

**Meeting Minutes**  
**Folsom City Council Special Meeting**  
**July 26, 2011**

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

Council Member Starsky participated in this meeting via teleconference from the following location:

Esquire Deposition Solutions  
44 Montgomery Street, Suite 1100, Room C  
San Francisco, CA 94104

Pursuant to Section 54953 et al. of the California Government Code, members of the public were provided an opportunity to directly address the legislative body at the teleconference location.

**ROLL CALL:**

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

Council Members Absent: Steve Miklos, Council Member

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

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

- 3a. Conference with Legal Counsel - Threatened Litigation  
Significant Exposure to Litigation Pursuant to Government Code section 54956.9(b)(3)(A):  
1 potential case
- 3b. Closed Session - Personnel Matters  
Pursuant to Government Code sections 54957(b)(1):  
Appointment of the City Manager

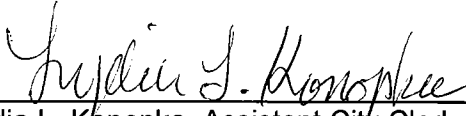
**Motion by Council Member Howell, second by Mayor Morin to adjourn to Closed Session for the above-referenced items. Motion carried with the following roll call vote:**

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

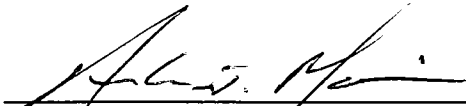
Mayor Morin reconvened the special meeting at 6:32 p.m. City Attorney Bruce Cline announced that no final action was taken during Closed Session.

**ADJOURNMENT:**

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

  
\_\_\_\_\_  
Lydia L. Konopka, Assistant City Clerk

ATTEST:

  
\_\_\_\_\_  
Andrew J. Morin, Mayor

**Meeting Minutes**  
**Folsom City Council Regular Meeting**  
**July 26, 2011**

**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 Morin presiding.

Council Member Starsky participated in this meeting via teleconference from the following location:

Esquire Deposition Solutions  
44 Montgomery Street, Suite 1100, Room C  
San Francisco, CA 94104

Pursuant to Section 54953 et al. of the California Government Code, members of the public were provided an opportunity to directly address the legislative body at the teleconference location.

**ROLL CALL:**

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

Council Members Absent:     Steve Miklos, Council Member

Staff Present:                   City Manager Kerry Miller  
   City Attorney Bruce Cline  
   Assistant City Clerk Lydia Konopka  
   City Clerk Christa Freemantle  
   Community Development Director David Miller  
   Public Works Director Rich Lorenz  
   Finance Director Jim Francis  
   Landscape and Lighting District Manager Lorraine Poggione

Mayor Morin announced that Council Member Starsky would be participating via telephone from the location noted on the agenda.

**PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was recited.

**AGENDA UPDATE:**

City Attorney Cline reported an agenda update for item 11bi.

Approved 08/23/2011

**SCHEDULED PRESENTATIONS:**

5a. City Manager's Fiscal Year 2010/11 4th Quarter Financial Report

Finance Director Jim Francis presented the report.

**BUSINESS FROM THE FLOOR:**

None

**CONSENT CALENDAR:**

7a. Approval of the July 12, 2011 Special/Regular Meeting Minutes

7b. Resolution No. 8875 - A Resolution Approving a License Agreement Between the Sacramento-Placerville Transportation Corridor Joint Powers Authority and the Placerville and Sacramento Valley Railroad, Inc. for Excursion Rail Operations

7c. Resolution No. 8876 - A Resolution Approving the Application for Grant Funds from the Public Lands Highways Discretionary Program for the Folsom Lake Crossing Road Bike / Pedestrian Overcrossing Project

7d. Resolution No. 8877 - 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 Class I Bike Parking Installation Project Funded through a Grant from the Sacramento Area Council of Governments Bike and Pedestrian Funding Program (Contract No. 174-21 11-042)

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

<b>AYES:</b>	<b>Council Members:</b>	<b>Sheldon, Starsky, Howell, Morin</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. Resolution No. 8874 - A Resolution Approving the Final Engineer's Report, Confirming the Diagram and Assessment, and Ordering the Levy of Assessment for Maintenance and Servicing of Improvements within the Blue Ravine Oaks No. 2 Landscaping and Lighting District in the City of Folsom for Fiscal Year 2011-2012

Landscaping and Lighting District Manager Lorraine Poggione presented the staff report. She explained that the ballots would be opened publicly in the Public Works Conference room and that the City Clerk would present the results when they were finished tallying ballots.

