

Meeting Minutes
Folsom City Council Special Meeting
September 27, 2011

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

ROLL CALL:

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

Council Members Absent: None

Staff Present: City Manager Kerry Miller
 City Attorney Bruce Cline
 Assistant City Manager Evert Palmer
 Assistant City Clerk Lydia Konopka
 Rich Lorenz, Public Works Director
 John Spittler, Human Resources Director
 Jim Francis, Finance Director

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 Legal Counsel Significant Exposure to Litigation Pursuant to Government Code section 54956.9(b)(1)(C):
 - i. Stoneridge Quarry

- 3c. Conference with Legal Counsel - Existing Litigation - Pursuant to Government Code section 54956.9(a):
 - i. Teichert v. City of Folsom
 Sacramento County Superior Court Case No. 34-2011-80000923
 - ii. Reidel v. City of Folsom
 WCAB No. ADJ 699601

- 3d. Conference With Legal Counsel - Anticipated Litigation
 - i. Initiation of Litigation Pursuant to Government Code section 54956.9(c):
 1 potential case
 Travelers Casualty and Surety

- 3e. Conference with Real Property Negotiator - Pursuant to Government Code section 54956.8:
 - i. Property: Real property bordered by Comstock and Riley;
 APN: 071-0190-076

Approved 10/11/2011

Negotiating Party: City Attorney Bruce C. Cline on behalf of the City of
Folsom
Under Negotiation: Price and Terms of Title transfer and sale

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

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

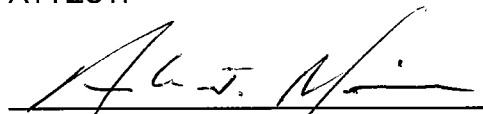
Mayor Morin reconvened the special meeting at 6:33 p.m. City Attorney Cline announced that there was no final action to report.

ADJOURNMENT:

There being no further business to come before the Folsom City Council, the special meeting was adjourned at 6:33 p.m.


Lydia Konopka, Assistant City Clerk

ATTEST:


Andrew J. Morin, Mayor

Meeting Minutes
Folsom City Council Regular Meeting
September 27, 2011

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 Morin presiding.

ROLL CALL:

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

Council Members Absent: None

Staff Present: City Manager Kerry Miller
City Attorney Bruce Cline
Assistant City Manager Evert Palmer
Assistant City Clerk Lydia Konopka
David Miller, Community Development Director
Rich Lorenz, Public Works Director
John Haberek, Fire Division Chief
Jim Simpson
Kent Gary
Todd Eising

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

AGENDA UPDATE:

City Attorney Cline announced a revised Agenda Report for Item 7f.

SCHEDULED PRESENTATIONS:

5a. Proclamation of the Mayor of the City of Folsom Declaring the Month of October 2011 as Fire Prevention Month in the City of Folsom

Mayor Morin presented the proclamation to Fire Division Chief John Haberek.

5b. Presentation on the Folsom Sports Complex Photovoltaic Project

Park Planning Manager Jim Simpson presented the report.

Approved 10/11/2011

BUSINESS FROM THE FLOOR:

Police Chief Cynthia Renaud invited the City Council and Folsom community to the Police Department open house on 10/1 from 10 am to 2 pm.

CONSENT CALENDAR:

- 7a. Approval of the September 13, 2011 Special/Regular Meeting Minutes
- 7b. Ordinance No. 1153 - An Ordinance of the City of Folsom Adding a New Section 1.08.035 to the Folsom Municipal Code Pertaining to Recovery of Fees and Costs for Code Violations (Second Reading and Adoption)
- 7c. Resolution No. 8900 - A Resolution Rescinding Resolution No. 8301 and Enacting the Annual Inflationary Adjustment for City User Fees as of October 1, 2011, for Selected City Services
- 7d. Resolution No. 8901 - A Resolution Rescinding Resolution No. 8302 and Resolution No. 8225 and Enacting the Annual Inflationary Adjustment as of October 1, 2011, for City Impact and Connection Fees for Law Enforcement, Fire Suppression, General Facilities, Vehicles and Equipment, Park Construction Capital, Humbug-Willow Creek, Water, Sanitary Sewer, Transportation Improvement, Drainage, and Light Rail
- 7e. Resolution No. 8902 - A Resolution Authorizing the City Manager to Reallocate Funding Through the American Recovery and Reinvestment Act of 2009, Under the U.S. Department of Energy's Energy Efficiency and Conservation Block Grant Program
- 7f. Resolution No. 8903 - A Resolution Appointing Evert W. Palmer as City Manager and Authorizing the Mayor to Execute an Employment Agreement

