

Meeting Minutes
City Council Regular Meeting
April 10, 2018

CALL TO ORDER:

The regular City Council meeting was called to order at 6:32 p.m. in City Council Chambers, 50 Natoma Street, Folsom, California, with Mayor Steve Miklos presiding.

ROLL CALL:

Council Members Present:	Andy Morin, Council Member Ernie Sheldon, Vice Mayor Roger Gaylord, Council Member Kerri Howell, Council Member Steve Miklos, Mayor
Council Members Absent:	None
Staff Present:	City Manager Evert Palmer Assistant City Manager Elaine Andersen City Attorney Steve Wang City Clerk Christa Freemantle Chief Financial Officer Jim Francis Public Works Director Dave Nugen Community Development Director Pam Johns

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

Mayor Steve Miklos called Police Chief Cynthia Renaud to the podium to thank her for all of her work as Police Chief and wished her well in her future career.

AGENDA UPDATE

City Clerk Christa Freemantle announced that there were no updates to the agenda.

BUSINESS FROM THE FLOOR

Harriet Freitas addressed the City Council regarding recent updates to the clay studio at the Senior and Arts Centers, thanking the City staff who assisted in the updates and requesting consideration for a separate art facility with an appropriate clay studio.

Wanda Matus, President of Rolling Hills Blue Star Moms, thanked the City Council for their support as part of the 2017 Community Service Day.

NEW BUSINESS:

6a. General Municipal Election - November 6, 2018

- i. Option A - Election Documents Including Ballot Measure Amending Campaign Contribution Limits
 - A. Resolution No. 10104-A - A Resolution Calling for the Holding of a General Municipal Election on Tuesday, November 6, 2018 for the Election of Certain Officers as Required by the City Charter, and Authorizing the Submission of Ballot Measures to the Qualified voters of the City to Amend the City Charter Relating to Term Limits, Amend the Campaign Contribution Limits, and Add a Transactions and Use Tax at the Rate of One-Half Percent (0.5%)
 - B. Resolution No. 10105-A - A Resolution Requesting the Board of Supervisors of the County of Sacramento to Consolidate a General Municipal Election with the Statewide General Election to be Held on November 6, 2018 Pursuant to Elections Code
 - C. Resolution No. 10106-A - A Resolution Authorizing the Filing of Written Arguments Regarding Measures to Set Term Limits in the City Charter, Amend Campaign Contribution Limits, and the City's Revenue Measure, and Directing the City Attorney to Prepare an Impartial Analysis for Each Measure
- ii. Option B - Election Documents Including Ballot Measure Repealing Campaign Contribution Limits
 - A. Resolution No. 10104-B - A Resolution Calling for the Holding of a General Municipal Election on Tuesday, November 6, 2018 for the Election of Certain Officers as Required by the City Charter and Authorizing the Submission of Ballot Measures to the Qualified Voters of the City to Amend the City Charter Relating to Term Limits Repeal the Campaign Contribution Limits, and Add a Transactions and Use Tax at the Rate of One-Half Percent (0.5%)
 - B. Resolution No. 10105-B - A Resolution Requesting the Board of Supervisors of the County of Sacramento to Consolidate a General Municipal Election with the Statewide General Election to be Held on November 6, 2018 Pursuant to Elections Code
 - C. Resolution No. 10106-B - A Resolution Authorizing the Filing of Written Arguments Regarding Measures to Set Term Limits in the City Charter, Repeal Campaign Contribution Limits, and the City's Revenue Measure, and Directing the City Attorney to Prepare an Impartial Analysis for Each Measure
- iii. Option C - Election Documents Taking No Action on Campaign Contribution Limits
 - A. Resolution No. 10104-C - A Resolution Calling for the Holding of a General Municipal Election on Tuesday, November 6, 2018 for the Election of Certain Officers as Required by the City Charter, and Authorizing the Submission of Ballot Measures to the Qualified Voters of the City to Amend the City Charter

- Relating to Term Limits and Add a Transaction and Use Tax at the Rate of One-Half Percent (0.5%)
- B. Resolution No. 10105-C - A Resolution Requesting the Board of Supervisors of the County of Sacramento to Consolidate a General Municipal Election with the Statewide General Election to be Held on November 6, 2018 Pursuant to Elections Code
 - C. Resolution No. 10106-C - A Resolution Authorizing the Filing of Written Arguments Regarding Measure to Set Term Limits in the City Charter and the City's Revenue Measure, and Directing the City Attorney to Prepare an Impartial Analysis for Each Measure
- iv. Ordinance No. 1283 An Ordinance of the People of the City of Folsom Imposing a Transactions and Use Tax by Adding Chapter 3.140, Folsom Community Enhancement and Investment Measure, to the Folsom Municipal Code to be Administered by the California Department of Tax and Fee Administration (Approve Submission to Voters)

City Attorney Steve Wang made a presentation and responded to questions from the City Council. Mr. Wang provided an overview of the ballot measures proposed to be submitted to the voters - sales tax revenue measure, term limits, and campaign contribution limits. He advised the City Council that placement of the revenue measure on the ballot requires a minimum of 4/5 vote of the City Council.

