

MINUTES

PLACERVILLE CITY COUNCIL REGULAR MEETING TUESDAY, DECEMBER 14, 2021

CLOSED SESSION: 4:00

OPEN SESSION: 5:00 PM

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

4:00 P.M. CLOSED SESSION

- Item 1: Conference with Labor Negotiators**
Patrick Clark, Cleve Morris, Dave Warren
Government Code § 54957.6
Bargaining Unit: PPOA
- Item 2: Conference with Labor Negotiators**
Patrick Clark, Cleve Morris, Dave Warren
Government Code § 54957.6
Bargaining Unit: Local 39
- Item 3: Conference with Legal Counsel – Initiation of Litigation**
Government Code § 54956.9(d)(4)
One Case
- Item 4: Public Employment Performance Evaluation**
Government Code § 54957
City Manager

5:00 P.M. OPEN SESSION

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

The Mayor called the meeting to order at 5:05 p.m. and The Pledge of Allegiance to the Flag was recited.

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

3. CEREMONIAL MATTERS

3.1 Proclamation Honoring Andrew Painter, City Planner (Mr. Rivas)

The Mayor presented a proclamation to Andrew Painter, City Planner, honoring his 20 years of public service with the City of Placerville Development Services Department, Planning Division. Public comment was received from Steve Calfee.

3.2 Swearing In of New Police Officers (Chief Wren)

The Chief of Police introduced Officers Frank, Pullmann, and Wassner and the City Clerk administered the Oath of Office to them.

3.3 Employee Service Anniversaries (Mr. Morris)

The City Manager recognized several employees for 10, 15, and 20 years of service with the City.

3.4 Mayor's Cup Presentation (Mayor Thomas)

This item was moved before Item 3.1. The Mayor's Cup is a token of appreciation given to selected individuals in recognition of the positive light they shine in our community. Mayor Thomas presented Mayor's Cups to brothers Al and Mark Soto for their contributions of time, energy and resources in helping organize the City's Festival of Lights.

4. CLOSED SESSION REPORT – City Attorney Ebrahimi

The City Attorney said the City Council met on three items in Closed Session and did not meet on the Public Employment Performance Evaluation (Item 4). The Council reached a tentative agreement with the PPOA and a formal Memorandum of Understanding will be forthcoming at a future meeting (Item 1). The Council provided direction to staff regarding labor negotiations with Local 39 (Item 2). Council directed staff not to file independent litigation against McKesson Cardinal Health and Amerisource Bergen, the three largest pharmaceutical distributors in the country, and instead will opt into a class action settlement agreement for which the City would be entitled to certain proceeds for opioid abatement (Item 3).

5. ADOPTION OF AGENDA

It was moved by Mayor Thomas and seconded by Councilmember Borelli that the City Council move Item 12.1 after the adoption of the agenda. The motion was passed by the following roll-call vote:

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

6. ANNOUNCEMENTS/PRESENTATIONS TO THE PUBLIC

No announcements/presentations were made 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 Regular City Council Meeting of November 9, 2021 (Ms. O'Connell)

Approved the Minutes of the Regular City Council Meeting of November 9, 2021.

B. Approve the Minutes of the Special City Council Meeting of November 29, 2021 (Ms. O'Connell)

Approved the Minutes of the Special City Council Meeting of November 29, 2021.

7.2 Approve the Accounts Payable Register (Mr. Warren)

Approved the Accounts Payable Register.

7.3 Approve the Payroll Register for Pay Periods 11 and 12 (Mr. Warren)

Approved the Payroll Register for Pay Periods 11 and 12.

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

Received and filed Public Records Requests.

7.5 Request for Cancellation of the Regularly Scheduled City Council Meeting of December 28, 2021 (Ms. O'Connell)

Cancelled the Regularly Scheduled City Council Meeting of December 28, 2021.

7.6 Adopt a Resolution Approving the Revised Job Description for Senior Maintenance Worker (Mr. Stone)

Resolution No. 9023

Adopted a resolution approving the revised job description for Senior Maintenance Worker.

7.7 Adopt a Resolution Approving a Consulting Services Agreement with NBS for Community Facilities District Formation Services for the Cottonwood Park Planned Development Phase 4 & 6 in an Amount not to Exceed \$14,500, and Authorizing the City Manager to Execute the Same (Ms. Neves)

Resolution 9024

Adopted a resolution approving a Consulting Services Agreement with NBS for Community Facilities District Formation Services for the Cottonwood Park Planned Development Phase 4 & 6 in an amount not to exceed \$14,500, and authorizing the City Manager to execute the same.

