

## MINUTES

### PLACERVILLE CITY COUNCIL REGULAR MEETING TUESDAY, MAY 14, 2024

CLOSED SESSION: 4:30 PM

**OPEN SESSION: 5:00 PM**

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

#### 4:30 P.M. CLOSED SESSION

**Item 1: Conference with Legal Counsel - Existing Litigation**

Gov. Code § 54956.9(d)(1)  
(CDPH v. El Dorado County, City of Placerville, et al., Case No. 24CV0463)

**Item 2: Liability Claims/Workers' Compensation Claims**

Government Code § 54956.95  
Claimant: Brody Jordan  
Agency claimed against: City of Placerville

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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 at 5:13 p.m. and The Pledge of Allegiance to the Flag was recited.*

2. **ROLL CALL:** **Present:** Gotberg, Neau, Saragosa, Yarbrough  
**Absent:** Clerici

3. **CEREMONIAL MATTERS**

3.1 **A Proclamation of the City Council Declaring May 12–18, 2024, National Police Week and May 15, 2024, Peace Officers' Memorial Day in the City of Placerville (Mayor Neau)**

*The Mayor read the proclamation and presented it to the Chief of Police.*

3.2 **A Proclamation of the City Council Declaring May 27, 2024, as Memorial Day at the El Dorado County Veterans' Monument (Mayor Neau)**

*The Mayor will read the proclamation on Memorial Day at the El Dorado County Veterans; Monument.*

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

*The City Attorney reported that no public comment was received in advance of Closed Session. The City Council did not take action on Item 1 (Conference with Legal Counsel), and provided direction to Staff regarding Item 2 (Liability Claims/ Workers’ Compensation Claims).*

**5. ADOPTION OF AGENDA**

*It was moved by Councilmember Saragosa and seconded by Councilmember Yarbrough that the City Council adopt the agenda as presented. The motion passed by the following vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

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

**6.1 Brief Comments by the City Council**

*The Mayor made brief comments.*

**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 April 23, 2024 (Ms. O’Connell)**

*Approved the Minutes of the Regular City Council Meeting of April 23, 2024.*

**7.2 Approve the Accounts Payable Register (Mr. Warren)**

*Approved the Accounts Payable Register.*

**7.3 Approve the Payroll Register for Pay Periods 21 and 22 (Mr. Warren)**

*Approved the Payroll Register for Pay Periods 21 and 22.*

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

**7.5 Consider Accepting a Revised Irrevocable Offer of Dedication for Public Street Right-of-way Along the Frontage of 1361 Broadway (Assessor's Parcel Numbers 002-251-020 and 002-261-011). (Ms. McConnell)**

**Resolution No. 9304**

*Adopted a resolution accepting a revised Offer of Dedication for street right-of-way along the frontage of assessor's parcel numbers 002-251-020 and 002-261-011; authorizing the City Engineer to execute said offer and directing the City Clerk or designee to record said offer with the El Dorado County Recorder.*

**7.6 Consider Ratifying a Construction Contract with ERS Industrial Services, Inc., in the Amount of \$20,140.00 for the Secondary Clarifier #3 Drive Unit Project (CIP #42235), Approving a \$25,000 Budget Appropriation from the Measure H Construction Reserve Fund for the Said Project, and Finding that the Project is Exempt from CEQA Pursuant to CEQA Guidelines Section 15301(d) (Ms. McConnell)**

**Resolution No. 9305**

*Adopted a resolution ratifying a construction contract with ERS Industrial Services, Inc. in the amount of \$20,140.00 for the Secondary Clarifier #3 Drive Unit Project (CIP #42235), approving a \$25,000 budget appropriation from the Measure H Fund Construction Reserve for the said project, and finding the project is exempt from CEQA.*

