

**Meeting Minutes**  
**Folsom City Council Special Meeting**  
**November 8, 2011**

**CALL TO ORDER:** The special City Council meeting was called to order at 6:00 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California, with Mayor Morin presiding.

**ROLL CALL:**

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

Council Members Absent: Steve Miklos, Council Member

Staff Present: City Manager Evert Palmer  
City Attorney Bruce Cline  
City Clerk Christa Freemantle

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

- 3a. 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
- 3b. Conference with Legal Counsel - Significant Exposure to - Litigation Pursuant to Government Code section 54956.9(b)(1)(C):  
i. Stoneridge Quarry

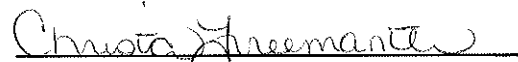
**Motion by Council Member Howell, second by Council Member Starsky to adjourn to Closed Session for the above-referenced items. Motion carried with the following roll call vote:**

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


Mayor Morin reconvened the special meeting at 6:32 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 6:32 p.m.

  
Christa Freemantle, City Clerk

ATTEST:

  
Andrew J. Morin, Mayor  
Approved 12/13/2011

**Meeting Minutes**  
**Folsom City Council Regular Meeting**  
**November 8, 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: Kerri Howell, Council Member  
Ernie Sheldon, Vice Mayor  
Jeff Starsky, Council Member  
Andy Morin, Mayor

Council Members Absent: Steve Miklos, Council Member

Staff Present: City Manager Evert Palmer  
City Attorney Bruce Cline  
City Clerk Christa Freemantle  
Public Works Director Rich Lorenz  
Community Development Director David Miller  
Finance Director Jim Francis  
Fire Chief Ron Phillips  
Chief of Water and Environmental Resources Ken Payne  
Parks and Recreation Director Robert Goss

**PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was recited.

**AGENDA UPDATE:**

City Attorney Cline announced that the applicant in item 9a has requested a continuance of the matter until December 13, 2011.

**Motion by Council Member Starsky, second by Council Member Howell to continue item 9a to December 13, 2011. 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>

**SCHEDULED PRESENTATIONS:**

- 5a. Patriot Awards Presentation by Employer Support of the Guard and Reserve, a Volunteer Organization Attached to the US Department of Defense

A presentation was made by representatives of the Employer Support of the Guard and Reserve, and awards were given to Mayor Andy Morin, City Attorney Bruce Cline and retired City Manager Kerry Miller. Assistant City Attorney Steve Wang, who is home on brief leave from a 400-day tour of duty in Afghanistan, presented the Mayor with a United States flag that was flown at the Bagram, Afghanistan Air Force Base on the 10<sup>th</sup> anniversary of September 11.

- 5b. Resolution of Commendation Honoring Elliott Homes for their Outstanding Contribution to Public Art in Folsom

Mayor Morin presented the Resolution of Commendation.

- 5c. Presentation from the Heritage Preservation League Regarding the Chan House Museum Project

Barbara Leary made a presentation regarding the proposed Chan House Museum Project.

**BUSINESS FROM THE FLOOR:**

None

**CONSENT CALENDAR:**

- 7a. Approval of the October 25, 2011 Special/Regular Meeting Minutes
- 7b. Resolution No. 8924 - A Resolution Rescinding Resolution No. 8409 and Adopting a New Fee Schedule for the Folsom City Zoo Sanctuary
- 7c. Resolution No. 8925 - A Resolution Rescinding Resolution No. 8749 and Adopting a New Fee Schedule for the Ambulance Cost Recovery Program Provided by the Fire Department

Council Member Sheldon commented on item 7b, stating he plans to vote for it, but wanted to state for the record that he doesn't like the fee increase and thinks the City should be very cautious with fee increases. Parks and Recreation Director Goss responded, and Council Members Starsky and Howell expressed their support of the zoo sanctuary program and the fee increases.

**Motion by Council Member Starsky, second by Council Member Howell to approve Consent Calendar items 7a and 7b. 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>

Council Member Sheldon commented on item 7c, stating that he plans to vote for it, but wanted to state for the record his concern with the recovery rate. Fire Chief Phillips responded.

