

**CITY OF PLACERVILLE
CITY COUNCIL**

MINUTES

Regular City Council Meeting
October 10, 2006

City Council Chambers – Town Hall
549 Main Street, Placerville, CA 95667
6:30 P.M. Closed Session
7:00 P.M. Open Session

6:30 P.M. CLOSED SESSION

Pursuant to the cited authority (all references to the Government Code), the City Council will hold a Closed Session to discuss the following items:

Govt. Code 54956.9 Existing Litigation – Dena Perez vs. City of Placerville

7:00 P.M. OPEN SESSION

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

The Mayor called the meeting to order at 7:00. The Pledge of Allegiance to the Flag was recited.

2. ROLL CALL: Present: Acuna, Colvin, Hagen, Rivas, Washburn

3. ANNOUNCEMENTS TO THE PUBLIC

3.1 Art & Wine Festival (Chief Nielsen)

The Chief of Police noted that the annual Art & Wine Festival is scheduled for Saturday, October 21st from 6:00 P.M. to 8:00 P.M. in the historic Downtown.

3.2 Gang Issues Forum (Chief Nielsen)

The Chief of Police announced a gang issues forum will be held at the Town Hall on Friday, October 20th from 7:00 P.M. to 9:00 P.M. The educational forum is jointly sponsored by the City of Placerville Police Department, the El Dorado County Office of Education and the El Dorado County Sheriff's Department. Placerville Sergeant John Kunkle is coordinating the event.

3.3 Sacramento Area Council of Governments (SACOG) Grant (Mr. Calfee)

The Director of Community Development announced the City's award of a Sacramento Area Council of Governments (SACOG) grant for the purpose partially funding a planning effort for the Placerville Drive area.

3.4 Presentation by Diamond Parking

Dave Dunham, representing Diamond Parking, presented a brief overview of the parking enforcement plan and responded to Council questions.

3.5 Dedication of the Placerville Aquatics Complex and the new City Hall (Mr. Youel)

The Director of Community Services announced that dedication ceremonies and unveiling of plaques for the Aquatic Complex and the new City Hall would be held on October 27, 2006. The Aquatic Facility plaque ceremony would commence at 11:30 A.M. and the City Hall plaque ceremony would commence at 12 noon. The public is invited to attend.

4. CLOSED SESSION REPORT

In the absence of the City Manager/Attorney, the Chief of Police noted that no reportable action had taken place in Closed Session.

5. ADOPTION OF AGENDA

It was moved by Vice-Mayor Acuna and seconded by Councilmember Hagen to adopt the Agenda as presented. The motion was passed by the following vote:

AYES: Acuna, Colvin, Hagen, Rivas, Washburn
NOES: None
ABSENT: None
ABSTAIN: None

6. CEREMONIAL MATTERS

No ceremonial matters were scheduled.

7. PUBLIC COMMENT – BRIEF – NON-AGENDA ITEMS

This portion of the meeting is reserved for persons wishing to address the Council on any matter not on the Agenda.

7.1 Oral Communication

Public comment was received from Roxanne Sefain, Charles Moberg, Jean Hatades, Kary Faria, Doug Braaten, and Dave Machado.

7.2 Written Communication

No written communication was noted.

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 or audience wishes to remove an item for discussion.

8.1 Minutes of September 26, 2006

Approved the Minutes of September 26, 2006.

8.2 Warrant Register (Mr. Warren)

Approved the Warrant Register.

8.3 Payroll Register (Mr. Warren)

Approved the Payroll Register.

8.4 All Way Stop at the Intersection of Center Street/Stage Coach Alley and Broadway/Main Street (Mr. Tippet)

Pulled by Vice- Mayor Acuna and re-numbered as Item 9.1.

8.5 Benefit Assessment District 06-01/Ridge at Orchard Hill (Mr. Driscoll)

Adopted the following Resolutions:

Resolution No. 7438

1. *Resolution Approving the Assessment Engineer's Reports for proceedings for the formation of, and levy of, assessments within Benefit Assessment District No. 06-01;and*

Resolution No. 7439

2. *Resolution declaring the Council's intention to form a Special Assessment District designated as Benefit Assessment District No. 06-01, and to provide for the levy and collection of assessments in such District, setting a time and place for public meeting and hearing thereon and ordering the initiation of assessment ballot procedures; and*

Resolution No. 7440

3. *Resolution calling for mail ballot.*

It was moved by Councilmember Washburn and seconded by Vice-Mayor Acuna to approve the Consent Calendar as presented. The motion was passed by the following vote:

AYES: Acuna, Colvin, Hagen, Rivas, Washburn
NOES: None
ABSENT: None
ABSTAIN: None

