

**CITY OF PLACERVILLE
CITY COUNCIL**

MINUTES

Regular City Council Meeting
March 22, 2011

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

6:00 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 54957.6 Conference with Labor Negotiator
Agency Negotiator: David Mackowiak
Employee Organization: Police Officers' Association and
Local 39
- Govt. Code 54956.9 Conference with Legal Counsel – One Case
Greg Heidle v. City of Placerville
- Govt. Code 54956.9 Conference with Legal Counsel – One Case
Hopkins v. Placerville, USDC Case No. 2:10-CV-
00403FCD-KJN

7:00 P.M. OPEN SESSION

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

The Mayor called the meeting to order at 7:10 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

Presentation by the Sierra Business Council of Results Found in the February 2011 City of Placerville 2005 Government Operations Greenhouse Emissions Inventory

Nancy Richard and Paul Ahrns, representing the Sierra Business Council, presented a Power Point presentation of the greenhouse gas emissions inventory of city owned buildings, facilities, vehicle fleet, and employee commute. Public comment was received from Larry Robinson, Mary Dohnke, Michael Drobesh, Sue Taylor, Robyn Rawers, Carol Peterman, Barry Bachelor, and Steve Forney.

4. CLOSED SESSION REPORT – City Attorney Driscoll

The City Attorney reported that by a unanimous vote of all five Councilmembers, the claim of Greg Heidle was rejected. No other reportable action was taken in Closed Session.

5. ADOPTION OF AGENDA

The Mayor requested that Item 12.2 be pulled forward in the agenda to be presented prior to Item 8. It was then moved by Mayor Machado and seconded by Vice-Mayor Acuna to adopt the Agenda as modified. The motion was passed by the following vote:

AYES:	Acuna, Borelli, Hagen, Machado, Mattson
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 Oral Communication

Public comment was received from Larry Robinson, Robyn Rawers, Mary Dohnke, Michael Drobesh, Barry Bachelor and Carol Peterman.

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. Robyn Rawers requested that all Consent Items be pulled. The Mayor requested that Ms. Rawers prepare her questions for each item so that staff would be able to respond.

8.1 Minutes of the Regular City Council Meeting of March 8, 2011 (Ms. Zito)

Recommendation by the City Clerk that the City Council approve the Minutes of the regularly scheduled Council meeting of March 8, 2011.

8.2 Minutes of the Special Council/Staff Visioning and Goal Setting Workshop (Ms. Zito)

Pulled by audience member Sharlene McCaslin and re-numbered as Item 9.1

8.3 Warrant Register (Mr. Warren)

Pulled by audience member Sharlene McCaslin and re-numbered as Item 9.2

8.4 Payroll Register (Mr. Warren)

Recommendation by the Director of Finance that the City Council approve the Payroll Register.

8.5 Acknowledgement of the Mayor's Appointment of Steven Shervey to the El Dorado County Commission on Aging

Recommendation by the City Clerk that the City Council acknowledge and file the Mayor's appointment of Steven Shervey as the City's representative to the El Dorado County Commission on Aging.

8.6 Adopt a Resolution of the City Council Accepting Grant Deeds from Mr. Louis Hoffman to the City of Placerville for a Property Transfer in Association with the Alum Pond Project (CIP #40510), Authorizing the Grant Deed to Mr., Louis Hoffman from the City of Placerville for a Property Transfer in Association with the Alum Pond Project (CIP #40510) and Authorizing the Mayor to Execute Same, Authorizing Inter-County Title Co. to Record the Grant Deeds and Associated Record of Survey Map with the El Dorado County Recorder's Office and Authorizing the Finance Director to Deposit \$804 in Escrow and Recording Fees for the Property Transfer in the Escrow Account with Inter-County Title (Mr. Pesses)

Resolution No. 7885

Adopted a Resolution for the following action:

- 1. Accepting Grant Deeds from Mr. Louis Hoffman to the City of Placerville for a property transfer in association with the Alum Pond Project (CIP#40510); and*
- 2. Authorizing the Grant Deed to Mr. Louis Hoffman from the City of Placerville for a property transfer in association with the Alum Pond Project (CIP #40510), and authorize the Mayor to execute same; and*
- 3. Authorizing Inter-County Title Co. to record the Grant Deeds, and associated Record of Survey Map with the El Dorado County Recorder's Office; and*
- 4. Authorizing the Finance Director to deposit the \$804 in escrow and recording fees for the property transfer into the escrow account with Inter-County Title.*

8.7 Adopt a Resolution Approving Contract Change Oder (CCO) No. 2 in the amount of \$11,294.40 and Authorizing the Public Works Director to Execute said CCO with Richard A. Heaps Electrical, Inc., and Accepting the Markham and Schnell School Lighting and Signage project (Safe Routes to Schools Pedestrian Safety Improvements CIP#40913) and All Associated Work as Complete, and Authorizing the Public Works Director to Execute a Notice of Completion and Instructing the City Clerk to Record Said Notice with the El Dorado County Recorder's Office; and Authorizing the

Finance Director to Release All Remaining Retention Being Held for Construction Security, Thirty (30) Days After the Date of Notice of Completion Filing; and Authorizing the Release of the Performance Bond and the Release of the Labor and Materials Surety Bond, after the Statutory 30 Day Time Period, If No Claims Are Made Against the Project (Mr. Pesses)

Pulled by audience member Sharlene McCaslin and re-numbered as Item 9.3

8.8 Acknowledge and File the Quarterly Investment Reports for the Periods Ending March 31, 2009, June 30, 2009, December 31, 2009, March 31, 2010, June 30, 2010, September 30, 2010 and December 31, 2010 (Mr. Warren)

Pulled by audience member Sharlene McCaslin and re-numbered as Item 9.4

It was moved by Vice-Mayor Acuna and seconded by Councilmember Mattson 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. ITEMS PULLED FROM THE CONSENT CALENDAR

9.1 Minutes of the Special Council/Staff Visioning and Goal Setting Workshop (Ms. Zito)

It was moved by Vice-Mayor Acuna and seconded by Councilmember Borelli to adopt the Minutes of the Special Council/Staff Visioning and Goal Setting Workshop. The motion was passed by the following vote:

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

9.2 Warrant Register (Mr. Warren)

Following Council discussion, it was moved by Vice-Mayor Acuna and seconded by Councilmember Hagen 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

9.3 **Adopt a Resolution Approving Contract Change Oder (CCO) No. 2 in the amount of \$11,294.40 and Authorizing the Public Works Director to Execute said CCO with Richard A. Heaps Electrical, Inc., and Accepting the Markham and Schnell School Lighting and Signage project (Safe Routes to Schools Pedestrian Safety Improvements CIP#40913) and All Associated Work as Complete, and Authorizing the Public Works Director to Execute a Notice of Completion and Instructing the City Clerk to Record Said Notice with the El Dorado County Recorder's Office; and Authorizing the Finance Director to Release All Remaining Retention Being Held for Construction Security, Thirty (30) Days After the Date of Notice of Completion Filing; and Authorizing the Release of the Performance Bond and the Release of the Labor and Materials Surety Bond, after the Statutory 30 Day Time Period, If No Claims Are Made Against the Project (Mr. Pesses)**

Resolution No. 7886

Public comment was received from Michael Drobesh. It was then moved by Councilmember Borelli and seconded by Vice-Mayor Acuna that the City Council adopt a Resolution for the following action:

- 1. Approving Contract Change Order (CCO) No. 2 in the amount of \$11,294.40 and authorizing the Public Works Director to execute said CCO with Richard A. Heaps Electrical, Inc.*
- 2. Accepting the Markham and Schnell School Lighting and Signage project (Safe Routes to Schools Pedestrian Safety Improvements CIP #40913) and all associated works as complete.*
- 3. Authorizing the Public Works Director to execute a Notice of Completion and instructing the City Clerk to record said Notice with the El Dorado County Recorder's Office; and*
- 4. Authorizing the Finance Director to release all remaining retention being held for construction security, thirty (30) days after the date of Notice of Completion filing; and*

5. *Authorizing the release of the Performance Bond and the release of the Labor and Materials Surety Bond, after the statutory 30 day time period, if no claims are made against the project.*