Mayor Morin opened the public hearing at 7:00 p.m. and hearing no speakers, the public hearing was closed at 7:00 p.m.

Approved 08/23/2011

(See ballot results and vote after Item 10a below.)

- 8b. Resolution No. 8873 - A Resolution of the City Council of the City of Folsom Approving and Confirming the Report of Delinquent Utilities Charges and Requesting Sacramento County to Collect Such Charges on the Tax Roll

Finance Director Jim Francis presented the staff report.

**Motion by Council Member Howell, second by Mayor Morin to approve Resolution No. 8873 as presented. Motion carried with the following roll call vote:**

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

Mayor Morin opened the public hearing at 7:06 p.m. and hearing no speakers, the public hearing was closed at 7:06 p.m.

**NEW BUSINESS:**

- 9a. Continuation of the Redevelopment Agency for the City of Folsom

- i. Ordinance No. 1150 - An Uncodified Ordinance of the City Council of the City of Folsom, California, Agreeing, Under Protest, to Comply with the Provisions of the Alternative Voluntary Redevelopment Program Pursuant to ABX1 27 to Permit the Continued Existence and Operation of the Redevelopment Agency of the City of Folsom Which Would Otherwise be Subject to Suspension and Dissolution (Introduction and First Reading)
- ii. Ordinance No. 1151 - An Uncodified Emergency Ordinance of the City Council of the City of Folsom, California, Agreeing, Under Protest, to Comply with the Provisions of the Alternative Voluntary Redevelopment Program Pursuant to ABX1 27 to Permit the Continued Existence and Operation of the Redevelopment Agency of the City of Folsom Which Would Otherwise be Subject to Suspension and Dissolution

City Attorney Bruce Cline presented the staff report. He, along with Finance Director Jim Francis and City Manager Kerry Miller answered questions from the City Council.

**Motion by Council Member Starsky, second by Council Member Howell to introduce Ordinance No. 1150. Motion carried with the following roll call vote:**

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

**Motion by Council Member Starsky, second by Council Member Howell to approve Emergency Ordinance No. 1151 as presented. Motion carried with the following roll call vote:**

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

9b. Resolution No. 8878 - A Resolution Approving the Folsom Plan Area Appendix to the Bikeway Master Plan as Part of Implementation of the Folsom Plan Area Specific Plan Project

Community Development Director David Miller presented the staff report.

Charles McCann addressed the City Council.

**Motion by Council Member Howell, second by Council Member Starsky to approve Resolution No. 8878 as presented. Motion carried with the following roll call vote:**

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

**OLD BUSINESS:**

10a. Resolution No. 8879 - A Resolution Authorizing the City Manager to Submit an Annexation Application to the Sacramento Local Agency Formation Commission to Initiate Proceedings for the Folsom Plan Area Specific Plan Project

Community Development Director Miller presented the staff report.

**Motion by Council Member Howell, second by Council Member Starsky to approve Resolution No. 8879 as presented. Motion carried with the following roll call vote:**

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

Public Hearing Item 8a continued:

8a. Resolution No. 8874 - A Resolution Approving the Final Engineer's Report, Confirming the Diagram and Assessment, and Ordering the Levy of Assessment for Maintenance and Servicing of Improvements within the Blue Ravine Oaks No. 2 Landscaping and Lighting District in the City of Folsom for Fiscal Year 2011-2012

City Clerk Christa Freemantle presented the ballot tabulation results with a passing vote in favor of forming the Blue Ravine Oaks No. 2 Landscaping and Lighting District.

**Motion by Council Member Howell, second by Mayor Morin to approve Resolution No. 8874 as presented. Motion carried with the following roll call vote:**

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

The City Council meeting was adjourned to the special Redevelopment Agency at 7:32 p.m.

**CITY OF FOLSOM**  
**REDEVELOPMENT AGENCY SPECIAL MEETING**  
**July 26, 2011**

**CALL TO ORDER:** The special Redevelopment Agency meeting was called to order at 7:32 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California, with Chair Morin presiding.

Board Member Starsky participated in this meeting via teleconference from the following location:

Esquire Deposition Solutions  
44 Montgomery Street, Suite 1100, Room C  
San Francisco, CA 94104

Pursuant to Section 54953 et al. of the California Government Code, members of the public were provided an opportunity to directly address the legislative body at the teleconference location.

