirmed Planning Commission action to amend the Conditions of Approval related to the "Fusion" Design Review.

11.2 **Subject:** Urgency Ordinance Extending a Temporary Moratorium on the Establishment, Expansion, or Relocation of Resale Shops Pending the Review and Possible Amendment of Zoning Regulations Applicable to Such Businesses, to Become Effective Immediately, and Discussion of Possible Amendments to Zoning Code Regulations Related to Resale Shops

Recommendation: Waive reading and adopt Urgency Ordinance No. 22-2009 **(Roll Call Vote)**

Result of Recommended Action: Adoption of this Urgency Ordinance will extend a temporary moratorium prohibiting, for a period of six months, the establishment, expansion, or relocation of resale shops in Rancho Cordova. This extension is the maximum amount of time that staff anticipates that the City will need to analyze, consider, and adopt updated zoning regulations to best address new imminent threats to public safety, health, and welfare resulting from the location of resale shops.

Staff Report: Adam U. Lindgren, City Attorney's Office

Mayor Skoglund opened the public comment period. There were no speakers. Mayor Skoglund closed the public comment period.

ACTION: Motion by Budge second by McGarvey and carried by a 5:0 roll call vote Council waived reading and adopted Urgency Ordinance No. 22-2009.

12. REGULAR CALENDAR ITEMS

12.1 **Subject:** Preliminary 2008-09 Fiscal Year Financial Report and 2009-10 Fiscal Status Update
Recommendation: Receive and file report.
Result of Recommended Action: Report will be received and filed.
Staff Report: Donna Silva, Finance Department

Mayor Skoglund opened the public comment period. There were no speakers. Mayor Skoglund closed the public comment period.

ACTION: Discussion item only; no action taken.

13. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

- Council Member Budge requested standardization of past events to be recognized at future Council meeting
- Mayor Skoglund requested more information on the Franchise Tax Board Interceptor Program and if it can be used for the Allied Waste Delinquent Fees
- Council Member Sander requested more information on the medical marijuana situation

14. CITY MANAGER'S REPORT

City Manager Ted Gaebler reported on the following:

- Honoring of Peter McCuen at a future Council meeting and dedicating a bench in his name
- Dial-in phone number to hear updates from White House Office of Inter-Governmental Affairs regarding the H1N1 flu update
- How the City of Rancho Cordova is becoming the most rapidly diversifying city in California by reaching out to citizens around the world through ongoing visits to other International cities

15. ADJOURNMENT OF REGULAR MEETING

Mayor Skoglund adjourned the regular meeting at 10:01 p.m. in honor of Bus Johnson.

Mindy Cuppy

Mindy Cuppy, City Clerk