

MINUTES

PLACERVILLE CITY COUNCIL REGULAR MEETING TUESDAY, APRIL 13, 2021

CLOSED SESSION: 4:30 PM

OPEN SESSION: 5:00 PM

CITY COUNCIL CHAMBERS – TOWN HALL
549 MAIN STREET, PLACERVILLE, CA 95667

PUBLIC ADVISORY: THE CITY COUNCIL CHAMBERS WILL NOT BE OPEN TO THE PUBLIC

Consistent with Executive Orders No. N-25-20 and No. N-29-20 from the Executive Department of the State of California, the City Council Chamber will not be physically open to the public and City Council Members will be teleconferencing into the meeting via Zoom Video Communications.

4:30 P.M. CLOSED SESSION

Item 1: Conference with Labor Negotiators

Patrick Clark, Cleve Morris, Dave Warren

Government Code §54957.6

Bargaining Unit: Local 39

Item 2: Conference with Legal Counsel – Existing Litigation

Government Code § 54956.9(a)

Placerville Downtown Association, Inc. and Friends of Historic
Hangtown v. City of Placerville, Chen, Whelan
Superior Court of California, County of El Dorado,
Case #PC20210059

The Mayor called the meeting to order at 4:32 p.m. and called for public comments on closed session items. No public comments were received. The City Council adjourned to Closed Session.

5:00 P.M. OPEN SESSION

1. CALL TO ORDER & PLEDGE OF ALLEGIANCE TO THE FLAG

The Mayor called the meeting to order at 5:01 p.m. and The Pledge of Allegiance to the Flag was recited.

2. ROLL CALL: Virtually Present: Borelli, Neau, Saragosa, Taylor, Thomas

3. CEREMONIAL MATTERS

No ceremonial matters were scheduled.

4. CLOSED SESSION REPORT – City Attorney Driscoll

The City Attorney stated no reportable action was taken in Closed Session.

5. ADOPTION OF AGENDA

It was moved by Councilmember Borelli and seconded by Councilmember Saragosa that the City Council adopt the agenda as presented. The motion was passed by the following roll-call vote:

AYES: Borelli, Neau, Saragosa, Taylor, Thomas
NOES: None
ABSENT: None
ABSTAIN: None

6. ANNOUNCEMENTS/PRESENTATIONS TO THE PUBLIC

6.1 Brief Comments by the City Council

Brief comments were made by the City Council.

7. 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 wishes to remove an item for discussion. The reading of the full text of all Resolutions will be waived unless a Councilmember requests otherwise.

7.1 A. Approve the Minutes of the Special City Council Meeting of March 18, 2021 (Ms. O’Connell)

Approved the Minutes of the Special City Council Meeting of March 18, 2021.

B. Approve the Minutes of the Special City Council Meeting of March 19, 2021 (Ms. O’Connell)

Approved the Minutes of the Special City Council Meeting of March 19, 2021.

C. Approve the Minutes of the City Council Meeting of March 23, 2021 (Ms. O’Connell)

Approved the Minutes of the City Council Meeting of March 23, 2021.

D. Approve the Minutes of the Special City Council Meeting of March 31, 2021 (Ms. O’Connell)

Approved the Minutes of the Special City Council Meeting of March 31, 2021. Councilmember Neau recused herself from this item.

7.2 Approve the Accounts Payable Register (Mr. Warren)

Approved the Accounts Payable Register.

7.3 Approve the Payroll Register (Mr. Warren)

Approved the Payroll Register.

7.4 Receive and File Public Records Requests (Ms. O'Connell)

Received and Filed Public Records Requests.

7.5 Adopt a Resolution Approving Amendment No. 1 to the Consultant Services Agreement with Dewberry | Drake Haglan to Extend the Term of Said Agreement for the Western Placerville Interchange, Phase 2 Project (CIP #41828); and Authorizing the City Manager to Execute the Same (Ms. Neves)

Resolution No. 8950

Adoped a resolution approving Amendment No. 1 to the Consultant Services Agreement with Dewberry | Drake Haglan to extend the term of said agreement for the Western Placerville Interchange, Phase 2 Project (CIP #41828); and authorizing the City Manager to execute the same.

