

**CITY OF PLACERVILLE  
CITY COUNCIL**

**MINUTES**

Regular City Council Meeting

**August 28, 2012**

City Council Chambers – Town Hall  
549 Main Street, Placerville, CA 95667  
6:30 P.M. Closed Session  
7:00 P.M. Open Session

**6:30 CLOSED SESSION**

Govt. Code 54956.9      Conference with Legal Counsel – Workers Compensation  
Settlement Authority – Michael Thompson: Claim No. NCWA-  
68288

Govt. Code § 54956.8      Conference with Real Property Negotiator (487 Main Street)

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**7:00 P.M. OPEN SESSION**

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

*The Vice-Mayor called the meeting to order at 7:00 P.M. The Pledge of Allegiance to the Flag was recited.*

**2.      ROLL CALL:**      **Present:**      Borelli, Hagen, Mattson  
                                 **Absent:**      Acuna

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

**3.1**      Vice-Mayor Mattson reported that a film crew had been in Placerville and was pleased that our community was recognized for its charm and friendly citizens.

**3.2      Receive Presentation from Ygrene Fund Regarding Property Assessed Clean Energy (PACE) Program and Authorize Staff to Continue to Investigate and Consider Program (Mr. Morris)**

*Ygrene Energy Advisor Joe Livaich and National Director for Business Development, Mike Lemyre addressed the City Council regarding Property Assessed Clean Energy (PACE) program and responded to Council questions. Public comment was received from Jackie Neau, Evelyn Veerkamp, Barry Batchelor, Michael Drobesh and Sue Rodman. Following Council discussion, it was moved by Councilmember Borelli and seconded by Councilmember Hagen to authorize staff to continue to investigate and consider program. The motion was passed by the following vote:*

AYES: Borelli, Hagen, Mattson  
NOES: None  
ABSENT: Acuna  
ABSTAIN: None

**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 Councilmember Borelli and seconded by Councilmember Hagen to adopt the Agenda as presented. The motion was passed by the following vote:*

AYES: Borelli, Hagen, Mattson  
NOES: None  
ABSENT: Acuna  
ABSTAIN: None

**6. CEREMONIAL MATTERS**

**6.1 Oath of Office to Police Dispatch/Records Technician Shawna Marlin (Ms. Zito)**

*The Chief of Police introduce Ms. Marlin and the City Clerk administered the Oath of Office.*

**6.2 A Proclamation Declaring September 15, 2012 as Great Sierra River Cleanup Day**

*Vice- Mayor Mattson read the proclamation and presented it to Manny DeAquino.*



### **6.3 A Proclamation Declaring September 2012 as Prostate Cancer Awareness Month in the City of Placerville**

*Vice Mayor Mattson read the proclamation. It will be forwarded to California Prostate Cancer Coalition.*

## **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 information regarding the Cap and Trade program had been received by Michael Drobesh prior to this meeting.*

### **7.2 Oral Communication**

*Michael Drobesh addressed the Council regarding a City loan from El Dorado County and the status of the City's financial health. He also had a question regarding sales tax.*

*Evelyn Veerkamp requested that the Minutes of August 14<sup>th</sup> be revised to clarify her previous comment at that meeting.*

*Barry Batchelor commented on the composition of the City's Economic Development Advisory Committee (EDAC) and also on downtown parking.*

*Councilmembers Borelli and Hagen commented briefly on downtown parking, both street parking and in the City-owned parking lots.*

## **8. COUNCIL REPORTS AND REQUESTS FOR FUTURE AGENDA ITEMS –**

*Councilmember Borelli commented on her attendance at recent meetings at El Dorado County, as well as the EDAC meeting held on August 23<sup>rd</sup>.*

*Councilmember Hagen commented on his attendance at a recent Sacramento Area Council of Governments (SACOG) meeting and the El Dorado County Transportation Commission meeting.*

Vice-Mayor Mattson commented on her attendance at a recent Local Agency Formation Commission (LAFCO) meeting and a meeting held at City Hall with stakeholders and City staff regarding Hangtown Haven. She also suggested that the Council consider the closure of Lumsden Park for a possible six-month period of time to allow City staff to renovate the lawn area, replace the safety surface surrounding the playground, begin work on a trail system surrounding the lake feature, lake restoration processes, and restroom renovations. The Director of Community Services noted that the City's Recreation and Parks Commission is scheduled to discuss this item at their September meeting and he will bring this back for Council consideration following the Commission's recommendation.

## **9. 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.

### **9.1 Minutes of the Regular City Council Meeting of August 14, 2012 (Ms. Zito)**

*Approved the Minutes of the regularly scheduled Council meeting of August 14, 2012.*

### **9.2 Warrant Register (Mr. Warren)**

*Approved the Warrant Register.*

### **9.3 Payroll Register (Mr. Warren)**

*Approved the Payroll Register.*

### **9.4 Resolution Authorizing the Mayor to Execute an Amendment to the City Manager's Employment Agreement Extending the Severance Pay Provisions in the Event of Termination Without Cause (Mr. Driscoll)**

*Pulled by Vice-Mayor Mattson and re-numbered as Item 13.1.*

### **9.5 Authorizing the Mayor to Sign a Letter Addressed to Justice Hill and the Court Facility Working Group Members in Support of Continuing Funding of the New Court Project on Forni Road (Mr. Webb)**



*Pulled by the City Council at the request of City Manager and re-numbered as Item 13.2.*

**9.6 Acknowledge and File the Quarterly Investment Report for the Period Ended June 30, 2012 (Mr. Warren)**

*Acknowledged and filed the quarterly Investment Report for the period ended June 30, 2012.*

