

MINUTES

PLACERVILLE CITY COUNCIL
REGULAR MEETING
TUESDAY, FEBRUARY 23, 2021

CLOSED SESSION: 5:30 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.

5:30 P.M. CLOSED SESSION

The Mayor called the meeting to order and called for any public comments on closed session items. There were no public comments and the Council adjourned to closed session.

- Item 1: Conference with Legal Counsel – Existing Litigation**
Government Code Section 54956.9(d)(1)
TMG Placerville LLC vs. City of Placerville, et al., El Dorado County Superior Court, case No. PC 20200631
- Item 2: Conference with Legal Counsel – Existing Litigation**
Government Code Section 54956.9(d)(1)
Louie Lawrence Smith III, et al. "Citizen's Plan for Responsible Management of Historic Resources" vs. City of Placerville, Alex Padilla, Sacramento Superior Court, Case No. 34-2021-80003578
- Item 3: Conference with Legal Counsel – Anticipated Litigation**
Government Code Section 54956.9(b)
One Case

6:00 P.M. OPEN SESSION

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

The Mayor reconvened the meeting at 6:01 p.m. and The Pledge of Allegiance to the Flag was recited.

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

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.

6.2 City Website Review (Mr. Morris)

The City Manager provided a brief overview of the new City website. Public comment was received by Jane McGinnis.

7. PUBLIC COMMENT – BRIEF – NON-AGENDA ITEMS**7.1 Written Communication**

Item 1: Email from Placerville Downtown Association dated February 10, 2021

7.2 Oral Communication

*Oral communication was received from Sue Rodman, Kathi Lishman, Leo Bennett-Cauchon, Ruth Michelson, Call-In User_2, Melinda Velasco, Jennifer Chapman, Jane McGinnis, caller *857, Elizabeth DuBose, and Michelle.*

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 February 9, 2021 (Ms. O’Connell)

Approved the Minutes of the City Council Meeting of February 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 Adopt a Resolution Approving a Street Frontage Improvement Agreement (SF-403) for the Property Located at 776 Chamberlain Street, Identified as Assessor’s Parcel Number 003-091-028, and Authorize the City Engineer to Process the Agreement and to Record the Agreement at the El Dorado County Office of the Recorder (Ms. Neves)

Resolution No. 8937

Adopted a resolution approving a Street Frontage Improvement Agreement (SF-403) for the property located at 776 Chamberlain Street, identified as Assessor’s Parcel Number 003-091-028 and authorized the City Engineer to process the agreement and to record the agreement at the El Dorado County Office of the Recorder.

8.6 Acknowledge and File the Quarterly Investment Report for the Period Ended September 30, 2020 (Mr. Warren)

Acknowledged and filed the Quarterly Investment Report for the period ended September 30, 2020.

8.7 Acknowledge and File the HDL Sales Tax and Economic Reports for the Quarter Ended September 30, 2020 (Mr. Warren)

Acknowledged and filed the HDL Sales Tax and Economic Reports for the quarter ended September 30, 2020.

8.8 Adopt a Resolution Approving an Employment Agreement with Joseph Wren, Chief of Police, and Authorize the City Manager to Execute the Agreement (Mr. Morris)

Resolution No. 8938

Adopted a resolution approving an employment agreement with Joseph Wren, Chief of Police, and authorized the City Manager to execute the agreement.

8.9 Adopt a Resolution Requesting \$20,000 in Financial Assistance from El Dorado County for the 2020/2021 Fiscal Year to Help Offset Some of the Operational Costs Associated with Providing a Comprehensive Aquatics Program at the Aquatics Center (Mr. Zeller)

Resolution No. 8939

Adopted a resolution requesting \$20,000 in financial assistance from El Dorado County for the 2020/2021 fiscal year to help offset some of the operational costs associated with providing a comprehensive aquatics program at the Aquatics Center.

8.10 Adopt a Resolution Approving the City of Placerville Traffic Calming Policy and Resource Manual, Superseding the Previously Adopted Speed Hump Policy per Resolution 5925, for Implementation of all Current and Future Considerations and Requests for Traffic Calming within City Limits (Ms. Neves)

Resolution No. 8940

Adopted a resolution approving the City of Placerville Traffic Calming Policy and Resource Manual, superseding the previously adopted Speed Hump Policy per Resolution 5925, for implementation of all current and future considerations and requests for traffic calming within city limits.

*Public comment was received from caller *857 and John Clerici on Item 8.8, and from Kathi Lishman, caller *846, and Ed Ingram on Item 8.10. 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

10.1 Waive the Second Reading and Adopt an Ordinance of the City Council of the City of Placerville Amending Section 1-14-3A of the Placerville Municipal Code Setting the Time for City Council Meetings (Mr. Morris)

Ordinance No. 1704

*The City Manager presented the report and responded to Council questions. Public comment was received from caller *857, Kathi Lishman, Jane McGinnis, and Leo Bennett-Cauchon. Following Council discussion, it was moved by Councilmember Borelli and seconded by Councilmember Neau that the City Council waive the second reading and adopt an ordinance of the City Council of the City of Placerville amending Section 1-14-3A of the Placerville Municipal Code setting the start time for City Council meetings.*

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

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

11. PUBLIC HEARINGS

No public hearings were scheduled.

