

CITY OF RANCHO CORDOVA



CITY COUNCIL MEETING

Monday, December 4, 2023

4:00 PM – Special Meeting

5:30 PM – Regular Meeting

David B. Roberts Council Chambers

City Hall

2729 Prospect Park Drive, Rancho Cordova

MINUTES

1. SPECIAL MEETING - CALL TO ORDER/ROLL CALL

Mayor Budge called the Special meeting to order in the David B. Roberts Council Chambers at 4:09 p.m.

Council Members Present: Garrett Gatewood, Siri Pulipati, David Sander, Donald Terry, and Mayor Linda Budge

Council Members Absent: None

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

2. PUBLIC COMMENT

Mayor Budge stated that public comment would be taken at the time the item on the agenda was heard.

3. SPECIAL MEETING ITEMS

3.1. **Subject:** Community Engagement Division Update

Recommendation: Receive the presentation and provide feedback.

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

1. Giovanni Ottolini

Mayor Budge closed the public comment period.

ACTION: Input was received regarding Community Engagement Division Update.

- 3.2. **Subject:** A Presentation on the Monier Circle Stormwater Detention Basin Project
Recommendation: Receive presentation on the progress of the Monier Circle Stormwater Detention Basin Project.

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

ACTION: Input was received regarding the presentation on the Monier Circle Stormwater Detention Basin Project.

4. **ADJOURN TO REGULAR MEETING**

Mayor Budge adjourned to the Regular meeting at 5:04 p.m.

5. **REGULAR MEETING - CALL TO ORDER/ROLL CALL**

Mayor Budge called the Regular meeting to order in the David B. Roberts Council Chambers at 5:33 p.m.

Council Members Present: Garrett Gatewood, Siri Pulipati, David Sander, Donald Terry, and Mayor Linda Budge

Council Members Absent: None

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

6. **METRO CABLE TV TELEVISION ANNOUNCEMENT**

The City Clerk read the meetings recordings and playback schedule.

7. **PLEDGE OF ALLEGIANCE**

Assistant City Manager David Kwong led the pledge.

8. **INVOCATION**

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

9. **SPECIAL CEREMONIES - SWEAR IN MAYOR AND VICE MAYOR**

ACTION: Motion to continue items 9.1 through 9.3 by Gatewood second by Terry;
Motion passed with a 5:0 vote.

- 9.1. Swearing in of Vice Mayor.

- 9.2. Swearing in of Mayor.

- 9.3. Presentation to Outgoing Mayor Budge.

10. **CELEBRATORY BREAK**

There was no Celebratory Break.

11. **PRESENTATIONS**

- 11.1. Folsom Cordova Unified School District Presentation on Facilities and Funding

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

1. Madelaine Sanderson

2. James Garcia

Mayor Budge closed the public comment period.

12. PUBLIC COMMENT

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

1. Giovanni Ottolini
2. Julio Olague
3. James Garcia
4. Helen Whelan-Bashaw
5. Meada Cashatt
6. Sergio Diaz
7. Lyndi Shaw
8. Sergio Diaz

Mayor Budge closed the public comment period.

13. COUNCIL REPORTS

Council reported on events since the last meeting.

14. CITY MANAGER'S REPORT

City Manager Micah Runner gave his report.

15. CONSENT CALENDAR ITEMS - ROLL CALL VOTE

Mayor Budge stated that item 15.1 would be pulled for separate discussion.

ACTION: Motion to approve item 15.2 through 15.5 by Terry second by Gatewood;
Motion passed with a 5:0 vote.

- Subject:** Meeting Minutes from the Regular City Council Meeting of November 6, 2023, the Special City Council Meeting of November 13, 2023, and the Special City Council Meeting of November 28, 2023.
- 15.1.**

Recommendation: Adopt the minutes.

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

1. James Garcia

Mayor Budge closed the public comment period.

ACTION: Motion to continue item 15.1 to a date uncertain by Gatewood second by Pulipati;
Motion passed with a 5:0 vote.

