

**CITY OF PLACERVILLE
CITY COUNCIL**

MINUTES

Regular City Council Meeting

February 26, 2013

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 CLOSED SESSION

Govt. Code § 54957 Public Employment: Chief of Police Recruitment

Govt. Code § 54956.9 Conference with Legal Counsel – One Liability Claim:
Diana Granger

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: Borelli, Hagen, Mattson, Patton, Wilkins

3. ANNOUNCEMENTS/PRESENTATIONS TO THE PUBLIC

3.1 Thanks to Public Works Crews (Mayor Mattson)

The Mayor thanked the Public Works Department's crew for their work in clearing streets during the recent snow event. She commended them for the long hours they worked during the night to remove snow from the major streets.

3.2 Thanks to Roger Ruby and George Spriggs for Establishing Live Streaming of City Council Meetings (Mayor Mattson)

The Mayor thanked Roger Ruby, Channel 2 Technical Consultant and George Spriggs, City of Placerville Information Technology Director, for their combined efforts in establishing the live-streaming of City Council meetings via http://www.justin.tv/cop_tv This link is available on the City of Placerville website as well as on the Channel 2 website: <http://sierratv2.blogspot.com/> Currently the archive video is available for up to four (4) days after original broadcast.

4. CLOSED SESSION REPORT – City Attorney Driscoll

The City Attorney reported that in the matter of the liability claim of Diana Granger, the City Council unanimously approved a claim for damage caused by a sewer back-up in the amount of \$22,403.26. No other reportable action was taken in Closed Session.

5. ADOPTION OF AGENDA

It was moved by Councilmember Patton and seconded by Councilmember Borelli to adopt the Agenda as presented. The motion was passed by the following vote:

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

6. CEREMONIAL MATTERS – None 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.

7.1 Written Communications

Written communication received is related to Item 11.2 on the Agenda.

7.2 Oral Communication

No oral comments were noted.

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 February 12, 2013 (Ms. Zito)

Approved the Minutes of the regularly scheduled Council meeting of February 12, 2013.

8.2 Minutes of the Special City Council Meeting of February 13, 2013 (Ms. Zito)

Approved the Minutes of the Special City Council Meeting of February 13, 2013.

8.3 Accounts Payable Register (Mr. Warren)

Approved the Accounts Payable Register.

8.4 Payroll Register (Mr. Warren)

Approved the Payroll Register.

8.5 Acknowledge and File the Quarterly Investment Report for the Period Ended December 31, 2012 (Mr. Warren)

Acknowledged and filed the Quarterly Investment Report for the period ended December 31, 2012.

- 8.6 Adopt a Resolution Accepting an Offer of Dedication of Road and Public Utility Easement Along 3296 and 3340 Cedar Ravine Road, Assessor's Parcel Nos. 051-120-48 & -50, from Warren H. Parker and Thelma J. Parker, and Directing the City Clerk to Record an Acceptance of Said Offer with the Office of the El Dorado County Recorder (Mr. Webb)**

Resolution No. 8077

Pulled by Councilmember Wilkins who noted that she would recuse herself from this item.

- 8.7 Adopt a Resolution Approving Amendment No. 2 to the Consulting Services Agreement with Vali Cooper and Associates for Source Inspection and Additional Construction Staking for the Western Placerville Interchanges Phase 1A Project (CIP #41301) in an Amount of \$18,523 and Authorizing the City Manager to Execute Same (Mr. Webb)**

Resolution No. 8078

Adopted a Resolution approving Amendment No. 2 to the Consulting Services Agreement with Vali Cooper and Associates for source inspection and additional construction staking for the Western Placerville Interchanges Phase 1A Project (CIP #41301) in an amount of \$18,523 and authorizing the City Manager to execute same.

- 8.8 Adopt a Resolution Accepting the Grant Deed for Public Utility Easement from Assessor's Parcel Number (APN) 004-131-37 (1318 Broadway) from the Orelli Trust as part of the Blairs Lane Bridge at Hangtown Creek Project (CIP #40604); and Authorizing the Finance Director to Issue Payment in the Amount of the Agreed Upon Purchase Price of \$650 Plus an Estimated \$550 in Title Costs (Mr. Webb)**

Resolution No. 8079

Recommendation by the Director of Development Services that the City Council adopt a Resolution accepting the Grant Deed for Public Utility Easement from APN: 004-131-37 (1318 Broadway) from the Orelli Trust as part of the Blairs Lane Bridge at Hangtown Creek Project (CIP #40604); and authorizing the Finance Director of issue

payment in the amount of the agreed upon purchase price of \$650 plus an estimated \$550 in title costs.

