

**CITY OF PLACERVILLE
CITY COUNCIL**

MINUTES

Regular City Council Meeting

June 24, 2014

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

- Govt. Code § 54957.6 Conference with Labor Negotiator: Unrepresented Employees
- Govt. Code 54956.9 Conference with Legal Council. Anticipated Litigation:
Motion to add to agenda by Patton, Second by Borelli. All
voted in favor

6:00 P.M. OPEN SESSION

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

The Mayor called the meeting to order at 6:17 P.M. The Pledge of Allegiance to the Flag was recited.

2. ROLL CALL: Present: Borelli, Hagen, Patton, Thomas, Wilkins

3. ANNOUNCEMENTS/PRESENTATIONS TO THE PUBLIC

No announcements were noted.

4. CLOSED SESSION REPORT – City Attorney Driscoll

The City Attorney noted that no Council action taken in Closed Session would not be reported at this time, but instead the Council action would be announced as part of Item 8.11 on this evening's agenda.

5. **ADOPTION OF AGENDA**

The City Manager requested that Consent Item 8.11, be pulled and re-numbered as Item 9.1. He further requested that Item 12.5 be heard prior to Item 12.1. It was then moved by Councilmember Patton and seconded by Councilmember Thomas that the City Council adopt the Agenda as modified. The motion was passed by the following vote:

AYES: Borelli, Hagen, Patton, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

6. **CEREMONIAL MATTERS**

6.1 **A Proclamation Commending Marilyn Ferguson for Her Dedication to the Spirit of Placerville**

The Mayor read the proclamation and presented it to Marilyn Ferguson who thanked the Council for this honor.

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. 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.

7.1 **Written Communications**

The City Manager noted that an unsigned letter titled “AGAINST THE ½ CENT SALES TAX” had been received by the City Council in opposition to the proposed sales tax measure. Due to the anonymity of the letter, staff would be unable to respond to the letter.

7.2 **Oral Communication**

Public comment was received from Kirk Smith and Dale Pierce.

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.

8.1 **Minutes of the Regular City Council Meeting of June 10, 2014 (Ms. Zito)**

Approved the Minutes of the regularly scheduled Council meeting of June 10, 2014.

8.2 **Minutes of the Special City Council Budget Workshop of May 22, 2014 (Ms. Zito)**

Approved the Minutes of the Special City Council Budget Workshop of May 22, 2014.

8.3 **Accounts Payable Register (Mr. Warren)**

Approved the Accounts Payable Register.

8.4 **Payroll Register (Mr. Warren)**

Approved the Payroll Register.

8.5 **Adopt a Resolution Authorizing the Director of Finance to Execute the Attached Certifications of Direct Charge Wherein the City of Placerville Certifies that the Special Assessments That are Collected by the County of El Dorado Meet the Requirements of Proposition 218 and Authorizing the County Auditor-Controller to Place the City's Special Assessments on the Fiscal Year 2014/2015 Secured Tax Roll (Mr. Warren)**

Resolution No. 8207

Adopted a Resolution authorizing the Director of Finance to execute the attached Certifications of Direct Charge wherein the City of Placerville certifies that the Special Assessments that are collected by the County of El Dorado meet the requirements of Proposition 218 and authorizing the County Auditor-Controller to place the City's Special Assessments on the Fiscal Year 2014/2015 Secured Tax Roll.

8.6 Adopt by Resolution the Cosumnes, American, Bear and Yuba Rivers (CABY) Integrated Regional Water Management Plan (IRWMP) as Updated May 30, 2014, a Voluntary Document the Provides Broadly Supported Goals, Objectives, Strategies, and Projects to Meet the Integrated Water Needs of the CABY Region and the City of Placerville (Mr. Rivas)

Resolution No. 8208

Adopted by Resolution the Cosumnes, American, Bear and Yuba Rivers (CABY) Integrated Regional Water Management Plant (IRWMP) as updated May 30, 2014, a voluntary document that provides broadly supported goals, objectives, strategies, and projects to meet the integrated water needs of the CABY region and the City of Placerville.