**9.7 Authorize by Minute Action the Temporary Night Closures of a Portion of Fair Lane for an El Dorado Irrigation District Water Main Relocation Project Associated with the Western Placerville Interchanges Project (CIP #41301) During the Period from September 17<sup>th</sup> to September 28<sup>th</sup> for Traffic Safety and to Minimize Inconvenience to the Traveling Public (Mr. Stong)**

*Authorized by Minute Action the temporary night closures of a portion of Fair Lane for an El Dorado Irrigation District Water Main Relocation Project associated with the Western Placerville Interchanges Project (CIP #41301) during the period from September 17<sup>th</sup> to September 28<sup>th</sup> for traffic safety and to minimize inconvenience to the traveling public.*

**9.8 Review and Authorize Staff to Submit a Response to Grand Jury Case No. GJ-11-012, Placerville Investigative Policy (Chief Nielsen)**

*Pulled by Vice-Mayor Mattson and re-numbered as Item 13.3.*

**9.9 Review and Authorize Staff to Submit Response to Grand Jury Case No. GJ-11-010, Consolidation of City and County Services (Mr. Morris)**

*Pulled by Vice-Mayor Mattson and re-numbered as Item 13.4.*

*It was moved by Councilmember Hagen and seconded by Councilmember Borelli to approve the Consent Calendar as amended. Prior to the vote, public comment was received from the following individuals:*

- 9.1 Evelyn Veerkamp requested a revision to the Minutes of August 14, 2012 to indicate that she had requested information about the City's scholarship fund as had been indicated by a grant awarded to the City by the El Dorado Community Foundation. The City responded that "scholarship" was incorrect nomenclature and that the funds received were not for scholarships. The Director of Finance responded to Ms. Veerkamp the day after the Council meeting and provided her with a more complete answer to her question.

9.6 *Michael Drobesh commented on the rate of return on investments listed in the City's Quarterly Investment Report.*

*Following public comment, the motion was passed by the following vote:*

AYES: Borelli, Hagen, Mattson  
NOES: None  
ABSENT: Acuna  
ABSTAIN: None

**10. ORDINANCES – None Scheduled**

**11. PUBLIC HEARINGS – None Scheduled**

**12. DISCUSSION/ACTION ITEMS – None Scheduled**

**13. ITEMS PULLED FROM THE CONSENT CALENDAR**

**13.1 Resolution Authorizing the Mayor to Execute an Amendment to the City Manager's Employment Agreement Extending the Severance Pay Provisions in the Event of Termination Without Cause (Mr. Driscoll)**

**Resolution No. 8035**

*The City Attorney summarized the provisions of the amendment and responded to Council questions. Public comment was received from Michael Drobesh. Following public comment, it was moved by Councilmember Hagen and seconded by Councilmember Borelli that the City Council authorize the Mayor to execute an amendment to the City Manager's Employment Agreement extending the severance pay provisions in the event of termination without cause. The motion was passed by the following vote:*

AYES: Borelli, Hagen, Mattson  
NOES: None  
ABSENT: Acuna  
ABSTAIN: None



**13.2 Authorizing the Mayor to Sign a Letter Addressed to Justice Hill and the Court Facility Working Group Members in Support of Continuing Funding of the New Court Project on Forni Road (Mr. Webb)**

*The City Manager noted that following the publication of this Agenda, the City received an urgent request for the letter addressed to Justice Hill and the Court Facility Work Group Members be signed by the Mayor and sent prior to this meeting. The Mayor has signed the letter and it was sent earlier this week. A contingent from El Dorado County and the City of Placerville will be traveling to San Francisco on September 5<sup>th</sup> to urge the Court Facility Working Group Members to support the continuing funding of the new Court Project on Forni Road. The Council, by consensus, approved the letter.*

**13.3 Review and Authorize Staff to Submit a Response to Grand Jury Case No. GJ-11-012, Placerville Investigative Policy (Chief Nielsen)**

*The Chief of Police summarized the issue raised by the Grand Jury and noted that it had been rectified. Following staff response to City Council questions, it was moved by Councilmember Hagen and seconded by Councilmember Borelli that the City Council authorize staff to submit a response to Grand Jury Case #GJ-11-012, Placerville Police Investigative Policy. The motion was passed by the following vote:*

AYES: Borelli, Hagen, Mattson  
NOES: None  
ABSENT: Acuna  
ABSTAIN: None

**13.4 Review and Authorize Staff to Submit Response to Grand Jury Case No. GJ-11-010, Consolidation of City and County Services (Mr. Morris)**

*The City Manager summarized the issue and responded to Council questions. Public comment was received from Jackie Neau, Michael Drobesh and Sue Rodman. It was then moved by Councilmember Borelli and seconded by Councilmember Hagen that the City Council authorize staff to submit response to Grand Jury Case No. GJ-11-010, Consolidation of City and County Services. The motion was passed by the following vote:*

AYES: Borelli, Hagen, Mattson  
NOES: None  
ABSENT: Acuna  
ABSTAIN: None

**14. CITY MANAGER AND STAFF REPORTS**

**14.1 Review Status Report and Recommendations on Improvements to 301-305 Main Street Buildings (Mr. Morris)**

*The City Manager presented a status report and recommendations on improvements to the 301-305 Main Street buildings. No Council action was requested, nor taken.*

**15. UPCOMING ITEMS**

*Items tentatively scheduled for the September 11, 2012 Council meeting include: a Volunteer Program, an Animal Control agreement, and a Cops Hiring Program grant.*

**16. ADJOURNMENT at 9:06 P.M.**

The next Regular Council meeting will be held on September 11, 2012  
6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, MMC  
City Clerk