**7.7 Consider Accepting Three Offers of Dedication for Public Street Right-of-way and Four Grant of Slope Easements on Constellation Avenue Along the Frontage of Assessor's Parcel Numbers 002-051-012, 002-051-020, 002-051-015, and 002-051-028, and Directing the City Clerk to Sign a Certificate of Acceptance Authorizing the Recording of Said Offers of Dedication and Easements (Ms. McConnell)**

**Resolution No. 9306**

*Adopted a resolution accepting three offers of dedication for street right-of-way and four grant of slope easements on Constellation Avenue along the frontage of assessor's parcel numbers 002-251-012, 002-051-020, 002-051-015, and 002-251-028; and directing the City Clerk to sign a Certificate of Acceptance authorizing the recording of said offers of dedication and easements.*

*No public comment was received on the Consent Calendar. It was moved by*

*Councilmember Saragosa and seconded by Councilmember Gotberg that the City Council approve the Consent Calendar as presented. The motion was passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

## **8. PUBLIC COMMENT – NON-AGENDA ITEMS**

### **8.1 Oral Communication**

*Oral communication was received from Heidi Mayerhofer, Ruth Michelson, and Mickey Kaiserman.*

### **8.2 Written Communication**

*No items of written communication were received.*

## **9. ITEMS PULLED FROM THE CONSENT CALENDAR**

*No items were pulled from the Consent Calendar.*

## **10. ORDINANCES**

*No ordinances were scheduled.*

## **11. PUBLIC HEARINGS**

### **11.1 Consideration to Adopt Resolution Declaring the Abandoned Pole Sign Located at 1390 Broadway (APN: 004-191-048) as an Abandoned On-premise Sign and a Public Nuisance; and Declare to Commence Abatement (Mr. Rivas)**

*The Director of Community Services presented the report and responded to Council questions. No public comment was received. Following Council discussion, it was moved by Councilmember Saragosa and seconded by Councilmember Yarbrough that the City Council allow the property owner, until the next City Council meeting, to come forward with a sign for the Planning Commission to review and, if that does not occur, to direct staff to proceed with the abandonment process. The motion passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

## **12. DISCUSSION/ACTION ITEMS**

### **12.1 Consider a Road Closure and Funding for the Golden History Days Event Being Held on June 8, 2024 (Mr. Morris)**

*The City Manager presented the staff report and responded to Council questions. Public comment was received from Leo Bennett-Cauchon, Michael Saunders, Greg Rezak, Ruth Michelson, Margie Lopez-Read, Kirk Smith, Andrew Vonderschmitt, Sue Rodman, Jenny Levitsky, and Russ Reyes. One item of written communication was received prior to the meeting from Leo Bennett-Cauchon.*

*Following Council discussion, it was moved by Councilmember Saragosa that the City Council approve this year's Golden History Days special event on Main Street and provide a twelve-hour full road closure with additional City resources at the City's expense, excluding cooling stations. The motion was seconded by Councilmember Yarbrough and passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

### **12.2 Consider Adoption of the Public Art Master Plan Prepared by Arts and Culture El Dorado for the City of Placerville (Mr. Morris)**

#### **Resolution No. 9307**

*The City Manager summarized the item. Public comment was received from Ruth Michelson, Sue Rodman, Wendy Thomas, Jennifer Tucker, Ryan Carter, Kathi Lishman, and Kirk Smith. Two items of written communication were received prior to the meeting from Kirk Smith and Jennifer Tucker.*

*The City Manager outlined several suggested edits to the plan made during public comment and Council discussion. It was moved by Councilmember Saragosa that the City Council approve the adoption of the Public Art Master Plan, as prepared by Arts and Culture El Dorado, to include all suggested edits as outlined by the City Manager. The motion was seconded by Councilmember Yarbrough and passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

*The Mayor called for a brief recess. When the meeting reconvened, the Mayor made a motion to move 12.7 to the next item of discussion. The motion was seconded by Councilmember Saragosa and passed with unanimous consent.*

