

**CITY OF PLACERVILLE
CITY COUNCIL
MINUTES**

Regular City Council Meeting

September 27, 2016

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 P.M. CLOSED SESSION

- Item 1.** Conference with City Manager, M. Cleve Morris; (Govt. Code §54957.6)
Unified Confidential and Supervisory Employees (UCASE)
-

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. The Pledge of Allegiance to the Flag was recited.

- 2. ROLL CALL: Present: Acuna, Borelli, Clerici, Thomas, Wilkins**

3. ANNOUNCEMENTS/PRESENTATIONS TO THE PUBLIC

- 3.1** *The Mayor read a Proclamation of the City Council of the City of Placerville declaring October 16-22, 2016, as Freedom from Workplace Bullies Week in the City of Placerville.*
- 3.2** *The Director of Community Services recognized Community Pride volunteers who assisted in the moving of the historic bell back to Bedford and Main Street and several other members of the public for their contributions and support of the Monument Garden.*
- 3.3** *The Director of Community Services announced the upcoming Fall Community Clean-Up, which will take place Saturday, October 15, 2016.*
- 3.4** *The City Manager announced his recent appointment of Regina O'Connell to the position of City Clerk.*

3.5 Brief Comments by City Council

Vice-Mayor Clerici announced his 35th wedding anniversary and noted that his wife is the reason he came to Placerville.

Councilmember Borelli thanked the City of Placerville for their part in Gold Panning Week and considered it a complete success.

4. CLOSED SESSION REPORT – City Attorney Driscoll

The City Attorney reported that the Council ratified a tentative agreement with the Unified Confidential and Supervisory Employees Unit (UCASE) and explained the provisions of the agreement. A formal Memorandum of Understanding (MOU) will be brought back to the Council for approval.

5. ADOPTION OF AGENDA

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

AYES: Acuna, Borelli, Clerici, Thomas, Wilkins
NOES: None
ABSENT: None
ABSTAIN: None

6. CEREMONIAL MATTERS

No ceremonial matters scheduled.

7. PUBLIC COMMENT – BRIEF – NON-AGENDA ITEMS

7.1 Written Communications

The City Manager noted two items of written communication received regarding Wentworth Court (Item 12.1) and the Keeping of Chickens Ordinance (Item 12.2).

7.2 Oral Communication

Sue Rodman addressed the Council regarding downtown bicycle racks.

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 August 23, 2016 (Ms. O’Connell)

Approved the Minutes of the Regular City Council Meeting of August 23, 2016.

8.2 Approve the Accounts Payable Registers for September 14, 2016, and September 20, 2016 (Mr. Warren)

Approved the Accounts Payable Registers for September 14, 2016, and September 20, 2016.

8.3 Approve the Payroll Register for Pay Periods 4, 5, and 6 (Mr. Warren)

Approved the Payroll Register for Pay Periods 4, 5, and 6.

8.4 Adopt a Resolution Approving the Biennial Confirmation of the City of Placerville’s Conflict of Interest Code (Ms. O’Connell)

Resolution No. 8458

Adopted a Resolution Approving the Biennial Confirmation of the City of Placerville’s Conflict of Interest Code.

8.5 Recommendation by the Interim City Clerk that the Council Adopt a Resolution Waiving the 60-Day Notification Requirements as Allowed in Government Code § 25351 for a County Lease Renewal of a Building Located at 550 Main Street (Ms. O’Connell)

Resolution No. 8459

Adopted a Resolution waiving the 60-day notification requirements as allowed in Government Code § 25351 for a County lease renewal of a building located at 550 Main Street.

8.6 Authorize Staff to Request Disencumbrance of Community Development Block Grant Funding for Housing Rehabilitation Program from the State Department of Housing and Community Development (HCD) (Mr. Rivas)

Authorized Staff to request disencumbrance of Community Development Block Grant Funding for Housing Rehabilitation Program from the State Department of Housing and Community Development (HCD).

