



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

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

Tuesday, January 21, 2014

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

MINUTES

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 PM.

Council Members Present: Terry, McGarvey, Skoglund, Sander

Council Members Absent: Budge

Staff Members Present: Gaebler, Lindgren, Cuppy, Sparkman, George, Abhar, Chinn, Silva, Gassaway, Hadley, Haven, Holt, Mingay, Simpson, Thomas, Goold, Judish, Boyer, Samuelson, Blair, Garcia, Junker, Cook (at 7:27)

2. METRO CABLE TV TELEVISION ANNOUNCEMENT

The City Clerk read the meetings recordings and playback schedules.

3. PLEDGE OF ALLEGIANCE

Kerry Simpson led the pledge.

4. INVOCATION

Mark Shelter from First Covenant Church will give the invocation.

5. OPEN SESSION - REPORT FROM CLOSED SESSION

6. PRESENTATIONS

- 6.1 Presentation of Proclamation to Charles Potter for Completing His Eagle Scout Community Project by Renovating the Kilgore Cemetery Sign and Building a Picnic Table at the Rancho Cordova Police Department.
- 6.2 Presentation of Proclamation to Dillon Lewis for Completing His Eagle Scout Community Project by Renovating the Picnic Table and Walkway Path with Stamped and Colored Concrete on the City Hall Grounds.
- 6.3 K-3 Literacy Program Presented by Angela Griffin, Community Outreach Coordinator for Folsom Cordova Unified School District.
- 6.4 Presentation by Jeff Leatherman, County Regional Parks Director, Regarding the American River Oak Mitigation Project.
- 6.5 10 Year Service to the City Recognition Presented by City Manager, Ted A. Gaebler to Dan Skoglund, Mayor.
- 6.6 Introduction of New City Employee: Associate Civil Engineer, Chris Boyer by Public Works Director/Chief Building Official, Cyrus Abhar.
- 6.7 Introduction of New City Employee: Customer Service Representative, Krystle Judish by Neighborhood Services Manager, Kerry Simpson.

7. PUBLIC COMMENT

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

8. COUNCIL REPORTS

Council reported on events since the last meeting. Mayor Skoglund asked Public Works/Chief Building Official Cyrus Abhar to comment on current water shortage.

9. CONSENT CALENDAR ITEMS - ROLL CALL VOTE

ACTION: Motion to approve by Terry second by Sander;
Carried by a 4:0 roll call vote (Budge absent).

- 9.1 **Subject:** Meeting Minutes of January 6, 2013 Regular Meeting and January 14, 2013 Special Meeting.
Recommendation: Adopt minutes.

- 9.2 **Subject:** Resolution No. 3-2014, Authorizing the City Manager to Execute the First Amendment to Contract No. 64-2013 with R3 Consulting Group for Solid Waste Consulting Services.
Recommendation: Adopt Resolution No. 3-2014.
Result of Recommended Action: Adoption of Resolution No. 3-2014 allows the City Manager to execute the first amendment to Contract No. 64-2013 with R3 Consulting Group ("R3"). The first amendment to Contract No. 64-2013 expands the scope of services, increases the project budget by \$60,800 for a total contract amount of \$135,800 and extends the term of service through December 31, 2015.
Staff Report: Cyrus Abhar, Public Works Director and Kathy Garcia, Senior Engineer.
Advances Goal: 5.
- 9.3 **Subject:** A Resolution of the City Council of the City of Rancho Cordova Making Certain Findings and Determinations related to, and accepting, the FY 2012-13 Development Impact Fee Report for the AB1600 Development Fees.
Recommendation: Adopt Resolution No. 4-2014.
Result of Recommended Action: Adoption of this resolution will allow the City to remain in compliance with California Government Code Section 66000, et seq.
Staff Report: Donna Silva and Michelle Mingay, Finance Department.
Advances Goal: 5.
- 9.4 **Subject:** Ordinance No. 1-2014, Amending Chapter 2.04 and Sections 2.38.020 and 3.60.030 of the Rancho Cordova Municipal Code to Increase the City Manager's Authority to Settle Third-Party Disputes and Claims.
Recommendation: Waive the first reading and introduce by title only Ordinance No. 1-2014.
Result of Recommended Action: This Ordinance amends the Municipal Code to increase the City Manager's settlement authority regarding third party disputes to \$100,000, to match the City Manager's purchasing authority. This authority would not apply to personal injury or property claims made pursuant to the Government Claims Act or the City's claim procedures. Currently, the City Manager may settle third party disputes for sums up to \$4,999 without City Attorney concurrence and may settle disputes between \$5,000 and \$25,000 with City Attorney concurrence. This Ordinance increases the City Manager's authority to settle disputes to \$100,000, but requires the City Manager to get City Attorney concurrence before settling a third party dispute valued at \$25,000 or more. The Ordinance also amends the Municipal Code to increase the City Manager's settlement authority to \$50,000 for claims for money or damages filed pursuant to the Government Claims Act or the City's claim procedures. This is the maximum amount allowed by law.
Staff Report: Donna Silva, Finance Director.
Advances Goal: 5.

