



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

**City Hall
2729 Prospect Park Drive, Rancho Cordova**

Tuesday, May 24, 2011

**5:30 P.M. – Special Meeting
American River Community Room - North**

MINUTES

1. SPECIAL MEETING – CALL TO ORDER / ROLL CALL

Mayor McGarvey called the special meeting to order in the American River North Room at 5:42 p.m.

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

Staff Members Present: Gaebler, Lindgren, Cuppy, Haven, Chinn, Runner, Junker, Beiswenger, Diamond, Abhar, and Holt (at 9:42 p.m.)

2. PUBLIC COMMENT

At a special meeting, citizens wishing to address the Council for any matter on the agenda may do so at the time the matter is discussed. Note, under the provisions of the California Government Code, the City Council is prohibited from discussing or taking action on any unagendized item.

3. SPECIAL MEETING ITEMS

- 3.1 **Subject:** Discuss Proposed Changes to the Zoning Code, Including Assignment of Planning Agency Functions, Design Review Processes and Updates to Various Development Standards (Fences, Parking, Signs, Property Maintenance, etc.)

Staff Report: Jeff Beiswenger, Planning Department

There was no staff report for this agenda item.

AT THIS POINT: Council took a recess at 7:46 p.m. The full Council reconvened at 8:02 p.m.

ACTION: Council by consensus agreed to form an adhoc subcommittee to continue this discussion and assigned Council Member Budge and Vice Mayor Sander to sit on said subcommittee.

AT THIS POINT: Mayor McGarvey reordered the agenda to take item 3.4 prior to item 3.3.

3.2 **Subject:** Residential Solid Waste Contract Alternatives

Recommendation: Staff request City Council consider alternatives for residential solid waste collection upon termination of the current contract with Allied Waste Services and provide direction to staff to either pursue a competitive procurement process or extend the existing contract.

Result of Recommended Action: Direction to staff for pursuing residential solid waste services alternatives.

Background: Allied Waste Services began providing residential solid waste collection and recycling services in the City of Rancho Cordova on February 1, 2005, and the initial contract term expires on December 31, 2012. The contract allows the City to offer an extension to Allied Waste Services. The two options for moving forward therefore include extending existing contract; or initiating a competitive procurement process for a new contract.

Staff Report: Cyrus Abhar, Public Works Department

Mayor McGarvey opened the public comment period. The following people addressed the City Council:

- Jerry Mayberry
- Keith Hester
- Bruce Risley
- Steve Serrott
- Paul Philleo
- Jay Hornbuckle
- Andrea Stephenson
- Danielle Coates
- Pam Koyasako
- Jesse Delgado
- Matt Cummings
- Tom CoGan
- Laura Greer
- Thom Sanchez
- Stacey Jaaskela
- Nick Sikich
- Mike Fava
- Jeff England
- Dave Sikich
- Craig Osborn submitted written comments

Mayor McGarvey closed the public comment period.

ACTION: Motion by Skoglund, second by Cooley, followed by a 4:1 roll call vote (Sander dissenting) Council directed staff to negotiate contract extension and bring back options for 3 versus 5 year contract extension to include enhanced services and rate stability.

AT THIS POINT: Council took a recess at 9:32 p.m. The full Council reconvened at 9:42 p.m.

3.4 **Subject:** Sacramento County Supervisorial Redistricting Process
Recommendation: There will be no recommendation. Council will receive an update on the Sacramento County redistricting process by a staff member from the County of Sacramento Voter Registration and Elections Department.
Result of Recommended Action: Discussion item only, no action required.
Staff Report: Joe Chinn and Troy Holt, City Manager's Department

ACTION: Discussion and direction to staff to bring back at the June 6, 2011 Regular City Council meeting and to develop a tentative map for our community of interest.

AT THIS POINT: City Attorney asked that the following urgency item be added to the agenda based on the findings that new facts came to our attention after the agenda was posted and after the agenda could be amended that require the attention of the council prior to the next Regular City Council meeting:

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

ACTION: Motion by Budge, second by Sander, and followed by 5:0 vote, Council approved adding the item to the agenda.

Mayor Adjourned the Regular Meeting to Closed Session in the Coloma Room.

Mayor McGarvey called the closed session to order at 10:33 p.m.

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

Staff Present: Gaebler, Lindgren, Diamond, Haven, Chinn.

Council met in Closed Session in the to discuss the following item:

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

Mayor McGarvey adjourned the closed session to special meeting in the American River North Community Room.

Mayor McGarvey called the special meeting to order in the American River North Community Room at 10:41 p.m.

City Attorney reported that Council provided direction to him to defend any lawsuit challenging the Administrative Appeal Opinion dated May 18, 2011 regarding the All Natural, Inc.'s Rancho Cordova facility.

- 3.3 **Subject:** An Urgency Ordinance of the City Council of the City of Rancho Cordova Establishing a Temporary Moratorium on the Establishment and Operation of Medical Marijuana Dispensaries, to Become Effective Immediately
Recommendation: Waive the reading and adopt Urgency Ordinance No. 7-2011 (Roll Call Vote)
Result of Recommended Action: Adoption of this Urgency Ordinance will establish a 45-day temporary moratorium on the establishment and operation of medical marijuana dispensaries. This moratorium is needed in order to (1) analyze and address the community concerns regarding the establishment and operation of medical marijuana dispensaries; (2) study the potential impacts the medical marijuana dispensaries may have on the public health, safety and welfare; and, (3) study possible alternatives to marijuana dispensaries ranging from highly regulated use in a limited number of zoning districts, to a full and continuing permanent ban.
Staff Report: Adam U. Lindgren, City Attorney

Mayor McGarvey opened the public comment period. The following people addressed the City Council:

- Lanette Davies
- Caleb Counts
- Steve Plesser
- Max Del Real
- Kimberly Cargile
- Justin Eve
- Bobbie Zawkiewicz
- David Routhier

Mayor McGarvey closed the public comment period.

ACTION: Motion Sander second by Budge and carried by a 5:0 roll call vote, Council waived the reading and adopted Urgency Ordinance No. 7-2011.

4. ADJOURNMENT OF SPECIAL MEETING

Mayor McGarvey adjourned the special meeting at 11:17 p.m.


Mindy Cuppy, CMC, City Clerk