- 15.2. Subject:** Second Reading of an Ordinance Establishing a Special Tax Zone 8 for Transit-Related Services for The Ranch Active Adult Project.

Recommendation: Waive second reading and adopt the Ordinance.

- 15.3. Subject:** A Resolution Declaring the Results of the Mail Ballot Election Relating to the Imposition of the Annual Stormwater Utility Fee on The Ranch Active Adult Project in the City of Rancho Cordova.

Recommendation: Adopt the Resolution declaring the results of the mail ballot election relating to the imposition of the annual Stormwater Utility Fee on The Ranch Active Adult project.

- 15.4. **Subject:** A Resolution to Approve the Execution of a Memorandum of Understanding with the Sacramento Area Council of Governments to Receive Green Means Go Capital Project Grant Funds in the Amount of \$5,000,000 for the Mills Crossing Project.

Recommendation: Adopt the Resolution.

- 15.5. **Subject:** A Resolution Authorizing the City Manager to Execute an Agreement with the California Department of Housing and Community Development for the Prohousing Incentive Pilot Program.

Recommendation: Adopt the Resolution.

16. 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 16.1 by Gatewood second by Terry;
Motion passed with a 5:0 vote.

- 16.1. **Subject:** An Ordinance Amending Title 23, Chapter 23.325 Overlay Zoning Districts, Chapter 23.716 Landscaping, Chapter 23.719 Parking and Loading, Chapter 23.734 Accessory Structures, Chapter 23.743 Signs, and Chapter 23.1104 Definitions (CEQA Exemption Found in Guideline Section 15061(B)(3)).

Recommendation: Waive the first reading and introduce the Ordinance.

17. PUBLIC HEARING ITEMS

None.

18. REGULAR CALENDAR ITEMS

Mayor Budge stated that item 18.2 would be heard before item 18.1.

- 18.2. **Subject:** A Resolution Designating a Time and Place for Hearing Protests in Connection with a Proposed Stormwater Utility 1 Fee Increase, Approving Procedures in Connection Therewith and Taking Certain Other Actions.

Recommendation: Adopt the Resolution.

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

ACTION: Motion to approve item 18.2 by Sander second by Pulipati;
Motion passed with a 3:2 vote.

AYES: Pulipati, Sander, and Budge

NOES: Gatewood and Terry

ABSENT: None

ABSTAIN: None

- 18.1. **Subject:** Discussion Regarding Residential Solid Waste Collection and Street Sweeping Services Contract with Atlas Disposal Industries for the Contract Term Beginning January 1, 2025, through December 31, 2034.

Recommendation: Award the residential solid waste collection and street sweeping contract to Atlas Disposal Industries LLC (Atlas) for the contract term beginning January

1, 2025, through December 31, 2034, and direct staff to finalize a contract for City Council approval at a subsequent date.

Council Member Terry recused himself from item 18.1 due to a potential conflict of interest related to his wife's current employer and one of the applicants.

Council Member Terry left the meeting at 7:02 p.m.

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

1. Madelaine Sanderson
2. Andrea O'Gorma
3. Bonnie Patterson
4. Greg Kurtz
5. Joyce Rosenberg
6. Art Capps
7. Annah Rulon
8. Sergey Ivannikov
9. Dawn Carlson
10. Manual Gouveia
11. Joe Devlin
12. Nathan Shahbaz
13. Renee Flores-DeVan
14. Konat Vanterpool
15. George Holquin
16. Lisa Mccarrick
17. Tiffany Brown
18. Nick Sikich
19. Brian Waters
20. Dave Sikich
21. Carrie Johnson
22. Tera Kolvenbach
23. Helen Whelan-Bashaw
24. Colin Wallace
25. Michelle Smira
26. David Kuhnen
27. Gagan Bhullar
28. Gabriel De La Torre
29. Brandon Ramer
30. David Gieselman
31. Dave Sikich
32. Darryl Palmer
33. Debbie Cederdahl
34. Dennis Campbell
35. Jayna DeSoiza
36. Kimberly Harris
37. Rudy Oberhauser
38. Suzette Sneath
39. Adam and Maggy Krauth
40. Al Michaels
41. Katherine Ellis
42. Ian Campbell

