

**CITY OF FOLSOM**  
**SPECIAL CITY COUNCIL MEETING MINUTES**  
**MAY 12, 2009**

**CALL TO ORDER:** The special meeting of the Folsom City Council was called to order at 5:34 p.m. in City Council Chambers, 50 Natoma Street, Folsom, with Mayor Miklos presiding.

**ROLL CALL:**

Council Members Present: Council Member Ernie Sheldon  
Vice Mayor Jeff Starsky  
Council Member Kerri Howell  
Council Member Andy Morin  
Mayor Steve Miklos

Council Members Absent: None

Staff Present: City Manager Kerry Miller Jim Francis, Chief Financial Officer  
City Attorney Bruce Cline Rich Lorenz, Public Works Director  
Assistant City Manager Evert Palmer David Miller, Community Services  
Deputy City Clerk Tina McVay Director  
Police Chief Sam Spiegel Steve Wang, Asst City Attorney

**ADJOURNMENT TO CLOSED SESSION FOR THE FOLLOWING PURPOSES:**

3a. Threat to Public Services or Facilities - Pursuant to Government Code section 54957:

i. Consultation with: Chief of Police, Sam L. Spiegel; City Attorney, Bruce C. Cline

City Attorney Cline read the closed session items into the record.

**Motion by Vice Mayor Starsky, second by Council Member Howell to adjourn to Closed Session for the above-referenced item. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Sheldon, Starsky, Howell, Morin, Miklos</b>
<b>NOES:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSENT:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSTAIN:</b>	<b>Council Members:</b>	<b>None</b>

Mayor Miklos reconvened the special meeting at 6:32 p.m. City Attorney Cline announced that no final action was taken during Closed Session.

**ADJOURNMENT:**

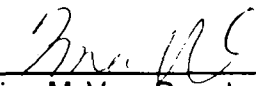
There being no further business to come before the Folsom City Council, the special meeting was adjourned at 6:32 p.m.

ATTEST:



Stephen E. Miklos, Mayor

Approved 05/26/2009

  
Tina McVay, Deputy City Clerk

**CITY OF FOLSOM**  
**REGULAR CITY COUNCIL MEETING MINUTES**  
**MAY 12, 2009**

**CALL TO ORDER:** The regular meeting of the Folsom City Council was called to order at 6:32 p.m. in City Council Chambers, 50 Natoma Street, Folsom, with Mayor Miklos presiding.

**ROLL CALL:**

Council Members Present: Council Member Ernie Sheldon  
Vice Mayor Jeff Starsky  
Council Member Kerri Howell  
Council Member Andy Morin  
Mayor Steve Miklos

Council Members Absent: None

Staff Present: City Manager Kerry Miller Jim Francis, Chief Financial Officer  
City Attorney Bruce Cline Dan Haverty, Fire Chief  
Assistant City Manager Evert Palmer Sam Spiegel, Police Chief  
Deputy City Clerk Tina McVay  
Police Chief Sam Spiegel

**PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was recited.

**AGENDA UPDATE:**

Assistant City Manager Palmer announced that revised information has been provided for Presentation Item 5a and the addition of Consent Calendar item 7j authorized pursuant to Government Code section 54954.2(2).

**Motion by Mayor Miklos, second by Vice Mayor Starsky to approve the addition of Consent Calendar item 7j. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Sheldon, Starsky, Howell, Morin, Miklos</b>
<b>NOES:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSENT:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSTAIN:</b>	<b>Council Members:</b>	<b>None</b>

**SCHEDULED PRESENTATIONS:**

5a. Resolution of Commendation Honoring the Late Jess Wayne Spence and Renaming the Annual Folsom Veterans Day Parade as the Wayne Spence Memorial Folsom Veterans Day Parade

Mayor Miklos and Vice Mayor Starsky presented the Resolution of Commendation. Vice Mayor Starsky requested a moment of silence in honor of Mr. Spence.

Approved 05/26/2009

- 5b. Resolution of Commendation Honoring Isabella Barcellona for Receiving the Girl Scout Silver Award

Council Member Howell presented the Resolution of Commendation.

- 5c. Resolution of Commendation Honoring Casa Roble Fundamental High School Air Force Jr. ROTC Cadets for Placing 7th in the National Academic Challenge Event in Washington, DC

Council Member Sheldon presented the Resolution of Commendation.

- 5d. Proclamation of the Mayor of the City of Folsom Proclaiming May as Exercise is Medicine Month™

Council Member Morin presented the Proclamation.

City Manager Miller announced that with the positive community support in water conservation since February 2009, the City will announce on May 13 a move from Stage 3 to Stage 2 water restrictions; and asks the community that continued water conservation be observed.

- 5e. Fire Season 2009 Information/Update

Fire Chief Haverty presented information on the 2009 fire season and responded to questions from the City Council.

