

CITY OF FOLSOM
SPECIAL CITY COUNCIL MEETING MINUTES
APRIL 10, 2007

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, with Mayor Morin presiding.

ROLL CALL:

Council Members Present:	Miklos, Starsky, Howell, King, Morin
Council Members Absent:	None
Staff Present:	City Manager Kerry Miller Assistant City Manager Nav Gill Assistant City Manager Evert Palmer City Attorney Bruce Cline Deputy City Clerk Tina McVay

ADJOURNMENT TO CLOSED SESSION FOR THE FOLLOWING PURPOSES:

- 3a. Conference with Real Property Negotiator - Pursuant to Government Code Section 54956.8:
- i. Property: 1301 Bidwell Street; APN: 071-0181-003
Negotiating Party: City Manager Kerry L. Miller on behalf of the City of Folsom
Under Negotiation: Price and terms of sale
 - ii. Property: Real Property located at 1108 Sutter Street, APNs: 070-0042-002, 070-0042-003, 070-0046-024, 070-0046-026
Negotiating Parties: Neighborhood Services Director Amy Feagans on behalf of the City of Folsom
Steve Lebatschi on behalf of D&S Development
Under Negotiation: Price and terms of sale
- 3b. Conference with Labor Negotiator - Pursuant to Government Code Section 54957.6:
- i. Agency Negotiator: Human Resources Director John Spittler
Employee Organizations: International Union of Operating Engineers Local No. 39
Folsom Middle Management Group
City of Folsom Fire Department Middle Management Employees (CFFDMME)
Sacramento Area Firefighters Local No. 522, IAFF
Folsom Police Officers' Association

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:

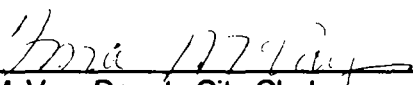
AYES:	Council Members:	Miklos, Starsky, Howell, King, Morin
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

RECONVENE:

Mayor Morin reconvened the special meeting at 6:31 p.m. City Attorney 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 6:31 p.m.



Tina McVay, Deputy City Clerk,

ATTEST:



Andrew J. Morin, Mayor

CITY OF FOLSOM
REGULAR CITY COUNCIL MEETING MINUTES
APRIL 10, 2007

CALL TO ORDER: The regular meeting of the Folsom City Council was called to order at 6:31 p.m. in City Council Chambers, 50 Natoma Street, Folsom, with Mayor Morin presiding.

ROLL CALL:

Council Members Present:	Miklos, Starsky, Howell, King, Morin
Council Members Absent:	None
Staff Present:	City Manager Kerry Miller Assistant City Manager Nav Gill Assistant City Manager Evert Palmer City Attorney Bruce Cline Deputy City Clerk Tina McVay

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

AGENDA UPDATE:

Assistant City Manager Gill announced that Scheduled Presentation item 5b related to Folsom Lake College would be heard last after item 5e, agenda item 7b (Resolution No. 8024) and item 9b (Ordinance No. 1078) have been revised. Additional information was received for agenda items 9c (Keith Tentative Map appeal) and 10biii (Resolution 260-R); and agenda item 11bi (Folsom Oaks project) is revised.

SCHEDULED PRESENTATIONS:

- 5a. Proclamation of the Mayor of the City of Folsom Proclaiming April 8 - 14, 2007 as National Public-Safety Telecommunicators Week in the City of Folsom

Council Member Starsky presented the Proclamation.

Scheduled Presentation item 5b was heard out of order after Scheduled Presentation item 5e.

- 5c. Proclamation of the Mayor of the City of Folsom Proclaiming April 20 - 28, 2007 as "Creek Week" in the City of Folsom

Vice Mayor King presented the Proclamation.

- 5d. Proclamation of the Mayor of the City of Folsom Proclaiming the week of April 15 - 21, 2007 as National Volunteer Week

Council Member Miklos presented the Proclamation.

Approved 05/08/2007

- 5e. Resolution of Commendation Honoring Folsom Select Soccer Under 19 Girls for an Outstanding 2006-2007 Season and State Cup Title

Council Member Howell presented the Resolution of Commendation.

- 5b. Presentation by Dr. Thelma Scott-Skillman, President of Folsom Lake College and Dr. Brice Harris, Chancellor, Los Rios Community College District of Folsom Lake College on the Regional Visual and Performing Arts Center

Dr. Thelma Scott-Skillman and Dr. Brice Harris presented information concerning the Folsom Lake College on the Regional Visual and Performing Arts Center.

