

**CITY OF PLACERVILLE  
CITY COUNCIL AGENDA**

Regular City Council Meeting  
**April 27, 2010**

City Council Chambers – Town Hall  
549 Main Street, Placerville, CA 95667  
5:30 P.M. Closed Session  
7:00 P.M. Open Session

**5:30 P.M. CLOSED SESSION**

Pursuant to the cited authority (all references to the Government Code), the City Council will hold a Closed Session to discuss the following items:

- Govt. Code 54957.6      Conference with Labor Negotiator  
Agency Negotiator: David Mackowiak  
Employee Organizations: Local 39 and Police Officers' Association
- Govt. Code 54956.9      Conference with Legal Counsel  
Potential Litigation: One Case  
Existing Litigation – Michael Chapin Brown v. City of Placerville: United States District Court Eastern District of California, Case No. 2:10-CV-00666-MCE-GGH  
Existing Litigation – David Allen Pust v. City of Placerville: United States District Court Eastern District of California, Case No. 2:09-CV-02730-MCE-JFM  
Existing Litigation – Jason Brandon Hopkins v. City of Placerville: United States District Court Eastern District of California, Case No. 2:10-CV-00403-FCD-KJN
- Govt. Code 54957      Public Employee Appointment: City Manager
- Govt. Code 54957      Public Employee Discipline
- Govt. Code 54956.8      Conference with Real Property Negotiator:  
Property: 487 Main Street  
Negotiating Parties: Team Commercial  
Under Negotiation: Price and Terms

## **CLOSED SESSION AGENDA CONTINUED**

Govt. Code 54956.8      Conference with Real Property Negotiator  
Property: 1976 Smith Flat Road  
Negotiating Parties: North Trust  
Under Negotiation: Price

Conference with Real Property Negotiator  
Property: 1973 Smith Flat Road  
Negotiating Parties: Conforti/Pearl Trust  
Under Negotiation: Price

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*Materials related to an item on this Agenda,  
submitted to the City Council either with or after  
distribution of the agenda packet,  
are available for public inspection in the  
City Clerk's Office at City Hall, 3101 Center Street,  
during normal business hours.*

### **Courtesy Announcement**

Before we proceed, please turn off all cellular telephones, personal pagers, and other communication devices, as a courtesy to others, and to limit interference with our audio and video broadcast equipment.  
Thank you for your cooperation.

## **7:00 P.M. OPEN SESSION**

- 1. CALL TO ORDER & PLEDGE OF ALLEGIANCE TO THE FLAG**
- 2. ROLL CALL:      Acuna, Borelli, Hagen, Machado, Rivas**
- 3. ANNOUNCEMENTS TO THE PUBLIC**
- 4. CLOSED SESSION REPORT – City Attorney Driscoll**
- 5. ADOPTION OF AGENDA**

## **6. CEREMONIAL MATTERS**

### **6.1 Oath of Office to New Police Officer – Duskin Franz**

## **7. PUBLIC COMMENT – BRIEF – NON-AGENDA ITEMS**

This portion of the meeting is reserved for persons wishing to address the Council on any matter not on the Agenda that is within the subject matter jurisdiction of the City Council. State law prohibits the Council from acting on items not listed on the Agenda except by special action of the City Council under specified circumstances. The Mayor reserves the right to limit the speaker's time to three minutes. The Mayor will recognize you and when you come to the microphone, please state your name for the record. You are not allowed to make personal attacks on individuals or make comments which are slanderous or which may invade an individual's personal privacy.

### **7.1 Oral Communication**

**Speakers are limited to three minutes.** State law prohibits the Council from acting on items not listed on the Agenda except by special action of the City Council under specified circumstances.

PLEASE GIVE ANY WRITTEN MATERIAL PRESENTED AT THE MEETING TO THE CITY CLERK FOR THE PUBLIC RECORD.

### **7.2 Written Communication**

## **8. Upcoming Meetings Councilmembers will Attend on Behalf of the City of Placerville**

- ♦ **El Dorado County Transit Authority (Next Meeting May 5, 2010 - Councilmembers Borelli & Machado)**
- ♦ **El Dorado County Transportation Commission (Next Meeting May 5, 2010 - Councilmembers Acuna, Borelli, Hagen)**
- ♦ **Local Agency Formation Commission (LAFCO) (Next Meeting April 28, 2010 - Councilmember Hagen)**
- ♦ **Sacramento Area Council of Governments (SACOG) (Next Meeting May 20, 2010 - Mayor Rivas)**

## **9. CONSENT CALENDAR**

**NOTE:** All matters listed under the Consent Calendar are considered routine and will be enacted by one motion by roll call vote unless any member of the Council or audience wishes to remove an item for discussion. The reading of the full text of all Resolutions will be waived unless a Councilmember requests otherwise.

