

**CITY OF PLACERVILLE
CITY COUNCIL**

MINUTES

Regular City Council Meeting

August 13, 2019

City Council Chambers – Town Hall
549 Main Street, Placerville, CA 95667

5:30 Closed Session
6:00 P.M. Open Session

5:30 CLOSED SESSION

**Item 1: Conference with Legal Counsel – Liability Claims
Government Code §54956.95**

Claimant Name: Patti Perillo

Agency claimed against: City of Placerville

6:00 P.M. OPEN SESSION

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

The Mayor called the meeting to order at 6:00 P.M. and The Pledge of Allegiance to the Flag was recited.

2. ROLL CALL: Present: Acuna, Borelli, Saragosa, Taylor, Thomas

3. ANNOUNCEMENTS/PRESENTATIONS TO THE PUBLIC

3.1 Brief Comments by City Council

The City Council commented on National Night Out and other events they attended.

4. CLOSED SESSION REPORT – City Attorney Driscoll

The City Attorney reported that, with all members present, the claim of Patti Perillo was unanimously rejected.

5. ADOPTION OF AGENDA

It was moved by Councilmember Borelli and seconded by Vice-Mayor Saragosa that the City Council adopt the agenda as presented. The motion was passed by the following vote:

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

6. CEREMONIAL MATTERS

No ceremonial matters were scheduled.

7. PUBLIC COMMENT – BRIEF – NON-AGENDA ITEMS

7.1 Written Communication

Item 1: Email from Jennifer Chapman re: Sourdough & Co.

Additional items of written communication were received regarding Items 10.2, 10.3, and 12.1.

7.2 Oral Communication

Oral communication was received from Kirk Smith regarding grading permits on Placerville Drive.

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 Approve the Minutes of the Regular City Council Meeting of July 9, 2019 (Ms. O'Connell)

Approved the minutes of the regular City Council meeting of July 9, 2019.

8.2 Approve the Accounts Payable Register for July 22, 2019 and August 6, 2019 (Mr. Warren)

Approved the Accounts Payable Register for July 22, 2019 and August 6, 2019,

8.3 Approve the Payroll Register for Pay Periods 2 and 3 (Mr. Warren)

Approved the Payroll Register for Pay Periods 2 and 3.

8.4 Adopt a Resolution Authorizing the City Engineer to Execute Master Agreements and Program Supplement Agreements for Federal and/or State Funded Transportation Projects (Ms. Neves)

Resolution No. 8769

Adopted a resolution authorizing the City Engineer to execute Master Agreements and Program Supplement Agreements for Federal and/or State funded transportation projects.

8.5 Adopt a Resolution Accepting a Finding of Industrial Disability Retirement Pursuant to Government Code 21156 (Ms. O'Connell)

Resolution No. 8770

Adopted a resolution accepting a finding of Industrial Disability Retirement pursuant to Government Code 21156.

8.6 Acknowledge and File the HDL Sales Tax and Economic Reports for the Quarter Ended March 31, 2019 (Mr. Warren)

Acknowledged and filed the HdL Sales Tax and Economic Reports for the quarter ended March 31, 2019.

8.7 Adopt a Resolution Ratifying the Purchase of One (1) Unmarked 2017 Ford Fusion Vehicle in the amount of \$20,731.35 from CarMax of Elk Grove for the Police Department (Chief Ortega)

Resolution No. 8771

Adopted a resolution ratifying the purchase of one (1) unmarked 2017 Ford Fusion vehicle in the amount of \$20,731.35 from CarMax of Elk Grove for the Police Department.

8.8 Adopt a Resolution:

- 1. Declaring the Office Equipment Shown on Attachment "A" as Surplus Property with a Salvage Value of \$0.00; and**
- 2. Directing Staff to Deposit the Surplus Property with El Dorado Disposal for Recycling (Mr. Warren)**

Resolution No. 8772

Adopted a resolution for the following actions:

- 1. Declaring the office equipment shown on Attachment "A" as surplus property with a salvage value of \$0.00; and*

2. *Directing Staff to deposit the surplus property with El Dorado Disposal for recycling.*

8.9 Adopt a Resolution Retroactively Approving and Affirming a Salary Schedule Effective June 29, 2019 (Attachment “A”) Implementing the Salary Provisions of the Tentative Agreement with the Placerville Police Officers Association (Mr. Warren)

Resolution No. 8773

Adopted a resolution retroactively approving and affirming a salary schedule effective June 29, 2019, (Attachment “A”) implementing the salary provisions of the tentative agreement with the Placerville Police Officers Association.