7.6 Adopt a Resolution Approving Amendment No. 2 to the Consultant Services Agreement with R.E.Y. Engineers, Inc. to Extend the Term of Said Agreement for the Spring Street Pavement Rehabilitation – From Coloma Road to Bedford Avenue Project (CIP #41907); and Authorizing the City Manager to Execute the Same (Ms. Neves)

Resolution No. 8951

Adopted a resolution approving Amendment No. 2 to the Consultant Services Agreement with R.E.Y. Engineers, Inc. to extend the term of said agreement for the Spring Street Pavement (CIP #41907); and authorizing the City Manager to execute the same.

7.7 Adopt a Resolution Approving Amendment No. 8 to the Consultant Services Agreement with R.E.Y. Engineers, Inc. to Extend the Term of Said Agreement for the Upper Broadway Bike Lanes-Schnell School Road to Point View Drive Project (CIP #41508); and Authorizing the City Manager to Execute the Same (Ms. Neves)

Resolution No. 8952

Adopted a resolution approving amendment No. 8 to the Consultant Services Agreement with R.E.Y. Engineers, Inc. to extend the term of said agreement for the Upper Broadway Bike Lanes-Schnell School Road to Point View Drive Project (CIP #41508); and authorizing the City Manager to execute the same.

7.8 Consider Sending a Letter Opposing Senate Bill 556, Wireless Broadband Infrastructure Removal of Local Authority of Public Rights-of-Way (Mr. Morris)

Approved sending a letter opposing Senate Bill 556 Wireless Broadband Infrastructure removal of local authority of public rights-of-way. Councilmember Saragosa recused himself from this item.

7.9 Acknowledge and File the Measure J Fund Financial Report for the Quarter ended June 30, 2020 (Mr. Warren)

*Acknowledged and filed the Measure J Fund Financial Report for the Quarter ended June 30, 2020. Public comment was received from caller *857.*

7.10 Acknowledge and File the Quarterly Investment Report for the period ended December 31, 2020 (Mr. Warren)

Acknowledged and filed the Quarterly Investment Report for the period ended December 31, 2020.

7.11 Confirm the Appointments to the Placerville Economic Advisory Committee (PEAC) (Ms. O'Connell)

This item was pulled for discussion. Councilmember Borelli announced the proposed appointments to the Placerville Economic Advisory Committee (PEAC). It was moved by Councilmember Borelli and seconded by Councilmember Neau that the City Council confirm the appointments. The motion was passed by the following roll-call vote:

AYES: Borelli, Neau, Saragosa, Taylor, Thomas
NOES: None
ABSENT: None
ABSTAIN: None

*Councilmember Neau recused herself from Item 7.1 D, and Councilmember Saragosa recused himself from Item 7.8. Item 7.11 was pulled for discussion. Public comment was received from caller *857 on Item 7.9. It was moved by Councilmember Borelli and seconded by Councilmember Saragosa that the City Council approve the Consent Calendar as modified. The motion was passed by the following vote:*

AYES: Borelli, Neau, Saragosa, Taylor, Thomas

NOES: None
ABSENT: None
ABSTAIN: None

Items 13, 15.1, and 15.2 were moved up in the agenda for discussion.

8. TIME CERTAIN- 6:00 P.M.

PUBLIC COMMENT – NON-AGENDA ITEMS

8.1 Written Communication

Item 1: Public comments received regarding City logo

8.2 Oral Communication

Oral communication was received from Bryan, Joseph Connolly, Leo Bennett-Cauchon, Martha Dayton, Michael, Jonathan Gainsbrugh, Steve Puthuff, Robert Deitz, and Kirk Callan Smith.

9. ITEMS PULLED FROM THE CONSENT CALENDAR

Item 7.11 was pulled from the Consent Calendar.

10. ORDINANCES

No ordinances were scheduled.

11. PUBLIC HEARINGS

No public hearings were scheduled.

12. DISCUSSION/ACTION ITEMS

12.1 Receive Public Input and Consider Changing the City Logo by Removing the Depiction of a Noose on the Logo (Mr. Morris)

The City Manager summarized the item and responded to Council questions.