The following speakers spoke in support of the Folsom Lake College presentation.

Dennis Rogers
Bob Holderness
Doctor Tom Bhe

BUSINESS FROM THE FLOOR:

Ernie Sheldon addressed the Council concerning vandalism in parks.

Peter Ruscito addressed the Council concerning his water-saturated residence located behind Safeway, the grading and the re-routed underground stream.

CONSENT CALENDAR:

- 7a. Approval of the March 27, 2007 Special/Regular Meeting Minutes (**pulled for discussion**)
- 7b. Resolution No. 8024 - A Resolution Initiating Proceedings for the Formation of a Landscaping and Lighting Assessment District to be Known as American River Canyon North No. 3 Landscaping and Lighting District (**as amended**) (**pulled for discussion**)
- 7c. Resolution No. 8025 - A Resolution Authorizing Submittal of Grant Applications and Administrative Documents to the California Air Resources Board and Sacramento Metropolitan Air Quality Management District
- 7d. Resolution No. 8026 - A Resolution Authorizing the City Manager to Execute Amendment No. 1 to the Agreement with Nexgen Utility Management for the Sewer System Management Plan Project
- 7e. Resolution No. 8027 - A Resolution Authorizing Submittal of Grant Applications and Administrative Documents to California Integrated Waste Management Board
- 7f. Resolution No. 8028 - A Resolution Authorizing the City Manager to Execute a Drainage Easement with the Folsom Cordova Unified School District on a Portion of Empire Ranch Park Site 51
- 7g. Resolution No. 8029 - A Resolution Authorizing the City Manager to Execute Contracts with Fieldturf USA, Inc. and PBM Construction, Inc. for the Livermore Community Park Synthetic Turf Field Improvements Project and Appropriation of Funds (**pulled for discussion**)
- 7h. Resolution No. 8030 - A Resolution Authorizing the Use of Project Funding in Excess of Contract Contingency for the Seniors and Arts Center Project and Appropriation of Funds

Approved 05/08/2007

- 7i. Resolution No. 8031 - A Resolution Authorizing the City Manager to Execute Amendment No. 2 with Dokken Engineering for the American River Water Education Center Relocation Project No. 2319
- 7j. Resolution No. 8033 - A Resolution to Amend the Fiscal Year 2006-07 City of Folsom Budget Adopted by Resolution No. 7833 and Amended by Resolution No. 7918
- 7k. Resolution No. 8034 - A Resolution Approving the Expenditure Plan for Existing Measure A Funds for the City of Folsom and Authorizing Staff to Submit the Expenditure Plan Request to the Sacramento Transportation Authority
- 7l. Resolution No. 8035 - A Resolution Authorizing the City Manager to Execute an Agreement with Psomas Engineering for Inspection Services for the American River Water Education Center Relocation Project No. 2319
- 7m. Resolution No. 8036 - A Resolution Authorizing the City Manager to Execute an Agreement with SoftResources for Professional Consulting Services for Financial and Enterprise Resources Planning Systems

Motion by Mayor Morin, second by Council Member Howell to approve Consent Calendar items 7c, 7d, 7e, 7f, 7h through 7m. Motion carried with the following roll call vote:

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

CONSENT CALENDAR ITEM PULLED FOR DISCUSSION:

- 7b. Resolution No. 8024 - A Resolution Initiating Proceedings for the Formation of a Landscaping and Lighting Assessment District to be Known as American River Canyon North No. 3 Landscaping and Lighting District

Council Member Miklos recused himself from the vote because he resides in the neighborhood.

Motion by Council Member Howell, second by Vice Mayor King to approve Consent Calendar item 7b. Motion carried by the following roll call vote:

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

7a. Approval of the March 27, 2007 Special/Regular Meeting Minutes

Council Member Miklos requested that the March 27, 2007 minutes be changed to remove the reference to "former" at the bottom of page 7 (Book 68, Page 20).

Motion by Council Member Miklos, second by Council Member Howell to approve Consent Calendar Item 7a. Motion carried by the following roll call vote:

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

7g. Resolution No. 8029 - A Resolution Authorizing the City Manager to Execute Contracts with Fieldturf USA, Inc. and PBM Construction, Inc. for the Livermore Community Park Synthetic Turf Field Improvements Project and Appropriation of Funds

Council Member Miklos requested additional information concerning the cost difference between the engineers' estimate and the base bid amount. Parks and Recreation Director Goss provided information and responded to Council questions.

