

**CITY OF FOLSOM**  
**SPECIAL CITY COUNCIL MEETING MINUTES**  
**APRIL 27, 2010**

**CALL TO ORDER:** The special meeting of the Folsom City Council was called to order at 4:00 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California with Mayor Starsky presiding.

**ROLL CALL:**

Council / Board Members Present:

Vice Mayor Andy Morin  
Council Member Ernie Sheldon  
Council Member Kerri Howell  
Mayor Jeff Starsky

Council / Board Members Absent:

Council Member Miklos (arrived at 4:01 p.m.)

Staff Present:

City Manager Kerry Miller  
Assistant City Manager Evert Palmer  
City Attorney Bruce Cline  
City Clerk Christa Freemantle  
Public Works Director Lorenz  
Community Development Director Miller  
Finance Director Jim Francis  
Fire Chief Dan Haverty

**BUDGET HEARING:**

4a. Budget Workshop #1

Revenue Projections, General Government, Fire, Public Works, Utilities, and Non-Departmental

Mayor Starsky and City Manager Miller provided an overview of the workshop.

Finance Director Francis made a presentation and responded to questions from the City Council.

Assistant City Manager Palmer made a presentation regarding the Fire Department budget and responded to questions from the City Council. Fire Chief Haverty made a presentation and responded to questions from the City Council.

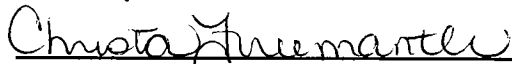
Assistant City Manager Palmer made a presentation regarding the non-departmental budget and responded to questions from the City Council.

**ADJOURNMENT:**

The special meeting was adjourned at 5:45 p.m.

ATTEST:

  
Jeffrey M. Starsky, Mayor

  
Christa Freemantle, City Clerk

Approved 05/11/2010

**CITY OF FOLSOM**  
**SPECIAL CITY COUNCIL MEETING MINUTES**  
**APRIL 27, 2010**

**CALL TO ORDER:** The special meeting of the Folsom City Council was called to order at 5:45 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California with Mayor Starsky presiding.

**ROLL CALL:**

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

Council / Board Members Absent: None

Staff Present: City Manager Kerry Miller  
Assistant City Manager Evert Palmer  
City Attorney Bruce Cline  
City Clerk Christa Freemantle  
Finance Director Jim Francis  
Human Resources Director John Spittler

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

- 3a. Conference with Labor Negotiator - Pursuant to Government Code section 54957.6:  
i. Agency Negotiator: Human Resources Director John Spittler  
Employee Organizations: All Bargaining Units and Unrepresented Employees

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

**AYES:** Council / Board Members: Miklos, Morin, Sheldon, Howell, Starsky  
**NOES:** Council / Board Members: None  
**ABSENT:** Council / Board Members: None  
**ABSTAIN:** Council / Board Members: None

Mayor Starsky reconvened the special meeting at 6:31 p.m. City Attorney Cline reported 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.

  
\_\_\_\_\_  
Christa Freemantle, City Clerk

ATTEST

  
\_\_\_\_\_  
Jeffrey M. Starsky, Mayor

Approved 05/11/2010

**CITY OF FOLSOM**  
**REGULAR CITY COUNCIL MEETING**  
**APRIL 27, 2010**

**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, California, with Mayor Starsky presiding.

**ROLL CALL:**

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

Council Members Absent:      None

Staff Present:                      City Manager Kerry Miller  
   Assistant City Manager Evert Palmer  
   City Attorney Bruce Cline  
   City Clerk Christa Freemantle  
   Human Resources Director John Spittler  
   Community Development Director David Miller  
   Public Works Director Rich Lorenz  
   Finance Director Jim Francis

**PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was recited.

**AGENDA UPDATE:**

Assistant City Manager Palmer announced that there were no changes to the agenda.

**SCHEDULED PRESENTATIONS:**

- 5a.      Proclamation of the Mayor of the City of Folsom Proclaiming May 16 through May 22, 2010 as "National Public Works Week" and May 19, 2010 as "Public Works and Public Participation Day" in the City of Folsom

Mayor Starsky presented the Proclamation.

**BUSINESS FROM THE FLOOR:**

The following speakers addressed the City Council:

Jim Kirstein, regarding trails along railroads  
Loretta Hettinger, regarding the upcoming "Lot Y" project  
Madeleine Moseley, thanking merchants for their support of Trails Day  
John Hettinger, regarding the upcoming "Lot Y" project  
June Chan, regarding bicyclists and skateboarders using the sidewalks in the Sutter Street area

Approved 05/11/2010

Bill Miklos, announced his candidacy for the Folsom Unified School Board  
Barbara Leary, regarding the upcoming "Lot Y" project  
Bob Holderness, representing the applicant, regarding the upcoming "Lot Y" project

