CITY OF FOLSOM CITY COUNCIL
SPECIAL MEETING
www.folsom.ca.us

FOLSOM CITY COUNCIL CHAMBERS
50 NATOMA STREET, FOLSOM, CA
TUESDAY, DECEMBER 11, 2012
5:00 PM

Kerri Howell, Mayor

Steve Miklos, Vice Mayor ***Andy Morin, Council Member***
Ernie Sheldon, Council Member ***Jeff Starsky, Council Member***

AGENDA

1. Call to Order

2. Roll Call: Council Members: Starsky, Miklos, Morin, Sheldon, Howell

3. Adjournment to Closed Session for the Following Purposes:

a. Conference With Legal Counsel - Anticipated Litigation

i. Initiation of Litigation Pursuant to Government Code section 54956.9(c):
1 potential case Validation Action regarding Folsom City Council Resolution No. 9097 regarding Water Rights

b. Conference with Legal Counsel - Pending Litigation - Pursuant to Government Code section 54956.9(a):

i. Dennis O'Connor v. City of Folsom Claim No. NCWA-536804

c. Conference with Real Property Negotiator - Pursuant to Government Code section 54956.8:

i. Property APNs: 070-0051-049 and 070-0051-050 on Leidesdorff Street
Negotiating Party: Evert W. Palmer, City Manager on behalf of the City of Folsom
Under Negotiation: Price and terms of sale and lease

d. Conference with Legal Counsel - Existing Litigation - Pursuant to Government Code section 54956.9(a):

i. Claudia A. Franson, v. City of Folsom and Lavelle Antonio Gary Sacramento Superior Court Case No. 34-2011-00107205

e. Conference with Legal Counsel - Initiation of Litigation Pursuant to Government Code section 54956.9(c):

i. 1 potential case County of Sacramento, GenCorp/Aerojet and Boeing regarding groundwater contamination

f. Conference with Legal Counsel - Pending Litigation - Pursuant to Government Code section 54956.9(a):

i. Complaint by Local 522 Firefighters filed with Public Employment Relations Board (PERB)

g. Conference with Labor Negotiator - Pursuant to Government Code Section 54957.6:

i. Agency Negotiator: Human Resources Director John Spittler
Employee Organization: Sacramento Area Firefighters Local 522- IAFF Folsom Unit

4. **Reconvene:** Announcement of Final Action, If Any

5. **Adjournment**

CITY OF FOLSOM
CITY COUNCIL REGULAR MEETING
JOINT CITY COUNCIL / SUCCESSOR AGENCY / PUBLIC FINANCING AUTHORITY
SPECIAL MEETING
www.folsom.ca.us

FOLSOM CITY COUNCIL CHAMBERS
50 NATOMA STREET, FOLSOM, CA
TUESDAY, DECEMBER 11, 2012
6:30 PM

Kerri Howell, Mayor

Steve Miklos, Vice Mayor ***Andy Morin, Council Member***
Ernie Sheldon, Council Member ***Jeff Starsky, Council Member***

AGENDA

1. Call to Order

2. Roll Call: **Council Members:** **Starsky, Miklos, Morin, Sheldon, Howell**

The City Council has adopted a policy that no new item will begin after 10:30 p.m. Therefore, if you are here for an item that has not been heard by 10:30 p.m., you may leave, as the item will be continued to a future Council Meeting.

3. Pledge of Allegiance

4. Agenda Update: City Attorney

5. Scheduled Presentations:

a. Presentation of Awards for the Wayne Spence Folsom Veterans Day Parade Entrants

6. Business from the Floor

Members of the public are entitled to address the City Council concerning any item within the Folsom City Council's subject matter jurisdiction. Public comments are limited to no more than three minutes. Except for certain specific exceptions, the City Council is prohibited from discussing or taking action on any item not appearing on the posted agenda.

