

MINUTES

PLACERVILLE CITY COUNCIL REGULAR MEETING TUESDAY, MARCH 23, 2021

CLOSED SESSION: 5:00 PM
OPEN SESSION: 6:00 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.

5:00 P.M. CLOSED SESSION

Item 1: Conference with Real Property Negotiator

Government Code § 54956.8

Properties: 515 and 525 Main Street

Negotiating Parties: El Dorado County and City of Placerville

Under Negotiation: Purchase and terms

Item 2: Conference with Real Property Negotiator

Government Code § 54956.8

Properties: 487 and 489 Main Street

Negotiating Parties: Arts & Culture El Dorado and City of Placerville

Under Negotiation: Price and terms

Item 3: Conference with Labor Negotiators

Patrick Clark, Cleve Morris, Dave Warren

Government Code §54957.6

Bargaining Unit: Local 39

Item 4: Conference with Labor Negotiators

Patrick Clark, Cleve Morris, Dave Warren

Government Code §54957.6

Bargaining Unit: PPOA

The Mayor called the meeting to order at 5:01 p.m. and called for public comments on closed session items. Public comment was received from Ruth Michelson, Jennifer Chapman, Kathi Lishman, and Sue Taylor. The City Council

adjourned to closed session.

6:00 P.M. OPEN SESSION

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

The Mayor reconvened the meeting at 6:00 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 on any of the items in Closed Session. The City Manager noted the recusals of Councilmember Neau and Councilmember Saragosa from Items 1 and 2.

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. PUBLIC COMMENT – BRIEF – NON-AGENDA ITEMS

7.1 Written Communication

Item 1: Email to the City Council from Nicole Gotberg dated March 13, 2021

Item 2: Letter to the City Council from Joseph Connolly dated March 15, 2021

Note: Due to the large volume of this document, it was not printed for inclusion in the City Council agenda packet and was, instead, emailed to the full City Council.

7.2 Oral Communication

*Oral communication was received from caller *857, Ruth Michelson, caller *368, Bryan Chase, and Jennifer Chapman.*

8. 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.

8.1 Approve the Minutes of the City Council Meeting of March 9, 2021 (Ms. O'Connell)

Approved the Minutes of the City Council Meeting of March 9, 2021.

8.2 Approve the Accounts Payable Register (Mr. Warren)

Approved the Accounts Payable Register.

8.3 Approve the Payroll Register (Mr. Warren)

Approved the Payroll Register.

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

Received and Filed the Public Records Request Update.

8.5 Receive and File the 2020 Housing Element Annual Progress Report; and Direct Staff to Submit to the Governor's Office of Planning and Research and Department of Housing and Community Development as Required Under Government Code Section 65400 (Mr. Rivas)

Received and filed the 2020 Housing Element Progress Report.

Public comment was received from Ruth Michelson on Item 8.4. It was moved by Councilmember Saragosa and seconded by Councilmember Borelli that the City Council approve the Consent Calendar as presented. The motion was passed by the following roll-call vote:

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

9. ITEMS PULLED FROM THE CONSENT CALENDAR

No items were 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 Approve Recommended Process for Public Forum and Review of City Logo and Direct the Subcommittee and Staff to Proceed as Outlined (Mr. Morris)

*The City Manager provided background on the item and responded to Council questions. Public comment was received from Leo Bennett-Cauchon, Mandi Rodriguez, John Triscuit, Ruth Michelson, Jennifer Chapman, Bryan Chase, Kristin, Kirk Callan Smith, Elizabeth DuBose, caller *857, Gilana Torres-Velasco, caller *368, Ali Jones, Julie Robinson, Brian Chapman, Melinda Velasco, Kathi Lishman, and Gale Hesselgesser.*

Following Council discussion, it was moved by Councilmember Neau and seconded by Councilmember Saragosa that the City Council hold a special meeting on April 7th, 2021, for the purpose of viewing historical and educational presentations from various members of the public and have the City Council vote at their next regularly scheduled meeting on April 13, 2021, on whether or not to remove the noose from the City logo.

