

**CITY OF PLACERVILLE
CITY COUNCIL AGENDA**

Regular City Council Meeting
October 26, 2010

City Council Chambers – Town Hall
549 Main Street, Placerville, CA 95667
6:30 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

NOTICE TO THE PUBLIC

You are welcomed and encouraged to participate in this meeting. Public comment is taken (3 minutes maximum) on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard as noted on the agenda. Comments on controversial items may be limited and large groups are encouraged to select 3-5 speakers to represent the opinion of the group.

Government Code 54950 (The Brown Act) requires that a brief description of each item to be transacted or discussed be posted at least 72 hours prior to a regular meeting. The City posts Agendas on the City Hall window and on the City's website: www.cityofplacerville.org

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 – Existing Litigation – Two Cases:
Thomas Koll vs. John Driscoll et al.
El Dorado County Superior Court, PC 20100638
- Thomas Koll vs. Placerville Police Department et al.
El Dorado County Superior Court, PC20100641

Materials related to an item on this Agenda, submitted to the City Council either with or after distribution of the agenda packet, are available for public inspection in the City Clerk's Office at City Hall, 3101 Center Street, during normal business hours.

Courtesy Announcement

Before we proceed, please turn off all cellular telephones, personal pagers, and other communication devices, as a courtesy to others, and to limit interference with our audio and video broadcast equipment.
Thank you for your cooperation.

7:00 P.M. OPEN SESSION

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

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

3. **ANNOUNCEMENTS TO THE PUBLIC**
 - 3.1 **Annual Halloween Spooktacular – October 31, 2010 (Mr. Youel)**

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

5. **ADOPTION OF AGENDA**

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. The Mayor reserves the right to limit the speaker's time to three minutes. The Mayor will recognize you and when you come to the microphone, please state your name for the record. You are not allowed to make personal attacks on individuals or make comments which are slanderous or which may invade an individual's personal privacy.

7.1 Oral Communication

Speakers are limited to three minutes. 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.

PLEASE GIVE ANY WRITTEN MATERIAL PRESENTED AT THE MEETING TO THE CITY CLERK FOR THE PUBLIC RECORD.

7.2 Written Communication

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 October 12, 2010 (Ms. Zito)

Recommendation by the City Clerk that the City Council approve the Minutes of the regularly scheduled Council meeting of October 12, 2010.

8.2 Warrant Register (Mr. Warren)

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

8.3 Payroll Registers (Mr. Warren)

Recommendation by the Director of Finance that the City Council approve the Payroll Registers for pay periods 8 and 9.

8.4 Biennial Confirmation of the City of Placerville’s Conflict of Interest Code (Ms. Zito)

Resolution No. _____

Recommendation by the City Clerk that the City Council adopt a Resolution confirming the City of Placerville Conflict of Interest Code, attached to the Resolution as Appendix “A”, in accordance with the Political Reform Act requiring every local government agency to review its Conflict of Interest Code biennially in October of even-numbered years.

8.5 GANN Appropriation Limit (Mr. Warren)

Resolution No. _____

Recommendation by the Director of Finance that the City Council adopt a Resolution establishing the Appropriation Limit (GANN) for Fiscal Year 2010/2011 and determining compliance with Government Code Section 7910.

8.6 El Dorado Sheriff’s Office (EDSO) Placerville Police Department (PPD) SWAT Memorandum of Understanding (MOU) (Chief Nielsen)

Resolution No. _____

Recommendation by the Chief of Police that the City Council adopt a Resolution authorizing the City Manager/ City Attorney and the Chief of Police to execute a Memorandum of Understanding (MOU) with the El Dorado County Sheriff’s Office (EDSO) for Placerville Police Department (PPD) participation on the El Dorado County Sheriff SWAT Team.

8.7 Amendment to the Consulting Services Agreement with CTA Engineering & Surveying in an Amount of \$5,410 for Additional Design, Surveying and Right of Way Engineering Services on the Point View Drive Extension Project (Mr. Pesses)

Resolution No. _____

Recommendation by the Director of Public Works that the City Council adopt a Resolution approving amendment No. 1 to the consulting services agreement with CTA Engineering and Surveying, in an amount of \$5,410 for additional design, surveying, and right of way engineering services on the Point View Drive Extension Project, and authorizing the City Manager to execute same.

9. ITEMS PULLED FROM THE CONSENT CALENDAR

10. ORDINANCES – None Scheduled

11. PUBLIC HEARINGS

11.1 Tentative Subdivision Map 08-04; Environmental Assessment 08-05; Ray Lawyer Commercial Subdivision (Mr. Calfee)

Recommendation by the Planning Commission that the City Council take the following action:

1. *Adopt the staff report as part of the public record.*
2. *Receive, approve and file the Mitigated Negative Declaration prepared for this project, dated August 5, 2009, (as amended); mitigation measures contained therein are conditions of project approval.*
3. *Make General Plan Findings of Consistency Items A through C; Make Findings with respect to the Tentative Subdivision Map 08-04; Items A through C.*
4. *Approve Tentative Subdivision Map 08-04 and Environmental Assessment 08-05 with the following conditions of approval:
City Engineering Division: Items 1-60
Department of Transportation : Items 61-63
City Planning Division: Items 64-68
City Planning Commission: Items 69-70*

**11.2 Cottonwood Park Planned Development Phases 4 & 6
(Mr. Calfee)**

Recommendation by the Director of Community Development that the City Council take the following action:

1. *Adopt the Staff Report as part of the public record.*
2. *Adopt Findings A-L.*
3. *Approve Tentative Subdivision Map 05-01 for Cottonwood Park Planned Development Phases 4 & 6, a request for 39 single family lots, with the Conditions of Approval provided as Exhibit E. Any proposed future change to the site or modification to the application beyond what is authorized under this permit shall be submitted to the Community Development Department for a determination of appropriate procedures.*

12. DISCUSSION/ACTION ITEMS

12.1 Council Direction Regarding Formation of an Advisory Committee For Implementation of the Redevelopment Plan (Mr. Driscoll)

Recommendation by the City Manager/ Attorney that the City Council Direct staff and the redevelopment consultants to develop a procedure for the formation of an Advisory Committee for the implementation of the Redevelopment Plan.

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

14. CITY MANAGER AND STAFF REPORTS

15. UPCOMING ITEMS

16. ADJOURNMENT

The next Regular Council meeting will be held on November 9, 2010: 6:00 P.M.
Closed Session; 7:00 P.M. Regular Session.

Susan Zito, CMC
City Clerk

CERTIFICATION OF AGENDA POSTING

I, Susan C. Zito, CMC, City Clerk of the City of Placerville,
Declare that the foregoing Agenda for the October 26, 2010
Regular Meeting of the Placerville City Council was posted and
available for review on October 22, 2010 at the City Hall of the
City of Placerville, 3101 Center Street, Placerville, CA 95667.

The Agenda is also available on the City website at
www.cityofplacerville.org

Signed this 22nd day of October, 2010 at Placerville, California.

Susan C. Zito, CMC, City Clerk