Approved 12/13/2011

**Motion by Council Member Starsky, second by Council Member Howell to approve Consent Calendar item 7c. Motion carried with the following roll call vote:**

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

**OLD BUSINESS:**

- 8a. Folsom Plan Area Specific Plan Project - Tax Exchange Agreements for the Detachment of Service Area Between the City of Folsom and the Sacramento Public Library and Sacramento Metropolitan Fire District; A Tax Exchange and Service Level Agreement with El Dorado Hills Fire Department; A Tax Exchange Agreement Between the City of Folsom and Sacramento County for the Folsom Plan Area and Auto Mall Area; and A Resolution to Support the Annexation of the Folsom Plan Area to the Sacramento Regional County Sanitation District Service Area
- i. A Resolution No. 8918 - A Resolution Authorizing the City Manager to Execute Tax Exchange Agreement with the Sacramento Public Library Regarding Property Tax Exchange, and the Detachment of the Folsom Plan Area Project Area from the Sacramento County Library Service Area for Annexation into the City of Folsom Service Area
  - ii. Resolution No. 8919 - A Resolution Authorizing the City Manager to Execute an Agreement with the Sacramento Metropolitan Fire District Regarding the Property Tax Exchange and the Detachment of the Folsom Plan Area Project Area from the Sacramento Metropolitan Fire District Service Area for the Annexation into the City of Folsom Service Area
  - iii. Resolution No. 8920 - A Resolution Authorizing the City Manager to Execute an Agreement with the El Dorado Hill Fire Department Regarding Service Levels and Property Tax Exchange for the Folsom Plan Area Project Area (**amendment to resolution**)
  - iv. Resolution No. 8921 - A Resolution Authorizing the City Manager to Execute a Tax Exchange Agreement Between the County of Sacramento and the City of Folsom, Relating to the South of Highway 50 Folsom Plan Area Annexation and Property Adjacent to the Folsom Auto Mall
  - v. Resolution No. 8922 - A Resolution Requesting the Local Agency Formation Commission (LAFCo) to Amend the Mitigation Measure and the Monitoring Plan EIR/EIS to be adopted by LAFCo to make minor, non-substantial changes to reflect the City of Folsom as the enforcement and monitoring agency in place of the County of Sacramento as to certain measures and plans
  - vi. Resolution No. 8923 - A Resolution to the Sacramento Regional County Sanitation District Supporting the Annexation of the Folsom Plan Area Project Area into the Sacramento Regional County Sanitation District Service Area
  - vii. Resolution No. 8926 - A Resolution Requesting the Sacramento Local Area Formation Commission (LAFCo) to Include a Requirement for an Avigation Easement with its Approval of the Annexation of the Folsom Plan Area Project Area

Chief of Water and Environmental Resources Payne made a presentation and responded to questions from the City Council. Finance Director Francis provided additional information.

City Manager Palmer asked for a continuance of Resolutions 8918 and 8921 to no later than the December 13, 2011 meeting.

**Motion by Council Member Starsky, second by Council Member Howell to continue Resolution Numbers 8919 and 8921 to no later than December 13, 2011. Motion carried with the following roll call vote:**

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

**Motion by Council Member Howell, second by Council Member Starsky to approve Resolution Numbers 8918, 8920 (as amended), 8922, 8923, and 8926. Motion carried with the following roll call vote:**

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

Council Member Starsky requested that the City Council adjourn to the CC/RDA meeting, in consideration of audience members.

**Convene Joint City Council / Redevelopment Agency Meeting:**

**CALL TO ORDER:** The joint meeting of the Folsom City Council / Redevelopment Agency was called to order at 8:14 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California, with Mayor Morin presiding.

**ROLL CALL:**

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

Council Members Absent: Steve Miklos, Council/Board Member

Staff Present: City Manager/Executive Director Evert Palmer  
City Attorney/Agency Counsel Bruce Cline  
City Clerk/Secretary Christa Freemantle  
Public Works Director Rich Lorenz  
Community Development Director David Miller  
Finance Director Jim Francis

Consent Calendar:

10b(i). Approval of the October 11, 2011 Redevelopment Agency Special Meeting Minutes

10b(ii). Resolution No. 360-R - A Resolution Authorizing the Executive Director to Approve the Amendment to the Regulatory Agreement and Declaration of Restrictive Covenants for the Marbella / Valencia Residential Project

**Motion by Council/Board Member 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>Starsky, Howell, Sheldon, 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>

Adjournment:

There being no further business to come before the joint City Council/Redevelopment Agency, the meeting was adjourned back to the regular City Council meeting at 8:14 p.m.

