

## MINUTES

PLACERVILLE CITY COUNCIL  
REGULAR MEETING  
**TUESDAY, FEBRUARY 8, 2022**

CLOSED SESSION: 4:00

**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.

### **4:00 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 - Liability Claims**

**Government Code § 54956.95**

Claimant: Virginia Hunt

Agency claimed against: City of Placerville

**Item 3: Conference with Legal Counsel – Existing Litigation**

**Government Code § 54956.9**

TMG v. City of Placerville et al (Court of Appeal Case No. TBD, El Dorado Superior Court Case No. PC20200631).

**Item 4: Conference with Legal Counsel – Anticipated Litigation**

**Government Code § 54956.9, 54956.9(d)(2) and (e)(1)**

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### **5:00 P.M. OPEN SESSION**

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

*The Mayor called the meeting to order and The Pledge of Allegiance to the Flag was recited.*

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

3. **CEREMONIAL MATTERS**

*No ceremonial matters were scheduled.*

4. **CLOSED SESSION REPORT – City Attorney Ebrahimi**

*The City Attorney reported the City Council met on Items 1, 3, and 4 and provided direction to Staff on Item 2 (Liability Claims, Virginia Hunt) where the Council unanimously authorized Staff to settle with the claimant.*

5. **ADOPTION OF AGENDA**

*It was moved by Councilmember Borelli and seconded by Councilmember Thomas 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 **Mark Acuna - Placerville Fire Safe Council**

*Mr. Acuna announced the 1st Annual Placerville Wildfire Awareness event taking place March 19, 2022, at Town Hall from 10:00 a.m. to 3:00 p.m. where various agencies and organizations will be conducting presentations throughout the day. The event is open to the public.*

*Public comment was received from Sue Rodman.*

6.2 **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 **Approve the Minutes of the Regular City Council Meeting of January 25, 2022 (Ms. O'Connell)**

*The Director of Development Services noted 12.6 of the Minutes should state City Council directed Staff to bring back an ordinance from the Planning Commission allowing short-term vacation rentals in the commercial and highway commercial zones subject to a special temporary use permit. With this clarification, the City Council approved the Minutes of the regular City Council meeting of January 25, 2022.*

**7.2 Approve the Accounts Payable Register for February 1, 2022 (Mr. Warren)**

*Approved the Accounts Payable Register for February 1, 2022.*

**7.3 Approve the Payroll Register for Pay Period 16 (Mr. Warren)**

*Approved the Payroll Register for Pay Period 16.*

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

*Received and filed public records requests.*

**7.5 Acknowledge and File the Quarterly Investment Report (Mr. Warren)**

*Acknowledged and filed the Quarterly Investment Report.*

**7.6 Appoint Councilmember Thomas as the Primary Representative on Pioneer Community Energy Board of Directors and Vice-Mayor Saragosa as the Alternate (Ms. O'Connell)**

*Appointed Councilmember Thomas as the primary representative on the Pioneer Community Energy Board of Directors and Vice-Mayor Saragosa as the alternate.*

*The Director of Development Services noted an amendment to Item 12.6 in the Minutes. No public comment was received on the Consent Calendar. It was moved by Vice-Mayor Saragosa and seconded by Councilmember Borelli that the City Council approve the Consent Calendar as amended. The motion was passed by the following roll-call vote:*

AYES: Borelli, Neau, Saragosa, Taylor, Thomas  
NOES: None  
ABSENT: None  
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 Sue Rodman, Kathi Lishman, and Jonathan Gainsbrugh.*

## **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 Hold a Public Hearing and adopt a resolution approving a Hotel Incentive Agreement with Apple Hill Hospitality, LLC, outlining additional incentives for the construction of a hotel in Placerville. (Mr. Morris)**

#### **Resolution No. 9045**

*Hotel developers Brett Miller and Steve Smith from Eat.Drink.Sleep presented information on the proposed 106 room boutique hotel and outlined additional incentives for the construction of the project.*

*Public comment was received from Mickey Kaiserman, Kirk Smith, and Kathi Lishman.*

*Following Council discussion, it was moved by Councilmember Borelli and seconded by Vice-Mayor Saragosa that the City Council adopt a resolution approving a Hotel Incentive Agreement with Apple Hill Hospitality, LLC outlining additional incentives for the construction of a hotel in Placerville.*

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

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

### **12.2 Adopt the City's Updated Economic Strategic Plan as Recommended by the Placerville Economic Advisory Committee (Mr. Morris)**

*The City Manager summarized the item and welcomed Placerville Economic Advisory Committee members Debra Miller and Mickey Kaiserman to address the Council. Public comment was received from Kathi Lishman, John Clerici, Kirk Smith, Sue Rodman, and Call-in User\_1. Councilmember Neau suggested changing the title of Item 2.3 of the draft updated plan to read, "Support local entities in efforts to preserve and promote Placerville History." Following Council discussion, it was moved by Councilmember Neau and seconded by Vice-Mayor Saragosa that the City Council adopt the City's updated Economic Strategic Plan as recommended by the Placerville Economic Advisory Committee with the suggested change to Item 2.3. The motion was passed by the following roll-call vote:*

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

#### **12.3 Review Recommendations from the Placerville Economic Advisory Committee Regarding Changes to the Zoning Code for Formula Business (Mr. Morris)**

