

Meeting Minutes
Folsom City Council Special Meeting
June 24, 2014

CALL TO ORDER: The special City Council meeting was called to order at 6:00 p.m. in the City Council Chambers, 50 Natoma Street, Folsom, California, with Mayor Kerri Howell presiding.

ROLL CALL:

Council Members Present: Steve Miklos, Council Member
 Andy Morin, Council Member
 Ernie Sheldon, Vice Mayor
 Kerri Howell, Mayor

Absent: Jeff Starsky, Council Member

Staff Present: City Manager Evert Palmer
 Deputy City Manager Elaine Andersen
 City Attorney Bruce Cline
 City Clerk Christa Saunders

ADJOURNMENT TO CLOSED SESSION FOR THE FOLLOWING PURPOSES:

- 3a. Conference With Legal Counsel - Anticipated Litigation Significant Exposure to Litigation Pursuant to Government Code section 54956.9(d)(2):
 i. 1 potential case - Janice Bellucci

City Attorney Bruce Cline read the closed session item into the record.

Motion by Council Member Andy Morin, second by Council Member Steve Miklos to adjourn to Closed Session for the above-referenced item. Motion carried with the following roll call vote:

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

The City Council reconvened from Closed Session at 6:31 p.m. City Attorney Bruce Cline confirmed that no final action was taken during Closed Session.

ADJOURNMENT:


There being no further business to come before the Folsom City Council, the meeting was adjourned at 6:31 p.m.

PREPARED AND SUBMITTED BY:



Christa Saunders, City Clerk

ATTEST:



Kerri M. Howell, Mayor

Approved 07/08/2014

Meeting Minutes
Folsom City Council Regular Meeting
June 24, 2014

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

ROLL CALL:

Council Members Present: Steve Miklos, Council Member
 Andy Morin, Council Member
 Ernie Sheldon, Vice Mayor
 Kerri Howell, Mayor

Council Members Absent: Jeff Starsky, Council Member (arrived at 6:55 pm)

Staff Present: City Manager Evert Palmer
 Deputy City Manager Elaine Andersen
 City Attorney Bruce Cline
 Assistant City Attorney Steve Wang
 City Clerk Christa Saunders
 Finance Director Jim Francis
 Community Development and Public Works Director David Miller
 Senior Civil Engineer Todd Eising
 Senior Planner Steve Banks

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

AGENDA UPDATE:

City Attorney Bruce Cline announced that additional information was provided regarding items 8a and 8b and that the Public Hearing items will be taken out of order and heard in the order of 8c, 8b, and 8a.

SCHEDULED PRESENTATIONS:

5a. Proclamation of the Mayor of the City of Folsom Proclaiming July 3 - July 5, 2014 as Western Rodeo Days in the City of Folsom

Mayor Kerri Howell presented the proclamation to Rodeo Chairman Dan Haverty.

5b. Presentation of the Fiscal Year 2014 Excellence in Financial Reporting Award and the Fiscal Year 2014 Distinguished Budget Presentation Award

City Manager Evert Palmer expressed gratitude to the city's staff for their work. He specifically commended Finance Department staff Stacey Tamagni, John Donoghue, Scott Denny and Terri Hemley.

BUSINESS FROM THE FLOOR:

None

CONSENT CALENDAR:

- 7a. Approval of the June 10, 2014 Special/Regular Meeting Minutes
- 7b. Ordinance No. 1208 - An Ordinance of the City of Folsom Adding Chapter 10.05 to the Folsom Municipal Code Pertaining to Traffic Medians (Second Reading and Adoption)
- 7c. Ordinance No. 1209 - An Ordinance of the City of Folsom Amending Section 17.22.030(E)(234) of the Folsom Municipal Code Pertaining to E-Cigarettes (Second Reading and Adoption)
- 7d. pulled for discussion
- 7e. Resolution No. 9381 - A Resolution Authorizing the City Manager to Execute an Agreement with Mountain Cascade, Inc. for the Construction of the Willow Hill Pipeline Rehabilitation Project Phase 1
- 7f. Resolution No. 9384 - A Resolution Adopting an Initial Study and Mitigated Negative Declaration for the Folsom Water Treatment Plant Mechanical Dewatering Project
- 7g. Resolution No. 9385 - A Resolution Adopting an Initial Study and Mitigated Negative Declaration for the Willow Hill Pipeline Rehabilitation Project
- 7h. Resolution No. 9386 - A Resolution Authorizing the City Manager to Execute the Third Amended Joint Powers Agreement to Establish and Maintain a Public Safety Communications Center
- 7i. Resolution No. 9387 - A Resolution Authorizing Public Fireworks Displays During the Annual Folsom Pro Rodeo Activities
- 7j. Resolution No. 9389 - A Resolution Authorizing the City Manager to Execute an Agreement with Dokken Engineering for Engineering Design Services for the Folsom Gateway Landscape Improvements Project No. 9463
- 7k. Resolution No. 9390 - A Resolution Authorizing the City Manager to Execute an Agreement with Sierra National Asphalt for the Pavement Repair and Resurfacing FY 2014/15 Project No. 8017

Motion by Council Member Andy Morin, second by Council Member Steve Miklos to approve Consent Calendar items 7a through 7c and 7e through 7k. Motion carried with the following roll call vote:

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

CONSENT CALENDAR ITEM PULLED FOR DISCUSSION:

- 7d. Resolution No. 9379 - A Resolution Authorizing the City Manager to Execute an Agreement with HDR, Inc. for Construction Management and Inspection Services for the Willow Hill Pipeline Rehabilitation Project Phase 1

Mayor Kerri Howell pulled this item in order to recuse herself from the vote.

Motion by Council Member Steve Miklos, second by Council Member Andy Morin to approve Consent Calendar item 7d. Motion carried with the following roll call vote:

AYES:	Council Member(s):	Miklos, Morin, Sheldon
NOES:	Council Member(s):	None
ABSENT:	Council Member(s):	Starsky, Howell (<i>recused</i>)
ABSTAIN:	Council Member(s):	None

PUBLIC HEARING:

As announced during Agenda Updates, Public Hearing items were taken out of order.

- 8c. Resolution No. 9383 - A Resolution Adjusting the East Area Water Surcharge Rates for Residential and Non-residential Customers Beginning July 1, 2014

Senior Civil Engineer Todd Eising made a presentation and responded to questions from the City Council.

Mayor Kerri Howell opened the Public Hearing at 6:50 p.m. Hearing no speakers, the Public Hearing was closed.

Motion by Council Member Steve Miklos, second by Council Member Andy Morin to approve Resolution No. 9383. Motion carried with the following roll call vote:

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

- 8b. An Appeal of a Planning Commission Action Denying a Design Review Application at 323 Randall Drive PN 13-303 (**Continued from June 10, 2014**)

Community Development Director David Miller made a presentation and responded to questions from the City Council. (Council Member Jeff Starsky arrived during the presentation, at 6:55 pm). Assistant City Attorney Steve Wang provided information and responded to questions from the City Council.

Appellant Ken and Pam Reynolds, property owner at 323 Randall Drive, addressed the City Council.

Mayor Kerri Howell opened the Public Hearing at 7:12 p.m. The following speakers addressed the City Council:

- Dan O'Connell, expressing concern about the proposed project
- Mr. Frey, expressing concern about the proposed project
- Katherine Hoffmore, sister of Pam Reynolds, in support of the project
- Keith Nobile, expressing concern about the proposed project

Hearing no further speakers, the Public Hearing was closed at 7:33 pm.

Assistant City Attorney Steve Wang provided additional information and clarification.

Appellant Ken and Pam Reynolds returned to the podium to offer closing comments.