### **9.1 Minutes of the Regular City Council Meeting of April 13, 2010 (Ms. Zito)**

*Recommendation to approve the Minutes of the regularly scheduled City Council meeting of April 13, 2010.*

### **9.2 Warrant Register (Mr. Warren)**

*Recommendation by the Director of Finance to approve the Warrant Register.*

### **9.3 Payroll Register (Mr. Warren)**

*Recommendation by the Director of Finance to approve the Payroll Register.*

### **9.4 Confirmation of City Council Sub-Committee's Recommendation for Appointment to the Community Pride Committee (Ms. Zito)**

*Recommendation by the City Clerk that the City Council confirm the recommendation of the City Council Sub-Committee to appoint/ reappoint the following individuals to the Community Pride Committee for the specified unexpired terms below:*

*Tim Daviess, Josette Johnson, Kathi Lishman: Term ends 3/01/11  
Michael Hendren, Christine Thiel: Term ends 3/01/13*

### **9.5 Grant Application Request (Mr. Youel)**

*Recommendation by the Director of Community Services that the City Council authorize staff to make application through the State of California Department of Parks and Recreation Nature Education Facilities Program for the conversion of the Meagher House at Gold Bug Park into a Nature Center.*

**9.6 Acknowledgement of Mayoral Appointments to the Sierra Economic Development Corporation (SEDCorp) and Sierra Planning Organization (SPO) (Ms. Zito)**

*Recommendation by the City Clerk that the City Council acknowledge the Mayor's appointment of Vice-Mayor Machado to the SEDCorp/ SPO Board of Directors and Councilmember Borelli as the Alternate Board Member.*

**9.7 Offer of Street Dedication – Albusche (Mr. Calfee)**

*Recommendation by the Director of Community Development that the City Council adopt a Resolution accepting an Offer of Street Dedication from the Dola B. Albusche Trust to the City of Placerville for .29 acres located on Cedar Ravine and to authorize the Mayor and the City Clerk to accept said Offer and cause recordation of necessary documents.*

**9.8 Measure J Quarterly Financial Report (Mr. Warren)**

*Recommendation by the Director of Finance that the City Council acknowledge and file the Measure J quarterly financial report for the period ended March 31, 2010.*

**10. ITEMS PULLED FROM THE CONSENT CALENDAR**

**11. ORDINANCES**

**11.1 Second Reading of an Ordinance Regarding Used Merchandise Stores (Mr. Calfee)**

**Ordinance No. \_\_\_\_\_**

*Recommendation from the Director of Community Development that the City Council take the following action:*

1. *Waive the Second Reading of an Ordinance amending the Zoning Ordinance of the Placerville Municipal Code, adding definitions relating to used merchandise stores, pawn shops, antique stores and consignment stores, and placing such land uses in various commercial zoning districts; and*
2. *Adopt said Ordinance.*

**12. PUBLIC HEARINGS – None Scheduled**

**13. DISCUSSION/ACTION ITEMS**

**13.1 Consulting Services Agreement with Omni-Means In An Amount Not to Exceed \$99,987 for Engineering Services on the Placerville Station Phase II Project (Mr. Stong)**

**Resolution No. \_\_\_\_\_**

*Recommendation by the Associate Engineer that the City Council adopt a Resolution approving a consulting services agreement with Omni-Means in an amount not to exceed \$99,987 for engineering services on the Placerville Station Phase II Project, and authorizing the City Manager to execute same.*

**14. ITEMS INITIATED BY COUNCILMEMBERS/RESPONSE TO ITEMS INITIATED BY COUNCILMEMBERS**

**14.1 Sign Ordinance Discussion Initiated by Vice-Mayor Machado (Mr. Calfee)**

**14.2 Hangtown Motel Transient Occupancy Tax Issue (Mr. Warren – Oral Report)**

**14.3 Information Technology (IT) Cost Allocation (Mr. Warren)**

*Recommendation by the Director of Finance that the City Council allow staff to provide the City Council with an oral report on the historical allocation of Information Technology (IT) costs and provide input as to how future IT costs should be allocated.*

**15. STAFF REPORTS**

**15.1 Discussion Regarding Time Extension for Valid Entitlements (Mr. Calfee)**

*Staff seeks Council direction on extension of the moratorium.*

**15.2 Oral Report and Distribution of Draft Historical Guidelines (Mr. Calfee)**

**15.3 Update on the Add-On Sales Tax Ballot Measure for Water and Wastewater/Survey/Ballot Question (Mr. Driscoll – oral report)**

**16. UPCOMING ITEMS**

**17. ADJOURNMENT**

The next Regular Council meeting will be held on May 11, 2010: 6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, CMC  
City Clerk

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**CERTIFICATION OF AGENDA POSTING**

I, Susan C. Zito, CMC, City Clerk of the City of Placerville,  
Declare that the foregoing Agenda for the April 27, 2010  
Regular Meeting of the Placerville City Council  
Was posted and available for review on April 23, 2010  
At the City Hall of the City of Placerville, 3101 Center Street,  
Placerville, CA 95667.

The Agenda is also available on the City website at  
[www.cityofplacerville.org](http://www.cityofplacerville.org)

Signed this 23<sup>rd</sup> day of April, 2010 at Placerville, California.

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Susan C. Zito, CMC, City Clerk