7. Consent Calendar:

Items appearing on the Consent Calendar are considered routine and may be approved by one motion. City Council Members may pull an item for discussion.

a. Approval of the November 13, 2012 Special/Regular Meeting Minutes

b. Resolution No. 9082 - A Resolution Authorizing the Police Department to Accept a Sobriety Checkpoint Grant in the Amount of $42,807.88 from the State of California Office of Traffic Safety and Appropriation of Funds

c. Resolution No. 9083 - A Resolution Authorizing the City Manager to Execute an Agreement Between The Permanente Medical Group, Inc. and the City of Folsom Pertaining to Annual Occupational Safety and Health Services for Fire Department Personnel

d. Resolution No. 9084 - A Resolution Rescinding Resolution 8900 and Resolution 9046 and Enacting the Annual Inflationary Adjustment for City User Fees as of January 1, 2013, for Selected City Services

e. Resolution No. 9085 - A Resolution Rescinding Resolution 8901 and Enacting the Annual Inflationary Adjustment for City Impact and Connection Fees for Law Enforcement, Fire Suppression, General Facilities, Vehicles and Equipment, Park Improvement, Humbug-Willow Creek, Water, Sanitary Sewer, Transportation Improvement, Drainage, and Light Rail

f. Resolution No. 9088 - A Resolution Authorizing the City Manager to Execute Amendment No. 2 to the Agreement (Contract No.173-21 10-036) with Brown & Caldwell for Engineering Services for the Evaluation of City of Folsom Improvements for the Aerojet Development

g. Resolution No. 9089 - A Resolution Authorizing the City Manager to Seek Grant Funds from the United States Bureau of Reclamation for a Watersmart: Water and Energy Efficiency Grant

h. Resolution No. 9090 - A Resolution Approving the Application for Grant Funds from the Recreational Trails Grant Program for the Lake Natoma Waterfront and Trail Access Enhancement Project

i. Resolution No. 9091 - Resolution Approving the Application for Grant Funds from the Recreational Trails Grant Program for the Humbug-Willow Creek Trail / Dos Coyotes Segment Project and Commitment of Grant Matching Funds

j. Resolution No. 9092 - A Resolution Reaffirming the City Manager's Authorization to Execute the Memorandum of Agreement Regarding Contracting for Lobbying Support of Modifications of Folsom Dam Facilities Together with Authorization for the City Manager to Amend the Memorandum of Agreement with the City of Roseville and San Juan Water District for Services From the Ferguson Group (Contract No. 173-21 09-055)

k. Resolution No. 9094 - A Resolution of the Folsom City Council Authorizing the City Manager to Execute a Lease with the Folsom Chamber of Commerce for the Depot Building Located at 200 Wool Street

l. Resolution No 9095 - A Resolution Authorizing the City Manager to Execute an Agreement with Peterson - Brustad, Inc. for Tank Evaluation and Inspection Services

8. <u>Old Business:</u>

a. Folsom Plan Area Specific Plan Project - An Addendum to the Environmental Impact Report for the Folsom Plan Area Specific Plan Project for Purposes of Analyzing an Alternative Water Supply for the Project; an Agreement Between the City of Folsom and Folsom Plan Area Landowners for a Water Supply and its Financing and Authorizing the Filing of an Action to Validate the Agreement

   i. Resolution No. 9096 - A Resolution Approving and Certifying an Addendum to the Environmental Impact Report for the Folsom Plan Area Specific Plan Project for Purposes of Analyzing an Alternative Water Supply for the Project

ii. Resolution No. 9097 - A Resolution Approving a Water Supply and Facilities Financing Plan and Agreement Between the City of Folsom and Folsom Plan Area Landowners for a Water Supply for the Folsom Plan Area, Authorizing the City Manager to Execute the Agreement, and Authorizing the Filing of an Action to Validate the Agreement