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

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

The Mayor called for a brief recess.

12.2 Approve a Request for Proposals for City Attorney Services for the City of Placerville and Authorize Staff to Release the Request for Proposals (Mr. Morris)

*The City Manager presented the item and responded to Council questions. Public comment was received from caller *857 and Kathi Lishman. Following Council discussion, it was moved by Councilmember Saragosa and seconded by Councilmember Neau that the City Council approve a request for proposals for City Attorney services for the City of Placerville and authorize Staff to release the request for proposals.*

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

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

12.3 Approve New Meeting Time and Agenda Format and Authorize Staff to Proceed (Ms. O'Connell)

The City Clerk presented the item and responded to Council questions. No public comment was received. Following Council discussion, it was moved by Mayor Thomas and seconded by Vice-Mayor Taylor that the City Council approve the agenda format as written in the staff report, including a 5:00 p.m. open session start time, except move public comment to 6:00 p.m. time certain, rather than 6:30 p.m. The motion was passed by the following roll-call vote:

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

12.4 Adopt a Resolution:

1. Approving the Construction of a Community Garden on the South Edge of Duffey Park, and that the Garden Construction be Funded, and Managed by the Key Club of El Dorado High School on Five (5) Year Renewable Terms, with the Community Services Department Staff Assisting in Alteration of the Irrigation System and Clearing & Prepping the Site for a Garden and the Provision of Water to the Garden; and

2. Authorizing the Director of Community Services to Negotiate and Execute a Memorandum of Understanding with the El Dorado Union High School District for the Construction, Maintenance, and Operation of the Said Community Garden (Mr. Zeller)

Resolution No. 8946

*The Director of Community Services presented the report and responded to Council questions. Public comment was received from Jayce Kaldunski, Jennifer Chapman, caller *857, Kathi Lishman, and Sophie Cabrera.*

Following Council discussion, it was moved by Councilmember Borelli and seconded by Councilmember Neau that the City Council adopt a resolution for the following actions:

1. Approving the Construction of a Community Garden on the South Edge of Duffey Park, and that the Garden Construction be Funded,

and Managed by the Key Club of El Dorado High School on Five (5) Year Renewable Terms, with the Community Services Department Staff Assisting in Alteration of the Irrigation System and Clearing & Prepping the Site for a Garden and the Provision of Water to the Garden; and

2. Authorizing the Director of Community Services to Negotiate and Execute a Memorandum of Understanding with the El Dorado Union High School District for the Construction, Maintenance, and Operation of the Said Community Garden; and

3. Bring an informational report back to Council after one year.

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

AYES: Borelli, Neau, Saragosa, Taylor, Thomas

NOES: None

ABSENT: None

ABSTAIN: None

12.5 Adopt a Resolution:

1. Ratifying Contract Change Orders (CCO) #4, #5, #6, & #7 in the Total Aggregate amount of \$45,450 with C.E. Cox Engineering, Inc. for the Mosquito Road Stabilization-Clay Street to City Limits Project (CIP #41819); and

2. Authorizing the City Engineer to Execute a Notice of Completion and Instructing the City Clerk to Record said Notice with the El Dorado County Recorder's Office for the Project; and

3. Authorizing the Assistant City Manager/Director of Finance to Release all Remaining Retention being held for Construction Security, not more than Sixty (60) Days after the Notice of Completion Filing for the said Project, per Public Contract Code 7107(c) (Ms. Neves)

Resolution No. 8947

*The City Engineer summarized the item and responded to Council questions. Public comment was received by caller *857. Following Council discussion, it was moved by Councilmember Saragosa and seconded by Vice-Mayor Taylor that the City Council adopt a resolution for the following actions:*

1. Ratifying Contract Change Orders (CCO) #4, #5, #6, & #7 in the Total Aggregate amount of \$45,450 with C.E. Cox Engineering, Inc. for the Mosquito Road Stabilization-Clay Street to City Limits Project (CIP #41819); and

2. Authorizing the City Engineer to Execute a Notice of Completion and Instructing the City Clerk to Record said Notice with the El Dorado County Recorder's Office for the Project; and

3. Authorizing the Assistant City Manager/Director of Finance to Release all Remaining Retention being held for Construction Security, not

more than Sixty (60) Days after the Notice of Completion Filing for the said Project, per Public Contract Code 7107(c).

