



# County of El Dorado

330 Fair Lane, Building A  
Placerville, California  
530-621-5390  
FAX 530-622-3645  
www.edcgov.us/bos

## MEETING AGENDA

### Board of Supervisors

*Rusty Dupray, Chairman, District I*  
*Ron Briggs, First Vice Chairman, District IV*  
*Norma Santiago, Second Vice Chairman, District V*  
*Helen K. Baumann, District II*  
*James R. Sweeney, District III*

*Cindy Keck, Clerk of the Board of Supervisors*  
*Laura S. Gill, Chief Administrative Officer*   *Louis B. Green,*  
*County Counsel*

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Tuesday, February 26, 2008

8:00 AM

Board of Supervisors Meeting Room

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#### Vision Statement

**"El Dorado County will remain the leader in supporting our safe, healthy, and vibrant communities, wisely managing our natural resources, and preserving our local heritage."**

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

Public Testimony will be received on each agenda item as it is called. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals speaking for a group are allocated 5 minutes. (Adopted 8/10/93) Matters not on the agenda may be addressed by the general public during the Open Forum. Public comments during Open Forum are limited to three minutes per person. The Board reserves the right to waive said rules by a majority vote.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

The Board of Supervisors meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

The Board of Supervisors is concerned that large amounts of written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. To ensure timely delivery, written information from the public must be received by the Board Clerk by Monday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

#### **8:00 A.M. - CALL TO ORDER AND RECESS TO CLOSED SESSIONS**

**9:00 A.M. - RECONVENE TO OPEN SESSION AND CLOSED SESSION REPORTS****INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

At this time the Board will make any necessary additions, deletions, or corrections to the Agenda; determine matters to be added to or removed from the Consent Calendar; and with one motion adopt the Agenda and approve the Consent Calendar.

**PRESENTATION**

1. [08-0220](#) Presentation proclaiming Peace Corps Week in El Dorado County.

**BUDGET UPDATE****OPEN FORUM****CONSENT CALENDAR**

2. [08-0255](#) Approval of Board of Supervisors Conformed Agendas (Minutes) of the Special Meeting of Monday, February 11, 2008 and the Regular Meeting of Tuesday, February 12, 2008.

**RECOMMENDED ACTION:** Approve.

3. [08-0218](#) Public Health Department recommending approval, in concept, of the submission of a grant application to the National Association of County and City Health Officials (NACCHO) in the amount of \$8,000 supporting the planning and development of an emergency response to public health emergencies, including acts of bioterrorism, specifically related to the use of GIS mapping and data tracking.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** NACCHO grant.

4. [08-0216](#) Public Health Department recommending Chairman be authorized to sign retroactive Agreement with the California Department of Alcohol and Drug Programs for the Safe and Drug Free Schools and Communities grant, also known as Las Decisiones Seguras, Safer Choices; and Budget Transfer increasing revenue and expenditures in said Department's Fiscal Year 2007-2008 budget. (4/5 vote required)

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Safe and Drug Free School and Community Grant.

5. [08-0208](#) Public Health Department recommending Chairman be authorized to sign Amendment 1 to the Public Health Emergency Preparedness Centers for Disease Control and Prevention (CDC) Agreement EPO CDC 07-10 with California Department of Public Health in the amount of \$463,599 for the term August 31, 2007 through August 9, 2008 for emergency preparedness activities funding for all Local Health Departments throughout California in 2007/2008; and Budget Transfer for same. (4/5 vote required)

**RECOMMENDED ACTION:** Approve.

**FUNDING:** California Dept of Public Health-Incoming grant funding.

6. [08-0179](#) Human Services Department, Community Services Division, on behalf of the El Dorado County Commission on Aging, recommending Irene Arnold be reappointed to serve as a Member-at-Large for a term to expire January 2010.

**RECOMMENDED ACTION:** Approve.

7. [08-0174](#) Human Services Department, Community Services Division, recommending Resolution authorizing the Chairman to sign Amendment 2 to Agreement 05-45756 with the California Department of Public Health increasing amount by \$42,520 to \$1,861,480 for the term October 1, 2005 through September 30, 2008 for the operation of the Supplemental Food Program for Women, Infants and Children (WIC) during Fiscal Year 2007/2008; and recommending the Director of said Department be authorized to execute further documents relating to said contract, including amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the maximum dollar amount or the term, and sign subsequent required fiscal and programmatic reports.

