

**CITY OF PLACERVILLE
CITY COUNCIL**

MINUTES

Regular City Council Meeting

September 27, 2011

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 P.M. CLOSED SESSION

Pursuant to the cited authority (all references to the Government Code), the City Council will hold a Closed Session to discuss the following items:

Govt. Code 54956.9 Conference with Legal Counsel – Liability Claim – Cheryl Edwards

Govt. Code 54956.95 Conference with Legal Counsel – Settlement Authority
Workers Compensation Claim: Brian Reeves

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, Machado, Mattson

3. ANNOUNCEMENTS TO THE PUBLIC

Councilmember Mattson thanked the Broadway Village Association and some several homeless volunteers from the El Dorado Community Resource Center who helped with a creek clean-up over the previous weekend.

Councilmember Machado noted that Carol Patton, former Planning Commissioner had closed her business, Placerville Clothing Company, on Main Street after 18 years in business.

Councilmember Hagen noted that a number of young people recently participated in a fundraising event to benefit New Morning Youth and Family Services. The youth group walked from the existing youth shelter to the soon-to-be-opened youth shelter and raised several thousand dollars for New Morning.

4. CLOSED SESSION REPORT – City Attorney Driscoll

The City Attorney reported that the City Council unanimously rejected the claim of Cheryl Edwards. He further noted that no other reportable action had been taken in Closed Session.

5. ADOPTION OF AGENDA

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

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

6. CEREMONIAL MATTERS

6.1 A Proclamation Declaring October 5, 2011 as Walk to School Day in the City of Placerville

The Mayor read the Proclamation and presented it to Natalie Miller, Sierra School Principal and Lesley Vardanega a walking advocate and Sierra School parent. Ms. Miller thanked the Council for the Proclamation and thanked Ms. Vardanega for her contributions to this annual event. Ms. Vardanega encouraged the community to walk to either Schnell School or Sierra School with the children on Wednesday, October 5, 2011. The events will start at 8:00 A.M. at both the Mosquito Road Park & Ride and the Ivy House parking lot and will proceed to the elementary schools from there.

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.

7.1 Oral Communication

Sandy Mathews addressed the Council regarding Street Frontage Improvement Agreements (SFIA) in general and a parcel on Carson Road in particular. The City Attorney noted that individual SFIA could be handled on a case-by-case basis administratively by staff.

Jackie Neau invited the public to attend the El Dorado Trail Blazin' event to be held on Sunday, October 23rd. The public is invited to walk, mountain bike ride or horseback ride. Events are planned on different segments of the trail and more information may be obtained at www.eldoradotrail.com

Robert Nelson addressed the Council regarding overgrown shrubbery and invasive plants along the roadway on upper Broadway, forcing pedestrians into the roadway. He also noted that there were several trees encroaching upon the roadway that are obscuring speed signs and requested that the fog line be repainted.

Councilmember Borelli noted that the Shakespeare Club's parking lot located west of Spring Street contained overgrown trees that are hanging over the roadway. She requested that the property owners be notified to trim those trees to avoid high profile vehicles from hitting the low branches.

Councilmember Machado noted that following a meeting at the El Dorado Community Resource Center regarding the homeless issue, he felt that the group feeding the homeless in Lumsden Park may agree to move to the Resource Center if the pedestrian access on Broadway was improved.

Michael Drobesh noted that the invasive shrubbery along Middletown Road and Carson Road near Schnell School was also causing a pedestrian safety issue and requested that the shrubbery be cut back. Mr. Drobesh thanked Director of Finance Warren for his response on a financial question.

Barry Batchelor requested that an asphalt apron be added to the road edge on Jacquier Road to allow for pedestrian safety.

Sue Rodman commended Councilmember Mattson on a recent editorial published in the Mountain Democrat. She also referenced an article on round-a-bouts.

7.2 Written Communication

No written communications 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 or audience 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 September 13, 2011 (Ms. Zito)

Approved the Minutes of the regularly scheduled Council meeting of September 13, 2011.

8.2 Warrant Register (Mr. Warren)

Pulled by audience member Michael Drobesh and re-numbered as Item 12.1

8.3 Payroll Register (Mr. Warren)

Approved the Payroll Register.

8.4 Acknowledge and File the Measure J Quarterly Financial Report for the Period Ended March 31, 2011 (Mr. Warren)

Acknowledged and filed the Measure J Quarterly Financial Report for the Period Ended March 31, 2011.

8.5 Adopt a Resolution Accepting the Offer of Dedication from Gregg and Helen Howell of Road Right-of-Way for Roadway and Public Utility Purposes Along Canal Street, APN: 050-150-201 and Directing the City Clerk to Record Said Offer With the Office of the El Dorado County Recorder on Behalf of the City of Placerville (Mr. Pesses)

Resolution No. 7944

Adopted a Resolution for the following action:

- 1. Accepting the Offer of Dedication from Gregg and Helen Howell of road right-of-way for roadway and public utility purposes along Canal Street, APN: 050-150-201; and*
- 2. Directing the City Clerk to record said Offer with the Office of the El Dorado County Recorder on behalf of the City of Placerville.*

8.6 Adopt a Resolution Approving the Agreement to Share Costs with Marshall Medical Center for Relocation of the Corker Street Water Main From Turner Street to Marshall Way Subject to Approval by the City Attorney and Authorizing the City Manager to Execute Said Agreement and Authorizing a Budget Appropriation in an Amount of \$7,500 from the Water Enterprise Fund for the Corker Street Water main Relocation Project (CIP #41205) (Mr. Pesses)

Pulled by Councilmember Mattson and re-numbered as Item 12.2

8.7 Acknowledge and File the Measure J Quarterly Financial Report for the Period Ended June 30, 2011 (Mr. Warren)

Acknowledged and filed the Measure J quarterly financial report for the period ended June 30, 2011.

