

MINUTES

PLACERVILLE CITY COUNCIL
REGULAR MEETING
TUESDAY, APRIL 11, 2023

CLOSED SESSION: 4:00 P.M.

OPEN SESSION: 5:00 P.M.

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

4:00 P.M. CLOSED SESSION

Item 1: Conference with Legal Counsel—Anticipated Litigation, Pursuant to Gov. Code sec. 54956.9(d)(2) (One case)

The receipt of an email from Julie Robinson alleging a Brown Act violation, a copy of the email which is available for public inspection (Gov. Code sec. 54956.9(e)(2))

Item 2: Conference with Legal Counsel – Anticipated Litigation: Significant exposure to litigation pursuant to §§ 54956.9(e)(2), 54956.9(e)(5): (One case) [Guest column written by Mike Owen in Mountain Democrat alleging breach of contract by City in Farm Trails contract].

Councilmember Clerici participated remotely. The City Council received public comments from Leo Bennett-Cauchon.

5:00 P.M. OPEN SESSION

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

The Mayor called the meeting to order at 5:04 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 Proclamation Recognizing April, 2023, as Child Abuse Prevention Awareness Month (Mayor Saragosa)

The Vice-Mayor read the proclamation and presented it to Deanna Santana and Shirleen Hernandez of the El Dorado County Child Abuse Prevention Council.

3.2 Proclamation Declaring the Week of April 9–15th, 2023, to be National Public Safety Telecommunicators Week (Mayor Saragosa)

The Vice-Mayor read the proclamation and presented it to Chief Wren of the Placerville Police Department.

4. CLOSED SESSION REPORT – City Attorney Ebrahimi

Councilmember Clerici participated in Closed Session remotely. The City Attorney reported that, in regards to Item 1, the City Council determined there was no Brown Act violation, but has still decided to hold another meeting on the Farm Trails Farmers’ Market issue to allow for further public comment. Public comment was received from Leo Bennett-Cauchon; and written communication was received from Ruth Michelson and Melinda Velasco. There was no reportable action taken for Item 2.

5. ADOPTION OF AGENDA

It was moved by Mayor Saragosa and seconded by Councilmember Yarbrough that the City Council pull and remove Item 12.1 and adopt the agenda as modified. The motion passed by the following voice 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 City Council made brief comments.

6.2 Placerville Fire Safe Council Presentation (Mr. Morris)

The Vice-Mayor presented a Certificate of Recognition from the California State Senate honoring the Placerville Fire Safe Council and City of Placerville for supporting efforts that raise awareness to the importance of wildfire preparedness and for being committed to mitigating the loss of life, property, and natural resources in the Placerville area due to wildfire. The certificate was accepted by Mark Acuna on behalf of the Placerville Fire Safe Council. Mr. Acuna provided an update on the March 18th wildfire preparedness event, and David Zelensky shared information about the Firewise USA communities spreading throughout Placerville.

6.3 Presentation on the City’s Marketing Program through the El Dorado County Chamber of Commerce (Mr. Morris)

Jody Franklin, Director of Tourism for the El Dorado County Chamber of Commerce, presented an update on the City's marketing program. Public comment was received from Kirk Smith and Ruth Carter.

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 March 28, 2023 (Ms. O'Connell)

Approved the Minutes of the Regular City Council Meeting of March 28, 2023.

7.2 Approve the Accounts Payable Register (Mr. Warren)

Approved the Accounts Payable Register.

7.3 Approve the Payroll Register (Mr. Warren)

Approved the Payroll Register.

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

Received and filed Public Records Requests.

7.5 Adopt a Resolution:

1. Approving a Title Change for the Position of Water Reclamation Facility Supervisor to Water Reclamation Facility Chief Plant Operator; and

2. Adopting the Salary for the Water Reclamation Facility Chief Plant Operator (Mr. Morris/Ms. Neves)

Resolution No. 9185

The City Council adopted a resolution approving a title change for the position of Water Reclamation Facility Supervisor to Water Reclamation Facility Chief Plant Operator; and adopting the salary for Water Reclamation Facility Chief Plant Operator.

7.6 Ratify an Agreement with Cal.net for a Voice Over Internet Protocol Phone System for City Hall, Town Hall and the Water Reclamation Facility (Mr. Morris)

Resolution No. 9186

The City Council adopted a resolution ratifying an agreement with Cal.net for a voice over internet protocol phone system for City Hall, Town Hall, and the Water Reclamation Facility (CIP #42306) with a one-time cost of \$16,259.83 and a monthly cost of \$752.99.

7.7 Acknowledge and File the Quarterly Investment Report for the period ended March 31, 2022 (Mr. Warren)

Acknowledged and filed the Quarterly Investment Report for the period ended March 31, 2022.

7.8 Acknowledge and File the Measure J Fund Financial Report for the quarter ended December 31, 2021 (Mr. Warren)

Acknowledged and filed the Measure J Fund Financial Report for the quarter ended December 31, 2021.

