

MINUTES

**PLACERVILLE CITY COUNCIL
REGULAR MEETING
THURSDAY, OCTOBER 29, 2020
(Adjourned Meeting of October 27, 2020)**

NO CLOSED SESSION SCHEDULED
OPEN SESSION: 6:00 PM

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

PUBLIC ADVISORY: THE CITY COUNCIL CHAMBERS WILL NOT BE OPEN TO THE PUBLIC

Consistent with Executive Orders No. N-25-20 and No. N-29-20 from the Executive Department of the State of California, the City Council Chamber will not be physically open to the public and City Council Members will be teleconferencing into the meeting via Zoom Video Communications.

NO CLOSED SESSION

6:00 P.M. OPEN SESSION

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

The Mayor called the meeting to order at 6:01 p.m. and The Pledge of Allegiance to the Flag was recited.

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

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

3.1 **Receive and File Update on Public Records Requests (Ms. O'Connell)**

The City Clerk provided an update on recent public records requests.

3.2 **Brief Comments by the City Council**

Brief comments were made by the City Council.

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

No Closed Session was scheduled.

5. **ADOPTION OF AGENDA**

It was moved by Councilmember Taylor that the City Council move Item 14 (Requests for Future Agenda Items) before Item 8 (Consent Calendar) and adopt the agenda as modified. The motion was seconded by Vice-Mayor Thomas and was passed by the following vote:

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

6. CEREMONIAL MATTERS

6.1 Extra Mile Day Proclamation (Mayor Saragosa)

Mayor Saragosa read the proclamation.

7. PUBLIC COMMENT – BRIEF – NON-AGENDA ITEMS

7.1 Written Communication

Item 1. Email from Maureen Dion-Perry dated October 17, 2020

The City Manager said written communication was received from Nicole Gotberg regarding Item 12.2.

7.2 Oral Communication

Oral communication was received from Call-In User_1, Mandi Rodriguez, Jonathan Gainsbrugh, Scott Sowa, Sue Rodman, Maureen Dion-Perry, Jennifer Chapman, Adrienne Beatty, Darby Flynn, Ruth, T.W. Bonkers, Sue Taylor, Michael Munoz, and Kirk Smith.

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 City Council Meeting of October 13, 2020 (Ms. O'Connell)

Approved the Minutes of the City Council Meeting of October 13, 2020.

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 Acknowledge and File the HDL Sales Tax and Economic Reports for the Quarter Ended June 30, 2020 (Mr. Warren)

*This item was pulled for discussion. The Assistant City Manager/Director of Finance explained the report. Public comment was received from caller *857. Following brief discussion, the City Council acknowledged and filed the HDL Sales Tax and Economic Reports for the Quarter Ended June 30, 2020.*

8.5 Adopt a Resolution Approving a Banner Reservation Fee of \$125.00 for the Reservation and Placement of Promotional Banners Across Main Street effective January 1, 2021 (Mr. Zeller)

Resolution No. 8904

Adopted a resolution approving a banner reservation fee of \$125.00 for the reservation and placement of promotional banners across Main Street effective January 1, 2021.

8.6 Notify the Media and Public, by Approval of this Request, that the Regularly Scheduled City Council Meeting of November 24, 2020, is Cancelled (Ms. O'Connell)

*Public comment was received from caller *857. The City Council approved the cancellation of the Regularly Scheduled Meeting of November 24, 2020.*

8.7 Adopt a Resolution:

- 1. Approving a \$12.00 Increase in the Adult 5x5 Basketball Team Registration Fee from \$469.00 to \$481.00 per Team Effective January 1, 2021; and**
- 2. Approving a \$5.00 Increase in the Adult 3x3 Basketball Team Registration Fee from \$132.00 to \$137.00 per Team Effective January 1, 2021; and**
- 3. Approving a \$10.00 Increase in the Adult 4x4 Volleyball Team Registration Fee from \$175.00 to \$185.00 per Team Effective January 1, 2021; and**
- 4. Approving a \$12.00 Increase in the Adult Softball Team Registration Fee from \$526.00 to \$538.00 per Team Effective January 1, 2021 (Mr. Zeller)**

Resolution No. 8905

Adopted a Resolution for the following actions:

- 1. Approving a \$12.00 Increase in the Adult 5x5 Basketball Team Registration Fee from \$469.00 to \$481.00 per Team Effective January 1, 2021; and*
- 2. Approving a \$5.00 Increase in the Adult 3x3 Basketball Team Registration Fee from \$132.00 to \$137.00 per Team Effective January 1, 2021; and*
- 3. Approving a \$10.00 Increase in the Adult 4x4 Volleyball Team Registration Fee from \$175.00 to \$185.00 per Team Effective January 1, 2021; and*
- 4. Approving a \$12.00 Increase in the Adult Softball Team Registration Fee from \$526.00 to \$538.00 per Team Effective January 1, 2021.*

It was moved by Vice-Mayor Thomas and seconded by Councilmember Borelli that the City Council pull Item 8.4 for discussion and approve the balance of the Consent Calendar. 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

Item 8.4 was pulled for discussion.

