

## MINUTES

### PLACERVILLE CITY COUNCIL REGULAR MEETING TUESDAY, JANUARY 12, 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 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 – Anticipated Litigation**

**Government Code Section 54956.9(d)(2)(e)(5)**

1 case

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#### **6:00 P.M. OPEN SESSION**

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

*The Mayor called the meeting to order at 6:02 p.m.*

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

**3. CEREMONIAL MATTERS**

**3.1 Motion for the City Council to Adjourn the Meeting Sine-Die, and Appoint the City Manager as Temporary Chairperson**

*Adjourned the meeting Sine-Die and appointed the City Manager as Temporary Chairperson. At this time, the City Manager called the meeting to order and requested nominations from the City Council for the election of Mayor.*

*It was moved by Mayor Saragosa and seconded by Councilmember Taylor that the City Council appoint Councilmember Thomas to the position of Mayor. No other nominations were received. The motion was passed by the following roll-call vote:*

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

*Mayor Thomas shared a brief statement.*

### **3.2 The Mayor Calls for Nominations for Vice-Mayor**

*The newly elected Mayor then called for nominations for Vice-Mayor. It was moved by Councilmember Neau and seconded by Councilmember Saragosa that the City Council appoint Councilmember Taylor to the position of Vice-Mayor. No other nominations were received. The motion was passed by the following roll-call vote:*

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

## **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: Thomas, Taylor, Borelli, Neau, Saragosa  
NOES: None  
ABSENT: None  
ABSTAIN: None

## **6. ANNOUNCEMENTS/PRESENTATIONS TO THE PUBLIC**

*Public Health Officer, Dr. Nancy Williams, and Communications Director, Carla Hass, provided an update on Covid-19 and information regarding the availability of Covid-19 vaccinations in the County.*

### **6.1 Application Period Open for City Commissions (Ms. O’Connell)**

*The City Clerk announced the opening of the application period for various City commissions and committees.*

## **6.2 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:** Letter from Nicole Gotberg received December 9, 2020

### **7.2 Oral Communication**

*Oral communication was received from Leo Bennett-Cauchon, Ruth Michelson, Sue Rodman, Jennifer Chapman, Nicole Gotberg, Adam Anderson, Ed Ingram, Kirk Smith, Mandi Rodriguez, Tammy Danz, and caller \*857.*

## **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 A. Approve the Minutes of the City Council Meeting of December 08, 2020 (Ms. O’Connell)**

*Councilmember Neau said the motion for Item 12.3 should reflect money received from the Cannabis Community Benefits Program is to be spent within city limits only.*

### **B. Approve the Minutes of the Special City Council Meeting of December 14, 2020 (Ms. O’Connell)**

*Approved the Minutes of the Special City Council Meeting of December 14, 2020.*

### **8.2 Approve the Accounts Payable Registers for December 17, 2020, and December 30, 2020 (Mr. Warren)**

*Approved the Accounts Payable Registers for December 17, 2020 and December 30, 2020.*

### **8.3 Approve the Payroll Registers for Pay Periods 13 and 14 (Mr. Warren)**

*Approved the Payroll Registers for Pay Periods 13 and 14.*

### **8.4 Receive and File Public Records Requests (Ms. O’Connell)**

**8.5 Adopt a Resolution:**

- 1. Rescinding Resolution No. 2560; and**
- 2. Approving Candace J. Bernardi, City Treasurer/Accountant and David R. Warren, Assistant City Manager/Director of Finance as Authorized Officers to Order the Deposit or Withdrawal of Monies in the Local Agency Investment Fund (Mr. Warren)**

**Resolution No. 8927**

*Adopted a resolution for the following actions:*

- 1. Rescinding Resolution No. 2560; and*
- 2. Approving Candace J. Bernardi, City Treasurer/Accountant and David R. Warren, Assistant City Manager/Director of Finance as Authorized Officers to Order the Deposit or Withdrawal of Monies in the Local Agency Investment Fund.*

*No public comment was received on the Consent Calendar. It was moved by Councilmember Saragosa and seconded by Councilmember Borelli that the City Council approve the Consent Calendar as modified with the clarified motion for Item 12.3 on the Minutes of the City Council Meeting of December 08, 2020.*

**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 Adopt a Resolution Creating the Position of Community Utility Liaison and Appoint Mark Acuna to the Position (Mr. Morris)**

**Resolution No. 8928**

*The City Manager presented the item and responded to Council questions. Public comment was received from Sue Rodman, caller \*857, Mandi Rodriguez, Kirk Smith, and Jennifer Chapman.*

*Following Council discussion, it was moved by Councilmember Saragosa and seconded by Councilmember Borelli that the City Council adopt a resolution creating the position of Community Utility Liaison and appoint Mark Acuna to the position. The motion was passed by the following roll-call vote:*

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

## **12.2 Authorize Staff to Release an RFP Soliciting Qualified Entities to Perform a Needs Assessment Study for a Combined Police/Fire Facility (Chief Wren)**

