

**CITY OF PLACERVILLE  
CITY COUNCIL**

**MINUTES**

Regular City Council Meeting  
**January 12, 2010**

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 54957                      Workers' Compensation Claim Settlement Request -  
One case - Patrick Barron

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**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. and the Pledge of Allegiance to the Flag was recited.*

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

**3.     ANNOUNCEMENTS TO THE PUBLIC**

**3.1   Clay Street Roundabout Announcement (Mr. Pesses)**

*The Director of Public Works invited the public to attend a workshop on Thursday, January 28<sup>th</sup> from 7:00 P.M. to 9:00 P.M. at Town Hall, 549 Main Street, to discuss the Clay Street Realignment and bridge replacement and the new roundabout intersection at Cedar Ravine Street/Main Street/Clay Street.*

**3.2 “Season of Non-Violence/Martin Luther King Candlelight Vigil at Town Hall, Monday, January 15<sup>th</sup> from 5:00 P.M. to 8:30 P.M. (Captain Scott)**

*Captain Scott noted that a Candlelight Vigil would begin at 5:00 P.M. at Town Hall on January 15<sup>th</sup>, then proceed westward on Main Street to the Bell Tower and then return to Town Hall. The public is invited to attend.*

**3.3 Legislative Update by Turch & Associates**

*Ms. Kodiak Hill-Davis addressed the Council regarding the status of various legislation affecting the City of Placerville and opportunities for project funding under the American Recovery and Reinvestment Act. Ms. Hill-Davis responded to Council questions and comments.*

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

*The City Manager/Attorney noted that no reportable action had been taken in Closed Session.*

**5. ADOPTION OF AGENDA**

*It was moved by Councilmember Acuna and seconded by Councilmember Borelli to adopt the Agenda as presented. The motion was passed by the following vote:*

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

**6. CEREMONIAL MATTERS**

**6.1 Expression of Gratitude to the Placerville Rotary Club for their Center Street Parking Structure Façade Silhouette Lighting Project (Mayor Rivas)**

*Mayor Rivas read the proclamation and presented it to Placerville Rotary President, Ray Presgrave. Mr. Presgrave thanked the City Council for this recognition of Rotary’s contributions to the community.*

## **6.2 Mayor Rivas' Presentation**

*Mayor Rivas thanked former Mayor Borelli and presented her with a plaque as out-going Mayor. Ms. Borelli thanked her fellow Councilmembers.*

## **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**

*Robert Williams addressed the Council regarding his application to operate a medical cannabis dispensary.*

### **7.2 Written Communication**

*Councilmember Acuna noted that the Council had received a letter from a resident thanking City Parks employees, Bob Pyne, Jim Lane, and Howard Bredeson, for their clean-up of the El Dorado Trail, following the December 7<sup>th</sup> snow event. Councilmember Acuna further thanked all the City employees who worked diligently to clear the roadways and tree damage caused by the major storm.*

## **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.

### **8.1 Minutes of the Regular Council Meeting of December 14, 2009 (Ms. Zito)**

*Approved the Minutes of the regularly scheduled City Council meeting of December 14, 2009.*

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

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

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

*Approved the Payroll Registers.*

## **8.4 Adoption of Placerville Area Parks and Facilities Master Plan (Mr. Youel)**

### **Resolution No. 7768**

*Adopted a Resolution approving the Placerville Area Parks and Facilities Master Plan.*

## **8.5 Authorize the City Manager to Execute the Right-of-Way Contract for the Right-of-Way Acquisition from Assessor's Parcel No. 004-131-371 (1318 Broadway) and 004-131-381 (1312 Broadway) for the Blairs Lane Bridge at Hangtown Creek Project (CIP #40604) (Mr. Pesses)**

### **Resolution No. 7769**

*Adopted a Resolution for the following action:*

- 1. Authorizing the City manager to execute the Right- of-way Contract for the right-of-way acquisition from Assessor's Parcel Number's APN 004-131-371, (1318 Broadway) and APN 004-131-381, (1312 Broadway).*
- 2. Authorizing staff to open an escrow account with Inter County Title Company to complete the transactions and execute any unnecessary documents pursuant to the provisions of the Right-of-Way Contract.*
- 3. Authorizing the Finance Director deposit funds into the escrow account in the amount of the agreed upon purchase price, plus any additional required escrow fees and closing costs.*

**8.6 Resolution Approving Contract Change Order No. 3 for the Asphalt Concrete Overlay 2009 – Cold Springs Road and Carson Road Project (Contract #40911; CIP#41001(Mr. Pesses)**

**Resolution No. 7770**

*Adopted a Resolution approving Contract Change Order (CCO) No. 3 in the estimated amount of \$34,800 and authorizing the Public Works Director to execute said CCO with Doug Veerkamp General Engineering.*

**8.7 Measure J Quarterly Financial Report (Mr. Warren)**

*Pulled by Vice-Mayor Machado and re-numbered as Item 9.2*

*It was moved by Councilmember Hagen and seconded by Councilmember Acuna that the City Council 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 Warrant Registers (Mr. Warren)**

*Following staff clarification of several items on the Warrant Register, it was moved by Councilmember Acuna and seconded by Councilmember Hagen that the City Council approve the Warrant Registers. The motion was passed by the following vote:*

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

**9.2 Measure J Quarterly Financial Report (Mr. Warren)**

*Following staff clarification, it was moved by Councilmember Hagen and seconded by Councilmember Acuna that the City Council acknowledge and file the Measure J quarterly financial report for the*