8.7 Adopt a Resolution Approving a Consulting Services Agreement with Herrera Engineering Consultants for the City's NPDES Permit for Hangtown Creek Water Reclamation Facility, the City's Small Municipal Separate Storm Sewer System (MS4), and the City's Potable Water Discharge Permit (Mr. Rivas)

Resolution No. 8209

Adopted a Resolution for the following action:

1. *Approving a Consulting Services Agreement with Herrera Engineering Consultants, Inc., in an amount not to exceed \$90,000 for Fiscal Year 2014/2015 to provide technical support with the City's NPDES Permit for the Hangtown Creek Water Reclamation Facility, and authorizing the City manager to execute same; and*
2. *Approving a Consulting Services Agreement with Herrera Engineering Consultants, Inc., in an amount not to exceed \$15,000 for Fiscal Year 2014/2015 to provide technical support with the City's Small Municipal Separate Strom Sewer System (MS4) Permit, and authorizing the City Manager to execute same; and*
3. *Approving a Consulting Services Agreement with Herrera Engineering Consultants, Inc., in an amount not to exceed \$10,000 for Fiscal Year 2014/2015 to provide technical support with the City's Potable Water Discharge Permit, and authorizing the City Manager to execute same.*

8.8 Adopt a Resolution That Requests El Dorado County Budget Assistance in the Amount of \$20,000 to Offset Some of the Operational Costs Associated with Providing a Comprehensive Aquatics Program at the City of Placerville Aquatics Center (Mr. Youel)

Resolution No. 8210

Adopted a Resolution that requests El Dorado County budget assistance in the amount of \$20,000 to offset some of the operational costs associated with providing a comprehensive aquatics program at the City of Placerville Aquatics Center.

8.9 Adopt a Resolution Reducing the Employer Paid Member Pension Contribution Rate for “Classic Member” Miscellaneous Employees Who Were Hired Before October 31, 2011 from 8.00% to 2% of Payroll Effective July 5, 2014, and a Resolution Reducing the Employer Paid Member Pension Contribution Rate for “Classic Member” Safety Employees Who Were Hired Before October 15, 2011, from 9.00% to 8.00% of Payroll Effective July 5, 2014 (Mr. Warren)

Resolution No. 8211

Adopted a Resolution for the following action:

1. *Reducing the employer paid member pension contribution rate for “classic member” miscellaneous employees who were hired before October 15, 2011, from 8.00% to 2.00% of payroll effective July 5, 2014; and*

Resolution No. 8212

Adopted Resolution for the following action:

2. *Reducing the employer paid member pension contribution rate for “classic member” safety employees who were hired before October 15, 2011, from 9.00% to 8.00% of payroll effective July 5, 2014.*

- 8.10 Adopt a Resolution Approving Program Supplement Agreement No. N016-N with 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 Broadway Crosswalks Improvement Project (CIP #41506) and Authorizing the City Manager to Execute the Same (Mr. Rivas)**

Resolution No. 8213

Adopted a Resolution approving Program Supplement Agreement No. N016-N with the State of California Department of Transportation for Administering Agency-State Agreement for Federal-Aid Projects No. 3-5015R which defines the terms of the federal appropriation funding for the Broadway Crosswalks Improvement Project (CIP #41506) and authorizing the City Manager to execute the same.

- 8.11 Adopt Resolutions Amending Salary and Benefit Provisions for Employees in the Confidential, Executive Management and Supervisory Units (Mr. Warren)**

Pulled from the Consent Calendar and re-numbered as Item 9.1.

It was moved by Vice-Mayor Borelli and seconded by Councilmember Patton that the City Council approve the Consent Calendar as modified. The motion was passed by the following vote:

AYES: Borelli, Hagen, Patton, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

9. ITEMS PULLED FROM THE CONSENT CALENDAR

- 9.1 Adopt Resolutions Amending Salary and Benefit Provisions for Employees in the Confidential, Executive Management and Supervisory Units (Mr. Warren)**

Resolution No. 8214 Confidential
Resolution No. 8215 Executive Management
Resolution No. 8216 Supervisory Unit

The City Manager reported that in Closed Session the Council agreed to make the Unrepresented Agreements be for a one year term, for the 2014/2015 fiscal year. All other items agreed to by Local 39 will be in

agreement for the Unrepresented employees. Public comment was received from Sue Rodman. It was then moved by Councilmember Patton and seconded by Vice- Mayor Borelli that the City Council adopt Resolutions amending the salary and benefit provisions for the employees in the Confidential, Executive Management, and Supervisory Units.

