

**CITY OF PLACERVILLE  
CITY COUNCIL**

**MINUTES**

Regular City Council Meeting  
**November 23, 2010**

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



2010

Pierre Rivas, Mayor  
David Machado, Vice-Mayor  
Mark Acuna, Councilmember  
Patricia Borelli, Councilmember  
Carl Hagen, Councilmember

**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   | Public Employment Agreements - Chief of Police, Director of Finance, Director of Community Services                 |
| Govt. Code 54956.9 | Conference with Legal Counsel – Potential Litigation – One Case   |
| Govt. Code 54956.9 | Conference with Legal Counsel – Existing Litigation: Louise E. Hoffman vs. City of Placerville, Case No. PC20090041 |

## **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 was recited.*

### **2. ROLL CALL:      **Present:** Acuna, Borelli, Hagen, Machado, Rivas**

### **3. ANNOUNCEMENTS TO THE PUBLIC**

#### **3.1 Master Municipal Clerk Recognition**

*Presentation by Mindy Cuppy, Certified Municipal Clerk, Rancho Cordova, to Susan Zito, MMC, City Clerk.*

#### **3.2 Festival of Lights – November 26, 2010 (Chief Nielsen)**

*The Chief of Police invited the public to this annual event and noted that the Main Street closure would begin at 4:00 P.M. with the festivities scheduled from 5:00 P.M. to 8:00 P.M. Main Street will be reopened at approximately 9:00 P.M.*

#### **3.3 Benefit Gymkhana Show to Benefit Police Canines – November 28, 2010 (Chief Nielsen)**

*The Chief of Police invited the public to this fundraiser to benefit the City's Police canine program. The event will be held at the El Dorado County Fairgrounds.*

#### **3.4 Holiday Parade – December 5, 2010 (Chief Nielsen)**

*The Chief of Police invited the public to the annual holiday parade to be held on Sunday, December 5<sup>th</sup>. The street closure from Broadway at Schnell School Road through Main Street at Sacramento Street will begin at 12:30 P.M. The parade will begin on Broadway at 1:00 P.M.*

### **3.5 Certification of November 2, 2010 Election**

*The City Manager/Attorney reported that the El Dorado County Elections Department had not yet certified the vote and that the ceremonial items related to seating of a new Council, scheduled for this evening, would be postponed until the December 14, 2010 regularly scheduled Council meeting.*

### **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**

*The City Manager requested that Item 12.1 be heard following the Consent Calendar, Item 9. It was moved by Councilmember Hagen and seconded by Councilmember Borelli to adopt the Agenda as modified. The motion was passed by the following vote:*

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

### **6. CEREMONIAL MATTERS**

*Due to the El Dorado County Elections Department not yet certifying the vote of the November 2, 2010 election, the ceremonial items related to seating the new Council will be deferred to the December 14, 2010 regularly scheduled City Council meeting.*

### **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**

*No oral comments were noted.*

## **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 November 9, 2010 (Ms. Zito)**

*Approved the Minutes of the regularly scheduled Council meeting of November 9, 2010.*

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

*Approved the Warrant Register.*

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

*Approved the Payroll Register.*

### **8.4 Approval of a Consulting Services Agreement with Patterson Development in the Amount of \$13,280.00 for Design of Curb, Gutter and Sidewalk Along Thompson Way from Cedar Ravine Street to Sierra Elementary School (Mr. Pesses)**

***Pulled by Councilmember Borelli and re-numbered as Item 9.1***

### **8.5 Approval of Contract Change Order No. 1 and Acceptance of the 2010/2011 Annual Street Striping Project as Complete (CIP #41101) (Mr. Pesses)**

#### **Resolution No. 7853**

*Adopted a Resolution for the following action:*

1. *Approving Contract Change Order (CCO) No. 1 in the amount of \$1,750.00 and authorizing the Director of Public Works to execute said change order with Traffic Limited; and*
2. *Accepting the 2010/2011 Annual Street Striping Project No. 41101*

- and all associated work as complete, and*
3. *Authorizing the Director of Finance to issue full payment in the amount of \$29,440.00*

**8.6 Approval of Department Director Agreements Chief of Police, Director of Community Services and Director of Finance (Mr. Mackowiak – Labor Negotiator)**

**Resolution No. 7854**

*Adopted a Resolution approving the Department Directors Agreement for the Chief of Police and to authorize the City Manager to sign on behalf of the City.*