Motion by Council Member Miklos, second by Council Member Starsky to approve Consent Calendar item 7g. Motion carried by the following roll call vote:

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

NEW BUSINESS:

8a. Resolution No. 8032 - A Resolution of the City Council of the City of Folsom Expressing its Intention to Adopt an Ordinance Amending Section 3.100.090 of Chapter 3.100 to Title 3 of the Folsom Municipal Code Extending the Annual Levy of Assessments of the Folsom Tourism Business Improvement District to December 31, 2012

Intergovernmental Affairs and Economic Development Manager Luchi presented the staff report.

Valrie Jensen addressed the Council concerning Resolution No. 8032 and provided a handout. (filed)

Motion by Mayor Morin, second by Council Member Howell to approve Resolution No. 8032. Motion carried with the following roll call vote:

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

PUBLIC HEARING:

- 9a. 807 Bidwell Homes Rezone, Tentative Subdivision Map, Planned Development Permit and Negative Declaration (PN06-206) (Continued to May 8, 2007)
- i. Resolution No. 7992 - A Resolution to Adopt the Negative Declaration, and to Approve the Tentative Subdivision Map to Subdivide a 13,731-Square-Foot Parcel at 807 Bidwell Street into Five Residential Lots and a Planned Development Permit for the Development of Five, Two-Story Residential Units
 - ii. Ordinance No. 1072 - An Uncodified Ordinance to Amend the Zoning Designation of a 13,731-Square-Foot Parcel (APN 071-0190-092) at 807 Bidwell Street from Neighborhood Apartment District (R-3) to Residential, Multifamily Dwelling, Planned Development District (R-M PD) (Second Reading)

Mayor Morin noted that item 9a is continued to May 8, 2007, as agendized.

Agenda item 9b (Ordinance No. 1078) was heard out of order following agenda item 9d (Ordinance No. 1077).

- 9d. Ordinance 1077 - An Uncodified Interim Urgency Ordinance of the City of Folsom to Extend the Moratorium on Smoking Lounges and Bars

Interim Assistant Community Development Director DePardo presented the staff report.

Mayor Morin opened the Public Hearing at 8:08 p.m. Hearing no speakers, the Public Hearing was closed.

Motion by Council Member Howell, second by Council Member Starsky to adopt Interim Urgency Ordinance No. 1077. Motion carried with the following roll call vote:

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

- 9b. Ordinance No. 1078 - An Ordinance Amending Section 9.68.020 of Chapter 9.68 of the Folsom Municipal Code Relating to Off-Leash Dog Park Areas and Prohibition of Dogs from Specific City-Owned Facilities (First Reading)

Parks and Recreation Director Goss presented the staff report.

Mayor Morin opened the Public Hearing at 8:12 p.m. Hearing no speakers, the Public Hearing was closed.

Motion by Council Member Starsky, second by Council Member Howell to introduce Ordinance No. 1078 as amended. Motion carried with the following roll call vote:

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

- 9c. Appeal of Planning Commission's Action Regarding the Michael Keith Tentative Parcel Map at 9922 Inwood Road (PN06-201)

Assistant Planner Gullone made a presentation.

Mayor Morin opened the Public Hearing at 8:22 p.m.

The following speakers addressed the City Council regarding the proposed appeal.

Don Yount
Nancy Reginato
Charles Faust
Vincent Mustracco

Hearing no further speakers, the Public Hearing was closed at 8:42 p.m.

Associate Planner Gullone responded to questions from the Council.

Motion by Council Member Starsky, second by Council Member Miklos to deny the appeal and uphold the Planning Commission's approval of the Michael Keith Tentative Parcel Map. Motion carried with the following roll call vote:

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

Agenda Item 9d (Ordinance No. 1077) was heard out of order following Agenda Item 9a (807 Bidwell Homes Rezone).

- 9d. Ordinance 1077 - An Uncodified Interim Urgency Ordinance of the City of Folsom to Extend the Moratorium on Smoking Lounges and Bars

Mayor Morin called a recess at 8:55 p.m., and reconvened the City Council meeting at 9:04 p.m.

CONVENE JOINT CITY COUNCIL / REDEVELOPMENT AGENCY MEETING:

The City Council adjourned to the Joint City Council/Redevelopment Agency meeting at 9:07 p.m.