10. ORDINANCES

No ordinances were scheduled.

11. PUBLIC HEARINGS

11.1 Consider an Appeal filed by M. Max Del Real, Ammericann Development LLC, on Behalf of TREZ Placerville, of the Decision of the Planning Commission Approving Variance (VAR) 20-01 to Reduce the Distance from a Proposed Commercial Cannabis Business, Located at 651 Main Street, to Sensitive Uses (Sierra School and Federated Church) from 250 Feet to Approximately 186 Feet and Approximately 190 Feet Respectively (Mr. Rivas)

Councilmember Taylor recused herself from the item and exited the Chamber. The Director of Development Services along with the City

*Attorney summarized the appeal and responded to Council questions. The appellant, Max Del Real, addressed the City Council as did the applicant's attorney, Zenia Gilg. Public comment was received from John Clerici, caller *857, and Sue Taylor.*

Following Council discussion, it was moved by Councilmember Acuna and seconded by Vice-Mayor Thomas that the City Council deny the appeal and affirm the decision of the Planning Commission approving Variance (VAR) 20-01, reducing the distance from a proposed commercial cannabis business located at 651 Main Street to a sensitive use from 250 feet to approximately 186 feet, adopting the findings of the Planning Commission and making the following additional findings: a) Appellant has not demonstrated an interest that is directly and adversely affected by the variance, and thus Appellant does not properly have standing to appeal the variance; and b) the Planning Commission's decision is supported by substantial evidence, and no contrary evidence has been presented that warrants a different outcome.

The motion was passed by the following roll call vote:

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

12. DISCUSSION/ACTION ITEMS

12.1 Adopt a Resolution:

- 1. Establishing a Measure H Fund Construction Reserve and Approving a \$185,512 Budget Appropriation for the said Reserve from Fiscal Year 2020/2021 Net Revenues; and**
- 2. Approving the Measure H Fund Construction Reserve Policy as Presented; and**
- 3. Establishing a Measure L Fund Construction Reserve and Approving a \$475,685 Budget Appropriation for the said Reserve from Fiscal Year 2020/2021 Net Revenues; and**
- 4. Approving the Measure L Fund Construction Reserve Policy as Presented; and**
- 5. Approving a Budget Appropriation to the Measure L Operating Reserve in the Amount of \$200,000 from Fiscal Year 2020/2021 Net Revenues (Mr. Warren)**

Resolution No. 8906

The Assistant City Manager/Director of Finance presented the report and responded to Council questions. Sue Rodman of the Measure H and L

*Sales Tax Committee addressed the City Council. Public comment was received from caller *857. Following Council discussion, it was moved by Councilmember Borelli and seconded by Councilmember Acuna that the City Council adopt a resolution for the following actions:*

- 1. Establishing a Measure H Fund Construction Reserve and Approving a \$185,512 Budget Appropriation for the said Reserve from Fiscal Year 2020/2021 Net Revenues; and*
- 2. Approving the Measure H Fund Construction Reserve Policy as Presented; and*
- 3. Establishing a Measure L Fund Construction Reserve and Approving a \$475,685 Budget Appropriation for the said Reserve from Fiscal Year 2020/2021 Net Revenues; and*
- 4. Approving the Measure L Fund Construction Reserve Policy as Presented; and*
- 5. Approving a Budget Appropriation to the Measure L Operating Reserve in the Amount of \$200,000 from Fiscal Year 2020/2021 Net Revenues.*

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 the Purchase of a Used 2020 Ram 1500 Pickup Truck from Thompsons Chrysler Dodge Jeep Ram – Placerville in the Amount of \$31,000 for the Abandoned Vehicle Abatement Program and Authorize the Chief of Police to Execute any Related Documentation; and**
- 2. Approve a \$31,000 Budget Appropriation in Abandoned Vehicle Abatement Revenues for the said Purchase (Chief Wren)**

Resolution No. 8907

*The Chief of Police presented the report. Public comment was received from caller *857. Following discussion, it was moved by Vice-Mayor Thomas and seconded by Councilmember Borelli that the City Council adopt a resolution for the following actions:*