**RECOMMENDED ACTION:** Adopt Resolution **47-2008**.

**FUNDING:** Federal Grant Funds.

8. [08-0173](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment I to Agreement for Services 054-S0711 with Fiscal Experts, Inc. increasing compensation amount by \$20,000 to \$55,000 for the term August 15, 2006 through August 14, 2008 for the provision of financial consulting services on an "as requested" basis.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Funding sources are 85% Federal/State via Social Services allocation with a 15% County match (met primarily with realignment resources).

9. [08-0162](#) General Services Department recommending the following pertaining to the Cemetery Advisory Committee:  
(1) Reappoint - Susan Mickus, District I Representative, Lynette Mizell, District II Representative, Barney Noel, Fraternal Organization Representative, and Doug Walker Archaeological Representative; and  
(2) Appoint - Frank Clark, District IV Representative, and Joan Wicklund, Native American Alternate Representative all for terms to expire January 2010.

**RECOMMENDED ACTION:** Approve.

10. [08-0157](#) General Services Department recommending the following pertaining to the El Dorado Trail Improvement Project, Forni Road to Missouri Flat Road:  
(1) Adopt the California Environmental Quality Act (CEQA) Mitigated Negative Declaration;  
(2) Approve said project as described in the CEQA document; and  
(3) Authorize the Chairman to sign the Mitigation Monitoring Program.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** State Transportation Enhancement Grant, El Dorado County Air Quality Control District DMV Grant, Bicycle Transportation Authority Grant, State Proposition 40.

11. [08-0037](#) Transportation Department recommending Chairman be authorized to sign the Master Rental Agreement AGMT 07-1618 with Holt of California in an amount not to exceed \$90,000 for a term to expire February 28, 2011 for the rental of various equipment for said Department.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Road Fund.

12. [08-0111](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement for Public Purposes and Certificate of Acceptance for the related deed from Frances E. Carver and Josephine L. Cohen, Trustees of The Rizoooly Trust for APN 325-230-18; and authorize the Director of said Department or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees for the U.S. Hwy. 50/Missouri Flat Road Improvement Project Phase 1B.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** 2004 General Plan Traffic Impact Mitigation Fee Program (TIM).

13. [08-0115](#) Transportation Department recommending Resolution of Intention to Vacate Shinn Ranch Road and Fine Court; and set a public hearing on March 25, 2008 at 9:00 a.m. for the consideration of the proposed General Vacation.  
**RECOMMENDED ACTION:** Adopt Resolution **48-2008**.
14. [08-0142](#) Transportation Department recommending the following pertaining to Euer Ranch Unit 7:  
(1) Accept the subdivision improvements as substantially complete;  
(2) Reduce Performance Bond No. 725096S by \$3,179,345.40 to \$353,260.60 to guarantee against defective work, labor done, or defective materials furnished and release one year after acceptance if no claims are made; and  
(3) Hold Laborer and Materialmens Bond No. 725096S in the amount of \$1,766,303.00 to guarantee payment to persons furnishing labor, materials or equipment, and release six months after acceptance if no claims are made.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** Developer funds.
15. [08-0165](#) Treasurer-Tax Collector requesting authorization to issue a business license to Pennie L. Brown, dba Chrystal Wolf, to operate a fortune teller/psychic/spiritual counseling business in the Shingle Springs area.  
**RECOMMENDED ACTION:** Approve.
16. [08-0192](#) Information Technologies Department recommending the Board approve all current perpetual software license agreements as outlined on list dated January 14, 2008 for on-going maintenance and support for Fiscal Year 2008/2009.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** General Fund.
17. [08-0199](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property for donation to the Tahoe Paradise Resort Improvement District for park maintenance and recommending the Board so declare and authorize donation of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12; and authorize the Purchasing Agent to execute the required surplus property donation agreement with said District.  
**RECOMMENDED ACTION:** Approve.