*The City Manager presented the report and responded to Council questions. Public comment was received from Kathi Lishman, Sue Rodman, Call-in User\_1, Kirk Smith, Nicole Gotberg, and John Clerici. Following Council discussion, it was moved by Councilmember Thomas and seconded by Councilmember Borelli that the City Council discontinue any consideration regarding changes to the zoning code for formula businesses and stop this recommendation process.*

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

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

#### **12.4 Adopt a Resolution Approving an Increase in the Traffic Impact Mitigation (TIM) Fees Equivalent to the Change in the Engineering New Record Construction Cost Index from January 2021 to December 2021, Effective April 11, 2022, as Shown in Attachment "A" to the Resolution. (Ms. Neves)**

##### **Resolution No. 9046**

*The City Engineer presented the item and responded to Council questions. Public comment was received from Kathi Lishman, Call-in User\_1, and Sue Rodman. Following Council discussion, it was moved by Vice-Mayor Saragosa and seconded by Councilmember Thomas that the City Council*

*adopt a resolution approving an increase in the Traffic Impact Mitigation (TIM) Fees equivalent to the change in the Engineering News Record Construction Cost Index from January 2021 to December 2021, effective April 11, 2022, as shown in Attachment “A” to the resolution.*

*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 Re-Ratifying the Proclamation of a State of Emergency by Governor Gavin Newsom (March 4, 2020) As Applicable in the City and Re-Authorizing Teleconference Meetings of its Legislative Bodies of the City Pursuant to the Ralph M. Brown Act (Mr. Morris)**

**Resolution No. 9047**

*The City Manager summarized the item and responded to Council questions. Public comment was received from Call-in User\_1, and Kathi Lishman. Following Council discussion, it was moved by Councilmember Neau and seconded by Councilmember Borelli that the City Council adopt a resolution re-ratifying the Proclamation of a State of Emergency by Governor Gavin Newsom (March 4, 2020) as applicable in the City and re-authorizing teleconference meetings of its legislative bodies of the City pursuant to the Ralph M. Brown Act.*

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

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

**12.6 Cancel the Regularly Scheduled City Council Meeting on November 8, 2022 and Schedule a Special Meeting in its Place (Ms. O’Connell)**

*The City Clerk presented the item and responded to Council questions. Public comment was received from Sue Rodman, Call-in User\_1, and Kathi Lishman. Following Council discussion, it was moved by Vice-Mayor Saragosa and seconded by Councilmember Thomas that the City Council cancel the regularly scheduled City Council meeting on November 8, 2022, and schedule a Special Meeting on Wednesday, November 16, 2022 in its place. 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**

*Councilmember Neau said the mid-year budget was approved, and the board reviewed the Strategic Plan.*

- **El Dorado County Transportation Commission**

*Mayor Taylor said the Commission entered into a legal services agreement, they designated Supervisor Wendy Thomas as the Commission's representative at CalCOG Governing Council and found the zoning variance that was requested and submitted by the City regarding the proposed hotel to be in compliance with the Placerville Airport Land Use Commission's compatibility plan.*

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

*Councilmember Neau said the open comment period is open for the Fire MSR and LAFCO is still working on their recruitment for an Executive Officer.*

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

*Vice-Mayor Saragosa said SACOG and Pioneer Community Energy meet next week; however, he said he chaired the Land Use and Natural Resource Committee for SACOG where the Council discussed regional trails and how the two committees can work collaboratively on that project.*

- **Pioneer Community Energy Board of Directors**

*Vice-Mayor Saragosa said the board meets next week.*

- **Placerville Fire Safe Council**

*Councilmember Borelli concurred with the information given earlier in the meeting by Mr. Acuna.*

- **City/County Two by Two Committee**

*Mayor Taylor said Two by Two will be meeting before the end of this month.*

- **Opportunity Knocks/Continuum of Care**

*Councilmember Neau said the next meeting is Tuesday, February 15, 2022, where the Draft Strategic Plan will be reviewed.*

*Public comment was received from Kathi Lishman.*

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

*Councilmember Thomas requested an item to consider a resolution in opposition to the taxpayer's protection and government accountability State initiative. The Council unanimously concurred with his request.*

**15. CITY MANAGER AND STAFF REPORTS**

**15.1 Receive and File January 2022 Police Report – Stats (Chief Wren)**

*The January 2022 report was received and filed.*

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

*The January 2022 report was received and filed.*

15.3 *The City Manager added a verbal report announcing a volunteer homeless camp clean up taking place on Saturday, February 11<sup>th</sup> from 8:00 a.m. to 12:00 p.m. on lower Main Street.*

**16. UPCOMING ITEMS**

*Items tentatively scheduled for the next City Council meeting include: Engineering Analyst Position, Building Official Position, Vietnam Memorial and Monument Garden Recognition, Hangtown Creek Culvert and Parking Lot Restoration, Broadway Sidewalks - REY Amendment 6, Broadway Sidewalks - Closed Session, Ratifying Town Hall Change Orders and Budget Appropriation, Hangtown Creek Sewer- Clay to Locust, Measure J Report, Special Event Policy and Process, and Aquatic Funding Request 22/23.*

**17. ADJOURNMENT @ 8:54 p.m.**

The next regularly scheduled Council meeting will be held on February 22, 2022, 4:30 P.M. Closed Session, 5:00 P.M. Regular Meeting

Regina O'Connell, City Clerk