It was moved by Vice-Mayor Neau and seconded by Mayor Saragosa that the City Council approve the Consent Calendar as presented. The motion 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 Kirk Smith.

8.2 Written Communication

No written communication was received.

9. ITEMS PULLED FROM THE CONSENT CALENDAR

Item 12.1 was pulled and removed from the agenda.

10. ORDINANCES

No ordinances were scheduled.

11. PUBLIC HEARINGS

No public hearings were scheduled.

12. DISCUSSION/ACTION ITEMS

12.1 Consider Agreement with Jaime Low for Potential Water Line Placement/Relocation at 742-750 Chamberlain Street and Approval of Notice of Exemption pursuant to CEQA Guidelines sections 15301 and 15302 (Mr. Morris)

This item was pulled and removed from the agenda.

12.2 Acknowledge and File the AB 481 Annual Report and Direct Staff to Post the Report Pursuant to Government Code 7072 (Chief Wren)

The Chief of Police presented the item. No public comments were received. It was moved by Mayor Saragosa and seconded by Councilmember Gotberg that the City Council acknowledge and file the AB 481 Annual Report and direct staff to post the report pursuant to Government Code 7072.

The motion was passed by the following voice vote:

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

12.3 Receive and File Status Update and Approve Additional Environmental Services for the Clay Street Bridge Replacement Project (CIP #406171) (Ms. Neves)

Resolution No. 9187

The City Engineer summarized the report and responded to Council questions. Public comment was received from Ruth Carter, Marian Washburn, Kirk Smith, and Sue Rodman. Written communication was received from Marian Washburn (two items).

Following Council discussion, it was moved by Mayor Saragosa and seconded by Councilmember Yarbrough that the City Council adopt a resolution to receive and file a project status update, ratify Task Order No. 1 in the amount of \$25,000 and approve Amendment #5 to the consultant services agreement with Dewberry Engineers, Inc. in the amount of \$603,126.77, issue Notice to Proceed #5 in the amount of \$100,000 for initial tasks associated with the Environmental Impact Report for the Clay Street Realignment and Bridge Replacement over Hangtown Creek Project (CIP #40617), authorizing the City Manager to execute the same, and approving a \$125,000 budget appropriation from the Traffic Impact Mitigation Fund for the said project.

The motion passed by the following roll-call vote:

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

12.4 Consider a New Salary Schedule and Job Description for the Assistant Finance Director Position (Mr. Warren)

Resolution No. 9188

The Assistant City Manager/Director of Finance presented the item. No public comments were received. Following Council discussion, it was moved by Councilmember Gotberg and seconded by Councilmember Yarbrough that the City Council adopt a resolution approving and affirming a new job description for the Assistant Finance Director position and a new salary schedule effective April 15, 2023.

The motion 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

- **El Dorado County Transit Authority**

Vice-Mayor Neau reported that a new salary schedule was adopted, as were the preliminary operating and capital budgets, and operating reserve budgets. A workshop is scheduled for May 4, 2023, at 12:00 p.m. to discuss short-term transit plans for public transit in the area

- **El Dorado County Transportation Commission**

Vice-Mayor Neau reported that a public hearing was held for public transportation.

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

No meeting.

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

No meeting.

- **Pioneer Community Energy Board of Directors**

No meeting. Councilmember Yarbrough said he is still working to gather information for SB 1383 and has met with City staff as well as District 1 Supervisor, John Hidahl.

- **Placerville Fire Safe Council**

Vice-Mayor Neau reported that the Council has been keeping busy, has full agendas, and is currently forming and seeking assistance from neighborhood groups within their Firewise Community.

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

No meeting.

- **Opportunity Knocks/Continuum of Care**

Approved issuing a letter-of-interest period through April 30, 2023, for non-profits who are interested in grants to provide diversion services for those struggling with homelessness.

No public comments were received for this item.

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

Mayor Saragosa suggested inviting El Dorado Gold 1848 to an upcoming City Council meeting to share some of their recent activities and plans for their current location.

Vice-Mayor Neau suggested reviewing the City’s Park Impact Fees.

No public comments were received for this item.

15. CITY MANAGER AND STAFF REPORTS

15.1 Receive and File March 2023 Police Report - Stats (Chief Wren)

Public comment was received from Kirk Smith. The item was received and filed.

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

Public comment was received from Sue Rodman. The item was received and filed.

15.3 2023 Main Street Event Calendar (Mr. Morris)

The City Manager shared the seven approved Main Street Events for 2023.

16. UPCOMING ITEMS

Items tentatively scheduled for the next City Council meeting include: Receive and file arborist report regarding the community Christmas tree and provide

direction to staff, Policy for Bell Tower Use, Spring Street Storm Drain Repair Contract Change Orders, Review information submitted to LAFCO for the City's Municipal Service Review and provide direction to staff.

17. ADJOURNMENT @ 7:12 p.m.

The next regularly scheduled City Council meeting will be held on Tuesday, April 25, 2023, 4:30 P.M. Closed Session, 5:00 P.M. Regular Meeting

Regina O'Connell, CPMC, City Clerk