9. ITEMS PULLED FROM THE CONSENT CALENDAR

9.1 All Way Stop at the Intersection of Center Street/Stage Coach Alley and Broadway/Main Street (Mr. Tippett)

Resolution No. 7437

Following clarification of several by staff, it was moved by Vice-Mayor Acuna and seconded by Councilmember Hagen to adopt a Resolution for the following action:

- 1. A Finding that a stop sign is warranted at the intersection of Center Street and Stage Coach Alley for the Center Street approach from Main Street and the Stage Coach Alley approach;*
- 2. A Finding that the existing eastbound Main Street right turn yield should be removed, requiring all directions Main Street/Broadway to stop;*
- 3. Direct staff to install all required signage and pavement markings as required stopping all vehicles in all directions;*
- 4. Direct staff to add the following to Section 9-3-7, "Stop Sign Designated", of the Placerville City Code: "On all approaches to the intersection of Main Street/Broadway", and "On all approaches to the intersection of Stage Coach Alley/Center Street".*

The motion was passed by the following vote:

AYES: Acuna, Colvin, Hagen, Rivas, Washburn
NOES: None
ABSENT: None
ABSTAIN: None

10. ORDINANCES

10.1 Second Reading of an Ordinance Regarding Zone Change 05-01 (Briggs) – (Mr. Calfee)

Ordinance No. 1614

The Director of Community Development summarized the issue. Following staff response to Council questions, it was moved by Councilmember Colvin and seconded by Vice-Mayor Acuna to waive the Second Reading of an Ordinance amending the Zoning Map Designation from RE-5 (Residential Estate, 5 acre minimum parcel area) to “C” (Commercial) for 1.792 acres located at 169 and 181 Placerville Drive. The motion was passed by the following vote:

AYES: Acuna, Colvin, Rivas, Washburn
NOES: None
ABSENT: None
ABSTAIN: Hagen

It was then moved by Councilmember Colvin and seconded by Vice-Mayor Acuna to adopt said Ordinance. The motion was passed by the following vote:

AYES: Acuna, Colvin, Rivas, Washburn
NOES: None
ABSENT: None
ABSTAIN: Hagen

11. DISCUSSION/ACTION ITEMS

11.1 Funding Request by Placerville Downtown Association for Community Promotion Funds (Mr. Warren)

Resolution No. 7441

The Director of Finance summarized the request and responded to Council questions. Public comment was received from Lisa Crummett, Rebecca Chandler, Doug Braaten, Kary Faria, and Sue Russell. Following Council discussion, it was moved by Councilmember Washburn and seconded by Councilmember Colvin that the City Council adopts a

Resolution authorizing the distribution of approximately \$15,000 to the Placerville Downtown Association (PDA) to be utilized for community promotion projects, as set forth on Exhibit "A," attached hereto and incorporated herein by reference. The motion was passed by the following vote:

AYES: Acuna, Colvin, Hagen, Rivas, Washburn
NOES: None
ABSENT: None
ABSTAIN: None

The Mayor called for a 10-minute recess. The meeting reconvened at 8:35 P.M.

12. PUBLIC HEARINGS

12.1 Landscaping Plan Amendment, Site Plan Review 98-05 (In-N-Out Burger Restaurant) 3055 Forni Road, Placerville (Mr. Calfee)

The Director of Community Development presented an overview of the Planning Commission's action regarding this issue. Ron Volle, Northern California Region Real Estate Manager for In-N-Out Burger addressed the Council. Public comment was received from Les Russell, Dave Machado, Michael Frenn, and Sandy "Sam" Russell. Following Council discussion, it was moved by Mayor Rivas and seconded by Councilmember Hagen to approve the appeal, allowing the applicant to keep the palm trees, and request that the applicant submit a revised landscaping plan to the Community Development Department to include signature plants such as live oaks, incense cedars and Ponderosa pines and to remove and replace any dead or dying plants in the existing landscaping. The motion failed by the following vote:

AYES: Hagen, Rivas
NOES: Acuna, Colvin, Washburn
ABSENT: None
ABSTAIN: None

It was then moved by Vice-Mayor Acuna and seconded by Councilmember Washburn to deny the appeal. The motion passed by the following vote:

AYES: Acuna, Colvin, Washburn
NOES: Hagen, Rivas
ABSENT: None
ABSTAIN: None

13. COUNCILMEMBERS REPORTS/ITEMS INITIATED BY COUNCILMEMBERS

No Councilmember Reports were noted.

14. STAFF REPORTS

The City Engineer summarized the status of the Upper Main Street Rehabilitation project and responded to Council questions.

15. UPCOMING ITEMS

Items tentatively scheduled for the next Council meeting include a Second Reading of an Ordinance regarding Traffic Impact Mitigation (TIM) fees, and an appeal of the Planning Commission decision regarding the proposed Toad Hall project.

16. ADJOURNMENT at 10:05 P.M.

The next Regular Council meeting will be held on October 24, 2006: 6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, CMC
City Clerk