*Public comment was received from Kate, Suzette, Annah Rulon, Call-in User_13, Dawn, Warren Dayton, Robert Deitz, Steve Puthuff, JSL, Regina Miranda, hangtownlady, Dara Maciam, Ben Rentfrow, E. Blue, Megan Threadgill, Steve, Shea Fuller, Margie Lopez Read, Kristin, Leo Bennett-Cauchon, LaMills Garrett, Damian Butler, caller *368, kalinda Jones, Debbi Matyac, Scott Matyac, Kathleen Andersen, Rob Siminoski, Keeley Link, John Clerici, Jonathan Gainsbrugh, Derik, Jason Pittman, Jonathan Burgess, Ellie Fass, Kristen Souders, caller *968, Michael Saunders, Call-in User_14, caller *833, Lisa, 1234, Local Educator, Dan Trainor, Theodore Barrish, Mo, Lauren Guttie, caller *010, Sarah, Sarah Saunders, Kristen,*

*Tiffany Moore, Vern B., Diane Carlson, Ruth Michelson, Call-In User_16, Dr. Chochezzi, Michelle Harris, Groff, Dawn Basciano, Christina Roulet, David Conrad, Adam C, Grace, maggieb, Sue Rees, Danni, Sue Rodman, Tony Windle, Bill Dawall, Bryan, Sofia Shepherd, Bonnie Davis, Mike, Matt, Lex, Eric Perkins, Irene Lipshin, Mandi Rodriguez, Melinda Velasco, Barbara Driskell Rogers, Julie Robinson, Sheryl Trainor, Lilly, Moira Magneson, Ashley Bertram, Danna Pimentel, Brian Chapman, Ronny Merrill, Kathi Lishman, Michael Frenn, Amanda, Luli Velasco, Ken Greenwood, Elizabeth DuBose, Ali Jones, Sue Taylor, Ben Taylor, Eric Pahler, Olivia, Roger, Kirk Callan Smith, and caller *857.*

Following Council discussion, it was moved by Vice-Mayor Taylor and seconded by Councilmember Saragosa that the City Council remove the image of a noose from the City logo and all public property. The motion was passed by the following roll-call vote:

AYES: Borelli, Neau, Saragosa, Taylor, Thomas
NOES: None
ABSENT: None
ABSTAIN: None

At this time, Councilmember Saragosa made a motion that the City Council proceed with the remainder of the agenda items after 10:00 p.m. The motion was seconded by Councilmember Neau and passed by the following roll-call vote:

AYES: Borelli, Neau, Saragosa, Taylor, Thomas
NOES: None
ABSENT: None
ABSTAIN: None

The Mayor called for a short recess.

12.2 Adopt a Resolution:

1. Authorizing the City Manager to Apply to the State Department of Housing and Community Development Department (HCD) for the Community Development Block Grant Program – Coronavirus Aid, Relief, and Economic Security (CARES) Act 2020 (CDBG-CV), for Rounds 1 (unclaimed funds), 2 and 3 in the amount of \$421,363; and

2. Authorizing the El Dorado County Director of Health and Human Services, or Designee, to Execute the Standard Agreement and any other Documentation Necessary to Secure the Award for a Proposed Transitional Supportive Housing (TSH) Joint Project Application; and

3. Further Direct City staff to Return to the City Council with a Memorandum of Understanding between the City and the County designating the County Health and Human Services as “Lead

Agency” with Responsibility for Administration of the Grant (Mr. Rivas)

Resolution No. 8953

*The Director of Development Services presented the item and responded to Council questions. Public comment was received from caller *857, Kathi Lishman, Jonathan Gainsbrugh, and Sue Rodman. Following Council discussion, it was moved by Councilmember Saragosa and seconded by Councilmember Borelli that the City Council adopt a resolution for the following actions:*

- 1. Authorizing the City Manager to Apply to the State Department of Housing and Community Development Department (HCD) for the Community Development Block Grant Program – Coronavirus Aid, Relief, and Economic Security (CARES) Act 2020 (CDBG-CV), for Rounds 1 (unclaimed funds), 2 and 3 in the amount of \$421,363; and*
- 2. Authorizing the El Dorado County Director of Health and Human Services, or Designee, to Execute the Standard Agreement and any other Documentation Necessary to Secure the Award for a Proposed Transitional Supportive Housing (TSH) Joint Project Application; and*
- 3. Further Direct City staff to Return to the City Council with a Memorandum of Understanding between the City and the County designating the County Health and Human Services as “Lead Agency” with Responsibility for Administration of the Grant.*

