



**CITY OF FOLSOM CITY COUNCIL
SPECIAL MEETING**

www.folsom.ca.us

**FOLSOM CITY COUNCIL CHAMBERS
50 NATOMA STREET, FOLSOM, CA
TUESDAY, JANUARY 13, 2015
5:00 PM**

Andy Morin, Mayor

*Kerri Howell, Council Member
Ernie Sheldon, Council Member*

*Steve Miklos, Vice Mayor
Jeff Starsky, Council Member*

AGENDA

1. **Call to Order**
2. **Roll Call:** Council Members: **Howell, Miklos, Sheldon, Starsky, Morin**
3. **Adjournment to Closed Session for the Following Purposes:**
 - a. Conference with Legal Counsel - Existing Litigation - Pursuant to Government Code section 54956.9(d)(1):
 - i. Anthony Paccioco, et al. v. City of Folsom, et al.
Sacramento County Superior Court Case No. 34-2013-00139561
 - ii. Valley Property Investments, LLC v. City of Folsom, et al.
Sacramento County Superior Court Case No. 34-2010-00644893
 - b. Conference With Legal Counsel - Anticipated Litigation, Initiation of Litigation Pursuant to Government Code section 54956.9(d)(4):
 - i. 1 potential case
Undisclosed
 - c. Conference with Legal Counsel - Threatened Litigation Significant Exposure to Litigation Pursuant to Government Code section 54956.9(d)(2):
 - i. 1 potential case
Folsom Bluffs Homeowners Association
4. **Reconvene:** Announcement of Final Action, If Any
5. **Adjournment**



**CITY OF FOLSOM
CITY COUNCIL REGULAR MEETING**
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**FOLSOM CITY COUNCIL CHAMBERS
50 NATOMA STREET, FOLSOM, CA
TUESDAY, JANUARY 13, 2015
6:30 PM**

Andy Morin, Mayor

*Kerri Howell, Council Member
Ernie Sheldon, Council Member*

*Steve Miklos, Vice Mayor
Jeff Starsky, Council Member*

AGENDA

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

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. **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.

6. **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 December 8, 2014 Special Meeting Minutes
- b. Approval of the December 9, 2014 Special/Regular Meeting Minutes

- c. Resolution No. 9464 - A Resolution Authorizing the City Manager to Execute a Program Agreement with the Regional Water Authority for Water-related State Advocacy Services
- d. Resolution No. 9465 - A Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with Sherri Metzker for Planning Services and Appropriation of Funds (Contract No. 173-21 14-073)
- e. Resolution No. 9466 - A Resolution Authorizing the City Manager to Execute an Agreement with West Yost Associates for Construction Administration and Construction Management Services for the WTP Reservoir No. 1 Rehabilitation Project
- f. Resolution No. 9467 - A Resolution Authorizing the City Manager to Execute an Agreement with Caggiano General Engineering, Inc. for the Construction of the Rowberry/Walden Sewer Odor Control Project and Appropriation of Funds
- g. Resolution No. 9475 - A Resolution Authorizing the City Manager to Execute an Agreement with 4 Leaf, Inc. for Construction Management and Inspection Services for the Rowberry/Walden Sewer Odor Control Project
- h. Resolution No. 9468 - A Resolution Approving the Application for Grant Funds from the Land and Water Conservation Fund for the Folsom Zoo Barnyard Experience Project
- i. Resolution No. 9469 - A Resolution Authorizing the use of Project Funding in Excess of Contract Contingency for Increases in the Scope of Work and Resulting Change Orders for the Johnny Cash Trail and Bike/Pedestrian Overcrossing Project Funded through a Combination of Federal and State Grants and Appropriation of Funds
- j. Resolution No. 9470 - A Resolution Approving the Application for Grant Funds from the California Department of Water Resources Urban Streams Restoration Program for the Willow Creek/Sibley Street Flood Mitigation Project
- k. Resolution No. 9471 - A Resolution Adopting an Initial Study and Mitigated Negative Declaration (IS/MND) for Routine Maintenance of the City's Creeks and Channels and Willow Creek/Sibley Street Flood Mitigation Project
- l. Resolution No. 9472 - A Resolution Approving the Application for Grant Funds from the Federal Lands Access Funding Program for the Johnny Cash Trail Phase 2 Project
- m. Naming of Parkway Park Site #44, Empire Ranch Park Site #52, Future Broder Ranch Park Site, and Renaming of Rodeo Park
 - i. Resolution No. 9482 - A Resolution to Name Parkway Park Site #44 the Econome Family Park
 - ii. Resolution No. 9483 - A Resolution to Name Empire Ranch Park Site #52 Russell Ranch Park
 - iii. Resolution No. 9484 - A Resolution to Name the Future Broder Ranch Park Site the Broder Family Homestead Park
 - iv. Resolution No. 9485 - A Resolution to Rename Rodeo Park "Digger and Sharon Williams Rodeo Park"
- n. Resolution No. 9474 - A Resolution Authorizing the City Manager to Execute an Agreement with Farr Construction for Construction of the WTP Reservoir No. 1 Rehabilitation Project and Appropriation of Funds

- o. Resolution No. 9476 - A Resolution Authorizing the City Manager to Execute Amendment No. 2 to the Agreement (173-21 12-045) with West Yost Associates for Engineering Services for the Oak Avenue Pump Station Rehabilitation Project
- p. Resolution No. 9478 - A Resolution Authorizing the City Manager to Execute Amendment No. 5 to the Agreement with Sunworld for Landscape Maintenance Services within Landscaping and Lighting Districts to Continue Additional Landscape Maintenance Services (Contract No. 172-21 11-020)
- q. Resolution No. 9479 - A Resolution Accepting Fiscal Year 2014/15 Supplemental Law Enforcement Services Fund (SLESF), Citizen's Option for Public Safety (COPS) Grant for the Purchase of Equipment in Accordance with State Requirements and Appropriation of Funds
- r. Resolution No. 9480 - A Resolution Appointing a City of Folsom Representative to the Sacramento Regional Transit District Board of Directors
- s. Resolution No. 9481 - A Resolution Rejecting all Bids for the 2015/16 Sewer and Water Service Line Replacement Project

7. Old Business:

- a. Smoking Ordinance: Report to City Council Related to Smoking in Enclosed Areas of Bars and Restaurants, Smoking in Multi-Family Complexes, E-Cigarettes, and Direction to Staff

8. Public Hearing:

- a. Ordinance No. 1216 - An Uncodified Urgency Interim Ordinance Extending Ordinance No. 1215 and the Temporary Moratorium on the Issuance of Home Occupation Permits for Massage Establishments in Residential-zoned Neighborhoods; and Provide Direction to Staff

9. New Business:

- a. At-Large Appointments to the 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

10. City Manager Reports

11. Council Comments

12. 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.