*The Chief of Police presented the item and responded to Council questions. Public comment was received from Sue Rodman and caller \*857. Following Council discussion, it was moved by Councilmember Borelli and seconded by Councilmember Neau that the City Council authorize Staff to release a Request for Proposal soliciting qualified entities to perform a Needs Assessment Study for a combined Police/Fire facility. The motion was passed by the following roll-call vote:*

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

## **12.3 Adopt a Resolution:**

- 1. Approving a \$905,403 Budget Appropriation in Federal Highway Infrastructure Program (HIP) Funds for the Western Placerville Interchanges, Phase 2.2 – Eastbound On-Ramp Project (CIP #41918); and**
- 2. Approving a Construction Contract in the Amount of \$2,784,265.56 and Contract Change Order No. 1 Credit in the Amount of \$191,930.00 for a Total Amount of \$2,592,335.56 with Doug Veerkamp General Engineering, Inc. for the Said Project, and Authorizing the City Manager to Execute the Same; and**
- 3. Authorize the City Manager to Negotiate and Execute any Necessary Contract Change Orders with Doug Veerkamp General Engineering, Inc. up to \$25,000 per Change Order for the Project for a Not to Exceed Aggregate Amount of \$100,000. The Said Change Orders Shall be Brought to the Next Available City Council Meeting for Either Approval or Ratification; and**
- 4. Authorizing an Agreement with the State of California Department of Highway Patrol in the Amount of \$10,000 for Traffic Control and Enforcement Services During Construction of the Said Project and Authorizing the City Manager to Execute the Same**

## **Resolution No. 8929**

*The City Engineer summarized the item. Public comment was received from Sue Rodman, Jennifer Chapman, and caller \*857. Following Council discussion, it was moved by Councilmember Saragosa that the City Council approve Staff's recommendation with an alteration to Item 3, increasing the per change order amount from \$25,000 to \$50,000 for the project, and increase the Not to Exceed aggregate amount from \$100,000 to \$150,000. The motion was seconded by Councilmember Borelli.*

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

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

*The resolution was adopted for the following actions:*

- 1. Approving a \$905,403 Budget Appropriation in Federal Highway Infrastructure Program (HIP) Funds for the Western Placerville Interchanges, Phase 2.2 – Eastbound On-Ramp Project (CIP #41918); and*
- 2. Approving a Construction Contract in the Amount of \$2,784,265.56 and Contract Change Order No. 1 Credit in the Amount of \$191,930.00 for a Total Amount of \$2,592,335.56 with Doug Veerkamp General Engineering, Inc. for the Said Project, and Authorizing the City Manager to Execute the Same; and*
- 3. Authorize the City Manager to Negotiate and Execute any Necessary Contract Change Orders with Doug Veerkamp General Engineering, Inc. up to \$50,000 per Change Order for the Project for a Not to Exceed Aggregate Amount of \$150,000. The Said Change Orders Shall be Brought to the Next Available City Council Meeting for Either Approval or Ratification; and*
- 4. Authorizing an Agreement with the State of California Department of Highway Patrol in the Amount of \$10,000 for Traffic Control and Enforcement Services During Construction of the Said Project and Authorizing the City Manager to Execute the Same*

## **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)**

*(No representation)*

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

*No meeting.*

- **Placerville Fire Safe Council**

*No meeting.*

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

*The City Council requested Staff to bring back a report for the consideration of an earlier start time for City Council meetings.*

**15. CITY MANAGER AND STAFF REPORTS**

**15.1 Receive and File December Police Report (Chief Wren)**

*The Chief of Police presented the December report. Public comment was received from caller \*857.*

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

*The Fire Chief presented the December report.*

**16. UPCOMING ITEMS**

*Items tentatively scheduled for the next City Council meeting include: Real Estate and Survey Services and New CIP Giovanni Sewer Improvement Project, Clay Street Update, Placerville Station II Construction Management Contract Award, Receive and File Final Draft Design Memo and Request Direction for Cedar Ravine Sewer Replacement Project, Receive and File Final Draft Design Memo and Request Direction for Hangtown Creek Sewer – Clay to Locust, Parking Code Revision – Parking Restrictions in Bike Lanes and in front of 640 Main and Bell Tower, Council Member Appointments to Other Agencies and Boards, Tobacco Retail Ordinance, Tobacco Smoking Ban Ordinance, Fence Height Ordinance, Vegetation Management Ordinance Update, PD Drone, M.O.R.E. Contracts for Service, Proclamation Condemning Racism, Discrimination, and Hatred, MBI Contract Amendment – Time Extension for Clay Street Bridge EIR, Highway 50 Traffic, and Measure J Report.*

**17. ADJOURNMENT @ 8:28 p.m.**

The next regularly scheduled Council meeting will be held on January 26, 2021, 5:30 P.M. Closed Session, 6:00 P.M. Regular Meeting.

Regina O'Connell, City Clerk