- 5f. City Manager's Fiscal Year 2008-09 Third Quarter Financial Report

Chief Financial Officer Francis presented the third quarter financial report and responded to questions from the City Council

#### **BUSINESS FROM THE FLOOR:**

The following speakers addressed the City Council:

- Bill Edgar, representing BLT Enterprises, spoke in support of their business relationship with the City of Folsom.
- Julie Oliver, owner of the Acorn Café, spoke regarding the challenges concerning the City's sign ordinance.
- Gerald Baribeau spoke to commend and recognize Vaughn Fleischbein, engineer in the Utilities Department, for his exceptional work and communication with residents on the Orange Grove construction project

#### **CONSENT CALENDAR:**

- 7a. Approval of the April 28, 2009 Special/Regular Meeting Minutes
- 7b. Nomination of the Folsom, Isleton, and Galt Representative to the Sacramento Environmental Commission

- 7c. City Council Acceptance of the Fire Department Service Delivery Improvement Plan 2009 - 2013
- 7d. Resolution No. 8485 - A Resolution Authorizing the City Manager to Execute an Agreement with Allied Waste Services for the Diversion, Purchase and Processing of the City's Single Stream Recyclable Materials
- 7e. Resolution No. 8486 - A Resolution Authorizing the City Manager to Approve Contract Change Order No. 2 with Syblon Reid Construction, Inc. for the Construction of the Orange Grove Wet Utilities Rehabilitation Project
- 7f. Resolution No. 8487 - A Resolution Authorizing the City Manager to Execute an Agreement with Brown and Caldwell for Corrective Action Monitoring for the Corporation Yard Landfill and Appropriation of Funds
- 7g. Resolution No. 8488 - A Resolution Authorizing the Sale of Surplus Police Motorcycles
- 7h. Resolution No. 8489 - A Resolution Authorizing the City Manager to Execute a Construction Contract with Sturgeon Construction, Inc. for the Willow Hill Reservoir Community Park - Phase II Project Funded through Park Development Impact Fees (Fund 412)
- 7i. Resolution No. 8490 - A Resolution Authorizing the City Manager to Submit Applications for Grant Funds to the U.S. Department of the Interior, Bureau of Reclamation, Challenge Grant Program: Recovery Act of 2009 Water Marketing and Efficiency Grants
- 7j. Resolution No. 8491 - A Resolution Finding a Severe Fiscal Hardship will be Experienced by California's Cities if Additional Local Property Tax Funds are Borrowed and Additional Unfunded Mandates are Adopted by the State of California

**Motion by Council Member Howell, second by Vice Mayor Starsky to approve Consent Calendar items 7a through 7j. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Sheldon, Starsky, Howell, Morin, Miklos</b>
<b>NOES:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSENT:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSTAIN:</b>	<b>Council Members:</b>	<b>None</b>

**PUBLIC HEARING:**

- 8a. Resolution No. 8483 - A Resolution Accepting Fiscal Year 2008-2009 Supplemental Law Enforcement Services Fund (SLESF), Citizen's Option for Public Safety (COPS) Grant for the Purchase of Equipment in Accordance with State Requirements

Chief Spiegel presented the staff report and responded to questions from the City Council.

Mayor Miklos opened the Public Hearing at 8:07 p.m. Hearing no speakers, the Public Hearing was closed.

**Motion by Vice Mayor Starsky, second by Council Member Howell to approve Resolution No. 8483. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Sheldon, Starsky, Howell, Morin, Miklos</b>
<b>NOES:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSENT:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSTAIN:</b>	<b>Council Members:</b>	<b>None</b>

**NEW BUSINESS:**

- 9a. Resolution No. 8484 - A Resolution of the City of Folsom Extending Ordinance No. 1108 Relating to Deferral of Certain Development Impact Fees

**Motion by Council Member Morin, second by Mayor Miklos to approve Resolution No. 8484. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Sheldon, Starsky, Howell, Morin, Miklos</b>
<b>NOES:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSENT:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSTAIN:</b>	<b>Council Members:</b>	<b>None</b>

- 9b. Ordinance No. 1120 - An Ordinance of the City of Folsom Repealing and Replacing Title 7 of the Folsom Municipal Code Concerning Animals (Introduction and First Reading)

Assistant City Manager Palmer presented the staff report and responded to questions from the City Council.

**Motion by Mayor Miklos, second by Council Member Howell to introduce Ordinance No. 1120. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Sheldon, Starsky, Howell, Morin, Miklos</b>
<b>NOES:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSENT:</b>	<b>Council Members:</b>	<b>None</b>
<b>ABSTAIN:</b>	<b>Council Members:</b>	<b>None</b>

**CITY MANAGER REPORTS:**

City Manager Miller commented on Consent Calendar 7j concerning severe fiscal hardships cities will experienced if the State borrows property tax revenues. We received word that the Governor will announce two budget proposals on May 14, the first proposal if the propositions pass the State will have a deficit of \$15 billion; and second if the propositions fail the State will have a deficit of \$21 billion at June 30. The City of Folsom is one of few cities that is prepared. City Manager Miller also announced that the City's newsletter will be available electronically on the City's website beginning June 1; and that a limited number of copies will be available at City Hall, the Seniors and Arts Center and the library; and the annual Public Works Public Participation Day will be held on May 20, 2009.

**COUNCIL COMMENTS:**

Council Member Sheldon announced that the Run with Nature event will be held on Saturday, May 16; and encouraged Folsom residents to drive safely.

Council Member Howell reminded residents to observe the hands-free cell phone laws, speed limits and red lights.

Council Member Morin shared that the installation of water meters in his neighborhood was complete and went well and complimented Fire Chief Haverty on the Fire Department Service Delivery Plan adopted tonight.

Vice Mayor Starsky spoke concerning fire safety warnings and water safety at rivers and near water as temperatures rise.

Mayor Miklos commended Bill Gisler for work at the shopping center where Mr. Miklos' offices are located and the positive outcome with the property owner. Mayor Miklos invited residents and students to ride to the Sacramento Capital on May 21, 2009; and complimented the Fire Department on the Service Delivery Plan.

**ADJOURNMENT:**

There being no further business to come before the Folsom City Council, the regular meeting was adjourned in memory of Wayne Spence at 8:25 p.m.

ATTEST:

  
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Stephen E. Miklos, Mayor

  
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Tina McVay, Deputy City Clerk