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

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

Item 8.6 was pulled by Councilmember Wilkins who noted that she would recuse herself from this item and exited the Council Chambers. It was then moved by Vice-Mayor Hagen and seconded by Councilmember Borelli that the City Council adopt a Resolution accepting an Offer of Dedication of road and public utility easement along 3296 and 3340 Cedar Ravine Road, Assessor's Parcel Nos. 051-120-48 & -50, from Warren H. Parker and Thelma J. Parker, and directing the City Clerk to record an Acceptance of said Offer with the Office of the El Dorado County Recorder. The motion was passed by the following vote:

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

9. ORDINANCES

9.1 Adopt and File the Negative Declaration (Environmental Assessment 2012-01) Prepared for Zone Change 2012-03 and Introduce an Ordinance establishing Chapter 12: Affordable Housing Density Bonus, to Title 10: Zoning of the City of Placerville Zoning Ordinance and Waive the First Reading. (Mr. Painter)

The City Planner presented a staff report and recommended that some clarifying language in revised portions of the proposed Ordinance be added. Copies of the revised Ordinance were distributed to the City Council and were available for public review. Public comment was received from Brian Briggs, Vice-Chair of the

Placerville Planning Commission, and Evelyn Veerkamp. In response to a public comment, the Director of Development Services noted that clarifying language that did not change the intent of the proposed Ordinance did not require an additional First Reading. With the Council's assent, the clarifying language will be reviewed by the Council at the scheduled Second Reading on March 12, 2013. Councilmember Borelli introduced an Ordinance establishing Chapter 12: Affordable Housing Density Bonus to Title 10: Zoning of the City of Placerville Zoning Ordinance. It was then moved by Councilmember Borelli and seconded by Councilmember Patton that the City Council take the following action:

1. Adopt and file the Negative Declaration (Environmental Assessment 2012-01) prepared for Zone Change 2012-03; and
2. Waive First Reading of said Ordinance.

The motion was passed by the following vote:

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

10. PUBLIC HEARINGS – None Scheduled

11. DISCUSSION/ACTION ITEMS

11.1 Acknowledge and File the Placerville Police Department Annual 2012 Crime Statistics Report (Chief Nielsen)

The Chief of Police presented a PowerPoint presentation summarizing the Police Department's Annual 2012 Crime Statistics Report and noted that the crime rate within the City limits continues to trend downward and that 2012's crime rate was 24.88%, down 56% over the last nine years. Following the Chief's report, it was moved by Councilmember Borelli and seconded by Councilmember Patton that the City Council acknowledge and file the Placerville Police Department Annual 2012 Crime Statistics Report. The motion was passed by the following vote:

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

11.2 Review Options for Chief of Police Recruitment, Including Potentially Contracting Service with El Dorado County, and Give Direction to Staff (Mr. Morris)

The City Manager presented a staff report reviewing the options associated with the recruitment of new Chief of Police, including potentially contracting service with El Dorado County Sheriff's Department. The staff report included pros and cons of traditional City police services and contract services. Following the City Manager's report, the Chief of Police presented a prepared statement urging the City Council to conduct a recruitment for a new Chief of Police and to reject the concept of contracting for police services. Three other letters recommending retaining the current police department and recruiting for a new Chief of Police were noted.

Public comment was received from Ron Cannon, Police Officer; Michael Dennis, citizen; Bill Sullivan, representing Thompson's automotive dealership; Natalie Miller, Principal of Sierra Elementary School, representing the Placerville Union School District; Josh Cox, resident; Dale Gomes, District Attorney's Office; Robert Bloom, citizen; Ashley Owen, Placerville Police Dispatcher; Justin Nida, son of Police Lieutenant Nida; Jody Slate, employee of Marshall Hospital; Rochelle Ball, resident and daughter of a SHIELD volunteer; John Kunkle, retired Placerville Police Sergeant; Mike Kobus, Placerville business owner; Jim Cayafas, Placerville Police Officer; Brian Veerkamp, District 3 Supervisor; Carl Bialorucki, Placerville Police Sergeant. Following public comment and Council discussion, it was moved by Councilmember Patton and seconded by Councilmember Wilkins that staff be directed to initiate a recruitment for Chief of Police, to retain the firm of Western Executive Search as consultants for the recruitment, and to reject the concept of contracting with El Dorado County for police services. The motion was passed by the following vote:

AYES: Borelli, Hagen, Mattson, Patton, Wilkins
NOES: None

ABSENT: None
ABSTAIN: None

11.3 Acknowledge and File the Fiscal Year 2012/2013 Mid-Year Budget Report as Presented (Mr. Warren)

The Director of Finance presented a PowerPoint presentation of the Mid-Year Budget Report. Following the Report, it was moved by Vice-Mayor Hagen and seconded by Councilmember Patton that the City Council acknowledge and file the Fiscal Year 2012/2013 Mid-Year Budget Report as presented. The motion was passed by the following vote:

AYES: Borelli, Hagen, Mattson, Patton, 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)

Vice-Mayor Hagen noted that he had recently; attended a Sacramento Area Council of Governments (SACOG) meeting. Councilmember Borelli noted that she had recently attended an El Dorado County Transportation Commission meeting. Mayor Mattson noted that she and Vice-Mayor Hagen had participated in interviews for the Community Pride Committee and Historical Advisory Committee on the previous day. Mayor Mattson requested a staff report regarding the re-opening of Lumsden Park and the City's plan related to various homeless issues that the park experienced in the past.

13. ITEMS PULLED FROM THE CONSENT CALENDAR

Item 8.6 was pulled by Councilmember Wilkins and this item was addressed immediately following the Consent Calendar approval.

14. CITY MANAGER AND STAFF REPORTS

No reports were noted.

15. UPCOMING ITEMS

Caregiver Ordinance, Audited Financial Statements, Water Conservation Agreement are tentatively scheduled for the next regularly scheduled Council meeting on March 12, 2013.

16. ADJOURNMENT

The next Regular Council meeting will be held on March 12, 2013
5:00 P.M. Closed Session; 6:00 P.M. Regular Session.

Susan Zito, MMC
City Clerk