Revenue Measure

City Attorney Steve Wang made a presentation regarding the proposed revenue measure and responded to questions from the City Council. The City Council Members shared their comments and discussed the proposed measure.

The following speakers addressed the City Council:

1. Sally Howard, member of the Arts and Cultural Commission, expressed support of the revenue measure, and suggested an oversight body.
2. Marc Allaman, member of the Arts and Cultural Commission, expressed support of the revenue measure.
3. Whitney Yamamura, Folsom Lake College, expressed support of the revenue measure, noting he would like to have support for their educational programs and the Harris Center Performing Arts Center.
4. Paul Romero, member of the Parks and Recreation Commission, expressed support of the revenue measure, noting the aging parks system.
5. Sue Spielman, expressed support of the sales tax and letting the residents vote.
6. Peggy Plett, Friends of the Folsom Zoo, expressed support of the sales tax.
7. Dave Pier, Executive Director for Harris Center for the Arts, expressed support of the sales tax.
8. Joe Gagliardi, Chamber of Commerce, asked for time to survey the Chamber members.
9. Will Kempton, Chair of the Parks and Recreation Commission, expressed his support of the revenue measure.
10. Brian King, Chancellor of Los Rios Community College expressed support of the revenue measure, noting the importance of education and educational opportunities.
11. Barbara Leary, expressed support for the revenue measure and an oversight committee; noting that arts programs bring people to town.
12. Justin Raithel, member of the Planning Commission, expressed concern about the revenue measure being left as a general tax, sharing his desire to restrict its use to capital improvement projects.
13. YK Chalamcherla, member of the Parks and Recreation Commission, thanked the City Council for bringing the measure to the citizens of Folsom and expressed his support for the measure.

The City Council deliberated the proposed revenue measure. City Manager Evert Palmer and City Attorney Steve Wang responded to questions and provided additional information.

Motion by Mayor Steve Miklos, second by Council Member Andy Morin to approve revenue measure Ordinance No. 1283 and submit the revenue measure ordinance to the voters at the November 6, 2018 election.

Motion carried with the following roll call vote:

AYES:	Council Member(s):	Morin, Sheldon, Gaylord, Miklos
NOES:	Council Member(s):	Howell
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None

City Council Term Limits Measure

City Attorney Steve Wang made a presentation regarding the proposed term limits measure and responded to questions from the City Council. The City Council Members shared their comments and discussed the proposed term limit measure.

The following speakers addressed the City Council:

1. Tucker Hammerstrom, spoke against term limits and against having this placed on the ballot.
2. Russ Davis, spoke against term limits.
3. Martha Lofgren, former city attorney, posed questions about how certain situations such as a council member serving a partial term, would be handled. She suggested that perhaps a charter commission be convened to study and frame the measure.
4. Tom Aceituno, former city council member who served two terms, shared his thoughts on term limits and his support for the idea of a charter commission to review the measure.
5. Justin Raithel spoke against term limits, and in favor of any council member supporting term limits abide by those term limits immediately.
6. YK Chalamcherla, shared his thoughts on term limits.

The City Council deliberated the proposed term limit measure. City Manager Evert Palmer and City Attorney Steve Wang responded to questions and provided additional information.

Motion by Mayor Steve Miklos, second by Council Member Kerri Howell to continue the discussion of term limits to a future meeting.

City Manager Evert Palmer and City Attorney Steve Wang responded to questions and provided additional information.

Mayor Steve Miklos tabled his earlier motion and called a recess; the City Council took a break and the meeting reconvened.

Motion by Council Member Kerri Howell, second by Council Member Andy Morin to waive the 10:30 rule. Motion carried with the following roll call vote:

AYES:	Council Member(s):	Morin, Sheldon, Gaylord, Howell, Miklos
NOES:	Council Member(s):	None
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None

Mayor Steve Miklos withdrew his motion to continue the discussion of term limits.

City Manager Evert Palmer and City Attorney Steve Wang responded to questions and provided additional information.

Further deliberation of term limits was tabled until later in the meeting.

Campaign Contribution Limits Measure

City Attorney Steve Wang made a presentation regarding the proposed campaign contribution limits measure and responded to questions from the City Council. The City Council Members shared their comments and discussed the proposed measure.

