

CITY OF FOLSOM
SPECIAL CITY COUNCIL MEETING MINUTES
MARCH 22, 2005

CALL TO ORDER: The special meeting of the Folsom City Council was called to order at 5:37 p.m. in City Council Chambers, 50 Natoma Street, Folsom, with Mayor Miklos presiding.

ROLL CALL:
Council Members Present: Morin, King, Miklos
Council Members Absent: Starsky, Howell
Staff Present: Assistant City Manager Jim Estep
City Attorney Steve Rudolph
City Clerk Christa Schmidt

Mayor Miklos announced that Council Member Starsky is expected to arrive near 6:00 p.m.

ADJOURNMENT TO CLOSED SESSION FOR THE FOLLOWING PURPOSES:

3a. Conference with Legal Counsel - Existing Litigation - Pursuant to Government Code Section 54956.9(a):

i. Debbie Larsen-Prater v. City of Folsom
WCAB No.: SAC 299499

3b. Conference with Labor Negotiator - Pursuant to Government Code Section 54957.6:

i. Agency Negotiator: Assistant City Manager Jim Estep
Employee Organization: Folsom Police Officers' Association

3c. Conference with Real Property Negotiator - Pursuant to Government Code Section 54956.8:

i. Property: 32-acre site located south of Willow Springs Reservoir, east of Prairie City Road, and north of Highway 50, APN: 072-0010-078; AND 7.2-acre site fronting on Iron Point Road, north and east of Willow Hill Reservoir, known as Lot "C," APN: 072-0020-028
Negotiators: Community Development Director Michael Johnson on behalf of the City of Folsom
Stefan Manolakas on behalf of Palisades Properties
Under Negotiation Price and Terms of Sale

3d. Threat To Public Services or Facilities - Pursuant to Government Code Section 54957:

i. Consultation with: Folsom Police Department, Chief of Police

Motion by Vice-Mayor Morin, second by Mayor Miklos to adjourn to Closed Session. Motion carried.

AYES: Council Members: Morin, King, Miklos
NOES: Council Members: None
ABSENT: Council Members: Starsky, Howell
ABSTAIN: Council Members: None

Council Member Howell and Council Member Starsky arrived during Closed Session.

RECONVENE:

Mayor Miklos reconvened the meeting at 6:51 p.m. City Attorney Rudolph announced that no final action was taken during Closed Session.

ADJOURNMENT:

There being no further business to come before the Folsom City Council, the special meeting was adjourned at 6:51 p.m.

Christa Schmidt, City Clerk

ATTEST:

Stephen E. Miklos, Mayor

CITY OF FOLSOM
REGULAR CITY COUNCIL MEETING MINUTES
MARCH 22, 2005

CALL TO ORDER: The regular meeting of the Folsom City Council was called to order at 6:51 p.m. in City Council Chambers, 50 Natoma Street, Folsom, with Mayor Miklos presiding.

ROLL CALL:

Council Members Present:	Morin, Starsky, Howell, King, Miklos
Council Members Absent:	None
Staff Present:	Assistant City Manager Jim Estep City Attorney Steve Rudolph City Clerk Christa Schmidt

PLEDGE OF ALLEGIANCE/NATIONAL ANTHEM:

The Pledge of Allegiance was recited, and Kelsey Elsberry sang the National Anthem.

APPROVAL OF MINUTES:

4a. March 8, 2005 (Special / Regular Meetings)

Motion by Council Member Starsky, second by Vice-Mayor Morin to approve the March 8, 2005 minutes. Motion carried.

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

BUSINESS FROM THE FLOOR:

None

AGENDA UPDATE:

Assistant City Manager Estep announced that item 9d and 10b have been amended. He also announced that item 9d would be taken before 9a, and item 10b would be taken before 10a.

SCHEDULED PRESENTATIONS:

7a. Proclamation Declaring April 10-16, 2005 as National Library Week

Mayor Miklos presented the Proclamation.

Mayor Miklos announced that a request to speak under Business from the Floor had just been received, and invited the requestor to address the City Council at this time.

The following speaker addressed the City Council:

- Bruce Woodbury, regarding the Folsom Lake Symphony Orchestra

7b. Update Regarding the Historic District Park and Ride Lot and Conceptual Approval of Redesign

Public Works Director Lorenz introduced this item. Senior Engineer Garcia made a presentation and responded to questions from the City Council.

Motion by Mayor Miklos, second by Council Member Howell to support the design alternative number two.

The following speakers addressed the City Council:

- Tony Powers
- Paul Kerfeld

Mayor Miklos called for a vote on his motion.

Motion carried.