- 8.7 Adopt Resolution authorizing the City Manager to reenter into the Utility Relocation Agreement with PG&E in an amount of \$38,026.00 for relocation of existing electric facilities required as part of the Western Placerville Interchanges Phase 1B Project (CIP #41413) (Mr. Rivas)**

Resolution No. 8460

NOTE: Councilmember Acuna abstained from this item.

Adopted a Resolution authorizing the City Manager to reenter into the Utility Relocation Agreement with PG&E in an amount of \$38,026.00 for relocation of existing electric facilities required as part of the Western Placerville Interchange's Phase 1B Project (CIP #41413).

- 8.8 Adopt a Resolution to Acknowledging the Maintenance Agreement between the County of El Dorado and the State of California for the US Highway 50/Missouri Flat Interchange Bicycle and Pedestrian Non-Motorized Facility Located within the City Limits (Mr. Rivas)**

Resolution No. 8461

Adopted a Resolution acknowledging the Maintenance Agreement between the County of El Dorado and the State of California for the US Highway 50/Missouri Flat Interchange Bicycle and Pedestrian Non-Motorized Facility located within the City Limits.

- 8.9 Adopt a Resolution:**

- 1. Approving Program Supplement Agreement No. 018 Rev 1 with the State of California Department of Transportation for Administering Agency-State Agreement for Federal-Aid Projects No. 03-5015R which defines the terms of the federal appropriation funding for the Upper Broadway Bike Lanes Project (CIP #41508) and authorizing the City Manager to execute same; and**
- 2. Authorize staff to issue a Notice to Proceed #2 to R.E.Y. Engineers, Inc. in an amount not-to-exceed of \$145,519 for Phase II (engineering and right-of-way design services) for the Upper Broadway Bike Lanes Project (CIP #41508) (Mr. Rivas)**

Resolution No. 8462

Adopted a Resolution:

1. *Approving Program Supplement Agreement No. 018 Rev 1 with the State of California Department of Transportation for Administering Agency-State Agreement for Federal-Aid Projects No. 03-5015R which defines the terms of the federal appropriation funding for the Upper Broadway Bike Lanes Project (CIP #41508) and authorizing the City Manager to execute same; and*
2. *Authorizing staff to issue a Notice to Proceed #2 to R.E.Y. Engineers, Inc. in an amount not-to-exceed \$145,519 for Phase II (engineering and right-of-way design services) for the Upper Broadway Bike Lanes Project (CIP #41508)*

It was moved by Councilmember Thomas 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, Clerici, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

9. ITEMS PULLED FROM THE CONSENT CALENDAR

No items pulled from the Consent Calendar.

10. ORDINANCES

10.1 Waive the Second Reading of an Ordinance adding Chapter 23 to Title I of the Placerville City Code relating to Emergency Organization and Functions, then Adopt Said Ordinance (Chief Heller)

Ordinance No. 1681

Following an explanation of the Ordinance from Commander Nida, it was moved by Councilmember Acuna and seconded by Councilmember Borelli to waive the second reading of an Ordinance adding Chapter 23 to Title I of the Placerville City Code relating to Emergency Organization and Functions and adopt said Ordinance. The motion was passed by the following vote:

AYES: Acuna, Borelli, Clerici, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

10.2 Introduce and waive the First Reading of an Ordinance amending Title 10 Placerville Zoning Ordinance, Chapter 4 General Regulations adding Section 10-4-18 Keeping of Chickens to the City Code (File # ZC 2015-07) (Mr. Rivas)

The Director of Development Services explained the report. Public comment was received from Seaira Knopoff, unnamed speaker, Sue Cooper, Kristen Lacy, Mike Butterfield, Sue Rodman, Kirk Smith, Karen Rea, Sophia Mechling, Tiffany Lacy, and Kathi Lishman. Written materials were received from Seaira Knopoff and Karen Rea. Following Council discussion, it was moved by Councilmember Thomas and seconded by Mayor Wilkins that the City Council take the following action:

1. *Introduce an Ordinance amending Title 10 Placerville Zoning Ordinance, Chapter 4 General Regulations, adding Section 10-4-18 Keeping of Chickens to the City Code (File # ZC 2015-07); and*
2. *Waive the First Reading; and*
3. *Request Staff to report back to Council in one year with an evaluation of the amended Ordinance's effect on the residents in the City.*

The motion was passed by the following vote:

AYES: Acuna, Thomas, Wilkins
 NOES: Borelli, Clerici
 ABSENT: None
 ABSTAIN: None

The Mayor called for a five-minute recess following Item 10.2.