18. [08-0225](#) Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 08-675-055 for the purchase of Herbicides to the low qualified bidder, Western Farm Service of Fresno, California; authorize Purchasing Agent to issue a blanket purchase order in the amount of \$122,000 for a 24 month period; and increase blanket purchase order on an "as needed" basis during the awarded period if funding is available within the requesting department's budget.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** Airports, Parks, and Grounds - General Fund; Department of Transportation - Non-General Fund (Road Fund Discretionary); Department of Agriculture - 75% through State of California Grants, Unclaimed Gas Tax, and 25% General Fund.
19. [08-0178](#) Chief Administrative Office, Procurement and Contracts Division, recommending award of Request for Qualifications and Statement of Interest 07-918-135 to Reinard W. Brandley for the provision of Airport Consulting Services for the Placerville and Georgetown Airports; and Chairman be authorized to sign Agreement for Services 625-S0811 in the amount of \$500,000 for a three (3) year term for same upon approval and review by County Counsel and Risk Management.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** General Fund and Non-General Fund (FAA Grant).
20. [08-0134](#) Human Resources Department recommending the Board receive and file the Fiscal and Analytical Job Class Evaluation report and provide direction to staff on proceeding with evaluation of certain fiscal and analytical classifications. (Cont'd 2/12/08, Item 32)  
**RECOMMENDED ACTION:** Continue to March 4, 2008.
21. [08-0240](#) Chief Administrative Office and Public Defender recommending transfer in the amount of \$250,000 from contingency for Court ordered costs associated with trial defense expenses (confidential). (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** General Fund - Department 15 Contingency
22. [08-0285](#) Supervisor Baumann recommending Resolution permitting Pyro Spectaculars, Inc. to conduct a pyrotechnic display on Saturday, March 15, 2008 on private property, contingent upon full compliance of necessary requirements, insurance, contracts and permits as deemed necessary by fire control authorities.  
**RECOMMENDED ACTION:** Adopt Resolution **49-2008**.

23. [07-1954](#) Chief Administrative Office providing a status report on negotiations with Granite Grado Ventures referred by the Board on December 11, 2007.  
(Cont'd 2/5/08, Item 27)  
**RECOMMENDED ACTION:** Continue to March 4, 2008.
- FUNDING:** West Slope Traffic Impact Mitigation Fee program.
24. [08-0169](#) Chief Administrative Office, Procurement and Contracts Division, submitting the second quarter report of procurement activity for the period ending December 31, 2007 for Fiscal Year 2007-2008.  
**RECOMMENDED ACTION:** Receive and file.

**END CONSENT CALENDAR**

**DEPARTMENT MATTERS**

25. [08-0227](#) Supervisor Baumann, on behalf of the El Dorado County Fire Prevention Officers Association, requesting adoption of Resolutions **32-2008** through **43- 2008** to ratify the 2007 California Fire Code as adopted by the following individual Fire Districts within El Dorado County: El Dorado County Fire Protection District, Lake Valley Fire Protection District, Diamond Springs-El Dorado Fire Protection District, Rescue Fire Protection District, El Dorado Hills Fire Department/El Dorado Hills County Water District, Mosquito Fire Protection District, Garden Valley Fire Protection District, Meeks Bay Fire Protection District, Latrobe Fire Protection District, Cameron Park Community Services District/Cameron Park Fire, Pioneer Fire Protection District and Georgetown Fire Protection District.
26. [08-0191](#) Hearing to consider recommendation of the Auditor-Controller to disburse excess proceeds in the amount of \$21,427.89 to Shirley L. Schafer and \$21,427.88 to Unclaimed from the sale of tax defaulted property (APN 061-590-53-100) on November 3, 2006.
27. [08-0195](#) Public Health Department recommending Chairman be authorized to sign retroactive Amendment 1 to Grant Agreement 1499774 with California Physicians' Service Foundation dba Blue Shield of California Foundation in the amount of \$200,000 extending the term through May 1, 2008, to finish work which supports the ACCEL Health Information Technology Program.
28. [08-0224](#) Sheriff's Department recommending Chairman be authorized to sign retroactive Amendment 1 to Lease Agreement 520-L0311 with Pinnacle Towers Inc, in the amount of \$850 per month commencing January 1, 2008 and increasing by \$100 each anniversary date thereafter for space in the company's communications vault on Bald Mountain in Georgetown for radio communication equipment.

**FUNDING:** General Fund



29. [07-1966](#) Transportation Department recommending Chairman be authorized to sign Agreement for Services AGMT 07-1596 with David Evans and Associates, Inc., in an amount not to exceed \$1,850,000 for a term effective upon execution and expiring upon the later of County's recordation of the Notice of Completion for the U.S. 50/Ponderosa Road/South Shingle Road Interchange Improvements Project or resolution of all construction claims, if any, associated with that Project to perform professional services including project planning, design engineering and project delivery support services for the interchange and associated improvement projects; and adopt recommended findings pertaining to same. (08-1677)

**FUNDING:** 2004 General Plan Traffic Impact Mitigation Program.

30. [08-0213](#) Transportation Department advising the Board of coordinated meetings between said Department and El Dorado Irrigation to discuss the ability to improve coordination and to develop process improvements for activities involving the two entities.