- 43. Melissa Shorey
- 44. The Hardin Family
- 45. Owen Lefebvre
- 46. Alex Wormald
- 47. Baran Akpinar
- 48. Lisa Hayward
- 49. Kathleen Haupt
- 50. Adam Krautheim
- 51. Lina Mooney
- 52. Nikol Grubbs
- 53. Samuel Head, II
- 54. Carolyn Thomas

Mayor Budge closed the public comment period.

ACTION: Motion to give a specific date to invite Atlas Disposal Industries and Republic Services to resubmit their applications with updates to the Rate Sheet and improvements to their original proposals in which additions to the proposals would not be allowed thereafter, and to continue item 18.1 to a date uncertain by Gatewood second by Budge;
Motion passed with a 4:0 vote.

AYES: Gatewood Pulipati, Sander, and Budge

NOES: None

ABSENT: None

RECUSED: Terry

18.3. **Subject:** Appointment of Labor Negotiators.

Recommendation: Appoint Mayor David Sander and City Manager Micah Runner as Labor Negotiators for negotiations with the current City Attorney.

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

ACTION: Motion to approve item 18.3 by Gatewood second by Sander;
Motion passed with a 4:0 vote.

AYES: Gatewood, Pulipati, Sander, and Budge

NOES: None

ABSENT: Terry

ABSTAIN: None

19. **COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS**

- 1. To appoint Garrett Gatewood and Siri Pulipati to an Ad-hoc committee related to Information Technology

20. **ADJOURN TO CLOSED SESSION**

Mayor Budge adjourned the meeting to closed session at 9:19 p.m.

21. **CLOSED SESSION - CALL TO ORDER/ROLL CALL**

Mayor Budge called closed session to order at 9:19 p.m.

Council Members Present: Garrett Gatewood, Siri Pulipati, David Sander, and Mayor Linda Budge

Council Members Absent: Donald Terry

Staff Members Present: Adam Lindgren and Micah Runner

22. CLOSED SESSION

Council met in closed session to discuss the following items:

- 22.1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (pursuant to California Government Code Section 54956.9(d)(1)) 350 Sacramento, a California non-profit benefit corporation; and Oscar Balaguer v. City of Rancho Cordova, a general law city; City Council for the City of Rancho Cordova, and DOES 1 to 10, inclusive. Sacramento Superior Court Case No. 23WM000101.
- 22.2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2)(One case, based on a letter dated October 24, 2023, to the Mayor and Council from Matthew Henderson of Miller Starr Regalia and testimony by Mr. Henderson at the October 24, 2023 City Council meeting opposing and threatening litigation on the proposed Ordinance amending sections of the Villages of Zinfandel Special Planning Area) (One case).
- 22.3. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (pursuant to California Government Code Section 54956.9(d)(1)) DPML Bear Hollow, LLC, a Delaware limited liability company and DPML Stonecreek, LLC, a Delaware limited liability company v. City of Rancho Cordova, City Council of Rancho Cordova, and DOES 1 through 25, inclusive. Sacramento Superior Court Case No. 23WM000122.
- 22.4. CONFERENCE WITH LABOR NEGOTIATORS: Pursuant to Government Code Section 54957.6. Agency Designated Representatives: Mayor David Sander and City Manager Micah Runner; Unrepresented Employee: City Attorney.

23. OPEN SESSION - REPORT FROM CLOSED SESSION

City Attorney Adam Lindgren reported that Council took up items 22.2 and 22.3, staff was given direction and no reportable action was taken in closed session and that item 22.1 was continued to the next City Council meeting.

City Manager Micah Runner reported that an item would return to Council regarding the City Attorney Contract.

24. ADJOURNMENT

Mayor Budge adjourned the meeting at 10:15 p.m.



Stacy Leitner, CMC
City Clerk