

**Meeting Minutes**  
**Folsom City Council Special Meeting**  
**October 11, 2011**

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

**ROLL CALL:**

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

Council Members Absent: None

Staff Present: City Manager Kerry Miller  
City Attorney Bruce Cline  
Assistant City Manager Evert Palmer  
City Clerk Christa Freemantle  
Public Works Director Rich Lorenz  
Parks and Recreation Director Robert Goss

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

- 3a. Conference with Real Property Negotiator - Pursuant to Government Code section 54956.8:  
i. Property: APN: 071-0060-030; commonly known as Broder Ranch  
Negotiating Parties: Parks and Recreation Director Robert Goss on behalf of the City of Folsom  
D. Steven Blake, Trustee on behalf of the Vera Silberstein Gift  
Trust Under Negotiation: Price and Terms of Sale
- 3b. 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
- 3c. Conference with Legal Counsel - Significant Exposure to Litigation Pursuant to Government Code section 54956.9(b)(1)(C):  
i. Stoneridge Quarry

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

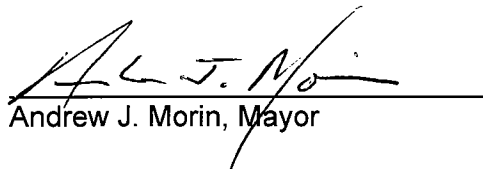
Mayor Morin reconvened the special meeting at 6:33 p.m. City Attorney Cline announced that there was no final action to report from Closed Session.

**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:

  
Andrew J. Morin, Mayor

**Meeting Minutes**  
**Folsom City Council Regular Meeting**  
**October 11, 2011**

**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 Morin presiding.

**ROLL CALL:**

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

Council Members Absent: None

Staff Present: City Manager Kerry Miller  
City Attorney Bruce Cline  
Assistant City Manager Evert Palmer  
City Clerk Christa Freemantle  
Public Works Director Rich Lorenz  
Finance Director Jim Francis  
Public Works Senior Civil Engineer Mark Rackovan  
Public Works Transit Chief Kent Gary  
Utilities Senior Civil Engineer Todd Eising

**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 October 2011 as Arts and Humanities Month

Council Member Howell presented the Proclamation.

- 5b. Presentation from CHP-Valley Division Chief Steve Lerwill to Folsom Police Chief Cynthia Renaud for Placing Third in the 2010 California Law Enforcement Challenge

CHP Division Chief Lerwill presented the award.

Approved 10/25/2011

**BUSINESS FROM THE FLOOR:**

The following speakers addressed the City Council:

- Kathryn Corbett, regarding the Eagles Cemetery
- Ben Fuentes, regarding traffic north of Riley Street; City Attorney Cline suggested that Mr. Fuentes share his comments regarding Historic District traffic under the agenda item (8a). Mr. Fuentes also expressed concerns about parking within the Historic District.
- Madeleine Moseley, regarding the Eagles Cemetery

The City Council presented retiring City Manager Kerry Miller with a Resolution of Commendation and each member individually thanked Mr. Miller for his service to the City and wished him well in his retirement. Mr. Miller expressed his appreciation and spoke of how much he has enjoyed his time in Folsom.

**CONSENT CALENDAR:**

7a. Approval of the September 27, 2011 Special/Regular Meeting Minutes

7b. 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 (Second Reading and Adoption)
- 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

**Pulled for discussion**

7c. Resolution No. 8905 - A Resolution Requesting the Sacramento - Placerville Transportation Corridor Joint Powers Authority Board Deny a Request from El Dorado County to Remove Rails from a Portion of the Rail Corridor in Western El Dorado County

**Pulled for discussion**

7d. Resolution No. 8906 - A Resolution Revising the Commercial Truck Route System to Include Glenn Drive Between Folsom Boulevard and Riley Street and East Natoma Street Between Blue Ravine Road and Folsom Prison

7e. Resolution No. 8907 - A Resolution of the City Council of the City of Folsom Approving an Extension of Time for the Redevelopment Agency of the City of Folsom to Develop Real Property Located at 1150 Sibley Street for Low and Moderate Income Housing and Directing the Future Sale of Real Property at 805 Bidwell Street

7f. Resolution No. 8912 - A Resolution Rejecting Bids from Western Truck Parts and Equipment Company for an Automated Side Loader with an Amrep Inc. Body and a Automated Side Loader with a Heil Environmental Company CP Body as Non-responsive and Authorizing the City Manager to Execute an Agreement with Western Truck Parts and Equipment Company to Purchase Five Bridgeport Manufacturing Company Automated Side Loaders and One Amrep Inc. Front Loader Solid Waste Collection Vehicle and Appropriation of Funds

- 7g. Resolution No. 8913 - A Resolution Authorizing the Police Department to Accept and Appropriate Funds for a Selective Traffic Enforcement Program Grant (STEP Grant) in the Amount of \$180,000 from the State of California Office of Traffic Safety

**Motion by Council Member Howell, second by Council Member Starsky to approve Consent Calendar items 7a, 7d, 7e, 7f, and 7g. Motion carried with the following roll call vote:**

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

**CONSENT CALENDAR ITEMS PULLED FOR DISCUSSION:**

- 7b. Historic District Sign Requirements
- iii. 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 (Second Reading and Adoption)
  - iv. 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

**Motion by Council Member Miklos, second by Council Member Howell to adopt Ordinance No. 1154 and to approve Resolution No. 8904. Motion carried with the following roll call vote:**

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

- 7c. Resolution No. 8905 - A Resolution Requesting the Sacramento - Placerville Transportation Corridor Joint Powers Authority Board Deny a Request from El Dorado County to Remove Rails from a Portion of the Rail Corridor in Western El Dorado County

Mike Kenison, Friends of El Dorado Trails, requested the City Council support removal of the rails and requested the City Council postpone action on this item in order to allow him to return and make a presentation to the City Council. Council Member Howell responded, providing information regarding the JPA's action.

