

**CITY OF PLACERVILLE
CITY COUNCIL**

MINUTES

Regular City Council Meeting

July 10, 2012

City Council Chambers – Town Hall
549 Main Street, Placerville, CA 95667
No Closed Session Scheduled
7:00 P.M. Open Session

NO CLOSED SESSION SCHEDULED

7:00 P.M. OPEN SESSION

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

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

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

3. ANNOUNCEMENTS/PRESENTATIONS TO THE PUBLIC

Mayor Acuna announced that he would not be seeking a third term of office on the City Council and thanked his Council colleagues, the City Manager and City Staff.

4. CLOSED SESSION REPORT – No Closed Session was Scheduled

5. ADOPTION OF AGENDA

It was moved by Councilmember Borelli and seconded by Vice-Mayor Mattson that the City Council adopt the Agenda as presented. The motion was passed by the following vote:

AYES: Acuna, Borelli, Hagen, Mattson

NOES: None
ABSENT: None
ABSTAIN: None

6. CEREMONIAL MATTERS

6.1 Proclamation Declaring August 7, 2012 as National Night Out in the City of Placerville (Chief Nielsen)

A Proclamation declaring August 7, 2012 as National Night in the City of Placerville was presented to SHIELD (Seniors Helping in Enforcement-Like Duties) volunteers Suzanne Ball and Bonnie Rogers.

6.2 A Proclamation of the City Council Commemorating the 160th Anniversary of Randolph's Jewelry

A Proclamation commemorating the 160th anniversary of Randolph's Jewelry was presented to owner Charles Stephens.

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. The Mayor reserves the right to limit the speaker's time to three minutes. The Mayor will recognize you and when you come to the microphone, please state your name for the record. You are not allowed to make personal attacks on individuals or make comments which are slanderous or which may invade an individual's personal privacy.

7.1 Written Communications

The City Manager noted that a letter from Robert A. Smart, Jr. had been received by the City Council regarding the County General Plan amendment regarding the need for County park sites.

The City Manager noted that a letter from Paul Zappettini had been received by the City Council regarding the Cottonwood Estates Subdivision Reforestation Plan.

7.2 Oral Communication

Bob Smart addressed the Council regarding the lack of County parks and the impacts to City parks.

Sue Rodman addressed the Council regarding downtown parking and density zoning issues.

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

Vice-Mayor Mattson reported on recent meetings she participated in including the 2 x 2 (two City of Placerville Councilmembers, two County Supervisors, El Dorado County CAO and City of Placerville City Manager), a meeting on homeless issues and noted that she currently is Chairperson of the El Dorado County Transit Authority and that a staff member had passed away recently.

Councilmember Borelli reported on a recent El Dorado County Transportation Commission (EDCTC) meeting and a visit to the Bay Bridge to learn about the earthquake retrofitting project that was recently completed. She also noted several funding sources that the EDCTC will receive to complete local transportation projects. Councilmember Borelli also attended the 2 x 2 meeting. Councilmember Borelli inquired about the feasibility of a crosswalk sign adjacent to the mid-block crosswalk in front of the El Dorado County Fair Grounds on Placerville Drive.

Councilmember Hagen attended the recent EDCTC meeting and commented on the Airport Land Use Compatibility Report.

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. The reading of the full text of all Resolutions will be waived unless a Councilmember requests otherwise.

9.1 Minutes of the Regular City Council Meeting of June 26, 2012 (Ms. Zito)

Approved the Minutes of the regularly scheduled Council meeting of June 26, 2012.

9.2 Warrant Register (Mr. Warren)

Approved the Warrant Register.

9.3 Payroll Register (Mr. Warren)

Approved the Payroll Register.

9.4 Adopt a Resolution Authorizing the Director of Community Services to Execute an Agreement Between the City of Placerville and Foothill Associates to Provide Engineering and Design Services to Develop the Judge Maul Park Located at the Corner of Bedford Avenue and Main Street in Placerville (Mr. Youel)

Pulled by Councilmember Borelli and re-numbered as Item 13.1

9.5 Adopt a Resolution Authorizing the City Manager to Execute an Agreement Between Banner Parking Services and the City of Placerville to Provide Parking Enforcement Services in the City of Placerville (Mr. Morris)

Resolution No. 8018

Adopted a Resolution authorizing the City Manager to execute an agreement between Banner Parking Services and the City of Placerville to provide parking enforcement services in the City of Placerville.

Public comment was received from Sue Rodman regarding Item 9.5.

