

**CITY OF FOLSOM**  
**SPECIAL CITY COUNCIL MEETING MINUTES**  
**MAY 25, 2010**

**CALL TO ORDER:** The special meeting of the Folsom City Council was called to order at 5:30 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California with Vice Mayor Morin presiding.

**ROLL CALL:**

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

Council Members Absent: Council Member Miklos  
Mayor Jeff Starsky (arrived during Closed Session)

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

Mayor Starsky arrived during Closed Session.

Mayor Starsky reconvened the special meeting at 6:33 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 6:33 p.m.

  
Christa Freemantle, City Clerk

ATTEST:

  
Jeffrey M. Starsky, Mayor

Approved 6/8/2010

**CITY OF FOLSOM**  
**REGULAR CITY COUNCIL MEETING**  
**MAY 25, 2010**

**CALL TO ORDER:** The regular meeting of the Folsom City Council was called to order at 6:33 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California, with Mayor Starsky presiding.

**ROLL CALL:**

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

Council Members Absent:      Council Member Miklos

Staff Present:                      City Manager Kerry Miller  
   Assistant City Manager Evert Palmer  
   City Attorney Bruce Cline  
   City Clerk Christa Freemantle  
   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.

**BUSINESS FROM THE FLOOR:**

The following speaker addressed the City Council:

Barbara Leary, regarding the Chinese Diggings site

**CONSENT CALENDAR:**

- 6a.      Approval of the May 11, 2010 Special/Regular Meeting Minutes **(pulled for discussion)**
- 6b.      Appointment of City of Folsom Representative to the Citizens' Advisory Committee for Folsom State Prison
- 6c.      Appointment of City of Folsom Representative to the City/County Solid Waste Advisory Committee
- 6d.      Appointment of an At-Large Member to the Utility Commission **(pulled for discussion)**

- 6e. Resolution No. 8664 - A Resolution Authorizing the City Manager to Execute Amendment No. 2 to Extend the Existing Agreement with Sunworld LLC for Maintenance of Municipal Park Sites and Facilities to December 31, 2010 at the Same Monthly Cost, and for the Purpose of Synchronizing the Bidding Process with the City's Budget Preparation Process (Contract No. 172-21 08-040)
- 6f. Resolution No. 8665 - A Resolution Authorizing the City Manager to Execute a Program Supplement Agreement to Administering Agency-State Agreement No. 03-5288R for the Citywide Pavement Repair and ADA Improvements Project
- 6g. Resolution No. 8666 - A Resolution Authorizing the City Manager to Approve a Draft Annual Anticipated Disadvantage Business Enterprise Participation Level for Transportation Projects with Federal Funding Assistance
- 6h. Resolution No. 8667 - A Resolution Rejecting all Bids Received for Bid Proposal No. U-09/10-002 for Tipping, Processing and Diversion of the City's Green Waste Materials **(pulled for discussion)**
- 6i. Resolution No. 8668 - A Resolution Authorizing the City Manager to Execute an Agreement with Peterson - Brustad, Inc. for Design Review and Inspection Services for the East Tank No. 2 Rehabilitation Project and Appropriation of Funds
- 6j. Resolution No. 8669 - A Resolution Authorizing the City Manager to Execute Amendment No. 1 to the Agreement with Sacramento County (Contract No. 174-21 07-007) for Adjustments to the Tipping Fees for Municipal Solid Waste at Kiefer Landfill for the Solid Waste Operating Fund **(pulled for discussion)**
- 6k. Resolution No. 8670 - A Resolution Authorizing the City Manager to Award a Contract to Fireblast 451, Inc. to Manufacture a Live Fire Mobile Training Trailer and Provide Operator Training using Grant Funds from the FEMA Assistance To Firefighters Grant Program (AFG)

**Motion by Council Member Howell, second by Vice Mayor Morin to approve Consent Calendar item 6b, 6c, 6e, 6f, 6g, 6i, and 6k. Motion carried with the following roll call vote:**

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

**CONSENT CALENDAR ITEMS PULLED FOR DISCUSSION:**

- 6a. Approval of the May 11, 2010 Special/Regular Meeting Minutes

Council Member Howell pulled this item to request that Vice Mayor Morin's comments regarding the JPA rail easement be included. The item was continued so the City Clerk may review the meeting recording and bring the minutes back for approval at the next meeting.