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

CONSENT CALENDAR:

- 8a. Resolution No. 7536 - A Resolution Authorizing the City Manager to Execute an Agreement with Smith, Watts & Company for Consulting Services for the Folsom Dam Bridge Project and Other Transportation Work Elements (**pulled for discussion**)
- 8b. Resolution No. 7537 - A Resolution Authorizing Installation of Four-Way Stop Signs at the Intersection of Bidwell Street and Reading Street (**pulled for discussion**)
- 8c. Resolution No. 7527 - A Resolution Authorizing the City Manager to Execute an Agreement with River City Painting, Inc. for the City Hall Campus Exterior Wood Repair and Repaint Project and Appropriation of Funds (**pulled for discussion**)
- 8d. Resolution No. 7530 - A Resolution Authorizing the City Manager to Execute an Agreement with Bobcat West to Purchase One Rough-Terrain Forklift
- 8e. Resolution No. 7533 - A Resolution Authorizing the City Manager to Execute an Agreement with Clayborn Contracting Group, Inc. for the Construction of the Rainbow Bridge Pressure Reducing Station Project
- 8f. Resolution No. 7531 - A Resolution Authorizing the City Manager to Execute an Agreement with Vinciguerra Construction for the Construction of the Comstock/Bidwell Water and Sewer Rehabilitation Project
- 8g. Resolution No. 7532 - A Resolution Authorizing the City Manager to Execute an Agreement with Pacific Mechanical Inc. for the Construction of the Zone 3-Foothills Pump Station Improvement Project
- 8h. Resolution No. 7529 - A Resolution Approving a Fee Increase at the Folsom Aquatic Center (**pulled for discussion**)

- 8i. Resolution No. 7534 - A Resolution Directing the Preparation of the Engineer's Report for the City of Folsom Landscaping and Lighting Districts for Fiscal Year 2005-2006 (see Attachment A for a complete listing of Landscaping and Lighting Districts)
- 8j. Resolution No. 7540 - A Resolution Adopting a Memorandum of Understanding Between the City of Folsom and the Folsom Police Officers Association (FPOA)
- 8k. Resolution No. 7539 - A Resolution Authorizing the City Manager to Execute Change Order No. 1 with Granite Construction for the Folsom-Auburn Road Widening Project (**pulled for discussion**)
- 8l. Resolution No. 7541 - A Resolution Authorizing the City Manager to Proceed with the Sale of up to Thirteen Surplus Vehicles
- 8m. Authorization for the Mayor to Send a Letter of Support to Senator Dave Cox for SB 773 that Clarifies the Ability of Water Agencies to Use Innovative Technologies to Meet Water Supply Needs Through Aquifer Storage and Recovery (ASR) Programs (**pulled for discussion**)
- 8n. Resolution No. 7542 - A Resolution Supporting Efforts to Oppose the Bay-Delta Authority's proposed Finance Plan to Decrease the State Share of Program Funding and Increase the Local Agencies and Water Users Share of Program Funding

Motion by Council Member King, second by Council Member Howell to approve Consent Calendar items 8d, 8e, 8f, 8g, 8i, 8j, 8l, and 8n. Motion carried.

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

CONSENT CALENDAR ITEMS PULLED FOR DISCUSSION:

- 8a. Resolution No. 7536 - A Resolution Authorizing the City Manager to Execute an Agreement with Smith, Watts & Company for Consulting Services for the Folsom Dam Bridge Project and Other Transportation Work Elements

Council Member Howell pulled this item to ask why the contract amount is doubling, given that the City already has lobbyists working on behalf of the City.

Public Works Director Lorenz explained that with this additional lobbying, the city is hoping to pursue State funding for the bridge project and pursue additional support for the overall project delivery. He responded to additional questions from the City Council.

Motion by Council Member Starsky, second by Council Member King to approve Resolution No. 7536. Motion carried.

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

- 8b. Resolution No. 7537 - A Resolution Authorizing Installation of Four-Way Stop Signs at the Intersection of Bidwell Street and Reading Street

Council Member Howell pulled this item to request the second "Whereas" sentence within the resolution be modified to read "..., which determined that although it does not meet all warrants, the intersection meets the minimum criteria for a four-way stop based on the sight distance."

The following speakers addressed the City Council:

- Vanessa Dellinger
- Paul Kerfeld
- Madeleine Moseley

Traffic Engineer Rackovan responded to questions from the City Council and provided additional information.

**Motion by Council Member Howell, second by Mayor Miklos to approve Resolution No. 7537 as amended.
Motion carried.**

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

8c. Resolution No. 7527 - A Resolution Authorizing the City Manager to Execute an Agreement with River City Painting, Inc. for the City Hall Campus Exterior Wood Repair and Repaint Project and Appropriation of Funds

Council Member Howell pulled this item to remind staff about her concern about the condition of the Rotary Clubhouse, and noted that the Rotary members have offered to provide the labor to paint the clubhouse.