10. CONSENT PUBLIC HEARING ITEMS - ROLL CALL VOTE

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

ACTION: Motion to approve by McGarvey second by Terry;
Carried by a 4:0 roll call vote (Budge absent).

- 10.1 **Subject:** 3500 Fitzgerald Road Industrial Building and Yards Major Design Review; Project No. DD8407 – Located at 3500 Fitzgerald Road (Continued from 1/6/2014)

Regular Meeting).

Recommendation: Adopt Resolution No. 2-2014.

Result of Recommended Action: Adoption of this resolution would allow the applicant to construct a 10,118 square foot industrial building, internally divided into two tenant spaces, each with individual exterior yard area. The proposed building will be occupied by new auto dismantlers.

Staff Report: Jessica Jordan, Senior Planner.

Advances Goals: 1, 2, 6.

- 10.2 **Subject:** Dollar and Thrifty Conditional Use Permit (CUP) and Letter of Public Convenience and Necessity (PCN) for Off-sale Liquor Sales; Project DD8397 – Located at 10669 Coloma Road.

Recommendation: No action since the owner withdrew the application on January 13, 2014.

Result of Recommended Action: Staff will notify ABC that the owner has withdrawn application for a CUP and subsequent PCN.

Staff Report: Matthew Diaz, Associate Planner.

Advances Goals: 1, 2.

11. PUBLIC HEARING ITEMS

NONE.

12. REGULAR CALENDAR ITEMS

- 12.1 **Subject:** Resolution Authorizing the Acquisition of Property and Authorizing Execution of a Certificate of Acceptance and Recordation of a Grant Deed for Land Located on Zinfandel Drive at the Southern City Boundary, APN: 072-2860-004.

Recommendation: Adopt Resolution No. 6-2014.

Result of Recommended Action: Adoption of this resolution authorizes the City Manager to proceed with execution of documents as necessary to purchase and take possession of property located on Zinfandel Drive at the Southern City Boundary.

Staff Report: Cyrus Abhar, Public Works Director and John Samuelson, Street Operations and Maintenance Manager.

Advances Goal: 5.

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

- Sara Malone, in opposition.

Mayor Skoglund closed the public comment period.

ACTION: Motion approve by Terry second by McGarvey;
Carried by a 4:0 roll call vote. (Budge absent)

- 12.2 **Subject:** Rancho CordoVan Service Provider Recommendation.

Recommendation: Continue providing Rancho CordoVan services through the existing City of Rancho Cordova Transit Operations and Maintenance Agreement with Sacramento Regional Transit.

Result of Recommended Action: Sacramento Regional Transit would continue to provide Rancho Cordovan services to the City. The City would revise the contract to

guarantee provision of services under the contract rates proposed in 2009, and the City would maintain the opportunity to end the contract under the current termination clauses in the contract, requiring a 60 day notice.

Staff Report: Cyrus Abhar, Public Works Director and Mark Thomas, Senior Engineer.
Advances Goals: 1, 5.

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

- Mark Lonergan from Sacramento Regional Transit.

Sander recused himself from the dais due to his alternate board position on the Sacramento Regional Transit board.

ACTION: Consensus of Council to come back with a contract modification for formal approval at a future city council meeting.
Carried by a 3:0 roll call vote. (Sander recused, Budge absent)

13. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

Terry requested an update on the tobacco and e-cigarettes ordinance. The item will go to council on the Monday, March 3rd Work Session/Special Meeting.

14. CITY MANAGER'S REPORT

Planning Department Report to Council.

Planning Department Report to Council was postponed due to staff illness.

City Manager Ted Gaebler thanked everyone for the January Staff All-Hands Meeting and Saturday Retirement Party honoring him.

Adam Lindgren, City Attorney, reported that they will distribute a memo regarding new legislation for 2014. Due to legislative updates, Council Member votes on all action items will be by roll call votes.

15. ADJOURNMENT

Mayor Skoglund adjourned the meeting at 7:48 PM.

16. CLOSED SESSION - CALL TO ORDER/ROLL CALL

Mayor Skoglund called the closed session to order in the Community Board Room at 8:01 PM.

17. CLOSED SESSION

PUBLIC EMPLOYEE APPOINTMENT (If Needed)
Title: City Manager
Pursuant to Government Code Section 54957

Council Members Present: Terry, McGarvey, Skoglund, Sander

Council Members Absent: Budge

Staff Members Present: Gaebler, Lindgren, Cuppy, Peterson

ACTION: Discussion item only; no action taken.

CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: (1 potential case)

Council Members Present: Terry, McGarvey, Skoglund, Sander

Council Members Absent: Budge

Staff Members Present: Gaebler, Lindgren, Abhar, Chinn, Junker, Gassaway, Cook

ACTION: Discussion item only; no action taken.

18. OPEN SESSION - REPORT FROM CLOSED SESSION

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

19. ADJOURNMENT

Mayor Skoglund adjourned the meeting at 9:48 PM.


Mindy Cuppy, CMC, City Clerk