31. [08-0280](#) County Counsel recommending Chairman be authorized to sign Agreement with Scharff, Brady & Vinding for a term commencing January 18, 2008 for legal services related to the Indian casino litigation, and also in CEQA litigation arising from the Board's approval of the Pedrigal development project in Cameron Park. (4/5 vote required)

32. [07-1682](#) Chief Administrative Office providing a progress report on the implementation of the Cellular Telephone/Wireless PDA (Smartphones) Policy. (Refer 11/6/07, Item 37)

**FUNDING:** Departmental Budgets.

33. [07-1770](#) Staff providing revised draft Vacant Building Ordinance, as directed by the Board. (Refer 12/4/07, Item 14)

#### 10:00 A.M. - TIME ALLOCATION

34. [08-0229](#) Mental Health Department recommending the Board receive and file the 2008 Mental Health Commission Report.

#### 10:30 A.M. - TIME ALLOCATION

35. [08-0221](#) Chief Administrative Office recommending adoption of the 2008 State Legislative Platform, and the 2008 Federal Legislative Platform to provide direction to the county's state and federal advocates.

#### 2:00 P.M. - TIME ALLOCATION

36. [08-0190](#) Hearing to consider Rezone (Z07-0020) of 10.002 acres (APN 051-230-33) from Estate Residential Ten-acre (RE-10) to Estate Residential Five-acre (RE-5); tentative parcel map (P07-0018) to subdivide the subject property into two five-acre parcels in the Placerville Periphery area; and adoption of Ordinance **4763** for said rezone. Applicant: Bruce Teie. (District III)
37. [08-0027](#) Hearing to consider rezone Z07-0048/Planned Development PD05-0006/Tentative Subdivision Map TM05-1393/Serrano, Village M/Phase 4 submitted by Serrano Associates, LLC for the following: (1) Amendment of the El Dorado Hills Specific Plan Land Use Map to reconfigure an 16.81 acre portion of Open Space adjacent to Village M/Phase 4 and re-designation of the property to Residential Estate, and reconfiguration of 0.42 acre of Residential Estate and re-designating the same to Open Space; (2) Amendment of the El Dorado Hills Specific Plan Zone Map to reconfigure an 16.81 acre portion of Open Space adjacent to Village M/Phase 4 and re-designation to One-Family Residential/Planned Development (R1-PD), and reconfiguration of 0.42 acre of One-Family Residential and re-designation to Open Space; (3) Class 1 tentative subdivision map subdividing 69 acres of Village M/Phase 4 into 38 custom residential lots, ranging from 0.46 acre to 4.84 acres in size, and one open space lot totaling 15.68 acres; (4) Planned development permit for the proposed residential subdivision, and to allow modifications to the following One-Family Residential (R1) Zone District development standards; (5) Request for design waivers of the El Dorado County Design and Improvement Standard Manual standards has been submitted to allow the following: A) Reduction of road right-of-way to conform to actual street width improvements of 50 feet to 46 feet for Western Sierra Way and 50 feet to 36 feet for I Court; and B) Reduction in cul-de-sac turnaround standard from 100 feet to 80 feet improved surface in a right-of-way from 47 feet radius (94 feet diameter) on property identified as APNs 123-260-06, -07 and a portion of 123-260-05 consisting of 69.03 acres in the El Dorado Hills area; and (6) Adoption of Ordinance **4759** for said rezone. Applicant: Serrano Associates, LLC. (District 1) (Cont'd 1/15/08, Item 34)

- 38. [08-0211](#) El Dorado County Youth Commission submitting for adoption the revised Environmental Vision Resolution **29-2008**. (Cont'd 2/12/08, Item 36)

