

**CITY OF PLACERVILLE  
CITY COUNCIL**

**MINUTES**

Regular City Council Meeting  
**January 25, 2011**

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



2010

David Machado, Mayor  
Mark Acuna, Vice-Mayor  
Patricia Borelli, Councilmember  
Carl Hagen, Councilmember  
Wendy Mattson, Councilmember

**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 Council – Existing Litigation

1.      Claimant: Achermann vs. City of Placerville
2.      Claimant: LeBlanc vs. City of Placerville
3.      Claimant: Carlson vs. City of Placerville
4.      Claimant: Radinova vs. City of Placerville

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

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

*The meeting was called to order by Mayor Machado 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**

#### **3.1 Wylie Henderson, Hangtown Creek Water Reclamation Facility Supervisor was Awarded Supervisor of the Year by the California Water Environment Association (CWEA) (Mr. Pesses)**

*The Director of Public Works commended the Water Reclamation Facility Supervisor on this accomplishment and noted that the awards had been given at a dinner of the regional division of CWEA in Sacramento on January 14, 2011.*

#### **3.2 Presentation to the Placerville Redevelopment Agency by the Placerville Downtown Association (PDA)**

*Carol Anne Patton, President of the Placerville Downtown Association presented the Redevelopment Agency with a check for \$5000 to assist in the formation of the Redevelopment Agency.*

### **4. CLOSED SESSION REPORT – City Attorney Driscoll**

*The City Attorney reported that in the matter of Achermann vs. City of Placerville, no final action had been reached in Closed Session.*

*In the matter of LeBlanc vs. the City of Placerville, by a unanimous vote of the Council, the claim was rejected.*

*In the matter of Carlson vs. the City of Placerville, by a unanimous vote of the Council, the claim was rejected.*

*In the matter of Radinova vs. the City of Placerville, by a unanimous vote of the Council, the claim was rejected.*

### **5. ADOPTION OF AGENDA**

*Councilmember Hagen requested that Item 9, Items Pulled from the Consent Calendar, be heard prior to the convening of the Redevelopment Agency meeting.*

*It was then moved by Councilmember Hagen and seconded by Vice-Mayor Machado 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**

*Sue Taylor addressed the Council regarding the PDA donation presented earlier this evening.*

*Sue Taylor addressed the Council regarding LED lights proposed at the Main Street Shell Station and their relationship to the Highway 50 Scenic Corridor.*

**7.2 Written Communication**

*No written communications were noted.*

**8. CONSENT CALENDAR**

**NOTE:** All matters listed under the Consent Calendar are considered routine and will be 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 January 11, 2011 (Ms. Zito)**

*Approved the Minutes of the regularly scheduled Council meeting of January 11, 2011.*

**8.2 Warrant Register (Mr. Warren)**

*Approved the Warrant Register.*

**8.3 Payroll Register (Mr. Warren)**

*Approved the Payroll Register.*

**8.4 Acknowledgement of the Mayor's Appointments to Other Agency Commissions and Boards (Ms. Zito)**

*Acknowledged and filed the Mayor's appointment of Councilmembers to other agency commissions and boards.*

**8.5 Pulled by Mayor Machado and re-numbered as Item 9.1**

**8.6 Adopt a Resolution Approving a Service Contract with ERS Industrial Services, Inc. in the Amount of \$30,153.52 for Repair of One Pressure Filter and Filter Surveillance of Three Pressure Filters at the Hangtown Creek Water Reclamation Facility and a Budget Appropriation in the Amount of \$2,533.52 from the Sewer Enterprise Fund Contingency for Unforeseen Expenditures (Mr. Pesses)**

**Resolution No. 7870**

*Adopted a Resolution Approving a Service Contract with ERS Industrial Services, Inc. in the Amount of \$30,153.52 for Repair of One Pressure Filter and Filter Surveillance of Three Pressure Filters at the Hangtown Creek Water Reclamation Facility and a Budget Appropriation in the Amount of \$2,533.52 from the Sewer Enterprise Fund Contingency for Unforeseen Expenditures.*

**8.7 Adopt a Resolution Approving the City's Investment Policy as Presented (Mr. Warren)**

**Resolution No. 7871**

*Adopted a Resolution approving the City's Investment Policy as presented.*

*It was moved by Councilmember Borelli and seconded by Vice-Mayor Acuna 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 Adopt a Resolution Approving the Consulting Services Agreement with PSOMAS in an Amount Not to Exceed \$84,900 for Professional Engineering Services for the Pardi Lane/Big Cut Road/Sacramento Street Waterline Replacement Project, Authorize the City Manager to Execute Same, and Approving a \$90,000 Budget Appropriation from the Water Enterprise Fund for the Pardi Lane/Big Cut Road/Sacramento Street Water Line Replacement Project (CIP #41109) (Mr. Pesses)**