The motion was passed by the following roll-call vote:

AYES: Borelli, Neau, Saragosa, Taylor, Thomas
NOES: None
ABSENT: None
ABSTAIN: None

12.3 Authorize the City Manager and City Attorney to Negotiate and Execute a Purchase and Sale Agreement with El Dorado County for the Purchase of 525 Main Street, and to Execute any other Related Documents (Mr. Morris)

*Councilmember Neau and Councilmember Saragosa recused themselves from the item. The City Manager presented the staff report and responded to Council questions. Public comment was received from Bryan, Kathi Lishman, Sue Rodman, Mandi Rodriguez, caller *857, Ashley Bertram, and Kirk Callan Smith. Following Council discussion, it was moved by Councilmember Borelli and seconded by Vice-Mayor Taylor that the City Council authorize the City Manager and City Attorney to negotiate and execute a Purchase and Sale Agreement with El Dorado County for the purchase of 525 Main Street, and to execute any other related documents.*

The motion was passed by the following roll-call vote:

AYES: Borelli, Taylor, Thomas
NOES: None
ABSENT: None
RECUSED: Neau, Saragosa

13. COUNCIL REPORTS FROM OTHER AGENCY MEETINGS

- **El Dorado County Transit Authority**

Vice-Mayor Taylor said the Preliminary Budget and Capital Improvement Plan was adopted for Fiscal Year 2021/2022 and adopted an M.O.U. with the Capital Corridor Joint Powers Authority for a new South Lake Tahoe commuter service, scheduled to begin this summer.

- **El Dorado County Transportation Commission**

Vice-Mayor Taylor said the Commission approved an amendment to the overall work program and voted to oppose Assembly Bill 786. The Commission also honored the late Bob Smart, who dedicated many years making the El Dorado Trail a reality.

- **LAFCO (El Dorado Local Agency Formation Commission)**

Councilmember Neau said the Commission approved three municipal service reviews, approved an island annexation for the El Dorado County Fire Protection District, and approved a work plan.

- **SACOG (Sacramento Area Council of Governments)**

Councilmember Saragosa said the Board had a policy and innovation committee meeting where they approved the preliminary budget that will go before the SACOG board this week, and a redistribution of funds was discussed.

- **Pioneer Community Energy Board of Directors**

Councilmember Saragosa said the Board meets Thursday, but onboarding processes took place for new members earlier this week.

- **Placerville Fire Safe Council**

Councilmember Borelli said the Fire Safe Council is staying busy applying for grants and organizing fundraisers.

14. REQUESTS FOR FUTURE AGENDA ITEMS – (Requests for Future Agenda Items Requires a Majority Concurrence of the Council)

The Council requested a PG&E update from City liaison, Mark Acuna.

15. CITY MANAGER AND STAFF REPORTS

15.1 Receive and File March 2021 Police Report Stats (Chief Wren)

Received and filed the March 2021 Police Report Stats.

15.2 Receive and File March Fire Station 25 Run Report (Chief Cordero)

Received and Filed the March Fire Station 25 Run Report.

16. UPCOMING ITEMS

Items tentatively scheduled for the next City Council meeting include: Traffic Speed on Broadway Ordinance, Traffic Speed on Placerville Drive Ordinance, Parking Code Revision - Parking Restrictions in Bike Lanes and in Front of 640 Main and Bell Tower, Spring Street Contract Change Orders (CCO) Ratified, Notice of Completion for Upper Broadway Construction Contract and Retention Payment, with CCO Ratification, Western Placerville Interchange 2.2 Ramp Metering CCO and Budget Appropriation, Hangtown Culvert Emergency Repair, Winesap Circle Crack Seal/Slurry, Fence Height and Front Yard Regulations, Formula Business, CDBG-CV Memorandum of Understanding with County, Special Events Request- PDA, Special Events Request-Teie One On Productions LLC, Quarterly Sales Tax Reports, STBGP Agreement, and HLS Grant for computers.

17. ADJOURNMENT @ 11:15 p.m.

The next regularly scheduled Council meeting will be held on April 27, 2021, 4:30 P.M. Closed Session, 5:00 P.M. Regular Meeting.

Regina O'Connell, City Clerk