**CONSENT CALENDAR:**

- 7a. Approval of the March 23, 2010 Special/Regular Meeting Minutes
- 7b. Approval of the April 13, 2010 Special/Regular Meeting Minutes
- 7c. Resolution No. 8646 - A Resolution Authorizing the City Manager to Execute an Agreement with Tully & Young, Inc. to Assist the City to Identify and Pursue a Short-Term Water Transfer to Maximize the Benefits of Conserved Water within the City of Folsom and the Appropriation of Funds **(pulled for discussion)**
- 7d. Resolution No. 8651 - A Resolution Authorizing the Acceptance of Donated Open Space Parcels Lots C and D of Folsom Heights (APN's: 071-0320-079-0000 and 071-1050-051-0000) from Ryland Homes and Authorizing the City Manager to Execute Necessary Documents for Same
- 7e. Resolution No. 8652 - A Resolution Authorizing the City Manager to Execute a License Agreement with New Cingular Wireless PCS, LLC for the Placement of Wireless Communications Facilities within the BT Collins Park Site **(pulled for discussion)**
- 7f. Resolution No. 8653 - A Resolution Authorizing the City Manager to Execute Amendment No. 1 to the Construction Contract with Abide Builders, Inc. for the Folsom City Lions Park ADA Pavement Replacement Project Funded through Folsom Community Development Block Grant Funding (Contract No. 174-21 10-016)
- 7g. Resolution No. 8655 - A Resolution Authorizing the use of Project Funding in Excess of Contract Contingency for Increases in the Scope of Work and Resulting Change Orders for the Natoma Station Drive Bicycle and Pedestrian Improvement Project Funded through a Grant from the State Bicycle Transportation Account and Measure A
- 7h. Resolution No. 8656 - A Resolution Authorizing the City Manager to Execute a License Agreement with Clear Wireless, LLC for the Placement of Wireless Communications Facilities within the Lembi Park Site **(pulled for discussion)**
- 7i. Resolution No. 8657 - A Resolution of the Folsom City Council Opposing Proposition 16, the New Two-Thirds Requirement for Local Public Electricity Providers - Initiative Constitutional Amendment **(pulled for discussion)**
- 7j. Resolution No. 8658 - A Resolution Authorizing the City Manager to Execute an Agreement with Vavrinek, Trine, Day & Company, LLP, to Provide Audit Services for Three Fiscal Years Ending June 30, 2010, 2011 and 2012
- 7k. Resolution No. 8659 - A Resolution Authorizing the City Manager to Execute Amendment No. 1 Extending the Term and Reducing Fees through FY 2012/13 for the Consultant Agreement with the Ferguson Group for Federal Legislative Advocacy Services (Contract No. 173-21 09-026)
- 7l. Resolution No. 8661 - City Council of the City of Folsom Resolution to Grant Another Designated Period for Two Years Additional Service Credit (this Resolution Enacts the

Amendment to the Contract between the Board of Administration, California Public Employees' Retirement System and the City Council , City of Folsom Relating to Additional Service Credit and Designating a Period to Offer the Benefit) **(pulled for discussion with item 8b.)**

**Motion by Council Member Howell, second by Vice Mayor Morin to approve Consent Calendar items 7a, 7b, 7d, 7f, 7g, 7j, and 7k. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Miklos, Morin, Sheldon, Howell, Starsky</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>

**CONSENT CALENDAR ITEMS PULLED FOR DISCUSSION:**

- 7c. Resolution No. 8646 - A Resolution Authorizing the City Manager to Execute an Agreement with Tully & Young, Inc. to Assist the City to Identify and Pursue a Short-Term Water Transfer to Maximize the Benefits of Conserved Water within the City of Folsom and the Appropriation of Funds **(pulled for discussion)**

Council Member Howell pulled this item to request the Utilities Director confirm that this is a short-term water sale and clarify the payment terms for the contract. Council Member Sheldon requested further clarification of the amount of payment. Utilities Director Payne affirmed that that the transfer will be short-term and confirmed the payment terms of \$39,000 for preliminary work and up to \$95,000 if a successful transfer is achieved.

**Motion by Council Member Howell, second by Mayor Starsky to approve Resolution No. 8646. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Miklos, Morin, Sheldon, Howell, Starsky</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>

- 7e. Resolution No. 8652 - A Resolution Authorizing the City Manager to Execute a License Agreement with New Cingular Wireless PCS, LLC for the Placement of Wireless Communications Facilities within the BT Collins Park Site **(pulled for discussion)**

- 7h. Resolution No. 8656 - A Resolution Authorizing the City Manager to Execute a License Agreement with Clear Wireless, LLC for the Placement of Wireless Communications Facilities within the Lembi Park Site **(pulled for discussion)**

Council Member Sheldon pulled items 7e and 7h to express his support for depositing the revenue from these contracts into the park renovation fund, complaining about what he feels has been inadequate renovation of parks. Mr. Sheldon stated that he doesn't want the money to go into the general fund for other departments to compete for.

**Motion by Council Member Sheldon, second by Council Member Howell to approve Resolution No's. 8652 and 8656. Motion carried with the following roll call vote:**

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

**ABSTAIN: Council Members: None**

- 7i. Resolution No. 8657 - A Resolution of the Folsom City Council Opposing Proposition 16, the New Two-Thirds Requirement for Local Public Electricity Providers - Initiative Constitutional Amendment (**pulled for discussion**)

Council Member Howell pulled this item to voice her opposition to Proposition 16.