**12.3 Receive a Status Update on the Sewer and Water Rate Study (CIP #42236) and Provide Direction to Staff on Certain Study Assumptions (Mr. Warren)**

*The Assistant City Manager/Director of Finance presented the item along with the Director of Public Works and Interim City Engineer. Public comment was received from Sue Rodman, Mickey Kaiserman, and Ryan Carter (speaking as individuals, not as Measure H/L Committee members). Following Council discussion, it was moved by Councilmember Saragosa that the City Council direct Staff and Bartle Wells Associates to assume the assumptions mentioned in the staff report including the Measure H Fund expending up to \$1,016,070 on Sewer Enterprise Fund annual debt service for the cost-of-service study. The motion was seconded by Councilmember Gotberg and passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa  
NOES: Yarbrough  
ABSENT: Clerici  
ABSTAIN: None

**12.4 Consider a Recommendation for Project Funding by the Cannabis Community Benefits Committee for the City of Placerville and Provide Direction to Staff (Mr. Morris)**

**Resolution No. 9308**

*The City Manager summarized the item. No public comment was received. It was moved by Councilmember Gotberg that the City Council adopt a resolution approving a project list for the Community Benefit Program and authorize the inclusion of the projects in the Fiscal Year 2024/2025 budget. The motion was seconded by Councilmember Saragosa and passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

**12.5 Consider Approval of an Employment Agreement with Melissa McConnell, City Engineer (Mr. Morris)**

**Resolution No. 9309**

*The City Manager presented the report. Public comment was received from Sue Rodman. Following Council accolades of Ms. McConnell, it was moved by Councilmember Gotberg that the City Council adopt a resolution authorizing the execution of an employment agreement with Melissa McConnell, City Engineer. The motion was seconded by Councilmember Yarbrough and passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

**12.6 Consider Approving a Construction Contract with Doug Veerkamp General Engineering, Inc. in the Amount of \$24,996 for the El Dorado Trail Repair Project (CIP #42428), Approving a \$35,000 Budget Appropriation from the General Liability Fund Unassigned Fund Balance for the Said Project, and Finding that the Project is Exempt from CEQA Pursuant to CEQA Guidelines Section 15301 (Ms. McConnell)**

**Resolution No. 9310**

*The City Engineer summarized the item. Public comment was received from Ryan Carter, Jenny McCormick, and Sue Rodman. It was moved by Councilmember Saragosa that the City Council adopt a resolution approving a construction contract with Doug Veerkamp General Engineering, Inc. in the amount of \$24,996 for the El Dorado Trail Repair Project (CIP #42428) and authorize the City Manager to execute the same, approving a \$35,000 budget appropriation from the General Liability Fund Unassigned Fund Balance for the said project, and finding the project is exempt from CEQA. The motion was seconded by Councilmember Gotberg and passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

**12.7 Review Report and Presentation from El Dorado County on Potential Changes to County Navigation Center and Provide Direction to Staff (Mr. Morris)**

*This item was moved to precede Item 12.3. The City Manager summarized the staff report. District 3 Supervisor Wendy Thomas and Timalynn Jaynes of El Dorado County Health and Human Services addressed the Council. Public comment was received from Mickey Kaiserman, Jenny*

*McCormick, Peg Vanderkar, and Jonathan Gainsbrugh. Following Council discussion, it was moved by Councilmember Saragosa that the City*

*Council approve the recommendations for mitigation as outlined in the staff report, adopt an MOU regarding police services between the City and the County to be negotiated and approved in the next 3 months, and provide support for the new location. The motion was seconded by Councilmember Gotberg and passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

**12.8 Consider Authorizing Staff to Submit an Application to California Department of Housing and Community Development for the Permanent Local Housing Allocation Program Non-Entitlement Local Government Competitive Component for Additional Funding for the Construction of the Mallard Affordable Housing Project Located Within The Ridge at Orchard Hill Planning Development at Mallard Lane and McIntosh Drive (Mr. Rivas)**