**ROLL CALL:**

Board Members Present: Ernie Sheldon  
Jeff Starsky  
Kerri Howell  
Andy Morin

Board Members Absent: Steve Miklos

Staff Present: City Manager/Executive Director Kerry Miller  
City Attorney/Agency Counsel Bruce Cline  
Assistant City Clerk/Secretary Lydia Konopka

**CONSENT CALENDAR:**

11bi. Resolution No. 355-R - A Resolution Approving the Appropriation of Redevelopment Agency Funds for Previously Authorized Historic Sutter Street Revitalization Project No. RD0901 Construction Change Orders (Contract No. 174-21 10-003)

**Motion by Board Member Starsky, second by Board Chair Morin to continue off-calendar Resolution No. 355-R. Motion carried with the following roll call vote:**

Approved 08/23/2011

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

**ADJOURNMENT:**

There being no further business to come before the special Redevelopment Agency meeting, the meeting was adjourned to the Joint City Council / Redevelopment Agency meeting at 7:32 p.m.

**CITY OF FOLSOM**  
**JOINT CITY COUNCIL / REDEVELOPMENT AGENCY**  
**July 26, 2011**

**CALL TO ORDER:** The special joint City Council / Redevelopment Agency meeting was called to order at 7:32 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California, with Mayor/Chair Morin presiding.

Council/Board Member Starsky participated in this meeting via teleconference from the following location:

Esquire Deposition Solutions  
44 Montgomery Street, Suite 1100, Room C  
San Francisco, CA 94104

Pursuant to Section 54953 et al. of the California Government Code, members of the public were provided an opportunity to directly address the legislative body at the teleconference location.

**ROLL CALL:**

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

Council/Board Members Absent: Steve Miklos

Staff Present: City Manager/Executive Director Kerry Miller  
City Attorney/Agency Counsel Bruce Cline  
Assistant City Clerk/Secretary Lydia Konopka

**CONSENT CALENDAR:**

12bi. Approval of the July 12, 2011 Joint City Council / Redevelopment Agency Special Meeting Minutes

Approved 08/23/2011



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

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

**PUBLIC HEARING:**

12ci. Granite Folsom, L.P. - Affordable Housing Units at 1150 Sibley Street, Folsom (**Continued to August 23, 2011**)

- a. Resolution No. 8871 - A Resolution Authorizing the Execution of a Loan of \$2,829,035 to Granite Folsom, L.P., A California Limited Partnership, for the Development of 80 Affordable Housing Units at 1150 Sibley Street, Folsom, California
- b. Resolution No. 354-R - A Resolution Approving and Authorizing Execution of a Disposition and Development Agreement and Providing a Loan of \$1,710,965 to Granite Folsom, L.P., a California Limited Partnership, for the Development of 80 Affordable Housing Units at 1150 Sibley Street, Folsom, California

At 7:37 p.m. Council/Board Member Starsky announced he was concluding his participation in the meeting.

**ADJOURNMENT:**

There being no further business to come before the special joint City Council / Redevelopment Agency meeting, the meeting was adjourned back to the regular City Council meeting at 7:37 p.m.

**RECONVENE CITY COUNCIL MEETING:**

The City Council reconvened from the special joint City Council / Redevelopment Agency at 7:37 p.m.

**CITY MANAGER REPORTS:**

City Manager Miller reported that the Sacramento Chapter of the American Public Works Association selected the Folsom Streetscape for the project of the year award, and reported on the success of Concerts in the Park series.

**COUNCIL COMMENTS:**

Vice Mayor Sheldon asked residents to slow down and come to complete stops on the streets when driving.

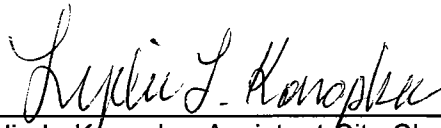
Council Member Howell reminded drivers to not drive while talking on cell phones.

Mayor Morin reminded everyone of the August City Council recess, and announced the National Night Out on August 2.

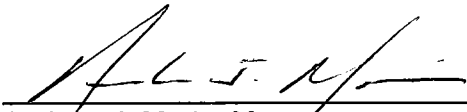
Mayor Morin reminded everyone of the August City Council recess, and announced the National Night Out on August 2.

**ADJOURNMENT:**

There being no further business to come before the Folsom City Council, the meeting was adjourned at 7:46 p.m.

  
\_\_\_\_\_  
Lydia L. Konopka, Assistant City Clerk

ATTEST:

  
\_\_\_\_\_  
Andrew J. Morin, Mayor