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

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

10. ORDINANCES

10.1 Second Reading of an Ordinance Amending Title 6, Chapter 17 of the Placerville Municipal Code Relating to Regulation of the Proximity of Sex Offenders to Children's Facilities: Prohibition of Registered Sex Offenders from Entering City Parks, Schools and Other Areas Where Children Congregate (Chief Nielsen)

Ordinance No. 1648

Following an overview of the issue by the Chief of Police, it was moved by Vice-Mayor Mattson and seconded by Councilmember Borelli that the City Council take the following action:

1. *Waive the Second Reading of an Ordinance amending Title 6, Chapter 17 of the Placerville Municipal Code relating to regulation of proximity of sex offenders to children's facilities: prohibition of registered sex offenders from entering City parks, schools, and other areas where children congregate; and*
2. *Adopt said Ordinance.*

The motion was passed by the following vote:

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

10.2 Second Reading of an Ordinance Amending Various Sections of Title 10 of the Placerville Municipal Code (City of Placerville Zoning Ordinance) and an Amendment to the City of Placerville Zoning Map (Mr. Webb)

Ordinance No. 1649

An overview of the issue was presented by the Director of Community Development and Engineering. It was then moved by Councilmember Hagen and seconded by Vice-Mayor Mattson that the City Council take the following action:

1. *Waive the Second Reading of an Ordinance amending various sections of Title 10 of the Zoning Ordinance, relating to single-family residences in multi-family zones (cumulative zoning), mobile home parks, and billboards, in an amendment to the Zoning Map; and*
2. *Adopt said Ordinance.*

The motion was passed by the following vote:

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

10.3 Second Reading of a Zoning Ordinance Amendment 2012-02 – Emergency Housing in Highway Commercial Zones (Mr. Webb)

Ordinance No. 1650

Following Council discussion, it was moved by Vice-Mayor Mattson and seconded by Councilmember Borelli that the City Council take the following action:

1. *Adopt text amendments to the City's Zoning Ordinance to permit one Emergency Housing Facilities in a Highway Commercial (HWC) zone as a use allowed by right, in accordance with Section 65583 of the California Government Code (Senate Bill 2); and*
2. *Waive the Second Reading of an Ordinance amending Title X, Chapter 1, Section 4 (§ 10-1-3), and Title X, Chapter 5, Section 17, Subsection (B) (§ 10-5-17(B)) of the Placerville Municipal Code (Zoning Ordinance) relating to Emergency Housing Facilities in a Highway Commercial (HWC) Zone; and*
3. *Adopt said Ordinance.*

The motion was passed by the following vote:

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

11. PUBLIC HEARINGS – None Scheduled

12. DISCUSSION/ACTION ITEMS

12.1 Review Options for Filling of Vacant Council Seat; Approve by Minute Action a Motion Rejecting the Option to Appoint, and Calling of a Special Election to Fill the Vacant Council Seat. Note, however, that the Position will be Filled as Part of the Regular Election in November, 2012, Thus Negating the Need for a Special Election (Mr. Morris)

The City Manager summarized the options available to the Council. Public comment was received from Michael Drobesch and Sue Rodman. Following Council discussion, it was moved by Councilmember Hagen and seconded by Councilmember Borelli approve by Minute Action a motion rejecting the

option to appoint, and calling of a Special Election to fill the vacant Council seat. Note, however, that the position will be filled as part of the regular Election in November, 2012, thus negating the need for a Special Election. The motion was passed by the following vote:

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

12.2 Adopt a Resolution Appropriating \$37,451 in Regional Surface Transportation Program (RSTP) Exchange Revenue for the Main Street and Turner Street Reconstruction Project (CIP #41211) and Award a Construction Contract with Doug Veerkamp General Engineering in the Amount of \$206,622.09 for Said Project, and Authorizing the Mayor to Execute Same (Mr. Stong)

Resolution No. 8019

The City Engineer summarized the scope of the project and responded to Council questions. Public comment was received from Sue Rodman and Michael Drobesh. It was then moved by Councilmember Borelli and seconded by Vice-Mayor Mattson that the City Council adopt a Resolution for the following action:

- 1. Appropriating \$37,451 in RSTP Exchange revenue for the Main Street and Turner Street Reconstruction Project (CIP #41211); and*
- 2. Awarding a Construction Contract with Doug Veerkamp General Engineering in the amount of \$206,622.09 for said project, and authorizing the Mayor to execute same.*

The motion was passed by the following vote:

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

12.3 Adopt a Resolution Approving a Consulting Services Agreement with Vali Cooper & Associates for Construction Management Services for the Western Placerville Interchanges Phase 1A Project (CIP #41301) in an Amount Not to Exceed \$630,288, and Authorizing the City Manager to Execute Same; and Authorizing the Mayor and City Attorney to Execute Amendment No. 1 to Cooperative Agreement 03-0435 Between the State of California and the City of Placerville

for Construction of the Western Placerville Interchanges Phase 1A Project (CIP #41301), Subject to Minor, Non-Substantive Changes Approved by the City Attorney and the Director of Community Development and Engineering (Mr. Stong)

Resolution No. 8020

The City Engineer summarized the scope of the project and explained the funding sources for this project. Public comment was received from Sue Rodman and Michael Drobesh. It was then moved by Councilmember Borelli and seconded by Councilmember Hagen that the City Council approve a Consulting Services Agreement with Vali Cooper & Associates for construction management services for the Western Placerville Interchanges Phase 1A Project (CIP #41301) in an amount not to exceed \$630,288, and authorizing the City Manager to execute same.

