

**CITY OF PLACERVILLE
CITY COUNCIL AGENDA**

Regular City Council Meeting
December 8, 2009

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

NO CLOSED SESSION SCHEDULED

6:30 P.M. – 7:00 P.M. Retiree Reception

*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**

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

5. ADOPTION OF AGENDA

6. CEREMONIAL MATTERS

6.1 Recognition of Highway 50 Christmas Tree Lane Volunteers

6.2 Recognition of City Retirees: Bob Brissenden (18 years) Paul Geddes (23 years), Lois Jordan (22 years), Pat McComb (15 years), Bud Shinkle (33 years), Mike Thompson (27 years)

6.3 Motion for the City Council to Adjourn the Meeting Sine-Die, and Appoint the City Manager as Temporary Chairperson

Recommendation to adjourn the meeting Sine-Die and to appoint the City Manager/Attorney as Temporary Chairperson. The Mayor will then pass the gavel to the City Manager/Attorney. At this time, the City Manager/Attorney will call the meeting to order and request nominations from the Council for the election of Mayor. Any Councilmember may make a nomination, and a second. A voice vote will be taken. Following a majority vote by the Council, the City Manager/Attorney will pass the gavel to the newly elected Mayor who will call for nominations for Vice-Mayor.

6.4 The Mayor Calls for Nominations for Vice-Mayor

The newly elected Mayor will call for a motion and a second to nominate candidate(s) within the Council for the position of Vice-Mayor. Following a majority vote for the election of Vice-Mayor, the regular order of business will resume.

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 November 10, 2009 (Ms. Zito)

Recommendation to approve the Minutes of the regularly scheduled City Council meeting of November 10, 2009.

8.2 Warrant Registers (Mr. Warren)

Recommendation by the Director of Finance to approve the Warrant Registers.

8.3 Payroll Register (Mr. Warren)

Recommendation by the Director of Finance to approve the Payroll Register.

8.4 Resolution of the City Council of the City of Placerville Urging Approval of a New Placerville Courthouse Project (Mr. Driscoll)

Resolution No. _____

Recommendation by the City Manager/Attorney that the City Council adopt a Resolution urging approval of the new Placerville Courthouse Project.

8.5 Cancellation of the December 22, 2009 Regularly Scheduled Council Meeting (Ms. Zito)

Recommendation by the City Clerk that by approval of this item, the media and public are notified of the cancellation of the regularly scheduled Council meeting of December 22, 2009.

8.6 Interim Continuing Appropriations (Mr. Warren)

Resolution No. _____

Recommendation by the Director of Finance that the City Council adopt a Resolution authorizing the continuation of Water and Sewer Enterprise Fund expenditure level authorizations prorated at 25% as adopted in the Fiscal Year 2008/2009 Operating Budget and as modified through June 30, 2009, plus debt service payments.

8.7 Resolution Authorizing the Public Works Director to Submit Grant Applications for Various Local, State and Federal Funding Programs (Mr. Pesses)

Resolution No. _____

Recommendation by the Director of Public Works that the City Council adopt a Resolution for the following action:

- 1. Authorizing the Public Works Director to apply for grant funding by submitting grant applications for various local, State and Federal funding programs that from time to time become available, provided the source of any required local match funding is appropriately identified.*
- 2. Authorizing the Public Works Director or City manager to sign in the name of the City, all necessary documents required to submit such grant applications.*
- 3. Requiring that any successful grant applications be brought back to the City Council for ratification and budget appropriation prior to the City entering into a formal Grant Agreement.*

8.8 Request for a Conditional Certificate of Compliance for 3590 Pay Dirt Drive, APN: 051-520-19-100 (Mr. Pesses)

Resolution No. _____

Recommendation by the Director of Public Works that the City Council adopt a Resolution authorizing the execution of a Conditional Certificate of Compliance for 3590 Pay Dirt Drive, Assessor's Parcel Number 051-520-19-100.

8.9 Approval of Contract Change Order No. 2 and Authorizing the Director of Public Works to Execute a Notice of Completion for the Center Street Sewer Line Relocation Project No. 40316 (Mr. Pesses)

Resolution No. _____

Recommendation by the Director of Public Works that the City Council adopt a Resolution for the following action:

1. *Approving Final Contract Change Order (CCO) No. 2, a deduction in the amount of \$7,589., and authorizing the Director of Public Works to execute Change order.*
2. *Accepting the Center Street Sewer Line Relocation Project No. 40316 and all associated work as complete.*
3. *Authorizing the Director of Public Works to execute a Notice of Completion and the City Clerk to record said Notice with the Office of the County Recorder.*
4. *Authorizing the release of the Performance Bond and the release of the Labor and Materials Surety Bond after the appropriate lapse of time, provided no claims are made against the project.*

8.10 Measure J Quarterly Financial Report (Mr. Warren)

Recommendation by the Director of Finance that the City Council acknowledge and file the Measure J quarterly financial report for the period of ending June 30, 2009.

8.11 Resolution Approving Contract Change Order No. 2 for the Asphalt Concrete Overlay 2009 – Gold Springs Road and Carson Road Project (Contract No. 40911: Capital Improvement Project (CIP) #41001 (Mr. Pesses)

Resolution No. _____

Recommendation by the Director of Public Works that the City Council adopt a Resolution for the following action:

1. *Approving Contract Change Order (CCO) No. 2 in the estimated amount of \$10,500 and authorizing the Public Works Director to execute said CCO with Doug Veerkamp General Engineering; and*
2. *Authorizing the Director of Public Works to execute same.*

9. ITEMS PULLED FROM THE CONSENT CALENDAR

10. ORDINANCES

10.1 Urgency Ordinance - Used Merchandise Stores (Mr. Calfee)

Staff recommends that the Council receive comment from the public and provide additional direction to staff on this matter.

10.2 Ordinances Amending City Code Sections Relating to Sewer and Water Regulations (Mr. Warren)

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

Ordinance No. _____

1. *Waive the Second Reading of an Ordinance amending Sections 1, 3, and 4 of Chapter 4 to Title VII of the Placerville Municipal Code relating to Sewer Regulations and adopting said Ordinance; and*

Ordinance No. _____

2. *Waive the Second Reading of an Ordinance amending Sections 5, 9 and 13 of Chapter 3 to Title VII of the Placerville Municipal Code relating to Water Regulations and adopting said Ordinance.*

11. PUBLIC HEARINGS

12. DISCUSSION/ACTION ITEMS

12.1 El Dorado County Transportation Commission Highway 49 Realignment Study Presentation

A presentation will be made by Dan Bolster and Keith Rhodes. This item is for informational purposes only. No Council action is requested.

13. COUNCILMEMBERS REPORTS/ITEMS INITIATED BY COUNCILMEMBERS

14. STAFF REPORTS

14.1 Proposition 84 Oral Report (Mr. Youel)

14.2 Gateway Project Oral Report (Mr. Driscoll)

15. UPCOMING ITEMS

16. ADJOURNMENT

The next Regular Council meeting will be held on January 12, 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 December 8, 2009
Regular Meeting of the Placerville City Council
Was posted and available for review on December 4, 2009
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 fourth day of December 2009 at Placerville, California.

Susan C. Zito, CMC, City Clerk