1. *Approving the Purchase of a Used 2020 Ram 1500 Pickup Truck from Thompsons Chrysler Dodge Jeep Ram – Placerville in the Amount of \$31,000 for the Abandoned Vehicle Abatement Program and Authorize the Chief of Police to Execute any Related Documentation; and*

2. *Approve a \$31,000 Budget Appropriation in Abandoned Vehicle Abatement Revenues for the said Purchase.*

The motion was passed by the following roll call vote:

AYES: Acuna, Borelli, Saragosa, Taylor, Thomas

NOES: None

ABSENT: None

ABSTAIN: None

12.3 Adopt a Resolution Approving Contract Amendment No. 5 with R.E.Y. Engineers, Inc. (R.E.Y.) in an Amount Not to Exceed \$24,537 for the Broadway Sidewalks Project (CIP #41606), and Authorizing the City Manager to Execute the Same (Ms. Neves)

Resolution No. 8908

*Vice-Mayor Thomas recused himself from the item and exited the Chamber. The City Engineer presented the report and responded to Council questions. Public comment was received from caller *857. Following Council discussion, it was moved by Councilmember Acuna and seconded by Councilmember Taylor that the City Council adopt a resolution approving Contract Amendment No. 5 with R.E.Y. Engineers, Inc. (R.E.Y.) in an amount not to exceed \$24,537 for the Broadway Sidewalks Project (CIP #41606), and authorizing the City Manager to execute the same.*

The motion was passed by the following roll call vote:

AYES: Acuna, Borelli, Saragosa, Taylor

NOES: None

ABSENT: None

RECUSED: Thomas

12.4 Adopt a Resolution:

1. **Authorize the City Engineer to negotiate an agreement with Light It Up in the amount of \$8,400 to reinstall decorative lights on Main Street between Sacramento Street and Cedar Ravine Road and maintenance of the community Christmas tree lights in preparation for the upcoming holiday season; and**

2. **Authorize the City Engineer to execute the same; and**

3. Approve a budget appropriation in the amount of \$8,400 in Fiscal Year 2020/2021 Downtown Business Surtaxes for the said agreement (Ms. Neves)

Resolution No. 8909

*The City Engineer summarized the item and responded to Council questions. Public comment was received from caller *857. Following Council discussion, it was moved by Councilmember Acuna and seconded by Councilmember Borelli that the City Council adopt a resolution for the following actions:*

- 1. Authorize the City Engineer to negotiate an agreement with Light It Up in the amount of \$8,400 to reinstall decorative lights on Main Street between Sacramento Street and Cedar Ravine Road and maintenance of the community Christmas tree lights in preparation for the upcoming holiday season; and*
- 2. Authorize the City Engineer to execute the same; and*
- 3. Approve a budget appropriation in the amount of \$8,400 in Fiscal Year 2020/2021 Downtown Business Surtaxes for the said agreement.*

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**

No meeting.

• **El Dorado County Transportation Commission**

Councilmember Borelli said the Echo Summit Sidehill Viaduct Project is complete and EDCTC hosted a Virtual Open House for the El Dorado Hills Business Park Community Transportation Plan.

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

No meeting.

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

No meeting.

- **Placerville Fire Safe Council**

Councilmember Borelli said the Placerville Fire Safe Council is still working diligently on public outreach and home hardening.

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

This item was moved before Item 8. Councilmember Taylor requested the Council schedule an item for the next agenda to consider an action to place a moratorium on any Formula Based Businesses in the Downtown. The action did not receive support from the Council and therefore was not scheduled.

15. CITY MANAGER AND STAFF REPORTS

No City Manager and Staff reports.

16. UPCOMING ITEMS

Items tentatively scheduled for the next City Council meeting include: PARSAC - CIRA JPA Agreement, Real Estate and Survey Services and new CIP Giovanni Sewer Improvement Project, Bike Lane Parking Restrictions-Code Revision, Homeless Update and Presentation from Don Semon, Pioneer Approval-JPA, Surplus Inventory, Introduction of New Police Officers, Job Classification Approval for Gold Bug Park Tours and Facility Coordinator, Cedar Ravine Final Draft Design, Placerville Station II Charging Stations, Broadway Maintenance Design Contract, Measure J Report, Investment Report, 3095 Cedar Ravine Demolition Appeals, Front Yard Use Regulation and Fence Height, and November Fire and Police Reports.

17. ADJOURNMENT @ 10:12 p.m.

The next regularly scheduled Council meeting will be held on November 10, 2020, 5:30 P.M. Closed Session, 6:00 P.M. Regular Meeting.

Regina O'Connell, City Clerk