The motion was passed by the following vote:

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

Resolution No. 8021

It was then moved by Councilmember Borelli and seconded by Vice-Mayor Mattson that the City Council adopt a Resolution authorizing the Mayor and City Attorney to execute Amendment No. 1 to Cooperative Agreement 03-0435 between the State of California and the City of Placerville for construction of the Western Placerville Interchanges Phase 1A Project (CIP #41301), subject to minor, non-substantive changes approved by the City Attorney and the Director of Community Development and Engineering. The motion was passed by the following vote:

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

12.4. Adopt a Resolution Approving the “Agreement to Share Costs for Fiscal Year 2012-2013 between the El Dorado County Water Agency and the City of Placerville,” and Authorize the City Manager to Execute Same; and Appropriating \$120,000 for the Hangtown Creek Sewer Line Relocation Project – Clay Street to Locust Street (CIP #41202), Comprised of \$60,000 in Sewer Enterprise Funds from the

2006 Wastewater Bond Proceeds and \$60,000 from the El Dorado County Water Agency; and Appropriating \$50,000 for the Water Audit Project (CIP #41306), Comprised of \$25,000 in Water Enterprise Funds and \$25,000 from the El Dorado County Water Agency (Mr. Stong)

Resolution No. 8022

The City Engineer summarized the project and responded to Council questions. Public comment was received from Sue Rodman and Michael Drobesh. It was then moved by Councilmember Hagen and seconded by Vice-Mayor Mattson that the City Council adopt a Resolution for the following action:

1. *Approving the "Agreement to Share Costs for Fiscal Year 2012-2013 Between the El Dorado County Water Agency and the City of Placerville," and authorize the City manager to execute same; and*
2. *Appropriating \$120,000 for the Hangtown Creek Sewer Line Relocation Project – Clay Street to Locust Street (CIP #41202), comprised of \$60,000 in Sewer Enterprise Funds from the 2006 Wastewater Bond proceeds and \$60,000 from the El Dorado County Water Agency; and*
3. *Appropriating \$50,000 for the Water Audit Project (CIP #41306), comprised of \$25,000 in Water Enterprise Funds and \$25,000 from the El Dorado County Water Agency.*

The motion was passed by the following vote:

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

Adopt a Resolution Approving a Consulting Services Agreement with Domenichelli and Associates, Inc. in an Amount Not to Exceed \$186,003 for Professional Engineering Services for the Hangtown Creek Sewer Trunk Line Relocation Project (CIP #41202) and Cedar Ravine Creek Sewer Main Relocation Project (CIP #41212), and Authorize the City Manager to Execute Same (Mr. Stong)

Resolution No. 8023

It was then moved by Councilmember Hagen and seconded by Vice-Mayor Mattson that the City Council adopt a Resolution Approving a Consulting Services Agreement with Domenichelli and Associates, Inc. in an Amount Not to Exceed \$186,003 for Professional Engineering Services for the

Hangtown Creek Sewer Trunk Line Relocation Project (CIP #41202) and Cedar Ravine Creek Sewer Main Relocation Project (CIP #41212), and Authorize the City Manager to Execute Same. The motion was passed by the following vote:

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

12.5 Confirm Issuance of Special Temporary Use Permit for 90 Days for a Homeless Encampment at 1700 Broadway, Placerville (Mr. Morris)

The City Manager summarized the scope of the issue and responded to Council questions. Public comment was received from Michael Drobesh. It was then moved by Councilmember Hagen and seconded by Councilmember Borelli that the City Council confirm the issuance of Special Temporary Use Permit for 90 days for a Homeless Encampment at 1700 Broadway, Placerville. The motion was passed by the following vote:

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

13. ITEMS PULLED FROM THE CONSENT CALENDAR

13.1 Adopt a Resolution Authorizing the Director of Community Services to Execute an Agreement Between the City of Placerville and Foothill Associates to Provide Engineering and Design Services to Develop the Judge Maul Park Located at the Corner of Bedford Avenue and Main Street in Placerville (Mr. Youel)

Resolution No. 8017

Following staff clarification of Council questions, it was moved by Councilmember Borelli and seconded by Vice-Mayor Mattson that the City Council adopt a Resolution authorizing the Director of Community Services to execute an agreement between the City of Placerville and Foothill Associates to provide engineering and design services to develop the Judge Maul Park located at the corner of Bedford Avenue and Main Street in Placerville. The motion was passed by the following vote:

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

ABSENT: None
ABSTAIN: None

14. CITY MANAGER AND STAFF REPORTS

Chief Nielsen thanked the Community Services Department staff for alterations to the Council Chambers.

The City Clerk noted that filing for City Council and City Treasurer seats for the November 6, 2012 general election will begin on Monday, July 16, 2012. The nomination period will end on August 9th.

15. UPCOMING ITEMS

The City Manager reminded the public that the next Neighborhood Chat is scheduled for Wednesday, July 11th from 6:00 – 8:00 P.M. at Town Hall.

Items have not yet been scheduled for August 14, 2012 Council meeting.

16. ADJOURNMENT at 9:30 P.M.

The next regularly scheduled Council meeting of July 24, 2012 is cancelled.

The Neighborhood Chat will be held on Wednesday, July 11, 2012, from 6:00 P.M. to 8:00 P.M. at Town Hall

The next Regular Council meeting will be held on August 14, 2012
6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, MMC
City Clerk