7.8 Adopt a Resolution:

- 1. Increasing the Adult (18+) Self-Guided Tour Rate by \$2.00 from \$10.00 to \$12.00 Effective January 1, 2022; and**
- 2. Adding a Senior 55+ and Military Rate of \$10.00 Effective January 1, 2022 (Mr. Zeller)**

Resolution 9025

Adoped a resolution for the following actions:

- 1. Increasing the Adult (18+) Self-Guided Tour Rate by \$2.00 from \$10.00 to \$12.00 Effective January 1, 2022; and*
- 2. Adding a Senior 55+ and Military Rate of \$10.00 Effective January 1, 2022*

7.9 Adopt a Resolution Approving and Affirming a New Salary Schedule Effective December 25, 2021 (Mr. Zeller)

Resolution No. 9026

Adopted a resolution approving and affirming a new salary schedule effective December 25, 2021.

It was moved by Councilmember Borelli and seconded by Councilmember Neau that the City Council approve the Consent Calendar. The motion was passed by the following roll-call vote:

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

8. PUBLIC COMMENT – NON-AGENDA ITEMS

8.1 Written Communication

No written communication was received.

8.2 Oral Communication

Oral communication was received from Jonathan Gainsbrugh, Dawn Wolfson, Margie Lopez-Read, Joseph Connolly, Barbara Rogers, and Mandi Rodriguez.

9. ITEMS PULLED FROM THE CONSENT CALENDAR

No items were pulled from the Consent Calendar.

10. ORDINANCES

10.1 (1) Waive the Second Reading of an Ordinance by Title:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PLACERVILLE ADDING CHAPTER 7B (ORGANIC WASTE DISPOSAL REDUCTION) TO TITLE 7 (HEALTH AND SANITATION), ADDING SECTION 4-1-10 (COMPLIANCE WITH CALGREEN RECYCLING REQUIREMENTS) TO CHAPTER 1 (GENERAL REGULATIONS) OF TITLE 4 (CONSTRUCTION REGULATIONS), ADDING SECTION 10-6-19 (COMPOST AND MULCH USE REQUIREMENTS) TO CHAPTER 6 (WATER EFFICIENT LANDSCAPE REGULATIONS) TO TITLE 10 (ZONING) OF THE PLACERVILLE MUNICIPAL CODE; AND MAKING A DETERMINATION OF EXEMPTION UNDER CEQA

(2) Adopt said Ordinance (Mr. Rivas)

Ordinance No. 1706

The Director of Development Services summarized the item and responded to Council questions. No public comment was received. 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 adding Chapter 7B (Organic Waste Disposal Reduction) to Title 7 (Health and Sanitation), adding Section 4-1-10 (Compliance with CalGreen Recycling Requirements) to Chapter 1 (General Regulations) of Title 4 (Construction Regulations), Adding Section 10-6-19 (Compost and Mulch Use Requirements) to Chapter 6 (Water Efficient Landscape Regulations) to Title 10 (Zoning) of the Placerville Municipal Code; and making a determination of exemption under CEQA.

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

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

10.2 Waive the Second Reading of an Ordinance amending Title 9 of the Placerville Municipal Code Traffic, Chapter 3 Stopping, Standing and Parking. The affected Sections include: Section 3 Restricted Parking Zones Designated, Section 8 Restricted Parking, and Section 14 No Parking in Designated Bicycle Lane (Ms. Neves)

Ordinance No. 1707

The City Engineer summarized the item and responded to Council questions. No public comment was received. 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 amending Title 9 of the Placerville Municipal Code Traffic, Chapter 3 Stopping, Standing and Parking. The affected Sections include: Section 3 Restricted Parking Zones Designated, Section 8 Restricted Parking, and Section 14 No Parking in Designated Bicycle Lane.

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

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

11. PUBLIC HEARINGS

No public hearings were scheduled.

12. DISCUSSION/ACTION ITEMS

12.1 Adopt a Resolution:

- 1. Approving a Professional Services Agreement with Fieldman Rolapp & Associates, Inc. to Perform Municipal Advisor Services for the City; and**
- 2. Approving a Scope of Work for the Initial Phase Involving Analysis of the Available Refinancing Options for the 2006 Wastewater Revenue Bonds for the Said Agreement in the Amount of \$7,500; and**
- 3. Approving the Transaction Phase Scope of Work Involving the Refinancing of the 2006 Wastewater Revenue Bonds for the Said Agreement up to \$30,000; and**
- 4. Authorizing the Assistant City Manager/Director of Finance to Execute the Same (Mr. Warren)**