9. Public Hearing:

a. The Collection, Trails at Folsom Subdivision Vesting Tentative Subdivision Map and Planned Development Permit Modification (PN 12-153)

i. Resolution No. 9081 - A Resolution to Approve a Vesting Tentative Subdivision Map to Subdivide the Remaining Portion of Lot I (3.17-Acres) into 36 Single-Family Residential Lots and 4 Private Drive Lots (Lots A-D) and to Subdivide Lot J (6.78-Acres) into 40 Single-Family Residential Lots, 1 Private Drive Lot (Lot E), and 5 Landscape Lots (Lots F-J), and to Approve a Planned Development Permit Modification for the Development of a 133-Unit Single-Family Residential Subdivision to be Known as The Collection, Trails At Folsom

b. Resolution No. 9086 - A Resolution Accepting Fiscal Year 2012/13 Supplemental Law Enforcement Services Fund (SLESF), Citizen's Option for Public Safety (COPS) Grant for the Purchase of Equipment in Accordance with State Requirements

10. New Business:

a. At-Large Appointments to Arts and Cultural Commission, Historic District Commission, Landscaping and Lighting District Advisory Committee, Library Commission, Parks and Recreation Commission, Planning Commission, Traffic Safety Committee, and Utility Commission

11. Convene Joint City Council / Successor Agency / Public Financing Authority Meeting:

a. Roll Call: City Council / Board Members: Starsky, Miklos, Morin, Sheldon, Howell

b. Consent Calendar:

i. Approval of the August 28, 2012 Joint City Council / Successor Agency / Public Financing Authority Special Meeting Minutes

ii. Receive and File the City of Folsom, the Folsom Redevelopment Successor Agency and the Folsom Public Financing Authority Monthly Investment Reports for the Month of September 2012

c. Adjournment

12. Reconvene City Council Meeting

13. City Manager Reports

14. Council Comments

15. Adjournment

NOTICE: Members of the Public are entitled to directly address the City Council concerning any item that is described in the notice of this meeting, before or during consideration of that item. If you wish to address Council on an issue, which is on this agenda, please complete a blue speaker request card, and deliver it to a staff member at the table on the left side of the Council Chambers prior to discussion of the item. When your name is called, stand to be recognized by the Mayor and then proceed to the podium. If you wish to address the City Council on any other item of interest to the public, when the Mayor asks if there is any "Business from the Floor," follow the same procedure described above. Please limit your comments to three minutes or less.

NOTICE REGARDING CHALLENGES TO DECISIONS: Pursuant to all applicable laws and regulations, including without limitation, California Government Code Section 65009 and or California Public Resources Code Section 21177, if you wish to challenge in court any of the above decisions (regarding planning, zoning and/or environmental decisions), you may be limited to raising only those issues you or someone else raised at the public hearing(s) described in this notice/agenda, or in written correspondence delivered to the City at, or prior to, the public hearing.

As presiding officer, the Mayor has the authority to preserve order at all City Council meetings, to remove or cause the removal of any person from any such meeting for disorderly conduct, or for making personal, impertinent, or slanderous remarks, using profanity, or becoming boisterous, threatening or personally abusive while addressing said Council, and to enforce the rules of the Council.

PERSONS INTERESTED IN PROPOSING AN ITEM FOR THE CITY COUNCIL AGENDA SHOULD CONTACT A MEMBER OF THE CITY COUNCIL.

The meeting of the Folsom City Council is being telecast on Metro Cable TV, Channel 14, the Government Affairs Channel, and will be shown in its entirety on the Friday and Saturday following the meeting, both at 9 a.m. The City does not control scheduling of this telecast and persons interested in watching the televised meeting should confirm this schedule with Metro Cable TV, Channel 14. The City of Folsom provides live and archived webcasts of regular City Council meetings. The webcasts can be found on the online services page of the City's website www.folsom.ca.us.

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, please contact the City Clerk's Office at (916) 355-7270, (916) 355-7328 (fax) or csaunders@folsom.ca.us. Requests must be made as early as possible and at least two-full business days before the start of the meeting.

Any documents produced by the City and distributed to the City Council regarding any item on this agenda will be made available at the City Clerk's Counter at City Hall located at 50 Natoma Street, Folsom, California and at the Folsom Public Library located at 411 Stafford Street, Folsom, California during normal business hours.