The motion was passed by the following vote:

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

9.4 Acknowledge and File the Quarterly Investment Reports for the Periods Ending March 31, 2009, June 30, 2009, December 31, 2009, March 31, 2010, June 30, 2010, September 30, 2010 and December 31, 2010 (Mr. Warren)

Staff summarized the investment reports and investment policy. It was moved by Vice-Mayor Acuna and seconded by Councilmember Borelli that the City Council acknowledge and file the quarterly investment reports for the periods ending March 31, 2009; June 30, 2009; September 30, 2009; December 31, 2009; March 31, 2010; June 30, 2010; September 30, 2010; and December 31, 2010. The motion was passed by the following vote:

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

10. ORDINANCES – None Scheduled

11. PUBLIC HEARINGS – None Scheduled

12. DISCUSSION/ACTION ITEMS

12.1 Adopt a Resolution Authorizing a Budget Appropriation in the Amount of \$776,664 from the Development Impact Fund for the Point View Drive Extension project (CIP#40915); and Approving the Contract Plans and Specifications for the Point View Drive Extension Project (CIP #40915); and Awarding a Construction

Contract with Doug Veerkamp General Engineering in the Amount of \$1,314,840 and Authorizing the Mayor to Execute Same (Mr. Pesses)

Resolution No. 7887

The project was summarized by the Director of Public Works. Public comment was received from Michael Drobesh, Sharlene McCaslin, Sue Taylor and Mike Pettibone. It was then moved by Vice-Mayor Acuna and seconded by Councilmember Mattson that the City Council adopt a Resolution for the following action:

- 1. Authorizing a budget appropriation in the amount of \$776,664 from the Development Impact Fund for the Point View Drive Extension project (CIP #40915); and*
- 2. Approving the contract plans and specifications for the Point View Drive Extension Project (CIP#40915); and*
- 3. Awarding a Construction Contract with Doug Veerkamp General Engineering in the Amount of \$1,314,840 and Authorizing the Mayor to execute same.*

The motion was passed by the following vote:

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

12.2 Recommendation that the City Council Receive and File the Placerville Police Department Annual 2010 Crime Statistics Report (Chief Nielsen)

The Chief of Police presented a PowerPoint overview of the 2010 crime statistics. Public comment was received from Michael Drobesh, Robyn Rawers, Carlene Hosea, Bob McGee and Barry Bachelor. The City Council, by consensus, received and filed the Placerville Police Department Annual 2010 Crime Statistics Report.

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

Councilmember Hagen reported on a recent Sacramento Area Council of Governments (SACOG) meeting.

Councilmember Borelli reported on a recent El Dorado County Transportation Commission meeting.

Vice-Mayor Acuna noted the upcoming Highway 50 closure at Echo Summit scheduled within a few weeks.

Mayor Machado reported that he had been elected Chairperson of the El Dorado County Transit Authority.

Mayor Machado noted that the tentative location of the justice center has been designated as the preferred site adjacent to the El Dorado County Jail.

Mayor Machado also reported on a recent Mountain Democrat article on the City of Folsom, Sutter Street Redevelopment project that has replaced the sewer pipes in Sutter Street. Councilmember Borelli also noted that she visited one of the Sutter Street merchants, Snooks Candies and Ice Cream, to inquire how the project has affected downtown business.

Vice-Mayor Acuna reported on a recent El Dorado County Transportation Commission (EDCTC) meeting that ranked current projects including the Western Placerville Interchanges and the El Dorado Hills Interchange projects. This item was continued to the next regularly scheduled EDCTC meeting.

13. CITY MANAGER AND STAFF REPORTS

No City Manager or Staff reports were noted.

14. UPCOMING ITEMS

Items tentatively scheduled for the Regular City Council meeting of April 12, 2011 include the Joint Public Meeting of the City Council and Redevelopment Agency, the street naming of the road connector between Point View Drive and Smith Flat Road, and the Measure J Report.

15. ADJOURNMENT at 10:05 P.M.

The next Regular Council meeting will be held on April 12, 2011: 6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, MMC
City Clerk