

**CITY OF PLACERVILLE  
CITY COUNCIL**

**MINUTES**

Regular City Council Meeting

**March 14, 2017**

City Council Chambers – Town Hall  
549 Main Street, Placerville, CA 95667  
6:00 P.M. Open Session

**NO CLOSED SESSION SCHEDULED**

---

**6:00 P.M. OPEN SESSION**

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

*The Mayor called the meeting to order at 6:02 PM. The Pledge of Allegiance to the Flag was recited.*

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

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

**3.1 Brief Comments by City Council**

*Council commented on the clement weather in Placerville and encouraged the public to get outside and enjoy it.*

**3.2 Housing Element Announcement**

*The City Manager requested the addition of Item 3.2 under Announcements to the Public. Mayor Clerici introduced the City Planner, Andrew Painter, who reported that a letter had been received from the California Department of Housing and Community Development (HCD) notifying the City that they have deemed the City's Housing Element complete and in full compliance with State Housing Law.*

*Councilmember Acuna commended Director of Development Services, Pierre Rivas, Andrew Painter, and the City's Planning Commissioners for their diligent efforts that ultimately lead to the HCD's acceptance of the Housing Element.*

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

*No Closed Session scheduled.*

**5. ADOPTION OF AGENDA**

*It was moved by Councilmember Borelli and seconded by Councilmember Acuna that the City Council adopt the Agenda as presented. The motion passed by the following vote:*

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

**6. CEREMONIAL MATTERS**

*No ceremonial matters were scheduled.*

**7. PUBLIC COMMENT – BRIEF – NON-AGENDA ITEMS**

This portion of the meeting is reserved for persons wishing to address the Council on any matter not on the Agenda that is within the subject matter jurisdiction of the City Council. State law prohibits the Council from acting on items not listed on the Agenda except by special action of the City Council under specified circumstances. The Mayor reserves the right to limit the speaker's time to three minutes. The Mayor will recognize you and when you come to the microphone, please state your name for the record. You are not allowed to make personal attacks on individuals or make comments which are slanderous or which may invade an individual's personal privacy.

**PLEASE GIVE ANY WRITTEN MATERIAL PRESENTED AT THE MEETING TO THE CITY CLERK FOR THE PUBLIC RECORD.**

**7.1 Written Communication**

*The City Manager noted that several items were received regarding Item 11.1.*

**7.2 Oral Communication**

*Steve Calfee addressed the Council regarding a historical mural that he acquired from the Hangman's Tree Saloon, expressing interest in repurposing it for public use.*

*Mary Dahnke commended Councilmember Thomas (absent) for bringing forth the Sanctuary State item on the February 28<sup>th</sup> agenda (item was pulled upon adoption of agenda) and read aloud to the Council an excerpt from the U.S. Constitution regarding their responsibility to uphold the Constitution under the Oath of Office.*

*Kirk Smith addressed the Council regarding the City's sign ordinance and enforcement.*

*Chris Alger expressed opposition to a Sanctuary City status for Placerville.*

*Michael Drobesh addressed the Council with several concerns including his opposition to a Sanctuary status, Ivy House parking signs, Stagecoach Alley loading zones, and a request for public records that had not yet been fulfilled.*

## **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 February 28, 2017 (Ms. O'Connell)**

*Approved the Minutes of the regular City Council meeting of February 28, 2017.*

### **8.2 Approve the Accounts Payable Register (Mr. Warren)**

*Approved the Accounts Payable Register.*

### **8.3 Approve the Payroll Register for Pay Periods 17 and 18 (Mr. Warren)**

*Approved the Payroll Register for pay periods 17 and 18.*

### **8.4 Confirm the Appointments to the Measure H/L Committee, Community Pride Committee, and the Placerville Economic Advisory Committee (Ms. O'Connell)**

*Confirmed the appointments to the Measure H/L Committee, Community Pride Committee, and the Placerville Economic Advisory Committee.*

### **8.5 Adopt a Resolution Designating the City Manager, Director of Development Services and Director of Community Services as**

**Authorized Agents for the Purpose of Obtaining Federal Financial Assistance Under Public Law 93-288 as Amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or State Financial Assistance Under the California Disaster Assistance Act (Mr. Youel)**

**Resolution No. 8499**

*Adopted a resolution designating the City Manager, Director of Development Services and Director of Community Services as Authorized Agents for the purpose of obtaining Federal Financial Assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or State Financial Assistance under the California Disaster Assistance Act.*