**Motion by Council Member Starsky, second by Council Member Howell to approve Resolution No. 7527.
Motion carried.**

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

8h. Resolution No. 7529 - A Resolution Approving a Fee Increase at the Folsom Aquatic Center

Council Member Howell pulled this item to request a closer look be taken at the fees related to all the park and recreation facilities. Finance Director Gill responded that staff is in the process of preparing a users fee study.

The following speaker addressed the City Council:

- Ernie Sheldon

**Motion by Council Member Howell, second by Council Member Starsky, to approve Resolution No. 7529.
Motion carried.**

AYES:	Council Members:	Morin, Starsky, Howell, King
NOES:	Council Members:	Miklos
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

000006^{8k} Resolution No. 7539 - A Resolution Authorizing the City Manager to Execute Change Order No. 1 with

Granite Construction for the Folsom-Auburn Road Widening Project

Council Member Howell pulled this item to ask if Placer County has said when they will widen their side of Folsom-Auburn Road. Public Works Director Lorenz responded in the negative.

Motion by Council Member Howell, second by Council Member Starsky to approve Resolution No. 7539. Motion carried.

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

8m. Authorization for the Mayor to Send a Letter of Support to Senator Dave Cox for SB 773 that Clarifies the Ability of Water Agencies to Use Innovative Technologies to Meet Water Supply Needs Through Aquifer Storage and Recovery (ASR) Programs

Council Member Howell pulled this item to talk about the water storage technology and Senator Cox's legislation to standardize the approval process for this type of project.

Motion by Council Member Starsky, second by Mayor Miklos to approve item 8m. Motion carried.

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

OLD BUSINESS:

Mayor Miklos announced that item 9d would be taken next, out of order.

9d. Resolution No. 7528- A Resolution Approving the Final Design Proposal for the Veterans Memorial Project and Authorizing Staff to Negotiate a Contract with Acanthus Architecture to Construct, Fabricate and Install the Veterans Memorial Project (**amended**)

Parks and Recreation Supervisor Sandy Hilton made a presentation to the City Council. The architect and artist presented the proposed memorial.

Motion by Vice-Mayor Morin, second by Council Member Howell to approve Resolution No. 7528.

Council Member Howell expressed her opposition to placement of the memorial within the park.

Motion carried.

AYES:	Council Members:	Morin, Starsky, King, Miklos
NOES:	Council Members:	Howell
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

Mayor Miklos called a recess at 8:22 p.m., and reconvened the meeting at 8:31 p.m.

Motion by Mayor Miklos, second by Council Member Howell to waive the 10:30 rule. Motion carried.

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

10a. Review of the Nisenan Community Park Master Development Plan Recommendation

Parks and Recreation Director Goss made a presentation and responded to questions from the City Council.

The following speakers addressed the City Council:

- Darrell Britt, Jr.
- Bob Rogers
- Richard Gray
- Jack Matthews
- Candy Miller
- Loretta Hettinger
- Valrie Jensen
- Bob Holderness
- Bill Bryant
- Ernie Sheldon, representing the Parks and Recreation Commission and the Folsom Athletics Association

Parks and Recreation Director Goss responded to questions from the City Council.

Motion by Mayor Miklos, second by Council Member King to approve the park master plan as indicated in the staff report by Parks and Recreation, with modification that they work with tribal officials for proper resource and cultural mitigation and security, a 10:00 p.m. curfew on the lights, and elimination of any sound system. Motion carried.

AYES:	Council Members:	Morin, King, Miklos
NOES:	Council Members:	Starsky, Howell
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

Mayor Miklos requested Parks and Recreation Director Goss provide analysis for future lighting of Park Site #44.

Mayor Miklos stated that item 10b would be taken next, out of order.

10b. Ordinance No. 1035 - An Uncodified Emergency Ordinance Relating to Condominium Conversion in the City of Folsom (amended)

Community Development Director Johnson presented the staff report and he and Assistant City Attorney Cline responded to questions from the City Council.

The following speakers addressed the City Council:

- Scott Bales, applicant and sponsor of the Lakeridge Apartments conversion
- Brandon Broll, Ashton Place Apartments
- Dennis Rogers, Building Industry Association
- Nick Alexander
- Michael McDonnell, Ashton Place Apartments

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Motion by Mayor Miklos, second by Vice-Mayor Morin to adopt Ordinance No. 1035 as amended. Motion carried.

AYES:	Council Members:	Morin, Starsky, Howell, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

9a. Ordinance No. 1034 - An Ordinance Adding Chapter 9.105 to Title 9 of the Folsom Municipal Code to Address the Use and Possession of Alcoholic Beverages and Open Containers in Public Places and Specified Private Property (Second Reading)

Police Captain Saunders presented the staff report and responded to questions from the City Council. Parks and Recreation Director Goss provided additional information.