9b. City Council Selection of Design Alternative 2A for the Lake Natoma Waterfront and Trail Access Enhancement Project and Direction to Staff to Prepare State and Federal Environmental Analysis in Accordance with CEQA/NEPA

Parks and Recreation Director Goss made a presentation and responded to questions from the City Council.

The following speakers addressed the City Council:

- Betsy Weiland, representing Save the American River Association and the California Native Plant Society. Ms. Weiland expressed opposition to the proposed project, citing concern with the topography and the amount of engineering (and intrusion) they believe will be required in order to accommodate the project as well as concern with interface between Historic Folsom and the trail.
- Dan Winkelman, member of the Save the American River Association, in opposition to the proposed project, citing both his concern that native plants will be harmed by the trail construction and his belief that there are already other places for disabled individuals to go, such as picnic tables right next to the parking lot.
- Jerry Bernau, representing Folsom Historic District Association, in support of the proposed project, noting the tremendous benefit the ADA access will provide to those individuals with physical challenges.
- Bob Holderness, in support of staff's recommendation for alternative 2A.
- Barbara Leary, member of Friends of Folsom Parkways and member of Save the American River, expressing support of alternative 2A and the walking/pedestrian trails.

The City Council discussed their desire to provide adequate access, particularly ADA access, so that all residents – not just the physically vigorous - can visit and enjoy the river and recreational opportunities.

Approved 12/13/2011

They expressed their disappointment with those who would deny challenged individuals equal access to the outdoors and city amenities.

**Motion by Council Member Howell, second by Mayor Morin to approve staff's recommendation [to select Design Alternative 2A for the Lake Natoma Waterfront and Trail Access Enhancement Project and provide direction to staff to prepare state and federal environmental analysis in accordance with CEQA/NEPA]. 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>

**PUBLIC HEARING:**

- 9a. The Island Subdivision: General Plan Amendment, Specific Plan Amendment, Vesting Tentative Subdivision Map, and Planned Development Permit - Parkshore Drive (PN 11-080)
- i. Resolution No. 8917 - A Resolution to Adopt the Addendum to the 1992 Silverbrook Specific Plan Environmental Impact Report and the 1999 Silverbrook General Plan/Specific Plan Amendment Environmental Impact Report, to Amend the General Plan Land Use Designation for the 34-Acre Project Site (APN: 071-0020-083 and 071-0020-084) From IND (Industrial/Office Park) To MLD (Multi-Family Low Density), to Amend the Specific Plan Land Use Plan for the 34-Acre Project Site (APN: 071-0020-083 and 071-0020-084) From M-1 (Light Industrial District) to RM PD (Residential Multi-Family, Planned Development District), to Approve a Vesting Tentative Subdivision Map and an Alternate Vesting Tentative Subdivision Map, and to Approve a Planned Development Permit for the Development of 350 Residential Units Including 290 Detached Single-Family Units and up to 60 Affordable Multi-Family Rental Units and the Alternative Development (Scheme A) of 315 Single-Family Residential Units for The Island Subdivision Project

Continued.

**CITY MANAGER REPORTS:**

City Manager Palmer invited residents to attend the Veteran's Day Parade and the Coffee with a Cop event. He called for volunteers for the Holiday Lights event at the zoo.

**COUNCIL COMMENTS:**

Council Member Starsky invited residents to participate in the Thanksgiving Day fun-runs. He expressed support for the country's military personnel and encouraged residents to express their support and to attend the Veteran's Day Parade.

Council Member Howell invited residents to the Marine Corp League Ball on November 10. She invited residents to attend the Veteran's Day Parade, and commented that Chez Daniel's restaurant, as well as Chicago Fire and Toby Keith's Bar will be opening soon. She encouraged residents to drive carefully.

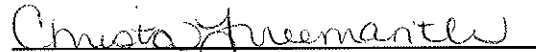
Vice Mayor Sheldon invited residents to attend the Veteran's Day Parade and gave "kudos" to youth sports programs.

Approved 12/13/2011

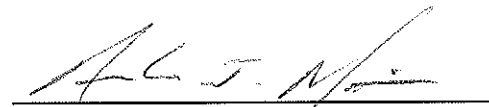
Mayor Morin congratulated the youth football programs.

**ADJOURNMENT:**

There being no further business to come before the Folsom City Council, the meeting was adjourned at 9:29 p.m.

  
Christa Freemantle, City Clerk

ATTEST:

  
Andrew J. Morin, Mayor