

**CITY OF PLACERVILLE
CITY COUNCIL**

MINUTES

Regular City Council Meeting

August 13, 2013

City Council Chambers – Town Hall
549 Main Street, Placerville, CA 95667
5:00 P.M. Closed Session
6:00 P.M. Open Session

5:00 CLOSED SESSION

- Govt. Code § 54956.8 Conference with Real Property Negotiator: 718 Main Street
- Govt. Code § 54956.9 Conference with Legal Counsel – One Existing Claim:
William Carey and Lewis Oettinger
- Govt. Code § 54957 Public Employee Appointment: Chief of Police

*Materials related to an item on this Agenda,
submitted to the City Council either with or after
distribution of the agenda packet,
are available for public inspection in the
City Clerk's Office at City Hall, 3101 Center Street,
during normal business hours.*

Courtesy Announcement

Before we proceed, please turn off all cellular telephones, personal pagers, and other communication devices, as a courtesy to others, and to limit interference with our audio and video broadcast equipment.
Thank you for your cooperation.

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 Alliance to the Flag was recited.

7.1 Written Communications

The City Manager noted that several letters had been received by the City Council related to Item 8.8 on this agenda.

7.2 Oral Communication

Evelyn Veerkamp addressed the Council regarding Friends of Historic Hangtown's past fundraising efforts related to the Roundabout issue.

Robert Nelson addressed the Council regarding the relocation of Hangtown Haven.

8. CONSENT CALENDAR

NOTE: All matters listed under the Consent Calendar are considered routine and are 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 July 9, 2013 (Ms. Zito)

Approved the Minutes of the regularly scheduled Council meeting of July 9, 2013.

8.2 Account Payable Registers (Mr. Warren)

Approved the Account Payable Registers dated July 16, 2013 and August 6, 2013.

8.3 Payroll Registers (Mr. Warren)

Approved the Payroll Registers for Pay Period 1 and 2.

8.4 Adopt a Resolution Approving an Agreement with Pun & McGeady, LLP for Professional Auditing Services and Authorize the City Manager to Execute Same (Mr. Warren)

Resolution No. 8112

Adopted a Resolution approving an agreement with Pun & McGeady, LLP for professional auditing services and authorized the City Manager to execute same.

8.5 Adopt a Resolution Approving a Consulting Services Agreement with Omni-Means in an Amount not to Exceed \$25,000 for Final Engineering Design Services for the El Dorado Trail – Ray Lawyer Drive to Main Street Project (CIP #41204), and Authorizing the City Manager to Execute Same and Approving a \$25,000 Budget Appropriation of Transportation Enhancements (TE) Revenue for the El Dorado Trail – Ray Lawyer Drive to Main Street Project (CIP #41204) (Mr. Stong)

Resolution No. 8113

Adopted a Resolution for the following action:

- 1. Approving a Consulting Services Agreement with Omni-Means in an amount not to exceed \$25,000 for final engineering design services for the El Dorado Trail – Ray Lawyer Drive to Main Street Project (CIP #41204), and authorizing the City Manager to execute same; and*
- 2. Approving a \$25,000 budget appropriation of Transportation Enhancement (TE) revenue for the El Dorado Trail – Ray Lawyer Drive to Main Street Project (CIP #41204)*

8.6 Adopt a Resolution Approving Three Agreements with Herrera Engineering Consultants, Inc., for Technical Support with Hangtown Creek Water Reclamation Facility NPDES Permit, Small Municipal Separate Storm Sewer System (MS4), and Potable Water Discharge Permit (Mr. Stong)

Resolution No. 8114

Adopted a Resolution for the following action:

- 1. Approving a Consulting Services Agreement with Herrera Engineering Consultants, Inc. in an amount not to exceed \$100,000 for FY 2013/2014 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 \$10,000 for FY 2013/2014 to provide technical support with the City's Small Municipal Separate Storm 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 \$5,000 for FY 2013/2014 to provide technical support with the City's Potable Water Discharge Permit, and authorizing the City Manager to execute same.*

8.7 Adopt a Resolution Authorizing the City Manager to Execute Right-of-Way Acquisition for the Cedar Ravine Sewer Relocation Project (Mr. Stong)

