

CITY OF RANCHO CORDOVA



CITY COUNCIL MEETING

Monday, April 3, 2023

**5:30 PM – Regular Meeting
David B. Roberts Council Chambers**

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

MINUTES

1. REGULAR MEETING - CALL TO ORDER/ROLL CALL

Mayor Budge called the Regular meeting to order in the David B. Roberts Council Chambers at 5:50 p.m.

Council Members Present: David Sander, Donald Terry, and Mayor Linda Budge

Council Members Absent: Garrett Gatewood and Siri Pulipati

Staff Members Present: Haley Arata, Stacy Leitner, Adam Lindgren, Persephonie Riley, and Micah Runner

2. METRO CABLE TV TELEVISION ANNOUNCEMENT

The City Clerk read the meetings recordings and playback schedule.

3. PLEDGE OF ALLEGIANCE

Tera Kolvenbach led the pledge.

4. INVOCATION

There was a moment of silence in lieu of the invocation.

5. PRESENTATIONS

5.1. Presentation by the Rancho Cordova Food Locker.

5.2. Mayor Linda Budge's Birthday on April 10, 2023.

6. PUBLIC COMMENT

Mayor Budge opened the public comment period. The following individuals addressed

the Council or submitted public comment via email:

1. Greg Muilenberg
2. Helen Whelan-Bashaw
3. Marilyn Metzger
4. Paul Carroll
5. Eric Winegar
6. Katherine Fuentes
7. Marilyn Metzger
8. Brenda Gustin
9. Valerie Knippschild

Mayor Budge closed the public comment period.

7. COUNCIL REPORTS

Council reported on events since the last meeting.

8. CITY MANAGER'S REPORT

City Manager Micah Runner gave his report.

9. CONSENT CALENDAR ITEMS - ROLL CALL VOTE

Mayor Budge opened the public comment period. Seeing no speakers, Mayor Budge closed the public comment period.

ACTION: Motion to approve items 9.1 through 9.5 by Sander second by Terry;
Motion passed with a 3:0 vote.

AYES: Sander, Terry, and Budge

NOES: None

ABSENT: Gatewood and Pulipati

ABSTAIN: None

- 9.1. **Subject:** Meeting Minutes from the Regular City Council Meeting of March 20, 2023.

Recommendation: Adopt the Minutes.

- 9.2. **Subject:** A Resolution Authorizing the City Manager to Execute Contract No. 2023-47 with Anvil Builders Inc. in an Amount not to Exceed \$3,647,999 for the Stormwater Pump Stations Improvement Project and Finding the Project Exempt from Further California Environmental Quality Act (CEQA) Analysis as it is Consistent with the Initial Study with Mitigated Negative Declaration Prepared for Routine Maintenance of the City's Stream Channels and Drainage Facilities.

Recommendation: Adopt the Resolution.

- 9.3. **Subject:** A Resolution Authorizing the City Manager to Execute Contract Amendment No. 61-2017-3 with Davey Resource Group Inc. to Extend the Contract Term from June 30, 2023, to June 30, 2025, which would Result in an Increase to the Contract Amount from \$460,000 to \$732,500 for On-Call Arborist Consulting Services.

Recommendation: Adopt the Resolution.

- 9.4. **Subject:** A Resolution Authorizing the City Manager to Execute Contract Amendment No. 179-2018-03 to Increase the Contract Amount by \$13,856.00 to an Amount not to Exceed \$213,856.00 with Psomas, Inc. for On-Call Construction Management Services for the White Rock Road - Sunrise Boulevard to Fitzgerald Road Project and Finding the Project Exempt from Further California Environmental Quality Act Analysis as an Initial

Study with Mitigated Negative Declaration/Environmental Assessment with Finding of No Significant Impact and Section 4(f) Evaluation Has Previously Been Prepared.

Recommendation: Adopt the Resolution.

- 9.5. **Subject:** A Resolution to Approve the Execution of a Memorandum of Understanding with the Sacramento Area Council of Governments to Receive Green Means Go Grant Funds in the Amount of \$486,000.00 for the Mills Crossing Civic Center Project.

Recommendation: Adopt the Resolution.

10. CONSENT PUBLIC HEARING ITEMS - ROLL CALL VOTE

Mayor Budge opened the public comment period. Seeing no speakers. Mayor Budge closed the public comment period.

ACTION: Motion to approve item 10.1 and 10.2 by Sander second by Terry;
Motion passed with a 3:0 vote

AYES: Sander, Terry, and Budge

NOES: None

ABSENT: Gatewood and Pulipati

ABSTAIN: None

- 10.1. **Subject:** Amendment to the Community Development Block Grant Program 2020 Annual Action Plan and 2020-2024 Consolidated Plan.

