

**CITY OF PLACERVILLE
CITY COUNCIL**

MINUTES

Regular City Council Meeting

April 9, 2019

City Council Chambers – Town Hall
549 Main Street, Placerville, CA 95667
5:30 P.M. 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: Lewis Fipps
Agency claimed against: City of Placerville

**Item 2: Conference with Legal Counsel – Liability Claims
Government Code §54956.95**

Claimant Name: Jeffrey Bartlett
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 6:03 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

Vice-Mayor Saragosa said he attended the El Dorado High School crab feed baseball fundraiser. Councilmember Thomas expressed his appreciation for Placerville after a recent trip to Seminole, Oklahoma. Mayor Acuna thanked Vice-Mayor Saragosa for attending the parklet ribbon-cutting as well as reiterated his intent to use existing ordinances to enforce this fire season and to continue to review and prepare a new

Vegetation Management Ordinance to include plenty of public input prior to its adoption that will be ready to enforce next year. He also announced Gold Bug Park has extended its hours for the season.

3.2 Caltrans Update: Highway 50 @ Mosquito Rd. (Mayor Acuna)

The City Manager reported that Caltrans is on schedule for project construction to begin April 15th and continue through April 26th.

4. CLOSED SESSION REPORT – City Attorney Driscoll

The City Attorney reported that with all members present, the City Council unanimously rejected the claims of Lewis Fipps and Jeffrey Bartlett.

5. ADOPTION OF AGENDA

The City Manager stated an email had been received earlier in the day from Heidi Mayerhofer of the Placerville Downtown Association requesting the withdrawal of Item 12.3. It was moved by Councilmember Thomas and seconded by Councilmember Borelli that the City Council remove Item 12.3 and approve the Agenda as amended. The motion was passed by the following vote:

AYES: Acuna, Borelli, Saragosa, Taylor, Thomas

NOES: None

ABSENT: None

ABSTAIN: None

6. CEREMONIAL MATTERS

6.1 Recognition of Former Recreation & Parks Commissioner, Richard Zito (Mayor Acuna)

Mayor Acuna presented a Certificate of Appreciation to former Recreation and Parks Commissioner, Richard Zito, who recently retired after serving continuously on the Commission for over eighteen years.

6.2 Proclamation for Sexual Assault Awareness Month (Mayor Acuna)

Mayor Acuna read the proclamation and presented it to Julie Sena from the Center for Violence-Free Relationships. Ms. Sena announced the upcoming Walk a Mile in Her Shoes event taking place on May 4th.

7. PUBLIC COMMENT – BRIEF – NON-AGENDA ITEMS

7.1 Written Communication

No items of written communication were received.

7.2 Oral Communication

Oral communication was received from Amy Sellers of JustServe.org announcing the Rise and Shine Community Day of Service event. Kirk Smith addressed the Council regarding the City's vegetation management ordinance and workshops in the area, and Susan Zito shared upcoming events happening at Gold Bug Park and Mine.

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 A. Approve the Minutes of the Regular City Council Meeting of March 26, 2019 (Ms. O'Connell)

Approved the Minutes of the Regular City Council Meeting of March 26, 2019.

B. Approve the Minutes of the Special City Council Meeting of March 22, 2019 (Ms. O'Connell)

Approved the Minutes of the Special City Council Meeting of March 22, 2019.

8.2 Approve the Accounts Payable Register (Mr. Warren)

Approved the Accounts Payable Register.

8.3 Approve the Payroll Register (Mr. Warren)

Approved the Payroll Register.

8.4 Authorizing the Execution of an Employment Agreement with Terry Zeller as Director of Community Services and Nick Stone as Director of Public Works (Mr. Morris)

Resolution No. 8728

Adopted a resolution authorizing the execution of an employment agreement with Terry Zeller as Director of Community Services and Nick Stone as Director of Public Works.

8.5 Adopt a resolution approving an agreement with the El Dorado County Certified Farmers' Market Association to conduct a Farmers' Market on City property located on the El Dorado Trail between Clay

and Locust Street in Placerville and authorizing the Interim Director of Community Services to execute the same. (Mr. Lishman)

Resolution No. 8729

Adopted a resolution approving an agreement with the El Dorado County Certified Farmers' Market Association to conduct a Farmers' Market on City property located on the El Dorado Trail between Clay and Locust Street in Placerville and authorizing the Interim Director of Community Services to execute the same.

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 presented. The motion was passed by the following 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

No ordinances were scheduled.

11. PUBLIC HEARINGS

No public hearings were scheduled.

12. DISCUSSION/ACTION ITEMS

12.1 Adopt a Resolution:

- 1. Approving contract Amendment #4 in the amount of \$504,930 and issuance of Notice to Proceed #7 with R.E.Y. Engineers, Inc. in an amount not-to-exceed \$244,572 for the Upper Broadway Bike Lanes and Pedestrian Connection Project (CIP #41508), and authorizing the City Manager to execute the same; and**
- 2. Accepting \$234,000 in Transportation Development Act Article 3 revenues from the El Dorado County Transportation Commission for the Upper Broadway Bike Lanes project (CIP #41508); and**

