

**CITY OF PLACERVILLE  
CITY COUNCIL AGENDA**

Regular City Council Meeting  
**October 13, 2009**

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 54957.6      Conference with Labor Negotiator  
Agency Negotiator: David Mackowiak  
Employee Organizations: Placerville Police Officers’  
Association and Local 39

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*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 State Route 49 Meeting on October 14<sup>th</sup> at the El Dorado County Fairgrounds – 6:00 P.M. to 8:00 P.M. (Chief Nielsen)**

**3.2 Broadway Craft Fair on Saturday, October 17<sup>th</sup> from 9:00 A.M. to 4:00 P.M. (Chief Nielsen)**

**3.3 Art and Wine Festival on Saturday, October 17<sup>th</sup> from 6:00 P.M. to 9:00 P.M. (Chief Nielsen)**

**3.4 El Dorado Trail Opening/Ribbon Cutting (Missouri Flat to Forni Road segment) on Saturday, October 17<sup>th</sup> (Mr. Pesses)**

**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 Council Meeting of September 22, 2009 (Ms. Zito)**

*Recommendation to approve the Minutes of the regularly scheduled City Council meeting of September 22, 2009.*

### **8.2 Minutes of the Special Council Workshop on September 29, 2009 (Ms. Zito)**

*Recommendation to approve the Minutes of the Special Council Workshop on September 29, 2009.*

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

*Recommendation by the Director of Finance to approve the Warrant Register.*

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

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

**8.5 Approval of Contract Change Order No. 1, Execution of Notice of Completion and Release of Retention for the Hangtown Creek Water Reclamation Facility Improvements Project No. 40323 (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. 1 with Western Water Constructors, in the amount of \$123,997 and authorizing the Director of Public Works to execute said change order.*
2. *Accepting the Hangtown Creek Water Reclamation Facility Improvements Project and all Associated work as complete.*
3. *Authorizing the Director of Public Works to execute a Notice of Completion.*
4. *Instructing the City Clerk to record said Notice with the Office of the County Recorder.*
5. *Authorizing the Finance Department to release all remaining retention being held for construction security in the amount of \$2,150,283.00, thirty (30) days after the filing of the Notice of Completion.*
6. *Authorizing the release of the Labor and Materials Surety Bond, within the statutory 30 day time period, if no claims are made against the project, and the release of the Performance Bond after a period of one year is no warranty claims are made against the bond.*

**8.6 Approval of Contract Change Order No. 2 and Authorization for the Public Works Director to Execute a Notice of Completion for the Canal Street Safe Routes to School Project No. 40312 (Mr. Pesses)**

**Resolution No. \_\_\_\_\_**

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

1. *Liquidating \$8,202 of Proposition 1B revenue from the Placerville Drive Pavement Repair Project (CIP #40901); and*

2. *Appropriating \$8,202 of Proposition 1B revenue for the Safe Routes to School Project (CIP#40312); and*
3. *Approving Contract Change Order (CCO) No. 2 in the amount of \$36,361 and authorizing the Public Works Director to execute said change order with Doug Veerkamp General Engineering; and*
4. *Accepting the Canal Street Safe Routes to Schools Project No. 40312 and all associated work as complete; and*
5. *Authorizing the Public Works Director to execute a Notice of Completion and instructing the City Clerk to record said Notice with the El Dorado County Recorder's Office; and*
6. *Authorizing the Finance Director to release all remaining retention being held for construction security in the amount of \$25,607.60, thirty (30) days after the date of Notice of Completion filing; and*
7. *Authorizing the release of the Performance Bond and the release of the Labor and Materials Surety Bond, within the statutory 30 day time period, if no claims are made against the project.*

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

**10. ORDINANCES**

**10.1 Second Reading of an Ordinance Amending the City's Zoning Map (7460 & 7444 Green Valley Road) (Mr. Calfee)**

**Ordinance No. \_\_\_\_\_**

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

1. *Waive the Second Reading of an Ordinance amending the City's Zoning Map for Assessor's Parcel Number 325:120:30 for approximately 2.11 acres located at 7460 Green Valley Road and Assessor's Parcel Number 325:60:08 for approximately 1.16 acres located at 7444 Green Valley Road from R4 (Multi-Family Residential, 16 dwelling units per acre) to "C" (Commercial).*
2. *Adopt said Ordinance.*

**11. PUBLIC HEARINGS**

**11.1 A Public Hearing to Consider Adoption of a Resolution Approving Water Rates for Years 2009/2010 through 2011/2012 and Consumer Price Index (CPI) Increases Thereafter and Wastewater Rates for Fiscal Years 2009/2010 through 2012/2013 and CPI Increases Thereafter (Mr. Warren)**

**12. DISCUSSION/ACTION ITEMS**

**12.1 A Resolution approving the form of, and authorizing the execution and delivery of, a purchase and sale agreement and related documents with respect to the sale of the seller's Proposition 1A receivable from the State; and directing and authorizing certain other actions in connection therewith (Mr. Warren)**

**Resolution No. \_\_\_\_\_**

*Recommendation by the Director of Finance that the City Council adopt a Resolution for the following action:*

1. *Authorizes the sale of the City's Proposition 1A Receivable to California Communities for 100% of its receivable; and*
2. *Approves the form, and directs the execution and delivery, of the Purchase and Sale Agreement with California Communities and related documents; and*
3. *Authorizes and directs any Authorized Officer to send, or to cause to be sent, and irrevocable written instruction required by statute to the State Controller notifying the State of the sale of the Proposition 1A Receivable and instructing the disbursement of the Proposition 1A Receivable to the Proposition 1A Bond Trustee; and*
4. *Appoints certain City officers and officials as Authorized Officers for purposes of signing documents; and*
5. *Authorizes miscellaneous related actions and makes certain ramifications, findings and determinations required by law.*

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

**14. STAFF REPORTS**

**15. UPCOMING ITEMS**

**16. ADJOURNMENT**

The next Regular Council meeting will be held on October 27, 2009: 6:00 P.M. Closed Session; 7:00 P.M. Regular Session.

Susan Zito, CMC  
City Clerk

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**CERTIFICATION OF AGENDA POSTING**

I, Susan C. Zito, CMC, City Clerk of the City of Placerville,  
Declare that the foregoing Agenda for the October 13, 2009  
Regular Meeting of the Placerville City Council  
Was posted and available for review on October 9, 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](http://www.cityofplacerville.org)

Signed this ninth day of October, 2009 at Placerville, California.

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Susan C. Zito, CMC, City Clerk