Recommendation: Adopt the Resolution.

- 10.2. **Subject:** Second Reading of an Ordinance Amending Title 4 Business Regulation, Chapter 4.07 Tobacco Retailer License and Chapter 4.50 Other Businesses; Title 8 Animals, Chapter 8.03 General Provisions and Chapter 8.09 Procedures; Title 16 Buildings and Construction, Chapter 16.05 Historical Building Code, Chapter 16.10 Existing Building Code, Chapter 16.20 Housing Code and Chapter 16.26 Energy Code; Title 22 Land Development, Chapter 22.40 Park and Recreation Dedication and Fees and Chapter 22.170 Local Parks and Recreational Facilities; Title 23 Zoning Code, Chapter 23.310 Residential Zoning Districts and the Folsom Boulevard Specific Plan Table 2-2 Use Table for Mixed Use Classifications and Finding the Adoption of this Ordinance as Exempt Under California Environmental Quality Act (CEQA) Section 15061(b)(3), 15301 and 15324.

Recommendation: Waive the second reading and adopt the Ordinances.

11. PUBLIC HEARING ITEMS

None.

12. REGULAR CALENDAR ITEMS

- 12.1. **Subject:** Update on Fiscal Year 2023/24 Community Enhancement & Investment Fund Applications Received for Council Consideration.

Recommendation: Staff to introduce and provide an update on the Fiscal Year 2023/24 Community Enhancement & Investment Fund grant applications received for Council consideration.

Mayor Budge opened the public comment period. The following individuals addressed the Council or submitted public comment via email:

1. Derald Langwell
2. Andy Berchielli

3. Tom Nance
4. Anil Reddy
5. Dr. Kevin Cameron

Mayor Budge closed the public comment period.

ACTION: Input was received regarding Fiscal Year 2023/24 Community Enhancement & Investment Fund Applications Received for Council Considerations.

13. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

ACTION: Motion to Place the Logisticenter Item on the April 17, 2023 Council Meeting Agenda for Reconsideration by Sander second by Budge;
Motion passed with a 3:0 vote.

AYES: Sander, Terry, and Budge

NOES: None

ABSENT: Gatewood and Pulipati

ABSTAIN: None

14. ADJOURN TO CLOSED SESSION

Mayor Budge adjourned the meeting to closed session at 7:00 p.m.

15. CLOSED SESSION - CALL TO ORDER/ROLL CALL

Mayor Budge called closed session to order at 7:01 p.m.

Council Members Present: David Sander, Donald Terry, and Mayor Linda Budge

Council Members Absent: Garrett Gatewood and Siri Pulipati

Staff Members Present: Adam Lindgren and Micah Runner

16. CLOSED SESSION

Public Comment for this item was taken during the general public comment section of the agenda. The following public comments were submitted via email:

1. Diann H. Rogers
2. Paul Carroll

Council met in closed session to discuss the following items:

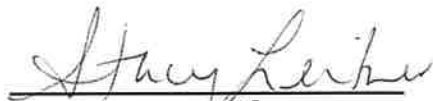
- 16.1. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:** Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2) (Four cases, one relating to "Notice and Alleged Default Under Development Agreement and 60-Day Period to Cure; Logisticenter Project" at Corner of N. Mather Blvd. and Bear Hollow Drive from Arthur Coon, January 25, 2023; a second relating to a Notice of City of Rancho Cordova's Breach of and Default Under Development Agreement and 60-Day Period to Cure; Stone Creek Industrial Center" at Corner of Zinfandel Blvd. and Baroque Drive from Arthur Coon, March 13, 2023; a third relating to an oral threat of litigation from representatives of Elliott Homes that the potential City action on the Logisticenter Project will result in litigation by Elliott Homes against the City relating to its Stone Creek properties APN 072-2360-028, APN 072-2360-029, APN 072-2360-030, APN 072-2860-024, APN 072-2860-015, APN 072-2860-016, APN 072-2860-017, APN 072-2860-018; and a fourth relating to the written threat by Gloria Smith on behalf of Stone Creek Residents for Smart Growth, March 30, 2023.

17. OPEN SESSION - REPORT FROM CLOSED SESSION

City Attorney Adam Lindgren reported that staff was given direction and no reportable action was taken in closed session.

18. ADJOURNMENT

Mayor Budge adjourned the meeting at 8:08 p.m.


Stacy Leitner, CMC
City Clerk