Resolution No. 9027

The Assistant City Manager/Director of Finance introduced the item. Representatives from Fieldman Rolapp & Associates, Inc. presented a proposal to perform municipal advisor services for the City. No public comment was received. 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 a Professional Services Agreement with Fieldman Rolapp & Associates, Inc. to Perform Municipal Advisor Services for the City; and*
- 2. Approving a Scope of Work for the Initial Phase Involving Analysis of the Available Refinancing Options for the 2006 Wastewater Revenue Bonds for the Said Agreement in the Amount of \$7,500; and*
- 3. Approving the Transaction Phase Scope of Work Involving the Refinancing of the 2006 Wastewater Revenue Bonds for the Said Agreement up to \$30,000; and*
- 4. Authorizing the Assistant City Manager/Director of Finance to Execute the Same*

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

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

12.2 Request for Approval of Closure of Stagecoach Alley and Area Directly Around the Bell Tower for the April 30th, 2022 “Taste on Main” Event Between 9am and 6pm (Mr. Zeller)

Mayor Thomas recused himself from the item because of his business ownership within the area of the event. Due to Mayor Thomas’ recusal, there was not a quorum to vote upon the item so the item will be tabled to the next regularly scheduled City Council meeting.

12.3 Adopt a Resolution Amending the Placerville Hotel Incentive Program (Mr. Morris)

Resolution No. 9028

The City Manager presented the item and responded to Council questions. No public comment was received on the item. Following Council discussion, it was moved by Councilmember Neau and seconded by

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

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

12.4 Adopt a Resolution Approving a Subdivision Improvement Agreement for Cottonwood Park Phases 4 & 6 with DLLM, LP, and Authorizing the City Manager to Execute the Same (Ms. Neves)

Resolution No. 9029

The City Engineer summarized the item and responded to Council questions. No public comment was received. Councilmember Neau clarified that 39 single-family residential parcels will be constructed and not 29, a typo in the staff report. Following Council discussion, it was moved by Councilmember Borelli and seconded by Councilmember Neau that the City Council adopt a resolution approving a Subdivision Improvement Agreement for Cottonwood Park Phases 4 & 6 with DLLM, LP, and authorizing the City Manager to execute the same.

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

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

13. COUNCIL REPORTS FROM OTHER AGENCY MEETINGS

• **El Dorado County Transit Authority**

Councilmember Neau said the board discussed the future of transportation and the need for a strategic plan considering there have been several ridership changes since COVID-19.

• **El Dorado County Transportation Commission**

The City Engineer shared some information relating to the federal funding act (IIJA), which helps with funding for Active Transportation Programs and Highway Bridge Programs (two large federal funding sources the City utilizes often) and may be useful in regards to the Highway 50 project.

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

Councilmember Neau said the board received updates on the Executive Officer recruitment, updates from the Budget Committee, and updates from their Strategic Planning Committee.

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

No report (Councilmember Saragosa absent)

- **Pioneer Community Energy Board of Directors**

Mayor Thomas said it is much more favorable if you own solar panels when signing up with Pioneer Energy and encouraged solar panel users to check out Pioneer Community Energy's website for several energy use and roll-over options.

- **Placerville Fire Safe Council**

Councilmember Borelli said the board is considering how to better approach and secure funding for the program. She also said the Fire Safe Council is planning an informative fundraiser.

- **Opportunity Knocks/Continuum of Care**

Councilmember Neau said updates were received regarding intake/exit data financial reports and the board had a presentation by Housing El Dorado.

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

No requests for future agenda items were made.

15. CITY MANAGER AND STAFF REPORTS

15.1 Acknowledge and File the HDL Sales Tax and Economic Reports for the Quarter Ended June 30, 2021 (Mr. Warren)

The Sales Tax Reports were acknowledged and filed.

15.2 Receive and File November 2021 Police Report - Stats (Chief Wren)

The November report was received and filed.

15.3 Receive and File November Fire Station 25 Run Report (Chief Cordero)

The November report was received and filed.

16. UPCOMING ITEMS

Items tentatively scheduled for the next City Council meeting include: Private Sewer Ordinance Discussion, FEMA Resolution, RBI Fiscal Year 21-22 NPDES Support, Hangtown Creek Sewer, Clay to Locust - Receive and file final draft design memo, Engineering Fee schedule update, Local Road Safety Plan Project, US 50 Pedestrian Safety Project - HSIP budget appropriation, US 50 Access Control Project (CIP 42209) - CRRSAA budget appropriation, Broadway Sidewalks - REY Amendment 6 and Acceptance of IODs, Smith Flat Road

Surveying Contract, Dewberry Design for Hocking Contract, Short Term Rental Ordinance, Pioneer Community Energy Presentation, and IT Services Contract

17. ADJOURNMENT @ 7:30 p.m.

The next regularly scheduled Council meeting will be held on January 11, 2022, 4:30 P.M. Closed Session, 5:00 P.M. Regular Meeting (pending action on Item 7.5 on tonight's agenda).

Regina O'Connell, City Clerk