No public comment was received on the consent calendar. It was moved by Councilmember Borelli and seconded by Vice-Mayor Saragosa that the City Council approve the consent calendar as presented. The motion was passed by the following roll-call vote:

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

9. ITEMS PULLED FROM THE CONSENT CALENDAR

No items were pulled from the consent calendar.

10. ORDINANCES

10.1 Waive the Second Reading and Adopt an Ordinance Regulating the Removal of Hazardous Vegetation and Combustible Materials in the City of Placerville (Mr. Morris)

Ordinance No. 1698

The City Manager presented the item. Public comment was received from Sue Rodman, Kirk Smith, Kris Kiehne, and Marian Washburn. Following Council discussion, it was moved by Councilmember Thomas and seconded by Councilmember Borelli that the City Council waive the second reading and adopt an ordinance regulating the removal of hazardous vegetation and combustible materials in the city of Placerville. The motion was passed by the following roll-call vote:

AYES: Acuna, Borelli, Saragosa, Taylor, Thomas
 NOES: None
 ABSENT: None

ABSTAIN: None

10.2 Adopt an Urgency Ordinance Pursuant to Government Code Section 36937 Amending Title 3 Chapter 3, Sections 2 and 3 of the Placerville City Code Regulating Open Fires/Burning in the City of Placerville (Mr. Morris)

Ordinance No. 1699

The City Manager explained the item and responded to Council questions. Public comment was received from Sue Rodman and Kathi Lishman. Written comments submitted by Sue Rodman and Tom Cumpston were discussed. Following Council discussion, it was moved by Councilmember Borelli and seconded by Vice-Mayor Saragosa that the City Council adopt an Urgency Ordinance pursuant to Government Code Section 36937 amending Title 3 Chapter 3, Sections 2 and 3 of the Placerville City Code regulating open fires/burning in the city of Placerville with modifications as suggested by Tom Cumpston and Sue Rodman. The motion was passed by the following roll-call vote:

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

10.3 Adopt an Ordinance Amending Title 3 Chapter 3, Sections 2 and 3 of the Placerville City Code Regulating Open Fires/Burning in the City of Placerville (Mr. Morris)

Ordinance No. 1700

The City Manager summarized the item. No public comment was received. It was then moved by Councilmember Thomas and seconded by Councilmember Taylor that the City Council waive the first reading and introduce an ordinance amending Title 3 Chapter 3, Sections 2 and 3 of the Placerville City Code regulating open fires/burning in the city of Placerville with the same amendments as that of Urgency Ordinance No. 1699. The motion was passed by the following roll-call vote:

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

11. PUBLIC HEARINGS

No public hearings were scheduled.

12. DISCUSSION/ACTION ITEMS

12.1 **Find the Proposal Submitted by the El Dorado County Historical Society & the Wopumnes Nisenan-Mewuk Tribe to be Non-Responsive and Therefore Not Under Consideration for Review, Presentation, or Possible Award of Lease, and to Approve the Schedule Contained in the RFP for Presentation and Possible Selection of the Single Conforming RFP Respondent to Enter into a Lease with the City for the Historic City Hall Located at 487/489 Main Street (Mr. Morris)**

The Director of Community Services presented the item and appellants Kris Payne, Sue Taylor, and Ruth Michaelson addressed the Council regarding their protest of the letter of rejection dated August 2, 2019, from Director of Community Services, Terry Zeller. Public comments were received from Francesca Duchamp, Jennifer Chapman, John Clerici, Kirk Smith, Tom Cumpston, Kathi Lishman, and David Price.

Following Council discussion, it was moved by Councilmember Thomas and seconded by Councilmember Borelli that the City Council find the proposal submitted by the El Dorado County Historical Society & the Wopumnes Nisenan-Mewuk Tribe to be non-responsive and therefore not under consideration for review, presentation, or possible award of lease. The motion was passed by the following vote:

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

Item 12.1 was then re-opened for clarification on the motion and second. It was then moved by Councilmember Thomas and seconded by Councilmember Borelli that that City Council schedule the RFP for presentation and possible selection of the single conforming RFP respondent to enter into a lease with the City for the Historic City Hall located at 487/489 Main Street for August 27, 2019, 30 minute presentation. The motion was passed by the following vote:

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

A thirty-minute presentation by the single conforming RFP respondent is scheduled for August 27, 2019.

The Mayor called a five-minute recess.

