

CITY OF FOLSOM
SPECIAL CITY COUNCIL MEETING MINUTES
NOVEMBER 9, 2010

CALL TO ORDER: The special meeting of the Folsom City Council was called to order at 5:00 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California with Mayor Starsky presiding.

ROLL CALL:

Council Members Present:

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

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

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

3b. Conference with Real Property Negotiator - Pursuant to Government Code section 54956.8:

i. Property: 200 Wool Street;
APN: 070-0052-021
Negotiating Parties: Assistant City Manager Evert W. Palmer on behalf of the
City of Folsom; Joe Gagliardi on behalf of the Folsom
Chamber of Commerce
Under Negotiation: Price and terms of sale

ii. Property: Retail space located at 905 Leidesdorf;
APN: 070-0052-023
Negotiating Parties: Assistant City Manager Evert W. Palmer on behalf of the
City of Folsom
Under Negotiation: Price and terms of lease

3c. Initiation of Litigation Pursuant to Government Code section 54956.9(c):

i. 2 potential cases
Rhonda and James Gannon
1 case undisclosed

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

i. Workers' Compensation Claim of Sheldon Sterling

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, Miklos, Morin, Starsky
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

Mayor Starsky reconvened the special meeting at 6:34 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 6:34 p.m.


Christa Freemantle, City Clerk

ATTEST:



Jeffrey M. Starsky, Mayor

CITY OF FOLSOM
REGULAR CITY COUNCIL MEETING
NOVEMBER 9, 2010

CALL TO ORDER: The regular meeting of the Folsom City Council was called to order at 6:34 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
Council Member Steve Miklos
Vice Mayor Andy Morin
Mayor Jeff Starsky

Council Members Absent: None

Staff Present: City Manager Kerry Miller
City Attorney Bruce Cline
Assistant City Manager Evert Palmer
City Clerk Christa Freemantle
Community Development Director David Miller
Public Works Director Rich Lorenz
Finance Director Jim Francis
Parks and Recreation Director Robert Goss
Interim Police Chief Randy Ulibarri
Acting Police Captain Bryan Sather
Chief Building Official Steve Burger

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

AGENDA UPDATE:

Assistant City Manager Palmer announced that item 12c has been amended and that item 11b will be continued off calendar.

SCHEDULED PRESENTATIONS:

- 5a. Resolution of Commendation Honoring Benjamin David Nickel for his Good Samaritan Efforts on Behalf of Victims of a Vehicle Accident

Mayor Starsky presented the Resolution of Commendation.

BUSINESS FROM THE FLOOR:

- Madeleine Moseley addressed the City Council about an upcoming documentary on PBS. She also shared the news that long-time resident Jim King had passed away.

City Manager Miller noted Police Chief Sam Spiegel's retirement and introduced Interim Police Chief Randy Ulibarri.

Mayor Starsky thanked and complimented outgoing Police Chief Spiegel for his nine years of service. The City Council Members echoed Mayor Starsky's comments.

MAYOR'S ANNOUNCEMENT OF EMPLOYEE ANNIVERSARIES:

Mayor Starsky announced the employee anniversaries for November for those employees who have served the City for longer than ten years.

CONSENT CALENDAR:

- 8a. Approval of the October 26, 2010 Special/Regular Meeting Minutes
- 8b. Ordinance No. 1134 - An Ordinance of the City Council of the City of Folsom Adding Section 2.33.130 to 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 (Second Reading and Adoption)
- 8c. Resolution No. 8753 - A Resolution Authorizing the City Manager to Execute Administering Agency-State Agreement No. RPSTPLE-5288(023) Program Supplement for the Historic District Public Plaza Project No. 2613

Motion by Council Member Howell, second by Vice Mayor Morin to approve the Consent Calendar as presented. Motion carried with the following roll call vote:

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

OLD BUSINESS:

- 9a. Resolution No. 8754 - A Resolution Authorizing the City Manager to Accept and Appropriate Grant Funds in the Amount Not to Exceed \$1,242,777 from the United States Department of Justice, COPS Hiring Recovery Program

Acting Police Captain Sather made a presentation and responded to questions from the City Council. Capt. Sather conveyed the school district's willingness to participate in the cost of the officers during the fourth year after the grant is awarded.

Motion by Mayor Starsky, second by Council Member Howell to approve Resolution No. 8754. Motion carried with the following roll call vote:

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

Approved 11/23/2010

PUBLIC HEARING:

- 10a. Resolution No. 8751 - A Resolution of the City Council of the City of Folsom Approving the Issuance of Multifamily Housing Revenue Bonds for the Purpose of Financing the Acquisition and Construction of the Forestwood at Folsom Apartments

Community Development Director Miller made a presentation and responded to questions from the City Council.

Mayor Starsky opened the Public Hearing at 7:09 p.m. Hearing no speakers, the Public Hearing was closed.

Motion by Council Member Miklos, second by Council Member Howell to approve Resolution No. 8751. Motion carried with the following roll call vote:

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

Speaker Parker Neutzling addressed the City Council with concerns about traffic near his school, Sandra Gallardo Elementary School.

- 10b. Resolution No. 8752 - A Resolution Accepting the AB1600 Development Fees Annual Report for the Fiscal Year Ended June 30, 2010

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

Mayor Starsky opened the Public Hearing at 7:14 p.m. Hearing no speakers, the Public Hearing was closed.