Philip Rose, President of Placerville Sacramento Valley Railroad, addressed the City Council regarding development and operation of excursion railroad and asked for their approval of Resolution No. 8905.

Jim Harville, regarding the proposed rail removal

Council Member Starsky asked for the item to come back to the Council as a discussion item with more information to enable a thorough discussion prior to this policy decision being made. Council Member

Miklos suggested further discussion about the possibility of a "rails to trails" program. The City Council collectively discussed the proposed policy issues of rail removal

**Motion by Council Member Starsky to continue the item. There was no second.**

**Motion by Council Member Miklos, second by Council Member Howell to approve Resolution No. 8905.**

The City Council collectively discussed the proposed policy issues.

Mayor Morin called for the vote on Council Member Miklos' motion.

**Motion to approve Resolution No. 8905 carried with the following roll call vote:**

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

#### **OLD BUSINESS:**

8a. Historic District (Coloma, Sutter, and Scott Streets) Traffic Calming Update

Public Works Senior Civil Engineer Mark Rackovan made a presentation and responded to questions from the City Council. Public Works Director Rich Lorenz provided additional comments.

The following speakers addressed the City Council regarding traffic:

- Ben Fuentes, expressing concern about cut-through traffic
- Vic Laverdiere, expressing concern about cut-through traffic
- Candy Miller spoke of the new businesses on the 600 block of Sutter Street, and cautioned the City Council about the impacts to businesses if the traffic flow is restricted.

**It was the City Council's consensus to direct staff to modify the intersection of Riley Street/Scott Street to prohibit right turns on red from Scott Street onto Riley Street and to review adequacy of the "no left turn" signage at Coloma and Natoma Street.**

#### **PUBLIC HEARING:**

- 9a. Proposed City of Folsom Water Utility Rate and Solid Waste Rate and Fee Adjustments
- i. Resolution No. 8908 - A Resolution Establishing New Water Rates for Residential and Non-Residential Customers Beginning December 2011 and Rescinding Resolution No. 8227 Pertaining to the Water Rate for Residential and Non-Residential Customers
  - ii. Resolution No. 8909 - A Resolution Establishing City-Wide Residential Metered Water Rates for Residential Customers and New Water Rates for Non-Residential Customers Beginning January 2013 and Rescinding Resolution No. 8908 Pertaining to the Water Rate for Residential and Non-Residential Customers

- iii. Resolution No. 8910 - A Resolution Establishing Solid Waste Rates and Rescinding Resolution No. 7236 Pertaining to Solid Waste Rates
- iv. Resolution No. 8911 - A Resolution Establishing Solid Waste Fees and Rescinding Resolution No. 7607 Pertaining to Solid Waste Fees

Public Works Director Rich Lorenz introduced the item; Public Works Transit Chief Kent Gary and Utilities Senior Civil Engineer Todd Eising made presentations and responded to questions from the City Council.

Mayor Morin opened the Public Hearing at 9:07 p.m. Hearing no speakers, the Public Hearing was closed.

**Motion by Council Member Miklos, second by Council Member Howell to approve Resolution No.'s 8908, 8909, 8910, and 8911.**

**Substitute motion by Vice Mayor Sheldon, second by Council Member Starsky to approve the water rate increases only if accompanied by a \$2 reduction in solid waste rates for the next two years; the City Council shall re-evaluate the solid waste rates at the end of those two years. Substitute motion failed with the following roll call vote:**

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

**Mayor Morin called for a vote on Council Member Miklos' original motion. The motion to approve Resolution No.'s 8908, 8909, 8910, and 8911 carried with the following roll call vote:**

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

The regular City Council meeting adjourned to the special Redevelopment Agency meeting at 9:15 p.m. The Redevelopment Agency was adjourned back to the regular City Council meeting at 9:15 p.m.

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

City Manager Miller announced the award received by the City for the Sutter Street Revitalization project. He thanked the City Council for the Resolution of Commendation.

#### **COUNCIL COMMENTS:**

Council Member Starsky commented about the request for historic markers on Sutter Street. He thanked Kerry Miller for his service and congratulated him on his retirement.

Council Member Miklos thanked Kerry Miller for his service and congratulated him on his retirement.

Council Member Howell thanked Kerry Miller for his service and congratulated him on his retirement. She encouraged residents to drive carefully.

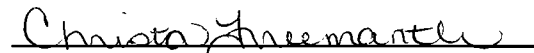
Approved 10/25/2011

Vice Mayor Sheldon thanked Kerry Miller for his service and congratulated him on his retirement. He thanked Eric King and his "church friends" for their help in cleaning up the cemetery.


Mayor Morin thanked staff for their work on the Mayor's Golf Cup Tournament. He thanked Kerry Miller for his service and congratulated him on his retirement.

**ADJOURNMENT:**

There being no further business to come before the Folsom City Council, the meeting was adjourned at 9:25 p.m.

  
Christa Freemantle, City Clerk

ATTEST:

  
Andrew J. Morin, Mayor