- 6d. Appointment of an At-Large Member to the Utility Commission **(pulled for discussion)**

Council Member Howell pulled this item to announce her direct appointment of Ravi Kahlon.

**Motion by Council Member Howell, second by Vice Mayor Morin to approve item 6d. Motion carried with the following roll call vote:**

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

6h. Resolution No. 8667 - A Resolution Rejecting all Bids Received for Bid Proposal No. U-09/10-002 for Tipping, Processing and Diversion of the City's Green Waste Materials **(pulled for discussion)**

6j. Resolution No. 8669 - A Resolution Authorizing the City Manager to Execute Amendment No. 1 to the Agreement with Sacramento County (Contract No. 174-21 07-007) for Adjustments to the Tipping Fees for Municipal Solid Waste at Kiefer Landfill for the Solid Waste Operating Fund **(pulled for discussion)**

Council Member Howell pulled items 6h and 6j to thank the Utilities Department for their efforts to reduce costs.

**Motion by Council Member Howell, second by Vice Mayor Morin to approve items 6h and 6j. Motion carried with the following roll call vote:**

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

**PUBLIC HEARING:**

8a. Fiscal Year 2010-11 Preliminary Budget for the City of Folsom, the Folsom Redevelopment Agency, and the Folsom Public Financing Authority **(Continued from May 11, 2010)**

City Manager Miller introduced the item. Finance Director Francis presented the budget and responded to questions from the City Council.

Mayor Starsky announced the opening (and continuation from the May 11 City Council meeting) of the budget Public Hearing at 6:54 p.m. The following speakers addressed the City Council:

Randy Panek, regarding the Code Enforcement budget  
Ron Gray, regarding the Code Enforcement budget  
John Lewis, Vice President, Folsom Police Officers Association

Hearing no further speakers, Mayor Starsky closed the Public Hearing at 7:01 p.m.

**Motion by Council Member Sheldon, second by Council Member Howell, to approve the budget as presented. Motion carried with the following roll call vote:**

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

Approved 6/8/2010

**NEW BUSINESS:**

- 8a. Consideration of an Amendment to the Retirement Contract Pursuant to Government Code Section 21547.7 (Alternate Death Benefit for Local Fire Members Credited with 20 or More Years of Service) with the Cost to be Borne by the Benefited Employees
- i. Resolution No. 8663 - Resolution of Intention to Approve an Amendment to the Contract Between the Board of Administration, California Public Employees' Retirement System and the City Council, City of Folsom to Provide Section 21547.7 (Alternate Death Benefit for Local Fire Members Credited with 20 or More Years of Service)
  - ii. Ordinance No. 1129 - An Ordinance of the City Council of the City of Folsom Enacting Section 2.33.110, Chapter 2.33 of the Folsom Municipal Code and Authorizing Further Amendment to the Contract Between the City of Folsom and the Board of Administration of the California Public Employees' Retirement System (Introduction and First Reading)

Human Resources Director Spittler made a presentation and responded to questions from the City Council.

**Motion by Council Member Howell, second by Council Member Sheldon to approve Resolution No. 8663 and to introduce Ordinance No. 1129. Motion carried with the following roll call vote:**

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

**CITY OF FOLSOM**  
**JOINT SPECIAL CITY COUNCIL / REDEVELOPMENT AGENCY / PUBLIC FINANCING**  
**AUTHORITY**  
**and**  
**JOINT REGULAR CITY COUNCIL / PUBLIC FINANCING AUTHORITY**  
**MEETING MINUTES**  
**MAY 25, 2010**

**CALL TO ORDER:** The special and regular joint meetings of the City Council/Redevelopment Agency/Public Financing Authority was called to order at 7:28 p.m. in City Council Chambers, 50 Natoma Street, Folsom, with Mayor/Chair Starsky presiding.