12.2 Authorize Staff to Negotiate and Enter into an Agreement with The Lighted Candle for Homeless Services and Storage Space for Supplies (Mr. Morris)

The Director of Community Services presented the item and Peter Brown, CEO of The Lighted Candle, addressed the Council. Public comment was received from Ruth Michaelson. Following Council discussion, it was moved by Councilmember Thomas and seconded by Councilmember Borelli that the City Council authorize staff to negotiate and enter into an agreement with The Lighted Candle for homeless services and storage space for supplies. The motion was passed by the following vote:

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

12.3 Adopt a Resolution Endorsing El Dorado County Fire District's Proposed Property Tax Measure B (Mr. Morris)

Resolution No. 8774

The City Manager summarized the item and El Dorado County Fire District's Interim Fire Chief, Lloyd Ogan, addressed the City Council. Public comment was received from Mickey Kaiserman and Sue Rodman. Following Council comments, it was moved by Councilmember Thomas and seconded by Councilmember Taylor that the City Council adopt a resolution endorsing El Dorado County Fire District's proposed Property Tax Measure B. The motion was passed by the following roll-call vote:

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

12.4 Authorize the Mayor to Sign a Letter of Support for SB 5 (Beall/McGuire) Local-State Sustainable Investment Incentive Program (Mr. Morris)

The City Manager explained the item. No public comment was received. It was then moved by Vice-Mayor Saragosa and seconded by Councilmember Taylor that the City Council authorize the Mayor to sign a letter of support for SB5 (Beall/McGuire) Local-State Sustainable Investment Incentive Program. The motion was passed by the following vote:

AYES: Acuna, Borelli, Saragosa, Taylor, Thomas
 NOES: None

ABSENT: None
ABSTAIN: None

12.5 Adopt a Resolution Approving a Grant Application to the California Department of Water Resources, Riverine Stewardship Program for Urban Streams Restoration to Fund Restoration Improvements to Hangtown Creek Between Clay Street and Locust Street (Mr. Zeller)

Resolution No. 8775

The Director of Community Services presented the item. Public comment was received from Sue Rodman, Jennifer Chapman, and Kathi Lishman. Following Council discussion, it was moved by Councilmember Thomas and seconded by Councilmember Taylor that the City Council adopt a resolution approving a grant application to the California Department of Water Resources, Riverine Stewardship Program for Urban Streams Restoration to fund restoration improvements to Hangtown Creek between Clay Street and Locust Street. The motion was passed by the following vote:

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

12.6 Adopt a Resolution:

- 1. Approving Amendment #3 to the consultant services agreement with Michael Baker International in an amount not-to-exceed \$9,850.00 for additional traffic impact analyses and environmental documentation and extending the term of the agreement for the Clay Street Realignment and Bridge Replacement Project Environmental Impact Report (CIP #406171); and**
- 2. Authorizing the City Manager to execute the same (Mr. Rivas)**

Resolution No. 8776

The Director of Development Services presented the item. Public comment was received from Jennifer Chapman. Following Council discussion, it was moved by Councilmember Borelli and seconded by Councilmember Taylor that the City Council adopt a resolution for the following actions:

- 1. Approving Amendment #3 to the consultant services agreement with Michael Baker International in an amount not-to-exceed \$9,850.00 for additional traffic impact analyses and environmental documentation and extending the term of the agreement for the Clay*

Street Realignment and Bridge Replacement Project Environmental Impact Report (CIP #406171); and

2. *Authorizing the City Manager to execute the same.*

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

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

12.7 Adopt a Resolution Approving the Closure of Main Street from Bedford Avenue to just west of Cedar Ravine Road for the Winderlust Event on September 7, 2019 from 4:00 to 10:00 PM (Mr. Zeller)

Resolution No. 8777

The Director of Community Services presented the item. No public comment was received. Following Council discussion, it was moved by Vice-Mayor Saragosa and seconded by Councilmember Thomas that the City Council adopt a resolution approving the closure of Main Street from Bedford Avenue to just west of Cedar Ravine Road for the Winderlust event on September 7, 2019 from 4:00 to 10:00 P.M.

The motion was passed by the following vote:

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

12.8 Adopt a Resolution Approving Amendment No. 1 Under the Existing Consulting Services Agreement with R.E.Y. Engineers, Inc. in an Amount not to Exceed \$42,583 for Additional Engineering Design and Construction Support Services for the Mosquito Road Stabilization-Dimity Lane to City Limits Project (CIP #41819), and Authorizing the City Manager to Execute the Same (Ms. Neves)

Resolution No. 8778

The City Engineer presented the item and responded to Council questions. Public comment was received from Sue Rodman. Following Council discussion, it was moved by Councilmember Taylor and seconded by Councilmember Borelli that the City Council adopt a resolution approving Amendment No. 1 under the existing consulting services agreement with R.E.Y. Engineers, Inc. in an amount not to exceed \$42,583 for additional

engineering design and construction support services for the Mosquito Road Stabilization-Dimity Lane to City Limits Project (CIP #41819), and authorizing the City Manager to execute the same.