**8.6 Adopt a Resolution Authorizing the Destruction of Police Records (Chief Drummond)**

**Resolution No. 8500**

*Adopted a resolution authorizing the destruction of Police records.*

**8.7 Adopt a Resolution Accepting the Exchange of Property Tax Increments for the Annexation of One Parcel Identified as Assessor's Parcel Number 325-160-37 into the City of Placerville (Mr. Rivas)**

**Resolution No. 8501**

*Adopted a resolution accepting the exchange of property tax increments for the annexation of one parcel identified as Assessor's Parcel Number 325-160-37 into the City of Placerville.*

**8.8 Adopt a Resolution Authorizing the Examination of Transactions (Sales) and Use Tax Records (Mr. Morris)**

**Resolution No. 8502**

*Adopted a resolution authorizing the Examination of Transactions (Sales) and Use Tax Records.*

**8.9 Receive and File the Annual 2016 Housing Element Progress Report, and Direct Staff to Submit to the Governor's Office of Planning and Research and Department of Housing and Community Development (Mr. Rivas)**

*Received and Filed the Annual 2016 Housing Element Progress Report, and directed Staff to submit to the Governor's Office of Planning and Research and Department of Housing and Community Development.*

*Public comment was received from Sue Rodman. It was moved by Councilmember Acuna and seconded by Councilmember Borelli that the City Council adopt the Consent Calendar as presented. The motion was passed by the following vote:*

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

## **9. ITEMS PULLED FROM THE CONSENT CALENDAR**

*No items were pulled from the Consent Calendar.*

## **10. ORDINANCES**

*No ordinances were scheduled this evening.*

## **11. PUBLIC HEARINGS**

### **11.1 Consideration of an Appeal by Wilbur Howe and Marilyn McCarthy of the Planning Commission's Denial of a Variance Application (VAR 15-03) to Remove the Requirement for 2-inches Asphalt Surfacing of a Parking lot; and Appeal of Conditions of Approval Nos. 7 and 8 of Conditional Use Permit (CUP 15-03) and Site Plan Review (SPR 15-05) Requiring Asphalt Surfacing Required per City Code Section 10-4-4(D)1 and Meet Minimum Parking Aisle Width per City Code Section 10-4-4(C)4 Respectively for Said Parking Lot. Property is Located at 618 Main Street (Mr. Rivas)**

*The Director of Development Services summarized the item. Mr. Wilbur Howe declared that he did not want to withdraw his request to appeal the Planning Commission's Denial of a Variance application. Public comment was received from Sue Taylor, Sue Rodman, Peter Wolfe, Michael Drobesh, Mary Dahnke, Marian Washburn, Kathi Lishman, Wilbur Howe, Kirk Smith, Steve Calfee, and Jackie Neau. Following Council discussion, it was moved by Councilmember Acuna and seconded by Councilmember Borelli that the City Council continue the public hearing for the appeal and request Staff to bring back a recommendation at the regularly scheduled meeting of March 28, 2017. The motion was passed by the following vote:*

AYES: Acuna, Borelli, Clerici  
NOES: None

ABSENT: Thomas, Wilkins  
ABSTAIN: None

*Mayor Clerici called for a five-minute break following this item.*

## **12. DISCUSSION/ACTION ITEMS**

### **12.1 Acknowledge and File the Fiscal Year 2016/2017 Mid-Year Budget Report as Presented (Mr. Warren)**

*The Director of Finance presented an overview of the mid-year budget report and responded to Council questions. The Director of Community Services and Director of Development Services also contributed financial information to the Council. Public comment was received from Kirk Smith and Michael Drobesh. This item was informational, no action was taken.*

### **12.2 Adopt a Resolution:**

- 1. Approving a Design and Construction Responsibility and Reimbursement Agreement with El Dorado Irrigation District (EID) in an Amount of \$841,973.00 for Design, Construction, Construction Management, Construction Support, and Full Reimbursement of EID Facilities as Required as Part of the Western Placerville Interchanges Phase 2 Project (CIP #407051); and**
- 2. Authorizing the City Manager to Execute the Same; and**
- 3. Approving a \$841,973 Budget Appropriation for the Said Agreement; and**
- 4. Approving Authorization No. 8 for Design of EID Water Facilities as Part of Phase 2 (CIP #407051) Under the Existing Consulting Services Agreement with Dokken Engineering in an Amount not to Exceed \$61,973 (Mr. Rivas)**

### **Resolution No. 8503**

*The City Engineer summarized the item. Public comment was received from Michael Drobesh, Kirk Smith, Dan Bolster, and Mike Brink. 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. Approving a Design and Construction Responsibility and Reimbursement Agreement with El Dorado Irrigation District (EID) in an Amount of \$841,973.00 for Design, Construction, Construction management, Construction Support, and Full Reimbursement of EID Facilities as Required as Part of the Western Placerville Interchanges Phase 2 Project (CIP #407051); and*
- 2. Authorizing the City Manager to Execute the Same; and*