**ROLL CALL:**

Council / Board Members Present:	Ernie Sheldon Kerri Howell Andy Morin Jeff Starsky
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Council / Board Members Absent:	Steve Miklos
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Staff Present: City Manager / Executive Director Kerry Miller  
City Attorney / Agency Counsel Bruce Cline  
Assistant City Manager Evert Palmer  
City Clerk / Secretary Christa Freemantle  
Finance Director Jim Francis

**CONSENT CALENDAR:**

- 9b(i). Approval of the April 13, 2010 Redevelopment Agency Special Meeting Minutes
- 9b(ii). Approval of the April 13, 2010 Public Financing Authority Special Meeting Minutes
- 9b(iii). Receive and File the City of Folsom, Folsom Redevelopment Agency and Folsom Public Finance Authority's Monthly Investment Reports for the Month of March 2010

**Motion by Mayor/Chair Starsky, second by Council/Board Member Howell to approve the Consent Calendar. Motion carried with the following roll call vote:**

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

**NEW BUSINESS:**

- 9c(i). Folsom Public Financing Authority Special Tax Revenue Bonds, Series 2010A and Subordinated Series 2010B (Empire Ranch CFD #10)
  - a. Resolution 8671 - A Resolution of the City Council of the City of Folsom Authorizing the Issuance of Not to Exceed \$23,750,000 Aggregate Principal Amount of City of Folsom Community Facilities District No. 10 Special Tax Refunding Bonds, Series 2010, Approving the Execution and Delivery of a Fourth Supplemental Indenture, a Local Obligation Purchase Contract, an Escrow Agreement and a Continuing Disclosure Certificate and the Preparation of an Official Statement and Other Matters Related Thereto
  - b. Resolution No. 10-059-PFA - A Resolution of the Governing Board of the Folsom Public Financing Authority Authorizing the Issuance, Sale and Delivery of Not to Exceed \$23,750,000 Aggregate Principal Amount of Special Tax Revenue Bonds, Series 2010A and Special Tax Revenue Bonds, Subordinated Series 2010B; Approving the Form and Substance of a Trust Agreement, Authorizing Modifications Thereof and Execution and Delivery as Modified; Approving a Preliminary Official Statement, Authorizing Changes Thereto and Execution and Delivery Thereof and of an Official Statement to be Derived Therefrom; Approving a Local Obligation Purchase Contract and a Bond Purchase Contract and Execution and Delivery of Each; and Authorizing Related Actions Necessary to Implement the Proposed Refunding Program

Finance Director Francis presented the staff report and responded to questions from the City Council.

**Motion by Mayor/Chair Starsky, second by Council/Board Member Howell to approve Resolution No. 8671 and Resolution No. 10-059-PFA. Motion carried with the following roll call vote:**

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

**ADJOURNMENT:**

There being no further business to come before the City Council/Redevelopment Agency/Public Financing Authority, the special and regular joint meetings were adjourned at 7:28 p.m.

**CITY MANAGER REPORTS:**

City Manager Miller thanked staff for their work on the budget. He invited residents to attend the Concert in the Park series. Mr. Miller encouraged residents to use the Folsom Police Department CAPS Volunteer's vacation home watch program. City Manager Miller announced the kid's fire camp 2010.

**COUNCIL COMMENTS:**

Council Member Sheldon complimented all involved with the Run with Nature and the Relay for Life events.

Council Member Howell congratulated all the kids graduating from high school. She reminded people to vote on June 8. She urged everyone to drive carefully and thanked the Police Department for increased patrols.

Vice Mayor Morin congratulated all the kids graduating from high school. He thanked all involved in the Relay for Life event. Vice Mayor Morin invited residents to attend the opening of Smashburger. He thanked the Mormon Helping Hand program for the work done in the community.

Council Member Sheldon asked to make additional comments and talked about the Oak Chan students' visit to Council Chambers.

Mayor Starsky complimented everyone for their work on Public Works Day. He thanked staff for their work on the budget and urged employees to participate in pension reform. Mayor Starsky complimented Parks and Recreation Director Goss on the Run with Nature event. He spoke of the Bike to Work event. He asked Vice Mayor Morin to work with him on Affordable Housing programs within the city.

**ADJOURNMENT:**

There being no further business to come before the Folsom City Council, the regular meeting was adjourned at 7:53 p.m.

**ATTEST:**

  
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Jeffrey M. Starsky, Mayor

  
Christa Freemantle, City Clerk

Approved 6/8/2010