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

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

12.9 Adopt a Resolution:

- 1. Approving a construction services contract with Doug Veerkamp General Engineering Inc. for the grind and overlay of asphalt, placing of concrete curb, and striping of the Small Center Street Parking Lot (CIP #42005) in the amount of \$29,194.00; and**
- 2. Authorizing the City Manager to execute the same; and**
- 3. Authorizing the City Manager to negotiate any necessary Contract Change Orders for the said project for a not-to-exceed aggregate amount of \$3,206.00; and**
- 4. Approving a budget appropriation from the Downtown Parking District Fund unassigned fund balance in the amount of \$22,000 (Mr. Stone)**

Resolution No. 8779

The Director of Public Works presented the item. No public comment was received. It was moved by Councilmember Thomas and seconded by Councilmember Borelli that the City Council adopt a resolution for the following actions:

- 1. Approving a construction services contract with Doug Veerkamp General Engineering Inc. for the grind and overlay of asphalt, placing of concrete curb, and striping of the Small Center Street Parking Lot (CIP #42005) in the amount of \$29,194.00; and*
- 2. Authorizing the City Manager to execute the same; and*
- 3. Authorizing the City Manager to negotiate any necessary Contract Change Orders for the said project for a not-to-exceed aggregate amount of \$3,206.00; and*
- 4. Approving a budget appropriation from the Downtown Parking District Fund unassigned fund balance in the amount of \$22,000.*

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

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

12.10 Authorize the Mayor and the City Manager to Sign Letters of Support for the El Dorado County Wopumnes Nisenan-Mewuk Nation Supporting a Grant Application to the National Endowment for the Arts to Secure Funding to Preserve and Enhance the Culture and History of Placerville (Mr. Morris)

The City Manager explained the item and responded to Council questions. No public comment was received. Following Council discussion, it was moved by Councilmember Thomas and seconded by Councilmember Taylor that the City Council not approve the letters of support at this time. The motion was passed by the following vote:

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

12.11 Adopt a Resolution Approving a Consulting Services Agreement with R.E.Y. Engineers, Inc. in an amount not to exceed \$95,436 for Preliminary Project Scoping for the Cedar Ravine Sewer Replacement Project (CIP #41825) and Authorizing the City Manager to Execute the Same (Ms. Neves)

Resolution No. 8780

The City Engineer summarized the item. Public comment was received from Sue Rodman. It was moved by Vice-Mayor Saragosa and seconded by Councilmember Borelli that the City Council adopt a resolution approving a Consulting Services Agreement with R.E.Y. Engineers, Inc. in an amount not to exceed \$95,436 for preliminary project scoping for the Cedar Ravine Sewer Replacement Project (CIP #41825) and authorizing the City Manager to execute the same.

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

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

13. COUNCIL REPORTS FROM OTHER AGENCY MEETINGS

- **El Dorado County Transit Authority**
Mayor Acuna, Councilmember Taylor
- **El Dorado County Transportation Commission**
Vice-Mayor Saragosa, Councilmember Borelli, Councilmember Thomas
- **LAFCO (El Dorado Local Agency Formation Commission)**
Mayor Acuna
- **SACOG (Sacramento Area Council of Governments)**
Vice-Mayor Saragosa
- **Placerville Fire Safe Council**
Councilmember Borelli
- **Two by Two**
Mayor Acuna, Councilmember Thomas

No council reports were given.

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

The City Council requested the private sewer ordinance be brought back for review.

15. CITY MANAGER AND STAFF REPORTS

15.1 A Presentation and Informational Report Regarding the Activity by the Homeless Outreach Team within the City. This Report Covers the Period from June 1, 2019 to Approximately July 25, 2019. (Chief Ortega)

Commander Wren presented an activity report on the Homeless Outreach Team (HOT).

15.2 The Assistant City Manager/Director of Finance announced a Pension Workshop scheduled for Wednesday, November 6th.

16. UPCOMING ITEMS

Items tentatively scheduled for the next regularly scheduled City Council meeting of August 27, 2019, include: Proclamation for Prostate Cancer Awareness Month, City/County Health Dept. Mural on Mosquito Road, League of California Cities Annual Conference/Designation of Voting Delegates, MS4 Contract with RB, IGP Contract and Extension with RB, and 3374 Cedar Ravine SFIA with Brian Soloski.

17. ADJOURNMENT @ 10:08 P.M.

The next regularly scheduled Council meeting will be held on August 27, 2019, 5:30 P.M. Closed Session, 6:00 P.M. Regular Meeting.

Regina O'Connell, City Clerk