CITY OF PLACERVILLE
CITY COUNCIL

MINUTES

Regular City Council Meeting

June 25, 2013

City Council Chambers – Town Hall
549 Main Street, Placerville, CA 95667
5:00 P.M. Closed Session
6:00 P.M. Open 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 6:00 P.M. The audience recited the Pledge of Allegiance to the Flag.

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

3. ANNOUNCEMENTS/PRESENTATIONS TO THE PUBLIC

The City Clerk summarized the success of the recent Community Clean-Up Day held on June 15th. She noted that 36.925 tons of combined trash, green waste, and donations to Snowline Hospice were received and thanked City staff member volunteers Cleve Morris and Kelly Segura for participating in this event. She also thanked community volunteers Richard Zito and several young men who volunteered throughout the six-hour event.

The Mayor reminded the public to continue voting through June 30th in the "Paint What Matters" program through Benjamin Moore paint company for the opportunity to have the historic downtown painted by Benjamin Moore.

The Mayor noted that the City would host a Fair Political Practices Commission, Form 700, Statement of Economic Interest workshop on August 15th at Town Hall. A session would be held from 9:00 A.M. to 11:00 A.M. for elected officials in El Dorado County, and a 1:00 P.M. to 3:00 P.M. session would be held for City of Placerville Code Filers.

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4. CLOSED SESSION REPORT – City Attorney Driscoll

The City Attorney noted that no reportable action had been taken in Closed Session.

5. ADOPTION OF AGENDA

It was moved by Vice-Mayor Hagen and seconded by Councilmember Patton that the City Council adopt the Agenda as presented. 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 Oath of Office to Police Officer Art Brown and Sergeant Brody Jordan

The City Clerk administered the Oath of Office to new Police Officer Art Brown and Sergeant Brody Jordan.

6.2 Good Samaritan Award

The Mayor presented Certificates of Recognition to Michael and Heather Goodwin and Matt Hall for their aid in assisting a seriously injured motorist and her toddler son earlier this month.

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.

7.1 Written Communications

The City Manager noted that e-mail correspondence had been received related to a matter to be heard later this evening.

7.2 Oral Communication

Sue Rodman complimented the City Public Works crew for their prompt response to a major water line break on Pardi Way over the weekend. She noted that they worked well into the early morning hours and returned at 8:00 a.m. the following morning to continue working on the repairs.

South Lake Tahoe Councilmember Angela Swanson invited the Council to attend the next League of California City Division meeting in Sacramento.

Barry Batchelor recommended that the City Council hold a workshop at a roundabout in Grass Valley to observe the traffic and pedestrian flow.

Michael Drobesh noted that he had observed the Truckee roundabout and urged the Council to observe the traffic and pedestrian flow.

Kirk Smith addressed the Council regarding private property trespassing.

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 Minutes of the Regular City Council Meeting of June 11, 2013 (Ms. Zito)

Approved the Minutes of the regularly scheduled Council meeting of June 11, 2013.

8.2 Accounts Payable Register (Mr. Warren)

Approved the Accounts Payable Register.

8.3 Payroll Register (Mr. Warren)

Approved the Payroll Register.

8.4 Adopt a Resolution Authorizing the Director of Finance to Execute Certifications of Direct Charge (Mr. Warren)

Resolution No. 8097

Adopted a Resolution authorizing the Director of Finance to execute 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 2013/2014 secured tax roll.

8.5 Cancellation of July 23, 2013 Regular City Council Meeting (Ms. Zito)

By approval of this request, staff was directed to notify the public and media of the cancellation of the July 23, 2013 City Council meeting.

8.6 Adopt a Resolution Approving the "Cost Share Grant Agreement (for FY 2013/14) Between the El Dorado County Water Agency and City of Placerville," and Authorize the City Manager to Execute Same (Mr. Stong)

Resolution No. 8098

Adopted a Resolution approving the "Cost Share Grant Agreement (for FY 2013/14) between the El Dorado County Water Agency and City of Placerville," and authorize the City Manager to execute same.