12. DISCUSSION/ACTION ITEMS

12.1 1. Adopt a Resolution Extending the No-fee Temporary Sidewalk and Street Dining for Temporary Outdoor Dining Applications and for Utilizing Private Parking Areas through May 31, 2021 to those Businesses Restricted from Allowing Indoor Patronage; and

2. Take Public Comment, and Provide any Direction Regarding Traffic Closures on Main Street (Mr. Rivas)

Resolution No. 8942

*The Director of Development Services presented the report and responded to Council questions. Public comment was received from Sue Rodman, T.W. Bonkers, Ruth Michelson, Bryan, and caller *857. Following Council discussion, it was moved by Councilmember Neau and seconded by*

8.1 A

Councilmember Saragosa that the City Council adopt a resolution extending the no-fee temporary sidewalk and street dining for Temporary Outdoor Dining Applications and for utilizing private parking areas through May 31, 2021 to those businesses restricted from allowing indoor patronage; and to revoke said permits if the businesses aren't using their outdoor dining within seven days; and not approve any Main Street closures. Councilmember Neau then amended her motion to include a provision allowing businesses to retain their permits and outdoor dining structures should the business have to close or quarantine due to reasons relating to Covid. Councilmember Saragosa amended his second.

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

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

12.2 Direct Staff on How to Proceed with Funding for Water Reclamation Facility Solar Project (Mr. Morris)

*The City Manager presented the item and responded to Council questions. Public comment was received from Sue Rodman, caller *857, and Bryan. Following Council discussion, it was moved by Vice-Mayor Taylor and seconded by Councilmember Borelli that the City Council direct Staff to proceed with the 0% interest loan for the project. Vice-Mayor Taylor then amended her motion to include allowing the Mayor to sign a letter accepting the loan. Councilmember Borelli amended her second.*

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

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

12.3 Provide Direction to Staff on How to Proceed with the Market Lights Across Main Street (Ms. Neves)

*The City Engineer explained the item and responded to Council questions. Public comment was received from Sue Rodman, caller *857, Kathi Lishman, Ruth Michelson, and John Clerici. Following Council discussion, it was moved by Mayor Thomas and seconded by Councilmember Saragosa that the City Council direct Staff to take the market lights down mid-April and re-install them late October.*

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

AYES: Borelli, Neau, Saragosa, Taylor, Thomas

NOES: None
 ABSENT: None
 ABSTAIN: None

12.4 Adopt a Resolution Amending Resolution No. 7964 Regarding Membership of the Placerville Economic Advisory Committee for the City of Placerville (Mr. Morris)

Resolution No. 8943

*The City Manager presented the item and responded to Council questions. Public comment was received from Bryan, caller *857, Kathi Lishman, Ruth Michelson, and John Clerici. Following Council discussion, it was moved by Councilmember Saragosa and seconded by Councilmember Borelli that the City Council adopt a resolution amending Resolution No. 7964 regarding membership of the Placerville Economic Advisory Committee for the City of Placerville. The motion was passed by the following roll-call vote:*

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

12.5 Schedule Date for Interviews for Planning Commission, Confirm the Appointments to the Measures H/L Committee and Direct Staff to Re-open the Recruitment for the Placerville Economic Advisory Committee (PEAC) and the Recreation and Parks Commission (Mr. Morris)

*The City Clerk presented the report and responded to Council questions. Public comment was received from Sue Rodman, Ruth Michelson, Kathi Lishman, and caller *857. Following Council discussion, it was moved by Councilmember Saragosa and seconded by Councilmember Borelli that the City Council re-appoint members Kaiserman and Rodman to the Measures H and L Sales Tax Committee, set the date of March 2, 2021 at 5:00 p.m. to hold a Special City Council meeting for the Planning Commission interviews, and re-open the application period for the Recreation and Parks Commission and the Placerville Economic Advisory Committee with the deadline of March 9, 2021, at 5:00 p.m.*

The motion was passed by the following roll-call 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**
Vice-Mayor Taylor, Councilmember Neau
- **El Dorado County Transportation Commission**
Mayor Thomas, Vice-Mayor Taylor, Councilmember Borelli
- **LAFCO (El Dorado Local Agency Formation Commission)**
Councilmember Neau
- **SACOG (Sacramento Area Council of Governments)**
Councilmember Saragosa
- **Placerville Fire Safe Council**
Councilmember Borelli

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

The City Council was interested in reviewing the membership requirements for the City's committees and commissions.

15. CITY MANAGER AND STAFF REPORTS

The City Manager suggested setting the date of March 19, 2021, from 9:00 a.m. to 2:00 p.m. for the Governing Workshop public teleconference meeting. The City Council concurred.

16. UPCOMING ITEMS

Items tentatively scheduled for the next City Council meeting include: Traffic Speed on Broadway Ordinance, Notice of Completion Mosquito Stabilization Phase 1, Broadway Sidewalks/ Maintenance Project CM RFP Release and PG&E Utility Agreement, Annual TIM fee update, Mid-Year Budget, Police Drone, Formula Business Ordinance Discussion, and Retail Tobacco Ordinance Discussion

17. ADJOURNMENT @ 9:41 p.m.

The next regularly scheduled Council meeting will be held on March 9, 2021, 5:30 P.M. Closed Session, 6:00 P.M. Regular Meeting.

Regina O'Connell, City Clerk