11. PUBLIC HEARINGS

No Public Hearings scheduled.

12. DISCUSSION/ACTION ITEMS

12.1 Authorize Expenditure of \$6,100 for Emergency Repairs to Wentworth Court (Mr. Morris)

The City Manager summarized the issue. City Engineer Neves provided further information on the item. Public comment was received from Roger Filipelli and Sue Rodman. Written correspondence was received from Jamie Low. Following Council discussion, it was moved by Councilmember Borelli and seconded by Councilmember Thomas that the

City Council authorize the expenditure of \$6,100 for emergency repairs to Wentworth Court. The motion was passed by the following vote:

AYES: Acuna, Borelli, Clerici, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

12.2 Adopt a Resolution:

- 1. Approving Contract Change Order No. 1 with George Reed, Inc. in the total amount of \$146,559.67 for the Central Main Street Rehabilitation Project – Phase 2 (CIP #414124); and**
- 2. Authorizing the City Engineer to execute a Notice of Completion and instructing the City Clerk to record said Notice with the El Dorado County Recorder’s Office for the Central Main Street Rehabilitation Project – Phase 2 (CIP #414124); and**
- 3. Authorizing the Director of Finance to release all remaining retention being held for construction security, no more than thirty (30) days after the date of Notice of Completion filing; and**
- 4. Approving Consulting Services Agreement Amendment No. 4 with REY Engineers, Inc. in an amount not to exceed \$56,330.00; and**
- 5. Approving a budget appropriation in the amount of \$158,060.00 from the Water Enterprise Fund Operating Reserve; and**
- 6. Approving a budget appropriation in the amount of \$58,174.00 from the Fiscal Year 2015/2016 Sewer Enterprise Fund Contingency for Unforeseen Expenditures. (Mr. Rivas)**

Resolution No. 8463

City Engineer Neves summarized the item. Public comment was received from Sue Rodman. Following Council discussion, it was moved by Councilmember Acuna and seconded by Councilmember Borelli to adopt a resolution for the following action:

- 1. Approve Contract Change Order No. 1 with George Reed, Inc. in the total amount of \$146,559.67 for the Central Main Street Rehabilitation Project – Phase 2 (CIP #414124); and*
- 2. Authorize the City Engineer to execute a Notice of Completion and instructing the City Clerk to record said Notice with the El Dorado County Recorder’s Office for the Central Main Street Rehabilitation Project – Phase 2 (CIP #414124); and*

3. Authorize the Director of Finance to release all remaining retention being held for construction security, no more than thirty (30) days after the date of Notice of Completion filing; and

4. Approve Consulting Services Agreement Amendment No. 4 with REY Engineers, Inc. in an amount not to exceed \$56,330.00; and

5. Approve a budget appropriation in the amount of \$158,060.00 from the Water Enterprise Fund Operating Reserve; and

6. Approve a budget appropriation in the amount of \$58,174.00 from the Fiscal Year 2015/2016 Sewer Enterprise Fund Contingency for Unforeseen Expenditures.

The motion was passed by the following vote:

AYES: Acuna, Borelli, Clerici, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

12.3 Adopt Environmentally Preferable Purchasing Policy (Mr. Rivas)

Resolution No. 8464

The Director of Development Services explained the item. No public comment was received. It was then moved by Councilmember Acuna and seconded by Councilmember Borelli that the City Council adopt the Environmentally Preferable Purchasing Policy. The motion was passed by the following vote:

AYES: Acuna, Borelli, Clerici, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

12.4 Authorize Staff to Issue Request for Proposals for Nine New Parking Pay Stations for the Downtown Parking District. (Mr. Morris)