3. *Approving a \$841,973 Budget Appropriation for the Said Agreement; and*
4. *Approving Authorization No. 8 for Design of EID Water Facilities as Part of Phase 2 (CIP #407051) Under the Existing Consulting Services Agreement with Dokken Engineering in an Amount not to Exceed \$61,973.*

*The motion was passed by the following vote:*

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

**12.3 Adopt a Resolution:**

- 1. Approving Contract Change Orders (CCOs) #5, 6, 7, 8, 9, and 10 in the Total Amount of \$51,054.30 with Doug Veerkamp General Engineering, Inc. for the Western Placerville Interchange Phase 1B Project (CIP #41413); and**
- 2. Authorizing the City Engineer to Execute a Notice of Completion and Instructing the City Clerk to Record Said Notice With El Dorado County Recorder’s Office for the Western Placerville Interchanges Project – Phase 1B (CIP # 41413); and**
- 3. Authorizing the Director of Finance to Release all Remaining Retention Being Held for Construction Security, not More Than Thirty (30) Days After the Notice of Completion Filing for the Said Project (Mr. Rivas)**

**Resolution No. 8504**

*The City Engineer summarized the item. No public comment was received. 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. Approving Contract Change Orders (CCOs) #5, 6, 7, 8, 9, and 10 in the Total Amount of \$51,054.30 with Doug Veerkamp General Engineering, Inc. for the Western Placerville Interchange Phase 1B Project (CIP #41413); and*
- 2. Authorizing the City Engineer to Execute a Notice of Completion and Instructing the City Clerk to Record Said Notice With El Dorado County Recorder’s Office for the Western Placerville interchanges Project – Phase 1B (CIP # 41413); and*
- 3. Authorizing the Director of Finance to Release all Remaining Retention Being Held for Construction Security, not More Than Thirty (30) Days After the Notice of Completion Filing for the Said Project.*

*The motion was passed by the following vote:*

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

### **13. COUNCIL REPORTS FROM OTHER AGENCY MEETINGS**

- **El Dorado County Transit Authority** – Councilmember Borelli stated that the group had received reports regarding the Taxi Voucher Program, which is improving, and discussed the Regional Connect Card Pass Program scheduled to launch soon.
- **El Dorado County Transportation Commission** – Mayor Clerici reported that the overall work program for the coming year was discussed and the commission is working on initiatives to support various funding programs. He also reported that Senate Bill 1, Assembly Bill 1, and another initiative out of Sacramento from Assemblymen Bigelow and Chang were discussed.
- **LAFCO** – No report.
- **SACOG** – No report, scheduled to meet Thursday, March 16<sup>th</sup>.
- **SEDCorp.** – Councilmember Borelli reported that a final meeting was approaching in a week or two.
- **Two by Two** – No report.

*Mayor Clerici noted that a joint meeting had occurred on Friday, March 3<sup>rd</sup>, between the City of Placerville, CalTrans, El Dorado County, El Dorado County Transportation Commission and El Dorado County Transit Authority to discuss areas of efficiencies in various projects, and by working together, improve these areas now and in future.*

*Councilmember Borelli stated that she had attended a League of California Cities Sacramento Valley Division meeting in Citrus Heights and had a tour of the newly constructed City Hall, which she found to be extremely impressive. Representatives from The City of Oroville were present at the meeting who offered their perspectives in dealing with a sudden city-wide emergency and lessons learned. She also stated homeless issues were discussed.*

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

*No future agenda items requested.*

### **15. CITY MANAGER AND STAFF REPORTS**

**15.1 Request for Johnson Controls, Inc. Workshop to be Held on March 28, 2017, 5:00 P.M. at Town Hall, 549 Main Street, Placerville CA (Mr. Morris)**

*Mayor Clerici announced the workshop. The City Manager noted that Closed Session would likely be held at the end of the regularly scheduled City Council meeting of March 28, 2017, following adjournment.*

**16. UPCOMING ITEMS**

*Items tentatively scheduled for the next regularly scheduled City Council meeting on March 28, 2017, include: Blairs Lane Contract Change Orders 13, 14 and 16, Johnson Controls, Inc. Agreement, Unified Confidential and Supervisory Employees Memorandum of Understanding.*

**17. ADJOURNMENT at 9:47 PM.**

The next Regular Council meeting will be held on March 28, 2017, 5:30 P.M. Closed Session; 6:00 P.M. Regular Session.