**Resolution No. 9311**

*The Director of Development Services presented the item. Chris Westlake, Project Consultant, responded to Council questions. Public comment was received from Ryan Carter. Following Council discussion, it was moved by Councilmember Gotberg that the City Council adopt a resolution authorizing the City to submit an application for the Permanent Local Housing Allocation Program Non-entitlement Local Government Competitive Component to the State Department of Housing and Community Development for the Mallard Apartments.*

*The motion was seconded by Councilmember Saragosa and passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

**12.9 Consider a Contract with Alternative Structural Technologies to Repair the Spiral Slide at the Placerville Aquatic Center in the Amount of \$17,440 (Mr. Morris)**

**Resolution No. 9312**

*The City Manager summarized the report. Public comment was received from Kirk Smith. It was moved by Councilmember Saragosa that the City*



*Council adopt a resolution approving a contract with Alternative Structural Technologies Inc. (AST) in an amount not to exceed \$17,440.00 for the City*

*Pool Slide Steps and Deck Repairs Project (CIP #42346), and authorize the Interim Director of Community Services to execute the same, and approving a \$7,711 budget appropriation from the Cannabis Community Benefit Fund Unassigned Fund Balance for the said project.*

*The motion was seconded by Councilmember Yarbrough and passed by the following roll-call vote:*

AYES: Gotberg, Neau, Saragosa, Yarbrough  
NOES: None  
ABSENT: Clerici  
ABSTAIN: None

### **13. COUNCIL REPORTS FROM OTHER AGENCY MEETINGS**

*The City Council reported on recent and upcoming meetings of various external bodies. No public comment was received.*

- **El Dorado County Transit Authority**  
(Mayor Neau, Councilmember Yarbrough)
- **El Dorado County Transportation Commission**  
(Mayor Neau, Vice-Mayor Clerici, Councilmember Yarbrough)
- **LAFCO (El Dorado Local Agency Formation Commission)**  
(Councilmember Gotberg)
- **SACOG (Sacramento Area Council of Governments)**  
(Councilmember Saragosa)
- **Pioneer Community Energy Board of Directors**  
(Councilmember Yarbrough)
- **Placerville Fire Safe Council**  
(Mayor Neau)
- **Opportunity Knocks/Continuum of Care**  
(Councilmember Gotberg)

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

*Councilmember Gotberg requested an LGBTQ Pride proclamation for June, 2024. The City Council unanimously concurred.*

### **15. CITY MANAGER AND STAFF REPORTS**

**15.1 Receive and file the April 2024 Police Report – Stats (Chief Wren)**

*The report was received and filed.*

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

*The report was received and filed.*

**15.3 Development Services Department’s Development/Permitting Statistics for the Month of April 2024 (Mr. Rivas)**

*The report was received and filed.*

*The City Manager confirmed that the next budget meeting will be held on Wednesday, May 29, 2024, at Town Hall at 5:00 p.m.*

**16. UPCOMING ITEMS**

*Items tentatively scheduled for the next City Council meeting include: Public Safety Building - Consultant Agreement, WPI Phase 2 – National Fish & Wildlife Foundation Credit Purchase Agreement, Broadway Sidewalks Contract Change Order 1 & HSIP Appropriation, Adoption of the Local Road Safety Plan, Agreement - 7553 Green Valley Road, Water Reclamation Facility - RBI NPDES Consulting Services, Approval of Landscape and Lighting Maintenance District Assessments, Request to put Pony Express Signs on Main/Broadway, Placerville Police Officers’ Association Memorandum of Understanding, TIM Fee Financial Report, Addendum to EID Wholesale Water Agreement, and Agreement with Sam Emerson – Receivership*

**17. ADJOURNMENT @ 9:29 p.m.**

The next regularly scheduled Council meeting will be held on May 28, 2024, 4:30 P.M. Closed Session, 5:00 P.M. Regular Meeting.

Regina O’Connell, CPMC, City Clerk