*period ended September 30, 2009. The motion was passed by the following vote:*

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

**10. ORDINANCES – None Scheduled**

**11. PUBLIC HEARINGS- None Scheduled**

**12. DISCUSSION/ACTION ITEMS**

**12.1 Feasibility Study for Potential Redevelopment Plan (Mr. Driscoll)**

*Don Fraser, of Fraser & Associates, presented a Feasibility Study for a Potential Redevelopment Plan “Plan”, and responded to Council questions. Paul Showalter, of Urban Futures, Inc., defined the conditions of declaring blight and responded to Council questions. Public comment was received from Charlie Downs, Anne McQuillen, Wendy Mattson, Susan Frasier and Tony Granados. Following Council discussion, it was moved by Councilmember Acuna and seconded by Councilmember Borelli that the City Council receive and file the Plan and that the Council further direct staff to: (1) pursue funding sources necessary in order to adopt a Redevelopment Plan; and (2) prepare a Request for Proposals for redevelopment consultants within 30 days. The motion was passed by the following vote:*

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

**12.2 Broadway Village Corridor Multi-Modal Implementation Plan Presentation by El Dorado Transportation Commission (Jerry Barton)**

*Jerry Barton, representing the El Dorado County Transportation Commission, presented the Broadway Village Corridor Multi-Modal Implementation Plan (Plan) and responded to Council questions. Jeff Schwein, Senior Planner with Lumos & Associates, responded to Council questions regarding non-motorized transportation aspects of the Plan. Debra Smith presented a landscape plan for the Highway 50 off-ramp at the intersection of Schnell School Road and Broadway. She noted that CalTrans had approved the plan and that the Placerville Rotary Club would begin ground preparation work during February. Public comment was received from Wendy Mattson and Peter McQuillen.*

**12.3 City Council Representation to the Association Representing the City's Business Districts (An oral discussion item requested by Councilmember Acuna. There is no staff report)**

*Councilmember Acuna expressed his concern about Council members individually and informally representing the Council at meetings of the three business district associations in Placerville. The Council discussed the pros and cons involved in formally appointing a Councilmember, rather than individual Councilmembers attending any business association meeting that they may be interested in. Following discussion, no action was taken on this matter.*

**13. COUNCILMEMBERS REPORTS/ITEMS INITIATED BY COUNCILMEMBERS**

- 13.1 Vice-Mayor Machado requested clarification on an item in the draft City Gold newsletter that will be mailed in the utility bills this week.*
- 13.2 Vice-Mayor Machado requested an update on punch list items associated with the Highway 50 Operational Improvement project. The Director of Public Works noted that ongoing meetings with CalTrans have taken place and are planned for the near future to discuss these concerns.*

- 13.3 Vice-Mayor Machado noted that he, and Director of Community Development Calfee, had recently attended a Placerville Downtown Association (PDA) meeting to update that group on the status of the proposed used merchandise store ordinance.
- 13.4 Vice-Mayor Machado noted that he, Councilmember Hagen, City Manager/Attorney Driscoll and Director of Finance Warren, had recently met with representatives from El Dorado Irrigation District (EID) to discuss EID's proposed rate increases.
- 13.5 Vice-Mayor Machado noted that he had received several calls from constituents regarding the City's desire to locate owner-requested irrigation meters in close proximity to the existing water meters for ease of meter reading. The Director of Public Works responded.
- 13.6 Vice-Mayor Machado requested that Sign Ordinance enforcement be agendaized for a future Council meeting.
- 13.7 Vice-Mayor Machado requested a status report on the Superior Courthouse. The City Manager/Attorney responded.
- 13.8 Mayor Rivas requested a status report on the Housing Element. The Director of Community Development noted that the document was sent to the state on December 25<sup>th</sup> and that he anticipates receiving comments from the state within 10-12 days from the date of this meeting.
- 13.9 Mayor Rivas requested that Recreation & Parks Commission agendas be added to the City website.
- 13.10 Mayor Rivas requested that an item regarding a permit for the use of the parking lot on Main Street, adjacent to C & H Motors, be agendaized for a future Council meeting.
- 13.11 Mayor Rivas noted that the business formerly known as the Bagel Works on lower Main Street, had limited hours of operation as required by their lease. The Mayor asked if the City would have any control over a lease agreement between a landlord and tenant in order to encourage longer hours of business. The City Manager/Attorney noted that he could research this matter at the Council's direction, but that it was more likely a private issue between a landlord and tenant.



13.12 Councilmember Acuna requested that the storefront on lower Main Street that previously housed “AHA” gifts, has remained vacant for over one year with a front window that is painted with “We’ve Moved”. The Director of Community Development reported that there is recent interest in that building and in conversations with the property owner, would request that the window be cleaned.

#### **14. STAFF REPORTS**

14.1 The Director of Public Works noted that the City of Placerville Water Reclamation Facility was recently awarded with the following honors by the California Water Environment Association (CWEA) for plants under 5 million gallons/day capacity: Russ Fowler, Senior Equipment Mechanic: “Plant Maintenance Mechanic of the Year”; Tina Pearson, Senior Water Reclamation Plant Operator, “Operator of the Year”; Sharon Campbell, Lab Director, “Lab Operator of the Year” and Owen Psomas Consultants and the City of Placerville for “Plant Engineering of the Year”.

#### **15. UPCOMING ITEMS**

Items tentatively scheduled for the next regularly scheduled City Council meeting on January 26<sup>th</sup> include a discussion of public access television, and a proclamation for the season for non-violence.

#### **16. ADJOURNMENT at 10:37 P.M.**

The next Regular Council meeting will be held on January 26, 2010: 6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, CMC  
City Clerk