



Incorporated July 1, 2000  
Website: [www.elkgrovecity.org](http://www.elkgrovecity.org)

Bobbie Singh-Allen, Mayor

Stephanie Nguyen, Vice Mayor  
Kevin Spease, Council Member

Patrick Hume, Council Member  
Darren Suen, Council Member

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## ELK GROVE CITY COUNCIL REGULAR MEETING

### Wednesday, February 10, 2021

### 6:00 P.M.

Consistent with Executive Order N-29-20 issued on March 17, 2020, and Executive Order N-35-20 issued on March 21, 2020, by the Governor of the State of California, this meeting will be conducted by teleconference only. The meeting location will be the City Council Chamber, but it will not be open to the public.

The live meeting can be viewed via the City's website at [http://www.elkgrovecity.org/city\\_hall/city\\_government/live\\_archived\\_broadcasts](http://www.elkgrovecity.org/city_hall/city_government/live_archived_broadcasts)  
(Alternative link to view live meeting: [http://elkgrove.granicus.com/ViewPublisher.php?view\\_id=14](http://elkgrove.granicus.com/ViewPublisher.php?view_id=14))

Members of the public who wish to provide public comment, either for matters not on the agenda or on a particular matter, are encouraged to submit those comments in writing prior to the meeting by emailing the City Clerk at [jilindgren@elkgrovecity.org](mailto:jilindgren@elkgrovecity.org). Such written comments must be received by 4:00 p.m. the day of the City Council meeting to ensure that the written comments are provided to the City Council. Such written comments received by 4:00 p.m. on the day of the City Council meeting will be provided to the full Council and staff, and posted on the City website.

Comments may also be submitted in mp3 format (audio) prior to the meeting by emailing such format to the Clerk at [jilindgren@elkgrovecity.org](mailto:jilindgren@elkgrovecity.org). Alternatively, comments may be provided by leaving a voicemail with the Clerk at 916-478-2286. Such audio comments must be received by 4:00 p.m. the day of the City Council meeting to ensure that the comments are provided to the City Council. Audio comments received by 4:00 p.m. on the day of the City Council meeting will be provided to the City Council. These audio comments will not be played back during the public comment period for a particular agenda item unless directed by the City Council.

Members of the public are encouraged to submit their written and/or audio comments as far in advance of the meeting as reasonably practical.

During the meeting, members of the public may provide general comments or comments on a particular agenda item (at or before the time the item is called) by emailing the Clerk at [jilindgren@elkgrovecity.org](mailto:jilindgren@elkgrovecity.org). These written comments will be provided to the City Council but will not be read aloud unless directed by the City Council.

If you wish to provide oral comments during the meeting, you may provide your phone number to the Clerk (via email) at [jilindgren@elkgrovecity.org](mailto:jilindgren@elkgrovecity.org) with a request to speak during General Public Comment or on a particular agenda item. At the time the item is called, the Clerk will call the number provided and place the call on speaker so comments may be heard by anyone participating in the meeting.

The three-minute limit will be strictly observed for all oral comments submitted prior to the meeting, and for oral comments made via telephone during the meeting.  
Each commenter may provide one three-minute comment per item.

## **REGULAR CITY COUNCIL MEETING AGENDA**

### **1. CALL TO ORDER / ROLL CALL**

- 1.1 Roll Call
- 1.2 Pledge of Allegiance
- 1.3 Moment of Silence

### **2. APPROVAL OF AGENDA**

### **3. CLOSED SESSION**

None.

### **4. PRESENTATIONS / ANNOUNCEMENTS**

[4.1](#) Proclamation in recognition of Black History Month [p. 1]

### **5. PUBLIC COMMENT**

Members of the audience may comment on any item not on the agenda that is of interest to the public and within the subject matter jurisdiction of the City Council. Each person will be allowed three minutes, or less if a large number of requests are received on a particular subject. The City Council cannot take action on non-agendized items raised under "Public Comment" until the matter has been specifically included on an agenda as an action item. Members of the public desiring a response to a specific question are encouraged to contact any member of the Council or the City Manager at any time. Those audience members who wish to address a specific agenda item are encouraged to offer their public comments during consideration of that item.