Motion by Council Member Howell second by Council Member Starsky to approve Consent Calendar items 7a – 7e as presented and 7f as amended. Motion carried with the following roll call vote:

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

PUBLIC HEARING:

- 8a. Historic District Sign Requirements
 - i. Ordinance No. 1154 - An Ordinance of the City of Folsom Repealing and Re-Enacting Section 17.52.530 of the Folsom Municipal Code Relating to Signs in the Natoma-Riley-Bidwell Subarea of the Historic District (Introduction and First Reading) (**Continued from September 13, 2011**)

- ii. Resolution No. 8904 - A Resolution Amending Resolution No. 5757 to Modify Section 5.03.04(B) of the Historic District Design and Development Guidelines Relating to Signs (**Continue Approval to October 11, 2011**)

Community Development Director David Miller presented the staff report and answered questions of the City Council.

Mayor Morin opened the public hearing at 6:59 p.m.

Joe Gagliardi addressed the Council offering to educate business owners regarding the scope of the sign changes.

There being no more speakers to address the council, the public hearing was closed at 7:02 p.m.

Motion by Council Member Howell second by Council Member Starsky to introduce Ordinance No. 1154. Motion carried with the following roll call vote:

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

- 8b. Resolution No. 8897 - A Resolution to Amend the Broadstone Unit No. 3 Specific Plan to Provide for a Design Review Modification to Allow Greater Flexibility and Creativity in the Roof Design of Single-family Custom Homes (**Continued from September 13, 2011**)

Community Development Director David Miller presented the staff report and answered questions of the City Council.

Council Member Starsky asked for clarification of the project area radius with concern to living within the project area. City Attorney Bruce Cline clarified the area. Council Member Starsky recused himself and left the meeting at 7:06 p.m.

Mayor Morin opened the public hearing at 7:12 p.m.

Price Walker with Elliott Homes clarified their position to the City Council.

There being no more speakers to address the council the public hearing was closed at 7:14 p.m.

Motion by Council Member Miklos second by Council Member Howell to approve Resolution No. 8897. Motion carried with the following roll call vote:

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

NEW BUSINESS:

- 9a. Introduction of Proposed City of Folsom Water Utility Rate and Solid Waste Utility Rate and Fee Adjustments

Approved 10/11/2011

Public Works Director Rich Lorenz introduced the item along with the staff and consultants involved. He explained that this is an introduction to the item and formal action would be taken at the October 11, 2011, City Council meeting.

Transit Chief Kent Gary made a presentation regarding solid waste rates and fees and answered questions of the City Council.

Senior Civil Engineer Todd Eising made a presentation regarding waste water rates and fees and answered questions of the City Council.

Stella Simon addressed the City Council regarding the rate increases as they pertain to her bill. Mr. Eising helped clarify her utility bill and offered to explain it to her more thoroughly.

CITY MANAGER REPORTS:

City Manager Miller had nothing to report.

COUNCIL COMMENTS:

Council Member Howell commented regarding upcoming events including the Police and Fire Department open houses, the Mayor's Golf Tournament and successful past events; she encouraged everyone to drive carefully.

Council Member Miklos commented regarding Rancho Cordova City Council's meeting and the zip code issue, and their misunderstanding that a Folsom Fire Station had closed, which did not; he congratulated the Chamber on Folsom Live.


Council Member Starsky concurred with Council Member Miklos regarding Rancho Cordova and stated that the area south of Highway 50 that is not annexed in the City should not share the City of Folsom zip code and would support a letter to the postmaster.

Vice Mayor Sheldon commented regarding the exciting soccer match between the two Folsom high schools; he also concurred with the other Council Members regarding Rancho Cordova and commented regarding the comparison of parks between the two cities.

Mayor Morin clarified regarding the Rancho Cordova zip code issue stating that GenCorp applied for a zip code change for a parcel in an unincorporated area of the County which upset some Rancho Cordova residents; he thanked all those involved in Folsom Live and thanked those helping with the Mayor's Cup Golf Tournament.

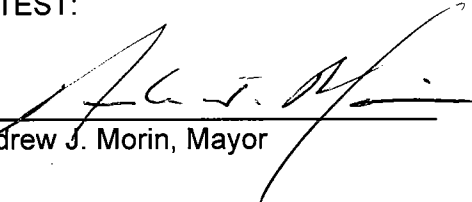
ADJOURNMENT:

There being no further business to come before the Folsom City Council, the meeting was adjourned at 8:23 p.m.



Lydia Koropka, Assistant City Clerk

ATTEST:



Andrew J. Morin, Mayor