### **Resolution No. 7869**

*Following staff clarification of Councilmember questions, it was moved by Vice-Mayor Acuna and seconded by Councilmember Borelli that the City Council adopt a Resolution Approving the Consulting Services Agreement with PSOMAS in an Amount Not to Exceed \$84,900 for Professional Engineering Services for the Pardi Lane/Big Cut Road/Sacramento Street Waterline Replacement Project, Authorize the City Manager to Execute Same, and Approving a \$90,000 Budget Appropriation from the Water Enterprise Fund for the Pardi Lane/Big Cut Road/Sacramento Street Water Line Replacement Project (CIP #41109). The motion was passed by the following vote:*

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

The Mayor adjourned the City Council meeting at the conclusion of Item 9., "Items Pulled from the Consent Calendar" and Called to Order a meeting of the Redevelopment Agency Board. At the conclusion of the Redevelopment Agency Board meeting, the Board adjourned to the remainder of the City Council meeting. Minutes of the Redevelopment Agency is a separate document and not included in the Minutes of the regular Council meeting.

## **10. ORDINANCES – None Scheduled**

## **11. PUBLIC HEARINGS- None Scheduled**

## **12. DISCUSSION/ACTION ITEMS**

### **12.1 Authorize the Mayor to Sign Letters to Governor and State Legislators Opposing the Governor's Proposal to Eliminate Redevelopment (Mr. Morris)**

*Public comment was received from Sue Taylor ,Mary Dohnke, and Michael Drobesh. Following Council discussion, it was moved by Councilmember Hagen and seconded by Vice-Mayor Acuna to authorize the Mayor to Sign Letters to Governor and State Legislators Opposing the Governor's Proposal to Eliminate Redevelopment. 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 Ratifying and Approving the 2010 California Fire Code as Modified and Amended by the Fire District (Mr. Morris)**

#### **Resolution No. 7872**

*Public comment was received from Sue Taylor regarding residential sprinklers. Following a presentation by Mike Hardy, El Dorado County Fire Protection District Fire Marshall, and response to Council questions, it was moved by Vice-Mayor Acuna and seconded by Councilmember Borelli that the City Council adopt a Resolution Ratifying and Approving the 2010 California Fire Code as Modified and Amended by the Fire District. The motion was passed by the following vote:*

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

### **12.3 Adopt a Resolution of the City Council of the City of Placerville Approving and Authorizing Execution of a Repayment Agreement Between the City and the Redevelopment Agency and the City of Placerville (Mr. Morris)**

#### **Resolution No. 7873**

*Councilmember Mattson declared a conflict of interest and recused herself from the meeting. Following Council discussion, it was moved by Councilmember Hagen and seconded by Councilmember Borelli that the City Council adopt a Resolution of the City Council of the City of Placerville*

*Approving and Authorizing Execution of a Repayment Agreement Between the City and the Redevelopment Agency and the City of Placerville. The motion was passed by the following vote:*

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

**12.4 Acknowledge and File the Status Report on the Fiscal Year 2010/2011 Aquatics Program Budget and Provide Staff with Direction in Proceeding Forward with the Reopening of the Aquatics Center for the 2011 Season (Mr. Warren & Mr. Youel)**

*Councilmember Hagen declared a conflict of interest and recused himself from the meeting. Following a staff report by the Directors of Finance and Community Services and response to Council questions, the Council, by consensus, acknowledged and filed the status report on the Fiscal Year 2010/2011 Aquatics Program Budget and provide staff with direction in proceeding forward with the reopening of the Aquatics Center for the 2011 season.*

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

*Councilmember Mattson noted that she had attended a meeting at the Community Resource Center regarding the homeless issue.*

*Councilmember Mattson reported on her recent attendance at the League of California Cities New Mayor and Councilmember's Academy, held in Sacramento last week.*

*Councilmember Borelli also reported on the New Mayor and Councilmember's Academy.*

*Mayor Machado noted that he, Councilmembers Borelli and Mattson had attended the training sessions, networking luncheons and a speech by Governor Brown.*

*Councilmember Hagen reported on his recent attendance at the State of California Transportation Commission meeting held in Sacramento and a recent Sacramento Area Council of Governments (SACOG) meeting. Councilmember Hagen represents the City on the El Dorado County Transportation Commission and SACOG.*

**14. CITY MANAGER AND STAFF REPORTS**

*No reports were noted.*

**15. UPCOMING ITEMS**

*The City Manager noted that items tentatively scheduled for the February 8, 2011 Council meeting include resolutions forming both the Measure H oversight committee and the Redevelopment/Economic Development Committee, and a mid-year budget review.*

**16. ADJOURNMENT at 8:40 P.M.**

The next Regular Council meeting will be held on February 8, 2011: 6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, MMC  
City Clerk