### **6. GENERAL ADMINISTRATION INFORMATION**

Report by the City Manager.

### **7. COUNCIL COMMENTS / REPORTS / FUTURE AGENDA ITEMS**

- 1. Reports on Regional Boards, Commissions, Committees
- 2. Travel/Training Expenditures Disclosure (*in accordance with Resolution No. 2009-212 and Government Code § 53232.3(d)*)

### **8. CONSENT CALENDAR ITEMS**

The Consent Calendar items are those expected to be routine and non-controversial. They will be acted upon by the City Council after providing an opportunity for public comment.



**PUBLIC COMMENT:**

- 8.1** Approve City Council meeting minutes of the January 27, 2021 special meeting [p. 1-4] (CITY CLERK)
- 8.2** Receive report on City Manager approved purchases and contracts authorized by Elk Grove Municipal Code Chapter 3.42 Contracts and Purchasing, and projects awarded under the Uniform Public Construction Cost Accounting Act, filed through February 2, 2021 [p. 1-2] (CITY CLERK)
- 8.3** Receive report on Requests for Proposals, Qualifications, and Bids [p. 1] (CITY CLERK)
- 8.4** Adopt Ordinance No. 01-2020 finding no further environmental review is required pursuant to State CEQA Guidelines Sections 15183 and approving a rezone for the 10069 and 10087 Bond Road Project (PLNG20-009); Assessor Parcel Numbers 127-0070-041, and 127-0070-042 (**Second Reading**) [p. 1-6] (PLANNING)
- 8.5** Adopt Ordinance No. 02-2020 finding no further environmental review is necessary pursuant to Section 15162 (Subsequent EIRs and Negative Declarations) of Title 14 of the California Code of Regulations (State CEQA Guidelines) and amending the Southeast Policy Area Special Planning Area (SEPA) for the Poppy Keys Southwest Project (EG-17-049); Assessor Parcel Numbers 132-0290-014, -015, and -016 (**Second Reading**) [p. 1-6] (PLANNING)
- 8.6** Adopt Ordinance No. 03-2020 adopting Pre-zoning for the Multi-Sport Park Complex and Grant Line Southeast Industrial Area Phase 1 area (**Second Reading**) [p. 1-7] (STRATEGIC PLANNING)
- 8.7** Adopt Ordinance No. 04-2020 levying and apportioning the special tax in territory annexed to Community Facilities District No. 2006-1 (Maintenance Services) (Annexation No. 64) and amending Elk Grove Municipal Code Section 3.19.010 (**Second Reading**) [p. 1-3] (FINANCE)
- 8.8** Adopt Ordinance No. 05-2020 amending Elk Grove Municipal Code Chapters 9.28 and 9.31 related to personal use, deliveries, and dispensing of marijuana (CEQA Exempt) (**Second Reading**) [p. 1-8] (DEVELOPMENT SERVICES)
- 8.9** Adopt resolution approving an amendment to the Planning Application Fee Schedule [p. 1-8] (DEVELOPMENT SERVICES)

- 8.10** Adopt resolution authorizing the City Manager to execute a Use Agreement for the Elk Grove Aquatics Center with the Elk Grove Unified School District (EGUSD) [p. 1-20] (CITY MANAGER)
- 8.11** Adopt resolution dispensing with formal competitive proposal procedures pursuant to Elk Grove Municipal Code Section 3.42.188(B)(3) and authorizing the City Manager to execute a general services contract with The Sign Center for on-site project noticing and signage services in the amount of \$30,000, or other such amount as may be directed by the City Council [*for a total not-to-exceed amount of \$80,000*] [p. 1-20] (DEVELOPMENT SERVICES)
- 8.12** Adopt resolution accepting the Bond Road Median Improvements and Resurfacing Phase 2 Project (WTC015) as complete; authorizing the City Engineer to prepare and the City Clerk to file the Notice of Completion with the Sacramento County Recorder; and authorizing staff to amend the Annual Budget and Capital Improvement Program by reducing the remaining project budget authority to zero and returning any remaining funds back to their respective fund(s) [p. 1-6] (PUBLIC WORKS)
- 8.13** Adopt resolution approving the appointment of representatives to the governing board of the Sacramento Central Groundwater Authority [p. 1-32] (PUBLIC WORKS)