8.7 Adopt a Resolution Approving Construction Contract Change Orders for the Western Placerville Interchanges Phase 1A Project (CIP #41301) and Authorizing the City Manager to Execute Same (Mr. Stong)

Pulled by Councilmember Borelli and re-numbered as Item 13.1

8.8 Amendments to the Salary and Benefit Provisions for Unrepresented Employees (Mr. Warren)

Resolution No. 8100

Recommendation by the Director of Finance that the City Council adopt a Resolution Continuing the Cost Savings Plan for Councilmembers; and

Resolution No. 8101

Recommendation by the Director of Finance that the City Council adopt a Resolution amending the salary and benefit provisions for employees in the Confidential Unit; and

Resolution No. 8102

Recommendation by the Director of Finance that the City Council adopt a Resolution amending the salary and benefit provisions for employees in the Executive Management Unit; and

Resolution No. 8103

Recommendation by the Director of Finance that the City Council adopt a Resolution amending the salary and benefit provisions for employees in the Supervisory Unit.

8.9 Adopt a Resolution Awarding a Service Contract to ABC Service in an Amount Not to Exceed $50,000 to Jet, Vactor, and Video 12" Sewer Trunk Line and Laterals (Mr. Youel)

Resolution No. 8104

Recommendation by the Director of Community Services that the City Council adopt a Resolution awarding a Service Contract to ABC Service in an amount not to exceed $50,000, to jet, vactor, and video 12" sewer trunk line and laterals.

Public comment was received from Sue Rodman regarding Items 8.7 and 8.9, and from Kirk Smith regarding Item 8.7.

It was moved by Councilmember Patton and seconded by Councilmember Borelli 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. ORDINANCES

9.1 First Reading of an Ordinance Amending Title 8, Chapters 11 (Park Regulations) and 14 (Alcoholic Beverages), Title 7, Chapter 2 (Litter Regulations), and Title 6, Chapter 10 (Sound Amplifying Equipment) of the Placerville Municipal Code (Mr. Youel)

Ordinance No. _____

The Director of Community Services summarized the changes requested by the City Council at the last Council meeting and responded to Council questions. Public comment was received from Kirk Smith, Evelyn Veerkamp, Sue Rodman, Matt Applegate, Cindy Savage, Kathi Lishman, Michael Drobesh, and David Price. Following Council discussion, it was moved by Mayor Thomas to introduce the Ordinance with the modifications to the following sections:
Section 1 a, under the heading "Dogs and Animals". Delete.
Section 1 c, to read that dogs shall be maintained on a leash or voice command.
Section 10 to include a statement that skateboards/roller skates/scooters "use that does not harm people, property, or animals"
Section B include a statement that there be no smoking in City Park and that there be appropriate smoking receptacles provided in other parks",
Section D, that Items 1 and 2 be listed in reverse order.
That a list of all City parks, including the El Dorado Trail, be included in the Ordinance.
That Item 16, "Ejection" be changed to "Removal from Park" and 16(e) be clarified to read that "any exclusion shall begin immediately upon the issuance of the exclusion notice and end upon the opening of the parking on the following day.

It was then moved by Mayor Thomas and seconded by Councilmember Borelli that the City Council waive the First Reading. The motion was passed by the following vote:

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

10. PUBLIC HEARINGS

10.1 Waive the Second Reading of an Ordinance Adopting Text Amendments to the City's Zoning Ordinance That Amends the Text of Various Sections of the Zoning Ordinance (Municipal Code Title 10). This Project is Known as Zone Change 2013-02 (Mr. Painter)

Ordinance No. 1654

The City Planner summarized the various amendments to the City's Zoning Ordinance. The Mayor opened the Public Hearing. No comments were noted. The Mayor closed the Public Hearing. It was then moved by Councilmember Borelli and seconded by Councilmember Patton that the City Council take the following action:

1. *Waive the Second Reading of an Ordinance amending Title 10 (Zoning) of the Municipal Code of the City of Placerville for minor technical zoning corrections, eliminating inconsistent language, correcting typographical errors, clarifying procedure, updating and adding definitions, incorporating new definitions consistent with requirements under state law, and other non-substantive clarifications; and*
2. *Adopt said Ordinance.*

The motion was passed by the following vote:

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

10.2 Ridge at Orchard Hill Subdivision (Mr. Painter)

Tom Graff, representing ARK Development Corp., responded to Council questions. The Mayor opened the Public Hearing. Public comment was received from Sue Rodman. The Mayor closed the Public Hearing. Following Council discussion, it was moved by Councilmember Patton and seconded by Councilmember Borelli that the City Council approve the Planning Commission recommended change to the Official Development Plan for The Ridge at Orchard Hill Subdivision, allowing the option to construct either a single-car garage or two-car garage on residential parcels within the Subdivision in conjunction with the construction of a

single-family residential unit. The motion was passed by the following vote:

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

10.3 Airport Land Use Compatibility Plan Implementation – GPA 2013-02, ZC 2013-01 (Mr. Painter)

Resolution No. 8105

The City Planner summarized the Airport Land Use Compatibility Plan Implementation and responded to Council questions. Woody Deloria, representing the El Dorado County Transportation Commission also responded to Council questions. It was then moved by Councilmember Borelli and seconded by Vice-Mayor Hagen that the City Council take the following action:

1. *Make findings regarding the adopted Negative Declaration for the project, and General Plan Amendment 2013-02 and Zone Change 2013-01; and*
2. *Adopt a Resolution amending the text of the City of Placerville's General Plan to bring the General Plan into consistency with the Placerville Airport Land Use Compatibility Plan (ALUCP) that was prepared and adopted by the El Dorado Airport Land Use Commission (ALUC) on June 28, 2012, and into compliance with Government Code § 65302.3. This request is known as General Plan Amendment (CPA) 2013-02; and*
3. *Introduce an ordinance that would add Section 23: AO, Airport Overlay Zone to Title 10, Chapter 5: Zoning Regulations of the City of Placerville Municipal Code; amend Section 1 of Chapter 5: Zone Classifications, adding the "AO, Airport Overlay Zone" designation to list of zones within the City; delete Section 8: Airport Approaches of Title 10, Chapter 4: General Regulations in its entirety, and amend the Placerville Zoning Map by adding zone designation category, AO, Airport Overlay Zone. The boundary of the AO Zone includes all land located within the City that is also within the Placerville Airport Influence Area, as it is defined and shown on Exhibits PLA-1, PLA-5, PLA-6, PLA-7 of the ALUCP. This request is known as Zoning Ordinance Amendment (ZC) 2013-01.*

The motion was passed by the following vote:

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

10.4 Approval of Levying the Landscape and Lighting Maintenance District Assessments for Fiscal Year 2013/2014 (Mr. Warren)

Resolution No. 8106

The Director of Finance summarized this annual action and responded to Council questions. Public comment was received from Michael Drobesh. It was then moved by Vice-Mayor Hagen and seconded by Councilmember Wilkins that the City Council take 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 of the Fiscal Year 2013/2014 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, 2013 and ending June 30, 2014, 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

10.5 Adopt a Resolution Establishing the Appropriation Limit (Gann) for Fiscal Year 2012/2013 and Determining Compliance with Government Code Section 7910 (Mr. Warren)

Resolution No. 8107

The Director of Finance summarized the methodology in establishing the annual Gann Limit. It was then moved by Vice-Mayor Hagen and

seconded by Councilmember Patton that the City Council adopt a Resolution establishing the appropriation limit (Gann) for Fiscal Year 2012/2013 and determining compliance with Government Code Section 7910.