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

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

9. ORDINANCES – None Scheduled

10. PUBLIC HEARINGS- None Scheduled

11. DISCUSSION/ACTION ITEMS

11.1 Direct Staff on How to Proceed with Appointment of Redevelopment/Economic Development Advisory Committee Based on the Qualified Referendum (Mr. Morris)

Councilmembers Machado and Mattson declared a conflict of interest and recused themselves from the Council Chambers. Public comment was received from Evelyn Veerkamp, Michael Drobesh, and David Price. Following Council discussion, it was moved by Councilmember Hagen and seconded by Mayor Pro Tem Acuna that the composition of this proposed Committee be reviewed as an Economic Development Committee only, with a maximum of five members, and that Council reconsider this issue within 30 days. The motion was passed by the following vote:

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

11.2 Recommendation by the Director of Community Development that the City Council Receive Staff's Update Regarding the Island Annexation Process, and Provide Direction to Staff as to Whether or Not it Remains the City Council's Desire to Continue With the Proposed Island Annexation at This Time (Mr. Morris)

Jose Henriquez, Local Agency Formation Commission (LAFCO) Executive Officer, addressed the Council and presented an overview of the Island Annexation process. Public comment was received from Jeff Stone, Jim Cahill, Jonathan Friedman, Bob Battersby, Barry Batchelor, Lynne Evans, Leroy Francies, Jeanne Battersby, Alan Baumann, John Wunschel, Judith Madison, Fred Rittenour, Rob Grasso, and Greg Evans. Following Council discussion, it was moved by Councilmember Machado and seconded by Councilmember Hagen that the City Council remove the Andler Road area from further consideration of annexation, and to move forward with a workshop for the remaining proposed Island Annexation areas listed on the map, to request that staff prepare more detailed maps of the areas to be discussed, with proper notification of all affected property owners, an analysis of benefit and to agendaize this item for Council consideration within six months. The motion was passed by the following vote:

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

12. ITEMS PULLED FROM THE CONSENT CALENDAR

12.1 Warrant Register (Mr. Warren)

This item was pulled at the request of an audience member who had left the Council Chambers. Without an indication of those items of concern, it was moved by Councilmember Machado and seconded by Councilmember Mattson that the City Council approve the Warrant Register. The motion was passed by the following vote:

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

12.2 Adopt a Resolution Approving the Agreement to Share Costs with Marshall Medical Center for Relocation of the Corker Street Water Main From Turner Street to Marshall Way Subject to Approval by the City Attorney and Authorizing the City Manager to Execute Said Agreement and Authorizing a Budget Appropriation in an Amount of \$7,500 from the Water Enterprise Fund for the Corker Street Water main Relocation Project (CIP #41205) (Mr. Pesses)

Resolution No. 7945

Councilmember Mattson noted that this item was pulled from the Consent Calendar because she had a conflict of interest. She is a Marshall Hospital Board member. She recused herself from the Council Chambers. It was then moved by Councilmember Borelli and seconded by Councilmember Hagen that the City Council adopt a Resolution for the following action:

- 1. Approving the Agreement to Share Costs with Marshall Medical Center for the relocation of the Corker Street water main from Turner Street to Marshall Way subject to approval by the City Attorney; and*
- 2. Authorizing the City Manager to execute said Agreement; and*
- 3. Authorizing a budget appropriation in an amount of \$7,500 from the Water Enterprise Fund for the Corker Street Water Main Relocation project (CIP#41205).*

The motion was passed by the following vote:

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

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

Councilmember Machado requested a status update on Duffey Park. The Director of Community Services reported that construction would begin shortly.

Councilmember Hagen reported on a recent Sacramento Area Council of Governments (SACOG) meeting he had attended regarding the 2025 Metropolitan Transportation Plan. He further noted that the El Dorado Center offered credential programs including Water Reclamation Facility Operator training.

14. CITY MANAGER AND STAFF REPORTS

The Director of Public Works reported that he had been contacted by the El Dorado Center with a request for the City to host two interns at the Water Reclamation Facility in conjunction with the community college's credential program. He also noted that City Engineering Specialist Mark Ivani had completed the Index of Private Sewer Systems and that bound copies were now available. The Director of Public Works responded to Council questions regarding the Point View Drive project. He noted that he would bring back for Council consideration the issue of Street Frontage Improvement Agreements discussed earlier this evening under Public Comment.

The Chief of Police briefed the Council on AB 109, related to Public Safety Realignment which becomes effective October 1, 2011. Under this Assembly Bill, state prison inmates serving time for non-violent, non-sexual, and non-serious offenses, would be transferred to County jails to serve out their remaining time. The Chief responded to Council questions regarding the increased workload on public safety.

15. UPCOMING ITEMS

Items tentatively scheduled for October 11, 2011 include Neighborhood Meetings, a Memorandum of Understanding with Local 39, and a Change Order to the Morrene Drive project, a Parking District report, and an Investment Policy.

16. ADJOURNMENT at 10:05 P.M.

The next Regular Council meeting will be held on October 11, 2011, 6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, MMC
City Clerk