The following speaker addressed the City Council:

- Pete Provencial

Motion by Vice-Mayor Morin, second by Council Member King to adopt Ordinance No. 1034. Motion carried.

AYES:	Council Members:	Morin, Starsky, King, Miklos
NOES:	Council Members:	Howell
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

9b. Resolution No. 7526 - A Resolution Authorizing the City Manager to Execute an Agreement with PBM Construction, Inc. for the Construction of the Folsom City Lions Park and Library Site Improvement Project

Administrative Services Director Palmer made a presentation and responded to questions from the City Council. The City Council discussed the options to include the parking lot improvements.

The following speaker addressed the City Council:

- Ernie Sheldon

Motion by Vice-Mayor Morin, second by Council Member King to approve the bid for the site work and ask that Evert take the lead in gathering up the parties needed – maybe Park and Rec people and Nav [Gill] and Jim [Estep] to see if there is a way to make this work inside everybody's comfort level that might be in that room, because I think that we'd all like to see the polish there instead of having to have a small parking lot.

Finance Director Gill provided additional information.

Mayor Miklos called for a vote on Vice-Mayor Morin's motion. Motion carried.

AYES:	Council Members:	Morin, Starsky, King, Miklos
NOES:	Council Members:	Howell
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

- 9c. Resolution No. 7538 - A Resolution Authorizing the City Manager to Execute an Agreement with URS Corporation for the Construction Management Services for the Folsom City Lions Park and Library Site Improvement Project

Administrative Services Director Palmer made a presentation and responded to questions from the City Council.

Motion by Council Member King, second by Council Member Starsky to approve Resolution No. 7538. Motion carried.

AYES:	Council Members:	Morin, Starsky, King, Miklos
NOES:	Council Members:	Howell
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

- 9d. Resolution No. 7528- A Resolution Approving the Final Design Proposal for the Veterans Memorial Project and Authorizing Staff to Negotiate a Contract with Acanthus Architecture to Construct, Fabricate and Install the Veterans Memorial Project (**Taken out of order, prior to item 9a**)

- 9e. Resolution No. 7512 - A Resolution Approving Park Site 52 as the Location for the Empire Ranch Barn as a Static Display Commemorating the Ranching History in Folsom

Parks and Recreation Director Goss made a presentation and responded to questions from the City Council.

Council Member Howell left the meeting at 11:21 p.m.

The following speakers addressed the City Council:

- Madeleine Moseley
- Loretta Hettinger
- Candy Miller
- Sandy Hilton, Parks and Recreation Superintendent
- Valrie Jensen
- Richard Gray
- Ernie Sheldon

Motion by Mayor Miklos, second by Council Member Starsky to approve Resolution No. 7512.

Mayor Miklos withdrew his motion.

Substitute motion by Vice-Mayor Morin, second by Council Member King to task Robert [Goss], Sandy [Hilton], and Lynn [LePage] and whomever is deemed appropriate to investigate the best use of park site 52 as a repository for the barn or its cash equivalent and maintaining it as a homestead park theme if possible. Motion carried.

AYES:	Council Members:	Morin, Starsky, King, Miklos
NOES:	Council Members:	None
ABSENT:	Council Members:	Howell
ABSTAIN:	Council Members:	None

NEW BUSINESS:

- 10a. Review of the Nisenan Community Park Master Development Plan Recommendation (**discussed prior to item 9a**)
- 10b. Ordinance No. 1035 - An Uncodified Emergency Ordinance Relating to Condominium Conversion in the City of Folsom (**amended**) (**discussed prior to item 10a**)

CITY MANAGER REPORTS:

None

CITY COUNCIL COMMENTS:

None

ADJOURNMENT:

There being no further business to come before the Folsom City Council, the regular meeting was adjourned at 12:37 p.m.

Christa Schmidt, City Clerk

ATTEST:

Stephen E. Miklos, Mayor

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Attachment A
City of Folsom Landscaping and Lighting Districts

1. American River Canyon North 1 -
2. American River Canyon North 2
3. Blue Ravine Oaks
4. Briggs Ranch
5. Broadstone Unit No. 1 and Unit No. 2
6. Broadstone Unit No. 3
7. Cobble Hills
8. Cobble Ridge II/Reflections
9. Fieldstone Meadows
10. Folsom Heights
11. Hannaford Cross
12. La Collina dal Lago
13. Lake Natoma Shores
14. Lakeidge Estates
15. Los Cerros
16. Natoma Station
17. Prairie Oaks Ranch
18. Sierra Estates
19. Silverbrook
20. Steeplechase
21. The Residences at American River Canyon
22. Willow Creek East
23. Willow Creek South
24. Willow Springs