The motion was passed by the following vote:

AYES: Borelli, Hagen, Patton, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

10. ORDINANCES – None Scheduled

11. PUBLIC HEARINGS

11.1 Adopt a Resolution Approving the Engineer’s Reports Attached to the Staff Report Confirming the Assessments and the Diagrams, Directing NBS to Prepare and Submit the Levy of Assessments to El Dorado County for the Placement on the Fiscal Year 2014/2015 Secured Property Tax Roll, and Confirming the Adoption of the Resolution Shall Constitute the Levy of Assessments for the Fiscal Year Commencing July 1, 2014 and ending June 30, 2015, Pursuant to Section 22631 of the Act (Mr. Warren)

Resolution No. 8217

The Director of Finance summarized this annual Public Hearing and responded to City Council questions. The Mayor opened the Public Hearing. No public comments were received. The Mayor closed the Public Hearing. It was then moved by Councilmember Thomas and seconded by Councilmember Patton that the City Council adopt a Resolution for the following action:

- 1. Approving the Engineer’s Reports attached hereto and referenced herein; and*
- 2. Confirming the assessments and the diagrams as are described in full detail in the reports on file with the City Clerk; and*
- 3. Directing NBS to prepare and submit the levy of assessments to El Dorado County for the placement on the Fiscal Year 2014/2015 secured property tax roll; and*

4. *Confirming the adoption of this Resolution shall constitute the levy of assessments for the Fiscal Year commencing July 1, 2014 and ending June 30, 2015, pursuant to Section 22631 of the Act.*

The motion was passed by the following vote:

AYES: Borelli, Hagen, Patton, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

12. DISCUSSION/ACTION ITEMS

12.1 Adopt a Resolution Approving and Adopting the Proposed Fiscal Year 2014/2015 Operating Budget and Capital Improvement Program Budget as Presented (Mr. Warren)

Resolution No. 8218

The Director of Finance summarized the budget process that began several months ago, including the Council Budget Workshops that were open to the public. Public comment was received from Kathi Lishman. Councilmember Patton requested that an additional \$7500 be added to the budget for Community Promotions. It was determined that it would be further considered at mid-year. Following Council discussion, it was moved by Councilmember Thomas and seconded by Vice-Mayor Borelli that the City Council adopt a Resolution approving and adopting the proposed Fiscal Year 2014/2015 Operating Budget and Capital Improvement Program Budget as presented. The motion was passed by the following vote:

AYES: Borelli, Hagen, Thomas, Wilkins
 NOES: Patton
 ABSENT: None
 ABSTAIN: None

12.2 Adopt a Resolution Establishing November 4, 2014 as the Date for an Election on a Proposed Ballot Measure Seeking Voter Approval Relating to the Enactment of a One-Half of One Percent (0.5%) Transactions and Use (Sales) Tax for Ten Years, Establishing the Policies and Procedures for Such an Election, and Requesting that the County of El Dorado Conduct Such an Election (Mr. Morris)

The City Manager summarized the previous Council meetings at which this item was discussed. Public comment was received from Rich (no last

name given), Wilbur Howe, David Fausel, Sue Rodman, Dave Machado, Kirk Smith, Evelyn Veerkamp, Stan Morris, and Vicky Clark. Following Council discussion, it was moved by Mayor Hagen and seconded by Councilmember Thomas that this item be brought back for Council consideration at the July 8, 2014 Council meeting at which time the Council decide on the following options: (1) a specific tax for the purpose of roadway repair at ½ cent for a period of ten years; (2) a general tax at ½ cent for 10 years with options, and both the specific tax and the general tax measures would include a citizen advisory committee to the Council on how the tax should be spent.

The motion was passed by the following vote:

AYES: Hagen, Thomas, Wilkins
 NOES: Borelli, Patton
 ABSENT: None
 ABSTAIN: None

12.3 Adopt a Resolution that Implements the Previously Authorized Adjustments in Wastewater Rates Based on the Change in the California Consumer Price Index – All Urban Consumers From April 2013 to April 2014 Which is Equivalent to a 1.87% Rate Increase, Effective August 16, 2014, and Continues All Other Provisions of the Multi-Year Wastewater Rate Schedule (Resolution No. 7750) in Full Force and Effect (Mr. Warren)

Resolution No. 8219

The Director of Finance summarized the methodology involved in the rate setting and responded to Council questions. Public comment was received from Sue Rodman. Following Council discussion, it was moved by Councilmember Thomas and seconded by Councilmember Patton that the City Council adopt a Resolution that implements the previously authorized adjustments in wastewater rates based on the change in the California Consumer Price Index – All Urban Consumers from April 2013 to April 2014 which is equivalent to a 1.87% rate increase, effective August 16, 2014, and continues all other provisions of the multi-year wastewater rate schedule (Resolution No. 7750) in full force and effect. The motion was passed by the following vote:

AYES: Borelli, Hagen, Patton, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

12.4 Adopt a Resolution That Implements a Portion of the Previously Authorized Increase in Water Rates Effective August 16, 2014, and Continues All Other Provisions of the Multi-Year Water Rate Schedule (Resolution No. 7749) In Full Force and Effect (Mr. Warren)