The City Manager summarized the issue. Public comment was received from Kirk Smith and Sue Rodman. Following council discussion, it was moved by Vice-Mayor Clerici and seconded by Councilmember Thomas that the City Council authorize Staff to issue a Request for Proposals for nine new parking pay stations for the Downtown Parking District. The motion was passed by the following vote:

AYES: Acuna, Borelli, Clerici, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

12.5 Adopt a Resolution:

- 1. Approving Construction Contract Change Order No. 4 with McGuire and Hester for the Blairs Lane Bridge Replacement Project (CIP #40604), in the amount of \$54,404.05; and**
- 2. Authorizing Staff to issue Notice to Proceed #2 to UNICO Engineering in an amount of \$252,726 for their Full Contract Value; and**
- 3. Approving a budget appropriation in an amount of \$247,000 from Silverado Village Placerville, LLC (previously known as Lakemont Village Placerville, LLC) (Mr. Rivas)**

Resolution No. 8465

City Engineer Neves summarized the item and amended Staff's recommendation to authorize Staff to issue a Notice to Proceed #2 to UNICO Engineering in an amount of \$162,126 and to approve a budget appropriation in an amount of \$156,400. Public comment was received from Sue Rodman. It was moved by Councilmember Acuna and seconded by Councilmember Borelli that the City Council adopt a resolution for the following action:

- 1. Approve Construction Contract Change Order No. 4 with McGuire and Hester for the Blairs Lane Bridge Replacement Project (CIP #40604), in the amount of \$54,404.05; and*
- 2. Authorize staff to issue Notice to Proceed #2 to UNICO Engineering in an amount of \$162,126 to continue with Construction Management Services; and*
- 3. Approve a budget appropriation in an amount of \$156,400 from Silverado Village Placerville, LLC (previously known as Lakemont Village Placerville, LLC).*

The motion was passed by the following vote:

AYES: Acuna, Borelli, Clerici, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

13. COUNCIL REPORTS FROM OTHER AGENCY MEETINGS

- **El Dorado County Transit Authority** – *No report*
- **El Dorado County Transportation Commission** – *Councilmember Borelli reported on the resignation of Executive Director, Sharon Scherzinger, and noted that the Commission has started a recruitment to fill the position. She also announced Walk to School Day on October 5th starting at 8:00 a.m. at*

the Mosquito Park and Ride. Sierra and Schnell Schools will be participants in the event. Vice-Mayor Clerici reported that the Missouri Flat bicycle path will soon be completed with the help of Congestion Mitigation and Air Quality (CMAQ) funds. He also reported on the proposals that are going on at State level. Councilmember Thomas stressed the importance of the City having a self-help measure in place for the awarding of future funding.

- **LAFCO** – No report
- **SACOG** – Vice-Mayor Clerici reported that Executive Director, James Corless, will be coming on board April of 2017.
- **SEDCorp.** – Councilmember Borelli reported that SEDCorp. is still in the throws of reorganization.
- **Two by Two** – No report

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

No future agenda items were requested.

15. CITY MANAGER AND STAFF REPORTS

15.1 Status Report on Historic Placerville Courthouse Blue Ribbon Committee and New Courthouse Construction

The City Manager provided an update on the item. He noted that the Blue Ribbon Committee met the week prior and elected to move forward by increasing public awareness with a survey anticipated to educate residents on the status of the project and allow for community input. The next meeting will take place mid-October, 2016, and will regroup after the holiday months of November and December. The committee elected Robert Lenoil to Chair and Dan Cattone to Vice-Chair.

16. UPCOMING ITEMS

Items tentatively scheduled for the next regularly scheduled City Council meeting on October 11, 2016, include: Opportunity Knocks presentation, first reading of an Ordinance regarding sidewalk dining, Community Services surplus property, Western Placerville Interchange Phase II Right-of-Way budget appropriation and engineering services authorization to proceed, Fire Department report, CalPERS 457 plan, minimum wage increase for P/T seasonal employees, camera system purchase, Broadway Sidewalk engineering contract award.

17. ADJOURNMENT at 9:00 p.m.

The next Regular Council meeting will be held on October 11, 2016, 5:30 P.M. Closed Session; 6:00 P.M. Regular Session.