Community Development Director David Miller responded to questions from the City Council and provided additional information.

Motion by Council Member Steve Miklos, second by Council Member Andy Morin to deny the appeal with a finding of “inconsistency” pursuant to criteria set forth within Folsom Municipal Code section 17.06.080B(4), with the determination that the proposed project is not consistent with the general design theme of the neighborhood, based on the proposed expanded size of the residence and the proposed exterior spiral staircase at the back of the residence. Motion carried with the following roll call vote:

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

8a. Leidesdorff Village Mixed-Use Project: Rezone, Zoning Code Text Amendment, Tentative Subdivision Map, Conditional Use Permit, Planned Development Permit and Consider Adoption of a Mitigated Negative Declaration 1108 Sutter Street PN 10-252 **(Continued from May 27, 2014)**

- i. Resolution No. 9388 - A Resolution to Adopt a Mitigated Negative Declaration, to Approve a Tentative Subdivision Map, to Approve a Zoning Code Text Amendment, to Approve a Conditional Use Permit, and to Approve a Planned Development Permit for the Development of 36 For-sale Condominium Units, 18 For-sale Residential Flats, 2 Single-family Homes, and 2,500 Square Feet of Retail Space for the Leidesdorff Village Mixed-Use Project
- ii. Ordinance No. 1210 - An Uncodified Ordinance to Amend the Zoning Designation for the 4.25-acre Project Site (APN: 070-0042-002, 070-0042-003, 070-0046-024, and 070-0046-026) from R-4 (General Apartment District) to HD PD (Historic District, Planned Development District) for the Leidesdorff Village Mixed-Use Project (Introduction and First Reading)

Community Development Director David Miller introduced the item, and Senior Planner Steve Banks made a presentation and responded to questions from the City Council.

Project developer Steve Lebastchi, D&S Development, along with Larry Washington, Two Rivers Architect, made a presentation and responded to questions from the City Council.

Mayor Kerri Howell opened the Public Hearing at 8:54 p.m. The following speakers addressed the City Council:

- Michele Skupic
- Jane Lee, speaking on behalf of herself and Nancy Pace
- Debra Leiber
- Loretta Hettinger, President of the Heritage Preservation League
- Joyce Roderick

- Tracy Montgomery
- Dean Handy
- Terry Sorensen
- Deborah Grassl
- Janice Brial
- Pat Binley
- Charlotte Bryant
- Deino Trotta
- Ron Illium
- Diane Illium
- Mark Platt
- Cindy Moayed
- Tony Moayed
- Mark Redmond
- Tony Nuani
- Dave Kennedy
- Kathryn Corbett

Hearing no further speakers, the Public Hearing was closed at 10:01 pm.

Steve Lebastchi D&S Development, returned to the podium to respond to questions from the City Council.

Motion by Council Member Jeff Starsky, second by Council Member Andy Morin to continue Resolution No. 9388. Motion carried with the following roll call vote:

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

Motion by Council Member Jeff Starsky, second by Council Member Steve Miklos to introduce Ordinance No. 1210. Motion carried with the following roll call vote:

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

CITY MANAGER REPORTS:

City Manager Evert Palmer expressed his appreciation of staff's work.

COUNCIL COMMENTS:

Vice Mayor Ernie Sheldon spoke of his attendance at a facilitated meeting of the Sierra Marlins swim team, saying they "have a long way to go".

Mayor Kerri Howell encouraged everyone to attend the rodeo and cattle drive.

ADJOURNMENT:

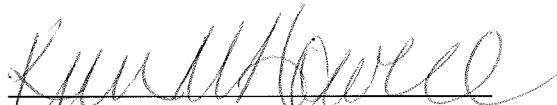
There being no further business to come before the Folsom City Council, the meeting was adjourned at 10:52 p.m.

PREPARED AND SUBMITTED BY:



Christa Saunders, City Clerk

ATTEST:



Kerri M. Howell, Mayor