CALL TO ORDER: The special joint meeting of the City Council / Redevelopment Agency was called to order at 9:07 p.m. in City Council Chambers, 50 Natoma Street, with Mayor/Chair Morin presiding.

<u>ROLL CALL:</u>	Council / Board Members Present:	Miklos, Starsky, Howell, King, Morin
	Council / Board Members Absent:	None
	Staff Present:	City Manager/Executive Director Kerry Miller
		Assistant City Manager Nav Gill
		Assistant City Manager Evert Palmer
		City Attorney/Agency Counsel Bruce Cline
		Deputy City Clerk/Deputy Secretary Tina McVay

OLD BUSINESS:

- 11bi Folsom Oaks Apartments Rezone, Planned Development Permit, Mitigated Negative Declaration and Mitigation Monitoring Program (PN06-199) at 809 Bidwell Street
- a. Resolution No. 8006 - A Resolution to Adopt the Mitigated Negative Declaration and Mitigation Monitoring Program, and to Approve the Planned Development Permit for the Development of a 19-Unit Apartment Community on a 1.25-Acre Site Located at 809 Bidwell Street (PN06-199)
 - b. Ordinance No. 1074 - An Uncodified Ordinance to Amend the Zoning Designation of a 1.25-acre Parcel (APN 071-0190-0091-0000) at 809 Bidwell Street From Neighborhood Apartment District (R-3) to Residential, Multifamily Dwelling, Planned Development District (R-M PD) (Second Reading)
 - c. Request for Funding to Support the Development of 18 Very Low Income Residential Units and 1 Manager's Unit

Community Development Director Miller presented the item and requested that Council approve revised Resolution No. 8006, adopt Ordinance No. 1074 and continue the Planned Development Permit and the consideration of funding to May 8, 2007.

The following speakers addressed the Board/City Council regarding the proposed Folsom Oaks Apartments project.

Richard Zeb
Deino Trotta

Motion by Council/Board Member Miklos, second by Council/Board Member Howell to approve Resolution 8006 as amended, adopt Ordinance No. 1074, and continue the Planned Development Permit and the consideration of funding to May 8, 2007. Motion carried with the following roll call vote:

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

ADJOURNMENT:

There being no further business to come before the Joint City Council/Redevelopment Agency, the special joint meeting was adjourned to the regular City Council meeting at 9:22 p.m.

RECONVENE CITY COUNCIL MEETING:

The regular City Council meeting reconvened from the Special Joint City Council/Redevelopment Agency meeting at 9:22 p.m.

CITY MANAGER REPORTS:

City Manager Miller announced that the April 24, 2007 City Council meeting is cancelled to facilitate participation in the annual Cap-to-Cap meeting in Washington DC.

COUNCIL COMMENTS:

Council Member Miklos expressed his sorrow to Michael Riedinger's family for their loss and requested that this meeting be held in Michael's honor.

Vice Mayor King echoed his condolences to the Riedinger family and is looking forward to the Cap-to-Cap trip later this month.

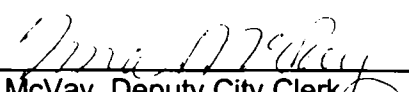
Council Member Starsky expressed his condolences to the Riedinger family and offered his support and prayers. The Office of Traffic Safety Department awarded the Folsom Police Department the Traffic Safety Achievement Award, and recognized Lt. Sheldon Sterling's significant contributions to traffic safety. Congratulated Chief Spiegel, who will be installed as the 86th President of the Peace Officers Association on May 22, 2007; and the Traffic Safety Achievement Award.

Council Member Howell congratulated Chief Spiegel and expressed her condolences to the Riedinger family.

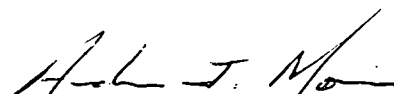
Mayor Morin congratulated Chief Spiegel, invited the public to the Quarto de Mayo a fundraiser for the construction of a dog park in Cummings Family Park on May 4, 2007. Mayor Morin also conveyed his sympathy to the Riedinger family and adjourned the meeting in honor of Michael Riedinger.

ADJOURNMENT:

There being no further business to come before the Folsom City Council, the regular meeting was adjourned at 9:38 p.m.


Tina McVay, Deputy City Clerk

ATTEST:


Andrew J. Morin, Mayor