The motion was passed by the following vote:

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

11. DISCUSSION/ACTION ITEMS

11.1 Adopt a Resolution Amending a Portion of Resolution No. 7964 by Approving a Name Change for Placerville Economic Development Advisory Committee (EDAC) to Placerville Economic Advisory Committee (PEAC)

Resolution No. 8108

The City Manager summarized the request to change the name of the City's Economic Development Advisory Committee (EDAC). It was then moved by Councilmember Patton and seconded by Councilmember Wilkins that the City Council adopt a Resolution amending a portion of Resolution No. 7964 by approving a name change for the Placerville Economic Development Advisory Committee (EDAC) to Placerville Economic Advisory Committee (PEAC). The motion was passed by the following vote:

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

11.2 Adoption of Fiscal Year 2013/2014 Operating Budget and Capital Improvement Program Budget (Mr. Warren)

Resolution No. 8109

The Director of Finance summarized the Budget Team process and the Budget Workshop leading up to the adoption of the Fiscal Year 2013/2014

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Operating and Capital Improvement Program Budget. Public comment was received from Kirk Smith 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 and adopting the Proposed Fiscal Year 2013/2014 Operating Budget and Capital Improvement Program Budget as presented. The motion was passed by the following vote:

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

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

Councilmember Patton reported on her attendance as an Alternate to the SACOG Board.

Councilmember Borelli reported that she had attended the El Dorado County Fair preview event and the opening day ceremonies. She requested that staff report back on the issue of cars parking on front yards, rather than in driveways. She requested a status report on the Comcast-A.T.&T. towers located on Sacramento Hill. The City Attorney responded and indicated he had participated in a conference call regarding the cellular towers issue.

Vice-Mayor Hagen reported that he and Mayor Thomas had attended several meetings related to Hangtown Haven and that he attended the county Fair opening ceremonies. He had also recently attended an El Dorado County Transportation Commission meeting.

Councilmember Wilkins attended the El Dorado Transit meeting, the Fair preview event, an open house at the M.O.R.E. Workshop, and she encouraged the public to vote daily in the "Paint What Matters" contest.

Mayor Thomas thanked the Mountain Democrat for running a banner about the masthead, encouraging the public to vote in the Paint What Matters contest. She also noted that she had attended several Hangtown Haven meetings.

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13. ITEMS PULLED FROM THE CONSENT CALENDAR

13.1 Adopt a Resolution Approving Construction Contract Change Orders for the Western Placerville Interchanges Phase 1A Project (CIP #41301) and Authorizing the City Manager to Execute Same (Mr. Stong)

Resolution No. 8099

Councilmember Borelli complimented the contractor and staff for saving $268,652 by revising the traffic handling plan and pavement structural sections on Highway 50. Public comment was received from Kirk Smith. It was then moved by Councilmember Borelli and seconded by Vice-Mayor Hagen that the City Council adopt a Resolution approving construction contract change orders for the Western Placerville Interchanges Phase 1A Project (CIP #41301), and authorizing the City Manager to execute same:

1. *Contract Change Order #6, an increase in the amount of $15,321 for additional grading from Station 44+00 to 46+00; and*
2. *Contract Change Order #13, a decrease in the amount of $268,652 for revision to the traffic handling plan and pavement structural sections on the State Highway; and*
3. *Contract Change Order #17, an increase in the amount of $42,000 for additional work rebuilding pavement structural section in areas with unsuitable subgrade from Station 42+00 to 52+00 and installation of subdrains; and*
4. *Contract Change Order #19, an increase in the amount of $7,000 for removal and disposal of buried man-made objects not identified on the plans.*

The motion was passed by the following vote:

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

14. CITY MANAGER AND STAFF REPORTS

No staff reports were noted.

15. UPCOMING ITEMS

Items tentatively scheduled for the next regularly scheduled Council meeting on July 9th include:

Financial Auditor agreement, entitlement extensions, Combellack Road – approval of project and advertise for bids, Second Reading of the Park Ordinance, and Placerville Drive Bridge program supplement

16. ADJOURNMENT at 8:55 P.M. The next regularly scheduled City Council meeting will be held on July 9, 2013 at 6:00 P.M. at Town Hall, 549 Main Street. The July 23, 2013 Council meeting has been cancelled.

Susan Zito, MMC
City Clerk

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