Resolution No. 8115

Adopted a Resolution for the following action:

- 1. Authorizing the City Manager to execute the Right-of-Way Contract with Roland and Joan Kling for the right-of-way acquisition from Assessor's Parcel Numbers: 003-255-06, 051-340-12 and 051-263-01 (3210 and 3212 Cedar Ravine Road) for the Cedar Ravine Sewer Line Relocation Project (CIP #41212); and*
- 2. Authorizing the Finance Director to issue payment in the amount of \$7,100 as agreed upon; and*
- 3. Accepting the Grant Deeds for Sewer and Access Easement and for Sewer Access Easement referenced in said Contract, and directing the City Clerk to record said deeds with the Office of the El Dorado County Recorder following delivery and acceptance of said payment; and*
- 4. Approving the contract plans and specifications and authorizing advertisement of the project for construction bids.*

8.8 Adopt a Resolution Approving the New and Revised Job Descriptions, and Associated Salary Schedules for the Following Public Works Positions: Public Works Division Manager, Public Works Superintendent, Public Works Maintenance Mechanic, Utility Services Technician (Mr. Morris)

Pulled by Vice-Mayor Hagen and re-numbered as Item 13.1

It was moved by Vice-Mayor Hagen and seconded by Councilmember Borelli that the City Council approve the Consent Calendar as modified. Councilmember Wilkins recused herself from Item 8.7 due to a conflict of interest. The motion was passed by the following vote:

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

9. ORDINANCES

Two First Readings are listed below under Public Hearings.

10. PUBLIC HEARINGS

10.1 **Marshall Medical Center Campus – General Plan Amendment (GPA) 2012-03; Zone Change (ZC) 2012-04; Environmental Assessment (EA) 2012-04; Conditional Use Permit (CUP) 2012-02; Site Plan Review (SPR) 2012-04 (Mr. Rivas)**

Mayor Thomas declared a conflict of interest on this item due to her position as a board member of Marshall Hospital. Councilmember Wilkins declared a conflict of interest on this item due to her home's proximity to Marshall Hospital. Mayor Thomas noted that due to these two recusals, and Councilmember Patton's absence, this item would need to be continued due to a lack of a quorum. The City Attorney noted both Mayor Thomas and Councilmember Wilkins could vote on continuing this item. It was then moved by Vice-Mayor Hagen and seconded by Councilmember Borelli that the City Council continue this item to the August 27th Council meeting. The motion was passed by the following vote:

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

10.2 **Entitlement Extensions – Zone Change (ZC) 2013-03 (Mr. Rivas)**

Mayor Thomas declared a conflict of interested and recused herself from this item and exited the Council Chambers. Director of Development Services Rivas summarized this issue and responded to Council questions. Staff noted that a letter had been received from Brady McGuire. Public comment was received from Brian Briggs, Brady McGuire, Robert Nelson and Michael Drobesh. Following Council discussion, it was moved by Vice-Mayor Hagen and seconded by Councilmember Wilkins that the City Council take the following action:

- 1.
2. *Find that the Ordinance amending Section 10-1-0 of the Zoning Ordinance (Municipal Code Title 10), under Zone Change (ZC) 2013-03 is exempt from the California Environmental Quality Act Guidelines; and*
3. *Introduce the Ordinance amending Section 10-1-0 of the Zoning Ordinance (Municipal Code Title 10), under ZC 2013-03, and waiving its First Reading.*

The motion was passed by the following vote:

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

11. DISCUSSION/ACTION ITEMS

11.1 Reconsideration of the Declaration of the Roof Sign Located at 301 Main Street (aka: Herrick Building) as a Public Nuisance and its Abatement Thereof by the City Council (Mr. Rivas)

Mayor Thomas stated a conflict of interest with the proximity of this property to a business owned by her husband, and recused herself from this item and exited the Council Chambers. The Director of Development Services reported that the property owners had requested that this item be rescheduled to the regular Council meeting of September 10, 2013. It was moved by Councilmember Wilkins and seconded by Councilmember Borelli that the City Council approve the property owners request to reschedule this item to the September 10, 2013 City Council meeting. The motion was passed by the following vote:

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

11.2 Adopt a Resolution Approving a Supplement to the Application Service Provider Agreement with Sungard Public Section, Inc. for the Click2Gov On-Line Bill Pay Software and Authorize the City Manager to Execute Same (Mr. Warren)

Resolution No.8116

The Director of Finance summarized the benefits of the Sungard Click2Gov program and introduced Lea Buckley, Product Consultant, who presented a PowerPoint presentation on the features of the utility billing and business license programs. Public comment was received from Patty Bueller and Michael Drobesh. Following Council discussion, it was moved by Vice-Mayor Hagen and seconded by Councilmember Borelli that the City Council adopt a Resolution approving a supplement to the Application Service Provider Agreement with Sungard Public Sector, Inc. for the

Click2Gov online bill pay software and authorize the City Manager to execute same. The motion was passed by the following vote:

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

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

Vice-Mayor Hagen invited the public and Council to attend a Sacramento Area Council of Governments (SACOG) Blueprint presentation to the El Dorado County Board of Supervisors on Tuesday, August 20th at 2:00 P.M. (time certain). Vice-Mayor Hagen noted he had also attended the recent El Dorado County Transportation Commission (EDCTC) meeting.

Councilmember Wilkins reported that she had attended two El Dorado County Transit Authority meetings, Chief Nielsen’s retirement party and the National Night Out celebration on August 6th.

Councilmember Borelli reported that she had attended a Sierra Economic Development Corporation (SEDCorp) meeting and noted that the SEDCorp Board had selected its new Chief Administrative Officer. Both the outgoing CAO and the incoming CAO will be visiting Placerville on August 20th. Councilmember Borelli also traveled to Victoria, B.C. and Vancouver, B.C. on a Chamber of Commerce study trip. She attended two El Dorado Transit board meetings, Chief Nielsen’s retirement party, and a meeting with CalTrans officials and Supervisor Veerkamp to discuss western Placerville Highway 50 bike path options, as well as traffic flow issues with the intersection of Highway 50 and Highway 49. She also attended a SEDCorp meeting in Sierra County and mentioned the success of a Solar Farm and a company that designs mountain bike paths.

Mayor Thomas noted that representatives from Benjamin Moore Paint Company had visited Placerville to meet with property owners in the historic downtown to discuss color palettes and extent of the project area. The Benjamin Moore representatives will return with color options and suggestions in the near future, with the painting of Main Street to be completed by year’s end. Mayor Thomas also noted that she had met with Senator Boxer’s Aide to discuss the lack of federal funds to repair and replace local roadways. Mayor Thomas and Vice-Mayor Hagen met with representatives of Hangtown Haven and noted that the Board of Supervisors will consider the relocation of Hangtown Haven at the September 10, 2013 Board of Supervisors meeting. She encouraged those in support of the move of Hangtown Haven to the County, to be in attendance at the

meeting. Mayor Thomas also noted that she had been invited to be a keynote speaker in Vallejo at a workshop regarding legal homeless encampments.

13. ITEMS PULLED FROM THE CONSENT CALENDAR

8.8 Adopt a Resolution Approving the New and Revised Job Descriptions, and Associated Salary Schedules for the Following Public Works Positions: Public Works Division Manager, Public Works Superintendent, Public Works Maintenance Mechanic, Utility Services Technician (Mr. Morris)

Vice-Mayor Hagen noted that he had pulled this item in light of the letters of opposition received by the Council from city employees. It was moved by Vice-Mayor Hagen and seconded by Councilmember Borelli that this item be continued for no more than 30 days and brought back to the Council for further consideration. The motion was passed by the following vote:

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

14. CITY MANAGER AND STAFF REPORTS

The City Manager reported that he hoped he would be able to introduce the new Chief of Police to the Council at the August 27th meeting. The Chief of Police candidate is currently concluding his pre-employment testing.

15. UPCOMING ITEMS

City Manager reported that the Park Ordinance would be coming back on the agenda as well as items continued from this agenda.

16. ADJOURNMENT at 7:25 P.M.

The next Regular Council meeting will be held on August 27, 2013, 5:00 P.M. Closed Session; 6:00 P.M. Regular Session.

Susan Zito, MMC
City Clerk