Resolution No. 8220

The Director of Finance summarized the water rate setting process and responded to Council questions. Public comment was received from Sue Rodman. Following Council discussion, it was moved by Councilmember Thomas and seconded by Councilmember Patton that the City Council adopt a Resolution that implements a portion of the previously authorized increase in water rates effective August 16, 2014, and continues all other provisions of the multi-year water rate schedule (Resolution No. 7749) in full force and effect. The motion was passed by the following vote:

AYES: Borelli, Hagen, Patton, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

12.5 Adopt a Resolution Certifying that the Western Placerville Interchanges Project (WPIP) Final Supplemental Environmental Impact Report Dated June 2014 was Prepared in Accordance with the California Environmental Quality Act (CEQA) (State Clearinghouse #2003122137) and Adopting the CEQA Findings of Fact for the Western Placerville Interchanges Project WPIP, Attached to the Staff Report as Exhibit A and Adopting the June 2014 Western Placerville Interchanges Project Mitigation Monitoring Plan (Supplemental EIR, Appendix D), as modified and Approving the Modified Alternative D as the City's Preferred Project Design and Direct Staff to Prepare Plans, Specification, and Estimates for this Project (Mr. Rivas)

Resolution No. 8221

City Engineer Nate Stong summarized the project after which Namat Hosseinion and Liz Diamond, representing Dokken Engineering summarized the process required in certifying the Final Supplemental Environmental Impact Report and responded to Council questions. Public comment was received from Vicky Clark, Kirk Smith and Sue Rodman. Liz Diamond responded to the public questions. Following Council discussion,

it was moved by Councilmember Thomas and seconded by Vice-Mayor Borelli that the City Council adopt a Resolution for the following action:

1. *Certifying that the Western Placerville Interchanges Project (WPIP) Final Supplemental Environmental Impact Report dated June 2014 was prepared in accordance with the California Environmental Quality Act (State Clearinghouse #2003122137); and*
2. *Adopting the California Environmental Quality Act (CEQA) Findings of Fact for the Western Placerville Interchanges Project (WPIP) attached as Exhibit A; and*
3. *Adopting the June 2014 Western Placerville Interchanges Project Mitigation Monitoring Plan (Supplemental EIR, Appendix D), as modified; and*
4. *Approving the Modified Alternative D as the City's preferred project design and direct staff to prepare plans, specification, and estimates for this project.*

The motion was passed by the following vote:

AYES: Borelli, Hagen, Patton, Thomas, Wilkins
 NOES: None
 ABSENT: None
 ABSTAIN: None

13. COUNCIL REPORTS FROM OTHER AGENCY MEETINGS

- El Dorado County Transit Authority – Vice-Mayor Borelli & Councilmember Wilkins Councilmember Wilkins noted that she had attended a special meeting of the Transit Authority and the Transportation Commission
- El Dorado County Transportation Commission – Vice-Mayor Borelli, Mayor Hagen, and Councilmember Thomas
- LAFCO – Councilmember Patton noted that the next LAFCO meeting will be held on Wednesday, June 25, 2014
 - SACOG – Mayor Hagen reported on a presentation he had attended on shared services between agencies in the mid-West that has been successful, especially in public safety and emergency services.
- SEDCorp. – Vice-Mayor Borelli reported that she had recently attended special meetings of the Transportation Commission and Transit Authority. She also reported on a California Council of Governments (CalCOG) meeting she had attended.

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

Councilmember Thomas requested that staff prepare a Resolution for the July 8, 2014 regular City Council meeting regarding removing the possibility of a roundabout at Cedar Ravine/Main Street/Clay Street, or to put the issue of a roundabout at that location on the November ballot. Mayor Hagen noted that there was a majority of Councilmembers in concurrence with Councilmember Thomas's request and directed staff to prepare this item for July 8th.

Councilmember Patton requested that staff review a previous policy that determined the ending time of a Council meeting and bring the issue back for Council review at the next meeting.

Councilmember Hagen requested that the City/County 2 X 2 meetings be added to the Council Reports from other agency meetings.

15. CITY MANAGER AND STAFF REPORTS

No staff reports were noted.

16. UPCOMING ITEMS

Items tentatively scheduled for the next regularly scheduled City Council meeting on July 8, 2014 include: Madrone and Giovanni Lift Stations, Hangtown Creek Water Reclamation Facility blower replacement, Community Development Block Grant agreement with El Dorado County.

17. ADJOURNMENT at 9:30 P.M.

The next Regular Council meeting will be held on July 8, 2014, 5:00 P.M. Closed Session; 6:00 P.M. Regular Session.

Susan Zito, MMC
City Clerk