Speaker Nancy Bui-Thompson, SMUD Board Member, conveyed her opposition to Proposition 16.

**Motion by Council Member Howell, second by Council Member Miklos to approve Resolution No. 8657. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Miklos, Morin, Sheldon, Howell, Starsky</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. PN 02-569 Larkspur Landing Hotel Expansion Appeal of a Planned Development Permit:
- i. Resolution No. 8660 - A Resolution of the City Council of the City of Folsom Adopting an Addendum to the Final Environmental Impact Report for the Natoma Station Residential and Commercial Development Project; Denying the Appeal of the Planning Commission's Approval of the Lot Y Hotel Planned Development Permit Application; Approving the Lot Y Hotel Planned Development Permit Application; and Authorizing the City Manager to Execute an Easement Agreement Relating to a Portion of City Property Adjacent to the Development (**Continued to May 11, 2010**)
- 8b. Fiscal Year 2010-11 Preliminary Budget for the City of Folsom, the Folsom Redevelopment Agency, and the Folsom Public Financing Authority
- 7i. Resolution No. 8661 - City Council of the City of Folsom Resolution to Grant Another Designated Period for Two Years Additional Service Credit (this Resolution Enacts the Amendment to the Contract between the Board of Administration, California Public Employees' Retirement System and the City Council , City of Folsom Relating to Additional Service Credit and Designating a Period to Offer the Benefit) (**pulled from the Consent Calendar for discussion with item 8b.**)

Council Member Sheldon and Mayor Starsky made opening comments regarding their thoughts on the budget process.

Assistant City Manager Palmer presented the Public Works/Utilities budget and responded to questions from the City Council. Public Works Director Lorenz provided additional information and responded to questions from the City Council. Vice Mayor Morin suggested a noticed meeting to discuss transit operations, especially if service reductions are being considered. Utilities Director Payne provided additional information and responded to questions from the City Council.

Human Resources Director Spittler made a presentation and responded to questions from the City Council regarding the proposed Resolution No. 8661. City Manager Miller provided additional information.

**Motion by Vice Mayor Morin, second by Council Member Howell to approve Resolution No. 8661. Motion carried with the following roll call vote:**

<b>AYES:</b>	<b>Council Members:</b>	<b>Miklos, Morin, Sheldon, Howell, Starsky</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 Starsky opened the Public Hearing at 8:26 p.m. The following speakers addressed the City Council:

Rick Olson, President of the Folsom Police Officers Association, addressed the City Council regarding the Police Department's budget

Gerald Hayden, Folsom Lake College Administration of Justice Club, expressing concern regarding potential cuts to the Police Department

June Chan addressed the City Council regarding potential cuts to the Code Enforcement budget

Stuart Lott addressed the City Council in support of the Parks and Recreation Department

Hector Alvarez, Reserve Police Officer, regarding the impact of proposed cuts to the Police Department

Tiffany Ellison regarding the impact of proposed cuts to the Police Department

Hearing no further speakers, the Public Hearing was closed at 8:44 p.m.

#### **CITY MANAGER REPORTS:**

City Manager Miller spoke of the lifting of the Stage 2 Water Alert and invited residents to attend the Second Saturday event on Sutter Street.

#### **COUNCIL COMMENTS:**

Mayor Starsky and Council Member Miklos Report on Cap to Cap, Washington, D.C.

Council Member Miklos reported on his lobbying activity related to the Sustainable Communities Initiative and his participation on a panel discussion regarding the Initiative's implementation. He also spoke of the Department of Transportation's grant opportunities. Council Member Miklos expressed his disappointment with the School District's recent award of a new contract and raise to the Superintendent.

Council Member Howell congratulated the Rotary Club for their wine and dine event. She encouraged residents to drive carefully.

Council Member Sheldon complimented the Parks and Recreation Department on the recent Trails Day Event. He alerted residents about the problems of growing weeds, explaining the need to get rid of them at the right time. He encouraged residents to ride their bicycles carefully.

Vice Mayor Morin spoke about Trails Day.

Mayor Starsky spoke of his meetings with the Corps of Engineers and the money owed to the City for completion of the Folsom Lake Crossing. He worked with San Juan Water District regarding water and

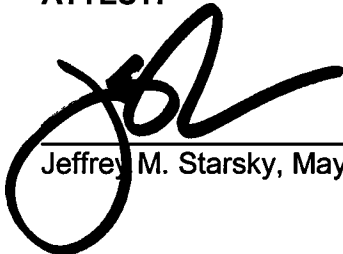
delta issues. He urged residents to consider water conservation efforts regardless of the lifting of the Stage 2 Water Alert. He invited residents to attend the May 15 Run With Nature event.

**ADJOURNMENT:**

There being no further business to come before the Folsom City Council, the regular meeting was adjourned at 9:10 p.m.

  
Christa Freemantle, City Clerk

**ATTEST:**

  
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Jeffrey M. Starsky, Mayor