Motion by Council Member Howell, second by Council Member Miklos to approve Resolution No. 8752. Motion carried with the following roll call vote:

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

- 10c. Ordinance No. 1138 - An Ordinance of the City of Folsom Repealing and Re-Enacting Chapter 5.15, and Amending Section 17.22.030E of the Folsom Municipal Code Concerning Bingo Games (Introduction and First Reading)

Community Development Director Miller made a presentation and responded to questions from the City Council.

Council Member Howell commented on a typo within the staff report, bates page number 00003 – any enclosed “area”.

City Attorney Cline responded to questions to provide additional clarification.

Mayor Starsky opened the Public Hearing at 7:23 p.m.

Speaker Brian Wilson, trustee of the Fraternal Order of the Eagles, addressed the City Council in support of the proposed ordinance.

Hearing no further speakers, the Public Hearing was closed at 7:27 p.m.

Motion by Council Member Miklos, second by Council Member Howell to introduce Ordinance No. 1138. Motion carried with the following roll call vote:

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

NEW BUSINESS:

- 11a. Ordinance No. 1137 - An Ordinance of the City of Folsom Repealing and Re-Enacting Certain Chapters of Title 14, "Buildings and Construction", of the Folsom Municipal Code Concerning Enforcement of Folsom Construction Codes (Introduction and First Reading)

Community Development Director Miller introduced the item. Chief Building Official Burger made a presentation and responded to questions from the City Council.

Motion by Council Member Howell, second by Vice Mayor Morin to introduce Ordinance No. 1137. Motion carried with the following roll call vote:

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

- 11b. Growth Projections and Folsom Land Area Needs, 2000-2050

Item 11b was continued off-calendar.

The City Council adjourned to the joint City Council / Public Financing Authority meeting at 7:32 p.m.

CALL TO ORDER: The joint City Council / Public Financing Authority meeting was called to order at 6:34 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California, with Mayor/Chair Starsky presiding.

ROLL CALL:

Council/Board Members Present: Ernie Sheldon
Kerri Howell
Steve Miklos
Andy Morin
Jeff Starsky

Council/Board Members Absent: None

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:

12b(i). Approval of the September 28, 2010 Joint City Council / Redevelopment Agency / Public Financing Authority Special Meeting Minutes

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

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

NEW BUSINESS:

12c(i). Folsom Public Financing Authority Special Tax Revenue Bonds, Series 2010C and Subordinated Series 2010D (Broadstone CFD #7)

- a. Resolution No. 8755 - A Resolution of the City Council of the City of Folsom Authorizing the Issuance of Not to Exceed \$13,000,000 Aggregate Principal Amount of City of Folsom Community Facilities District No. 7 Special Tax Refunding Bonds, Series 2010, Approving the Execution and Delivery of a Third 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. 10-060-PFA - A Resolution of the Governing Board of the Folsom Public Financing Authority Authorizing the Issuance, Sale and Delivery of Not to Exceed \$13,000,000 Aggregate Principal Amount of Special Tax Revenue Bonds (Community Facilities District No. 7), 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

Mayor Starsky noted the correction to the bond series number as 2010A and 2010B. Finance Director Francis 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. 8755. Motion carried with the following roll call vote:

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

Motion by Board Member Howell, second by Board Member Sheldon to approve Resolution No. 10-060-PFA. Motion carried with the following roll call vote:

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

ADJOURNMENT:

There being no further business to come before the joint City Council / Public Financing Authority, the meeting was adjourned at 7:38 p.m. to the regular City Council meeting.

The regular City Council meeting reconvened from the joint City Council / Public Financing Authority meeting at 7:38 p.m.

CITY MANAGER REPORTS:

City Manager Miller advised the City Council regarding the current and anticipated condition of the State of California budget. He also spoke of the opening of the E. Bidwell bicycle/pedestrian overcrossing and of the progress being made on the Sutter Street streetscape project.

COUNCIL COMMENTS:

Council Member Sheldon invited everyone to attend the Veteran's Day parade. He spoke of the E. Bidwell bicycle/pedestrian overcrossing and the volunteers in Folsom.

Council Member Miklos spoke of the color of a new apartment building, asking staff to review the color selection. He thanked everyone for their support during the election.

Council Member Howell spoke of the E. Bidwell bicycle/pedestrian overcrossing and asked staff to look into placing a crosswalk at Harrington across from the trail entrance. She announced that Roseanne Cash will be playing at the college performing arts center in March 2011. Ms. Howell invited residents

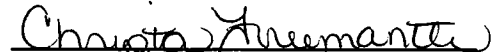
to attend the Marine Corp League Ball and the music boosters crab feed. She thanked everyone for their support during the election.

Vice Mayor Morin thanked everyone for their support during the election. He invited residents to visit the ice rink and to attend the Veterans Day Parade. Mr. Morin spoke of the E. Bidwell bicycle/pedestrian overcrossing and congratulated Folsom high school football teams.

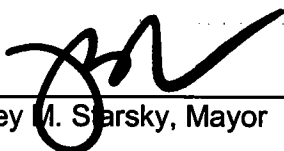
Mayor Starsky spoke of the E. Bidwell bicycle/pedestrian overcrossing and of the marching band competition. He invited residents to visit the ice rink and the Twin Lakes Food Bank fundraiser. Mr. Starsky also spoke of the progress being made on the Sutter Street streetscape project. He congratulated the re-elected City Council Members.

ADJOURNMENT:

There being no further business to come before the Folsom City Council, the meeting was adjourned at 8:02 p.m.


Christa Freemantle, City Clerk

ATTEST:


Jeffrey M. Starsky, Mayor