The motion was passed by the following vote:

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

12.6 Adopt a Resolution:

1. Approving an AB 2766 Subvention Fund Program Grant Agreement with the El Dorado County Air Quality Management District in the Maximum Amount of \$36,800 for the Purchase of an Unmarked 2021 Tesla Model 3 Sedan and Authorizing the City Manager to Execute the Same; and

2. Approving a \$32,792 Budget Appropriation in AQMD AB 2766 Subvention Fund Program Grant Revenue for the Purchase of the Said Vehicle; and

3. Approving a \$8,198 Budget Appropriation from the General Fund Contingency for Unforeseen Expenditures for the Purchase of the Said Vehicle; and

4. Authorizing the Chief of Police to Purchase an Unmarked 2021 Tesla Model 3 Sedan (Chief Wren)

Resolution No. 8948

The Chief of Police presented the item and responded to Council questions. No public comment was received on the item. Following Council discussion, it was moved by Councilmember Borelli and seconded by Vice-Mayor Taylor that the City Council adopt a resolution for the following actions:

1. Approving an AB 2766 Subvention Fund Program Grant Agreement with the El Dorado County Air Quality Management District in the Maximum Amount of \$36,800 for the Purchase of an Unmarked 2021 Tesla Model 3 Sedan and Authorizing the City Manager to Execute the Same; and

2. Approving a \$32,792 Budget Appropriation in AQMD AB 2766 Subvention Fund Program Grant Revenue for the Purchase of the Said Vehicle; and

3. Approving a \$8,198 Budget Appropriation from the General Fund Contingency for Unforeseen Expenditures for the Purchase of the Said Vehicle; and

4. Authorizing the Chief of Police to Purchase an Unmarked 2021 Tesla Model 3 Sedan.

The motion was passed by the following vote:

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

13. COUNCIL REPORTS FROM OTHER AGENCY MEETINGS

- **El Dorado County Transit Authority**

No meeting.

- **El Dorado County Transportation Commission**

No meeting.

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

The Commission meets tomorrow.

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

Councilmember Saragosa said the Green Means Go program continues to be discussed, including a recent budget request of \$700 million. The Race, Equity, & Inclusion working group are defining parameters.

- **Pioneer Community Energy**

Councilmember Saragosa said he and Mayor Thomas were sworn in at the last meeting. Rates and the Boards' role were discussed.

- **Placerville Fire Safe Council**

Councilmember Borelli said the Placerville Fire Safe Council is corroborating with the Texas Hill Fire Safe Council on a combined grant to assist with various CalFire projects.

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

The Director of Development Services suggested a report and presentation be brought to the City Council regarding sandwich-style advertising boards throughout the City. The item received concurrence from the full City Council.

15. CITY MANAGER AND STAFF REPORTS

No reports.

16. UPCOMING ITEMS

Items tentatively scheduled for the next City Council meeting include: Dewberry WPI Phase II Construction Management Contract Expiration Date, Measure J Report, Investment Report, Formula Business Ordinance Discussion, Spring

Street Contract Change Orders Ratified, Traffic Speed on Broadway Ordinance, REAP Application Resolution, and Notice of Completion for Upper Broadway Construction Contract and Retention Payment with Contract Change Order Ratification.

17. ADJOURNMENT @ 9:33 p.m.

The next regularly scheduled Council meeting will be held on April 13, 2021, 4:30 P.M. Closed Session, 5:00 P.M. Regular Meeting.

Regina O'Connell, City Clerk