**Resolution No. 7855**

*Adopted a Resolution approving the Department Director Agreements for Director of Community Services and to authorize the City Manager to sign on behalf of the City.*

**Resolution No. 7856**

*Adopted a Resolution approving the Department Director Agreements for the Director of Finance and to authorize the City Manager to sign on behalf of the City.*

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

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

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

**9.1 Approval of a Consulting Services Agreement with Patterson Development in the Amount of \$13,280.00 for Design of Curb, Gutter and Sidewalk Along Thompson Way from Cedar Ravine Street to Sierra Elementary School (Mr. Pesses)**

**Resolution No. 7852**

*The Director of Public Works responded to Council questions. Following discussion, it was moved by Councilmember Borelli and seconded by Councilmember Acuna that the City Council adopt a Resolution approving a Consulting Services Agreement with Patterson Development in the amount of \$13,280.00 for design of curb, gutter, and sidewalk along Thompson Way from Cedar Ravine Street to Sierra Elementary School, and authorizing the City Manager to execute same. The motion was passed by the following vote:*

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

## **10. ORDINANCES**

### **10.1 Second Reading of the Amended Skatepark Ordinance (Mr. Driscoll)**

#### **Ordinance No. 1638**

*Following Council discussion, it was moved by Councilmember Borelli and seconded by Vice-Mayor Machado that the City Council waive the Second Reading of an Ordinance amending Chapter 18 of Title 6 of the Placerville Municipal Code relating to skate park regulations and adopt said Ordinance.*

*The motion was passed by the following vote:*

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

## **11. PUBLIC HEARINGS**

### **11.1 Proposed Parking Citation Fine Schedule (Mr. Warren)**

#### **Resolution No. 7857**

*Following Council discussion, it was moved by Councilmember Hagen and seconded by Vice-Mayor Machado that the City Council adopt a Resolution*

*approving the revised parking citation fine schedule shown on “Attachment A” of the Resolution. The motion was passed by the following vote:*

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

## **11.2 Proposed Coffee Shop Wastewater Rate (Mr. Warren)**

### **Resolution No. 7858**

*Following Council discussion, it was moved by Vice-Mayor Machado and seconded by Councilmember Acuna that the City Council adopt a Resolution approving the proposed Coffee Shop Wastewater Rate to become effective October 16, 2010. The motion was passed by the following vote:*

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

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

### **12.1 Resolution of the City Council of the City of Placerville (1) Establishing the Goals and Objectives that will Guide Redevelopment of the Placerville Redevelopment Project and (2) Adopting Procedures for the Establishment of a Redevelopment Advisory Committee for the Placerville Redevelopment Agency (Mr. Driscoll)**

#### **Resolution No. 7859**

*The City Manager/Attorney summarized the issue and responded to Council questions. Public comment was received from Sharlene McCaslin. Following Council discussion, it was moved by Councilmember Acuna and seconded by Vice-Mayor Machado that the City Council adopt a Resolution for the following action:*

- 1. Establishing the goals and objectives that will guide the redevelopment of the Placerville Redevelopment Agency; and*
- 2. Adopting procedures for the establishment of a redevelopment advisory committee for the Placerville Redevelopment Project.*

*The motion was passed by the following vote:*

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

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

**13.1 Homeless/Transient Issue**

*Vice-Mayor Machado requested Council concurrence on a Council formed committee to work on homeless issues. Councilmember Hagen noted that the El Dorado Community Foundation has a committee on this issue in place. The proposal did not gain Council concurrence.*

*Councilmember Hagen reported that the next Transit Authority and Transportation Commission meetings would be held on December 2, 2010.*

**14. CITY MANAGER AND STAFF REPORTS**

*No City Manager or staff reports were noted.*

**15. UPCOMING ITEMS**

*Items tentatively scheduled for the December 14, 2010 Council meeting include the oath of office for the new and returning Council, elected at the November 2<sup>nd</sup> election, a draft preliminary report on redevelopment, Gold Bug Park Gift Shop Coordinator classification adoption, auction agreement for surplus city property, Measure J report, and introduction of an ordinance regarding historical districts.*

**16. ADJOURNMENT at 8:30 P.M.**

The next Regular Council meeting will be held on December 14, 2010:  
6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, MMC  
City Clerk