## 9. **PUBLIC HEARINGS**

- 9.1** **SUBJECT:** A Public Hearing to consider: 1) an ordinance amending Elk Grove Municipal Code Chapter 4.27 Tobacco Retailers, Chapter 6.22 Secondhand Smoke, Chapter 9.24 Distribution of Tobacco Products to Minors, and Table 23.27-1 Allowed Uses regulating the sale and distribution of tobacco and electronic vapor products; and 2) an ordinance extending an Urgency Ordinance Imposing a Moratorium on the issuance of any new permit, license, or entitlement for any new smoking lounge, smoke shop, or tobacco retailer in the City of Elk Grove (CEQA Exempt) [p. 1-55]

### **STAFF REPORT:**

Shane Diller, Assistant Development Services Director



### **PUBLIC COMMENT:**

### **RECOMMENDATION**

Staff recommends that the City Council:

- 1) Introduce and waive the full reading, by substitution of title only, an ordinance amending Elk Grove Municipal Code Chapter 4.27 Tobacco Retailers, Chapter 6.22 Secondhand Smoke, Chapter 9.24 Distribution of Tobacco Products to Minors, and Table 23.27-1 Allowed Land Uses (CEQA Exempt); and
- 2) Introduce and waive the full reading, by substitution of title only, an ordinance extending a moratorium on all new smoking lounges, smoke shops, and tobacco retailers within the City of Elk Grove (CEQA Exempt).

## **10. REGULAR AGENDA ACTION ITEMS / RECOMMENDATIONS**

**10.1** **SUBJECT:** Receive an update on the Kammerer Road Urban Design Study Project and provide direction on next steps (CEQA Exempt) [p. 1-152]

### **STAFF REPORT:**

Christopher Jordan, Director of Strategic Planning and Innovation



### **PUBLIC COMMENT:**

### **RECOMMENDATION**

Staff recommends that the City Council receive an update on the Kammerer Road Urban Design Study and provide direction on next steps, including preparing amendments to the General Plan, Southeast Policy Area Strategic Plan, Lent Ranch Special Planning Area, Elk Grove Municipal Code, and other applicable plans and studies.

**10.2** **SUBJECT:** Receive the Fiscal Year 2020-21 Mid-Year Budget Report and consider a resolution amending the Fiscal Year 2020-21 Budget and authorizing a change to Position Listing and City-Wide salary schedule [p. 1-58]

**STAFF REPORT:**

Shay Narayan, Interim Director of Finance and Administrative Services  
Nathan Bagwill, Senior Management and Budget Analyst  
Maria Phillips, Senior Management and Budget Analyst



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Adopt resolution amending the FY 2020-21 Budget, approving a change to the City's Position Listing and approving the updated City-Wide salary schedule.

**10.3 SUBJECT:** Receive a report on the City's Policy and Practices concerning proactive Code Enforcement Efforts [p. 1-5]

**STAFF REPORT:**

Rosa Tapia, Code Enforcement Manager



**PUBLIC COMMENT:**

**RECOMMENDATION:**

Staff recommends that the City Council receive a report on the Code Enforcement Division's Citywide proactive efforts to address visual blight and other violations. The Council is encouraged to provide feedback and direction.

**11. ADJOURNMENT**

**NOTICE REGARDING CHALLENGES TO DECISIONS**

Pursuant to all applicable laws and regulations, including without limitation, California Government Code Section 65009 and or California Public Resources Code Section 21177, if you wish to challenge in court any of the above decisions (regarding planning, zoning and/or environmental decisions), you may be limited to raising only those issues you or someone else raised at the public hearing(s) described in this notice/agenda, or in written correspondence delivered to the City at, or prior to, the public hearing.

**ADA COMPLIANCE STATEMENT**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Office of the City Clerk at (916) 478-3635 / TTY 888-435-6092. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

**GOVERNMENT CODE 54957.5 et seq.**

Public records, including writings relating to an agenda item for open session of a regular meeting and distributed less than 72 hours prior to the meeting, are available for public inspection at the Office of the City Clerk, 8401 Laguna Palms Way, Elk Grove, CA.