3. **Authorizing the City Engineer and the Assistant City Manager/Director of Finance to execute and file Transportation Development Act Article 3 Program reimbursement claims with the El Dorado County Transportation Commission for the said project; and**
4. **Approving a budget appropriation in the amount of \$234,000 in TDA Article 3 revenues for the said project; and**
5. **Ratifying a right-of-way contract for acquisition of parcels with Kapre Properties, Inc. (APN 004-201-022-100 and 004-201-14-100) in the amount of \$17,793.00; and**
6. **Ratifying a right-of-way contract for acquisition of a parcel with Patel Properties (APN 004-201-12-100) in the amount of \$13,375.00; and**
7. **Ratifying a right-of-way contract for acquisition of a parcel with the Northern California Conference of Seventh Day Adventists (APN 049-350-30-100) in the amount of \$500.00; and**
8. **Ratifying a right-of-way contract for acquisition of a parcel with Aureliano Ceja and Lorena Ceja (APN 049-350-021-100) in the amount of \$1,000.00. (Ms. Neves)**

Resolution No. 8730

The City Engineer summarized the item. Public comment was received from Sue Rodman. It was then moved by Councilmember Taylor and seconded by Councilmember Borelli that the City Council approve a resolution for the following actions:

1. *Approving contract Amendment #4 in the amount of \$504,930 and issuance of Notice to Proceed #7 with R.E.Y. Engineers, Inc. in an amount not-to-exceed \$244,572 for the Upper Broadway Bike Lanes and Pedestrian Connection Project (CIP #41508), and authorizing the City Manager to execute the same; and*
2. *Accepting \$234,000 in Transportation Development Act Article 3 revenues from the El Dorado County Transportation Commission for the Upper Broadway Bike Lanes project (CIP #41508); and*
3. *Authorizing the City Engineer and the Assistant City Manager/Director of Finance to execute and file Transportation Development Act Article 3 Program reimbursement claims with the El Dorado County Transportation Commission for the said project; and*

4. *Approving a budget appropriation in the amount of \$234,000 in TDA Article 3 revenues for the said project; and*
5. *Ratifying a right-of-way contract for acquisition of parcels with Kapre Properties, Inc. (APN 004-201-022-100 and 004-201-14-100) in the amount of \$17,793.00; and*
6. *Ratifying a right-of-way contract for acquisition of a parcel with Patel Properties (APN 004-201-12-100) in the amount of \$13,375.00; and*
7. *Ratifying a right-of-way contract for acquisition of a parcel with the Northern California Conference of Seventh Day Adventists (APN 049-350-30-100) in the amount of \$500.00; and*
8. *Ratifying a right-of-way contract for acquisition of a parcel with Aureliano Ceja and Lorena Ceja (APN 049-350-021-100) in the amount of \$1,000.00.*

The motion was passed by the following roll call vote:

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

12.2 Adopt a Resolution:

1. **Approving a Fiscal Year 2019/2020 budget appropriation in the amount of \$133,144 in the Road Maintenance and Rehabilitation Account revenue to perform crack sealing and slurring on various streets throughout the City; and**
2. **Approving a Fiscal Year 2019/2020 budget appropriation in the amount of \$55,000 in the Road Maintenance and Rehabilitation Account revenue to perform utility patch pavement repairs throughout the City; and**
3. **Approving the Fiscal Year 2019/2020 Project List and directing staff to submit said list to the California Transportation Commission as presented in Attachment “B.” (Mr. Stone)**

Resolution No. 8731

The Director of Public Works explained the item. No public comment was received. Following Council discussion, it was moved by Councilmember Borelli and seconded by Vice-Mayor Saragosa that the City Council adopt a resolution for the following actions:

1. *Approving a Fiscal Year 2019/2020 budget appropriation in the amount of \$133,144 in the Road Maintenance and Rehabilitation Account revenue to perform crack sealing and slurring on various streets throughout the City; and*
2. *Approving a Fiscal Year 2019/2020 budget appropriation in the amount of \$55,000 in the Road Maintenance and Rehabilitation Account revenue to perform utility patch pavement repairs throughout the City; and*
3. *Approving the Fiscal Year 2019/2020 Project List and directing staff to submit said list to the California Transportation Commission as presented in Attachment "B."*

The motion was passed by the following roll call vote:

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

12.3 Authorize Road Closure by Placerville Downtown Association for 2019 Brewfest event scheduled for June 22, 2019 (Mr. Morris)

This item was removed from the agenda by a vote from the City Council at the request of the Placerville Downtown Association. No action was taken.

13. COUNCIL REPORTS FROM OTHER AGENCY MEETINGS

• **El Dorado County Transit Authority**

Councilmember Taylor reported the board is in the process of interviewing for an Executive Director.

• **El Dorado County Transportation Commission**

No report.

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

No meeting.

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

Vice-Mayor Saragosa reported that the MTP/SCS is being finalized for the board's approval.

• **Two by Two**

Councilmember Thomas said homelessness was discussed as well as the need for a working relationship with the El Dorado County Health and Human Services Agency.

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

Mayor Acuna requested a report regarding PG&E’s impact on funding for City projects.

15. CITY MANAGER AND STAFF REPORTS

The Interim Director of Community Services announced the upcoming fishing derby at Lumsden Park.

16. UPCOMING ITEMS

Items tentatively scheduled for the next regularly scheduled City Council meeting of April 23, 2019, include: Measure H and L Sales Tax Committee Makeup, Collection Agency Contract, JCI CEC Loan Approval, Tobacco Grant, Clay Street EIR Contract Amendment, Clay/Locust Sewer Design, Ray Lawyer Drive Paving Contract, Spring Street Design Project, Mosquito Road Design Project, Placerville Drive Drake Haglan & Assoc. Amendment, Zoning Code Amendment for Accessory Dwelling Units (ADUs), and Peace Officers’ Memorial Day Proclamation

17. ADJOURNMENT @ 7:05 P.M.

The next regularly scheduled Council meeting will be held on April 23, 2019, 5:30 P.M. Closed Session, 6:00 P.M. Regular Meeting.

Regina O’Connell, City Clerk