**CAO REPORTS**

**ITEMS TO/FROM SUPERVISORS**

**ADJOURNMENT**

**CLOSED SESSION**

39. [08-0164](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: U.S.A. v. El Dorado County, City of South Lake Tahoe, et al., U.S.  
District Court Case No. S-01-1520-MCE GGH (ED CA).
40. [08-0257](#) Pursuant to Government Code Section 54957.6, **Conference with  
Labor Negotiator:**  
County Negotiator: Director of Human Resources  
Employee Organization: El Dorado County Employees Association Local  
No. 1, General, Professional, Supervisory Bargaining Units.
41. [08-0260](#) Pursuant to Government Code Section 54957.6, **Conference with  
Labor Negotiator:**  
County Negotiator: Director of Human Resources.  
Employee Organization: El Dorado County Criminal Attorney  
Association, (CA) Bargaining Unit.
42. [08-0261](#) Pursuant to Government Code Section 54957.6, **Conference with  
Labor Negotiator:**  
County Negotiator: Director of Human Resources.  
Employee Organization: El Dorado County Deputy Sheriff's Association,  
(DSA) Bargaining Unit.
43. [08-0262](#) Pursuant to Government Code Section 54957.6, **Conference with  
Labor Negotiator:**  
County Negotiator: Director of Human Resources.  
Employee Organization: Operating Engineers, Local No. 3, Trades and  
Crafts (TC) Bargaining Unit.
44. [08-0263](#) Pursuant to Government Code Section 54957.6, **Conference with  
Labor Negotiator:**  
County Negotiator: Director of Human Resources.  
Employee Organization: El Dorado County Manager's Association, (MA)  
Bargaining Unit.
45. [08-0264](#) Pursuant to Government Code Section 54957.6, **Conference with  
Labor Negotiator:**  
County Negotiator: Director of Human Resources.  
Employee Organization: Operating Engineers, Local No. 3, Probation  
(PR) Bargaining Unit.
46. [08-0265](#) Pursuant to Government Code Section 54957.6, **Conference with  
Labor Negotiator:**  
County Negotiator: Industrial Employees and Distributors Association.  
Employee Organization: United Domestic Workers of America  
(UDW)/AFSCME.

47. [08-0276](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**  
Significant exposure to litigation. Title: Legal issues associated with Capital Improvement Program (CIP).
48. [08-0277](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**  
Significant exposure to litigation. Title: Legal Issues associated with Measure Y.
49. [08-0278](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**  
Significant exposure to litigation. Title: Claim of Golden Plaza I, LLC, re: Rent payments for 670 Placerville Drive.
50. [08-0279](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**  
Significant exposure to litigation.
51. [08-0283](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**  
Significant exposure to litigation. One (1) potential case. Title: Kniesel Claim and Request for re-hearing and findings.
52. [08-0288](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: Armando Cuevas, et al., v. El Dorado County Sheriff, et al., U.S. District Court, Eastern District of California, Case No. CIV.S-04-2094 MCE GGH.

**ADDENDUM****CLOSED SESSION:**

53. [08-0297](#) Pursuant to Government Code Section 54957, **Public Employee Appointment:**  
Title: Director of General Services.

**DEPARTMENT MATTERS:**

54. [08-0217](#) Public Health Department recommending Chairman be authorized to sign retroactive Grant Agreement and Conditions 07-1491 with the California HealthCare Foundation in the amount of \$49,998 for the period February 1, 2008 through August 31, 2008 for the ACCEL Specialty Access Project; and recommending Budget Transfer increasing revenues and expenditures for same. (4/5 vote required)

**FUNDING:** California HealthCare Foundation Grant

55. [08-0286](#) Transportation Department Director requesting authorization to execute Contract No. 72364 Change Order No. 5 with Doug Veerkamp General Engineering, Inc., in the amount of \$48,266.81 which will authorize use of the County's contractor on the improvement project for Cameron Park Drive/Palmer Drive/Country Club Drive Intersection to relocate El Dorado Irrigation District (EID) facilities that conflict with improvements proposed by said Project, noting costs for relocation and associated construction management costs to be reimbursed by (EID); and said Department be authorized to enter into a reimbursement agreement with (EID) for same.

**FUNDING:** 2004 General Plan Traffic Impact Mitigation Fees.

On August 19, 2003, the Board adopted the following protocol: It is a requirement that all speakers, County staff and the public, when approaching the podium to make a visual, Power Point or transparencies presentation to the Board of Supervisors, must provide the Clerk with the appropriate number of hard copies of the presentation for Board members and the audience. Only those speakers that provide this required number of hard copies will be permitted to proceed with a visual presentation.

Persons interested in serving on any Board of Supervisors ADVISORY BOARD, COMMITTEE, OR COMMISSION are encouraged to complete an application form (available in the office of the Clerk of the Board of Supervisors, or on line) and submit same to the board, committee or commission, to the County Department which supports the board, committee or commission, or to the Clerk of the Board of Supervisors.

VIDEO TAPES of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

West Slope - Comcast - Channel 2, Wednesday at 1:00 P.M.

South Lake Tahoe - Charter Cable 21, Daily - Time varies