



**CITY OF FOLSOM CITY COUNCIL
SPECIAL MEETING**

www.folsom.ca.us

**FOLSOM CITY COUNCIL CHAMBERS
50 NATOMA STREET, FOLSOM, CA
TUESDAY, OCTOBER 13, 2015
6:00 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. Grassl v. City of Folsom, et al.
Sacramento Superior Court Case No. 34-2015-80002007
4. **Reconvene:** Announcement of Final Action, If Any
5. **Adjournment**



**CITY OF FOLSOM
CITY COUNCIL REGULAR MEETING**
www.folsom.ca.us

**FOLSOM CITY COUNCIL CHAMBERS
50 NATOMA STREET, FOLSOM, CA
TUESDAY, OCTOBER 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. **Scheduled Presentations:**
 - a. Resolution of Commendation Honoring Lance Klug for his Outstanding Contribution to the Planning Commission, Historic District Commission and Architectural Review Commission
 - b. Proclamation of the Mayor of the City of Folsom Proclaiming October 2015 as Arts and Humanities Month
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 September 22, 2015 Special/Regular Meeting Minutes
- b. Ordinance No. 1236 - An Ordinance of the City of Folsom Adding Section 17.02.281 and Amending the Commercial Use Table in Section 17.22.030E of the Folsom Municipal Code Pertaining to Microbreweries and the Determination that the Project is Exempt from CEQA (Second Reading and Adoption)
- c. Westland Eagle Properties, Folsom Plan Area Specific Plan Area
 - i. Ordinance No. 1237 - An Uncodified Ordinance of the City of Folsom Approving Amendment No. 1 to the First Amended and Restated Tier 1 Development Agreement Between the City of Folsom and Eagle Commercial Partners, LLC, Relative to the Folsom South Specific Plan (Second Reading and Adoption)
 - ii. Ordinance No. 1238 - An Uncodified Ordinance of the City of Folsom Approving Amendment No. 1 to the First Amended and Restated Tier 1 Development Agreement Between the City of Folsom and Eagle Office Properties, LLC, Relative to the Folsom South Specific Plan (Second Reading and Adoption)
 - iii. Ordinance No. 1239 - An Uncodified Ordinance of the City of Folsom Approving Amendment No. 1 to the First Amended and Restated Tier 1 Development Agreement Between the City of Folsom and West Scott Road, LLC, Relative to the Folsom South Specific Plan (Second Reading and Adoption)
 - iv. Ordinance No. 1240 - An Uncodified Ordinance of the City of Folsom Approving Amendment No. 1 to the First Amended and Restated Tier 1 Development Agreement Between the City of Folsom and Carpenter East, LLC, Relative to the Folsom South Specific Plan (Second Reading and Adoption)
 - v. Ordinance No. 1241 - An Uncodified Ordinance of the City of Folsom Approving Amendment No. 1 to the First Amended and Restated Tier 1 Development Agreement Between the City of Folsom and Easton Valley Holdings, LLC, Relative to the Folsom South Specific Plan (Second Reading and Adoption)
 - vi. Ordinance No. 1242 - An Uncodified Ordinance of the City of Folsom Approving Amendment No. 2 to the First Amended and Restated Tier 1 Development Agreement Between the City of Folsom and Folsom Real Estate South, LLC, Relative to the Folsom South Specific Plan (Second Reading and Adoption)
- d. Resolution No. 9657 - A Resolution Authorizing the City Manager to Execute A Purchase Agreement with Golden State Fire Apparatus to Recondition One Ambulance
- e. Resolution No. 9658 - A Resolution Authorizing the City Manager to Execute an Agreement with Creative Bus Sales, Inc. for the Purchase of One El Dorado National Bus and Appropriation of Funds
- f. Resolution No. 9659 - A Resolution Authorizing the City Manager to Execute a Contract Change Order with Central Valley Engineering and Asphalt, Inc. for the Concrete and Pavement Repair FY 2014/15 Project (Contract No. 174-21 15-030)

- g. Resolution No. 9660 - A Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with Mintier Harnish L.P., for Consulting Services to Update the General Plan, and Prepare the Environmental Impact Report (Contract No. 173-21 12-043)
- h. Resolution No. 9661 - A Resolution Authorizing the City Manager to Execute Amendment No. 1 to the Agreement (Contract No. 173-21 13-072) with Brown and Caldwell for the California Department of Water Resources Proposition 84 Local Groundwater Assistance Grant Program
- i. Resolution No. 9662 - A Resolution of the City Council of the City of Folsom Approving the City Manager's Designation of Employees in the City Manager's Office and the City Attorney's Office to be Employed Pursuant to Employment Agreements

8. Public Hearing:

- a. Ordinance No. 1243 - An Ordinance of the City of Folsom Amending Section 17.104.060 (E) of the Folsom Municipal Code to Remove Second Dwelling Units as an Alternative to On-Site Construction of Inclusionary Housing (Introduction and First Reading)
- b. Ordinance No. 1244 - An Ordinance of the City of Folsom Amending Section 17.22.040(6) of the Folsom Municipal Code Relating to Special Condition Requirements for Commercial Zones (Introduction and First Reading)

9. New Business:

- a. Mayor's Appointment and Confirmation by the City Council of Planning Commissioners to Serve on the Historic District 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.