The following speakers addressed the City Council:

1. Tom Aceituno, co-author of previous legislation; reviewed 1990 history; expressing support for increasing the limit, along with an "absolute reporting" requirement.
2. Barbara Leary, shared her thoughts that more people could run on a more level playing field if the amount could be increased to keep up with inflation with a built-in inflation escalator.
3. Justin Raithel, commented that independent expenditures give benefit to self-funding and shared his concern with a repeal of limits.
4. YK Chalamcherla, expressed support with increasing the amount in accordance with inflation to a minimum of \$250.

The City Council deliberated the proposed campaign contribution limit measure. City Manager Evert Palmer and City Attorney Steve Wang responded to questions and provided additional information.

Motion by Mayor Steve Miklos to set the limit at \$400. The motion died for lack of a second.

Motion by Council Member Andy Morin, second by Council Member Roger Gaylord to set the campaign contribution limit in the proposed ballot measure at \$500 (with the red-line amendment regarding "candidate-controlled" committee).

The City Council deliberated the proposed campaign contribution limit measure.

Council Member Andy Morin's motion carried with the following roll call vote:

AYES:	Council Member(s):	Morin, Sheldon, Gaylord, Howell, Miklos
NOES:	Council Member(s):	None
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None

City Manager Evert Palmer clarified any discussions regarding additional "enforcement" would only involve the possibility of City enforcing its own campaign contribution limits, not enforcing items within the jurisdiction of FPPC.

Term Limits

Motion by Mayor Steve Miklos, second by Council Member Kerri Howell to continue the term limit discussion to the next meeting.

The City Council deliberated the term limits measure.

Council Member Roger Gaylord proposed the City Council consider four terms as the limit, with four years in between.

Mayor Steve Miklos withdrew his earlier motion to continue the discussion.

Motion by Mayor Steve Miklos, second by Council Member Roger Gaylord to set term limits in the proposed ballot measure as four consecutive terms, with four consecutive years as a break in service before being eligible to run again.

Motion carried with the following roll call vote:

AYES:	Council Member(s):	Morin, Gaylord, Howell, Miklos
NOES:	Council Member(s):	Sheldon
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None

City Attorney Steve Wang summarized City Council's action this evening to approve placement on the November ballot of the measure for term limits (four consecutive terms, with four year break in service), the revenue measure, and the amendment of campaign contribution limits (\$500). Mr. Wang provided direction to the City Council to take formal action.

Motion by Mayor Steve Miklos, second by Council Member Kerri Howell to approve Resolution No. 10104-A. Motion carried with the following roll call vote:

AYES:	Council Member(s):	Morin, Sheldon, Gaylord, Howell, Miklos
NOES:	Council Member(s):	None
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None

Motion by Mayor Steve Miklos, second by Council Member Kerri Howell to approve Resolution No. 10105-A. Motion carried with the following roll call vote:

AYES:	Council Member(s):	Morin, Sheldon, Gaylord, Howell, Miklos
NOES:	Council Member(s):	None
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None

Motion by Mayor Steve Miklos, second by Council Member Andy Morin to approve Resolution No. 10106-A. Motion carried with the following roll call vote:

AYES:	Council Member(s):	Morin, Sheldon, Gaylord, Miklos
NOES:	Council Member(s):	Howell
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None

6b. Presentation of Options for the Selection of Mayor and Vice Mayor

City Attorney Steve Wang made a presentation and responded to questions from the City Council.

The City Council deliberated options. City Manager Evert Palmer and City Attorney Steve Wang responded to questions and provided additional information.

The following speaker addressed the City Council:

1. Tom Aceituno, shared his thoughts on the possible benefits of some type of rotation system.

The City Council deliberated options that would integrate a rotational system, particularly a system that may require some established amount of time on the Council before a member may serve as vice mayor or mayor.

Motion by Mayor Steve Miklos, second by Council Member Roger Gaylord to continue the item off calendar for further discussion at a future meeting. Motion carried with the following roll call vote:

AYES:	Council Member(s):	Morin, Sheldon, Gaylord, Howell, Miklos
NOES:	Council Member(s):	None
ABSENT:	Council Member(s):	None
ABSTAIN:	Council Member(s):	None

CITY MANAGER REPORTS:

None

COUNCIL COMMENTS:

Council Member Kerri Howell encouraged everyone to drive carefully.

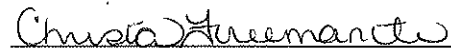
Mayor Steve Miklos advised he would report on his recent trip to DC at the next meeting.

Vice Mayor Sheldon spoke of student events.

ADJOURNMENT:

There being no further business to come before the Folsom City Council, the meeting was adjourned at 11:45 p.m.

PREPARED AND SUBMITTED BY:


Christa Freeman, City Clerk

ATTEST:


Stephen E. Miklos, Mayor