



# County of El Dorado

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## Minutes - Final Board of Supervisors

*Ray Nutting, Chair, District II*  
*John R. Knight, First Vice Chair, District I*  
*Ron Briggs, Second Vice Chair, District IV*  
*James R. Sweeney, District III*  
*Supervisor Norma Santiago, District V*

*Suzanne Allen de Sanchez, Clerk of the Board of Supervisors*  
*Terri Daly, Chief Administrative Officer*    *Louis B. Green, County Counsel*

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Tuesday, April 26, 2011

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) Except with the consent of the Board, individuals shall be allowed to speak to an item only once. Upon completion of public comment the matter shall be returned to the Board for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Board for a point of clarification or question by the Board. 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.

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in the foyer of Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' website at [www.edcgov.us](http://www.edcgov.us) subject to staff's ability to post the documents before the meeting.

The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board 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.

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.

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

**Present:** 5 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

#### **9:00 A.M. - RECONVENE TO OPEN SESSION AND CLOSED SESSION REPORTS**

#### **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

#### **ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR**

Approval of the Consent Calendar

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 5, 7, and 24 were pulled from the consent calendar and Item 18 was amended.

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

#### **9:00 A.M. - PRESENTATION**

1. [11-0446](#) **PRESENTATION** of Proclamation recognizing May 2011 as Mental Health Month in the County of El Dorado. (Est. Time: 10 Min.)

A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to adopt the Proclamation.

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

#### **OPEN FORUM**

##### **PUBLIC COMMENT**

Ralph White RE: 36 Grave Markers in Mormon Island Relocation Cemetery.  
Michael Harris RE: 36 Grave Markers in Mormon Island Relocation Cemetery.  
M. Lane RE: Nami and Sheriff's presentation from Monday April 25, 2011.

**BUDGET UPDATE**

NONE

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

2. [11-0268](#) Redistricting Team including the Surveyor's Office, Chief Administrative Office, County Counsel and Recorder-Clerk/Registrar of Voters recommending the Board receive a presentation of the redistricting map alternatives for review. (Est. Time: 30 Min.) (Refer 3/15/11, Item 19)

**A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, as follows:**

- 1) Release the maps as presented;
- 2) Direct staff to take the maps to public meetings;
- 3) Direct staff to work with the Supervisors to make sure that the County has appropriate coverage in public meetings; and
- 4) Return to the Board per the current schedule in June 2011.

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

**CONSENT CALENDAR**

3. [11-0456](#) Clerk of the Board of Supervisors recommending the Board approve the Meeting Minutes for the Regular Meeting of Tuesday, April 19, 2011.

**This matter was Approved on the consent calendar.**

4. [11-0440](#) Auditor Controller recommending the Board retain Gallina, LLP of Roseville to conduct the County's independent audit for the fiscal year ending June 30, 2011 and authorize the Chair to sign Amendment I to Agreement 491-S1011 in an amount not to exceed \$71,250 after it has been reviewed and approved by County Counsel and Risk Management.

**This matter was Approved on the consent calendar.**

5. [11-0426](#) Auditor-Controller recommending the Board receive and file the audits performed by Gallina, LLP, of the County's financial statements for the year ended June 30, 2010. Their reports include: (1) Annual Financial Report, (2) OMB A-133 Single Audit, (3) Appropriations Limit Calculation, (4) California Emergency Management Agency Programs, (5) California Department of Community Services and Development Programs, and (6) Management Report.

**A motion was made by Supervisor Knight, seconded by Supervisor Sweeney, to approve this matter.**

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

6. [11-0417](#) Air Quality Management District recommending Board of Directors approve a Memorandum of Understanding (Agreement 483-M1111) with the Sacramento Metropolitan Air Quality Management District in a not to exceed amount of \$40,000 on a time and material basis for a term ending June 30, 2012 for professional and technical review of El Dorado County Air Quality Management District functions, processes and procedures.

**FUNDING:** Funding available in Air District operations budget (Index Code 433100) in both FY 2010-11 and FY 2011-12.

**This matter was Approved on the consent calendar.**

7. [11-0102](#) Clerk of the Board recommending the Board consider the following regarding FY 10/11 Board of Supervisors expenses:
- 1) Ratify the following District expenditures and approve a budget transfer to cover the following:
    - a) GIS software - District I - \$600
    - b) GIS Software - District III - \$300
    - c) Copies of Budget Documents for the Taxpayers Association - District III - \$ 272.72
    - d) Video conferencing equipment to be used between Tahoe and Placerville. This is an accessory to a computer and can be used on any computer to facilitate video conferencing. \$165.98
  - 2) Approve a budget transfer to cover the RCRC Conference and the CSAC Conference. The travel was approved by the Board on 10/26/10 File 10-1136.
  - 3) Approval to purchase the following equipment and approval for the budget transfer to cover the expenditures:
    - a) Computer for District V assistant for an amount not to exceed \$900.
    - b) Laptop for District IV Supervisor for an amount not to exceed \$1,700.

**A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to approve this matter.**

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

8. [11-0213](#) Chief Administrative Office recommending the Board ratify the Chief Administrator's signature on Facility Use Agreement No. 489-O1111, agreement between the County of El Dorado and Pacific Gas and Electric Company for use of the Veterans Memorial Building beginning on March 25, 2011 through March 27, 2011 for the purposes of operating an Emergency Staging Area for their workers. Pacific Gas and Electric Company shall pay County a minimum of \$1,800 for use of the property.

**This matter was Approved on the consent calendar.**

9. [11-0432](#) Chief Administrative Office recommending the Board authorize the Chair to sign Memorandum of Understanding with the Highway 50 Association in the amount of \$10,000 to provide funding assistance for the Wagon Train event to be held June 4, 2011 through June 12, 2011.

**FUNDING:** County Promotions.

**This matter was Approved on the consent calendar.**

10. [11-0406](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property surplus to the needs of the County and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12 and Section 3.12.220 thereof.

**This matter was Approved on the consent calendar.**

11. [10-1328](#) Chief Administrative Office recommending the Board authorize the Chair to sign Budget Transfer for \$1,000,000 per the Memorandum of Understanding between the Judicial Council of California, Administrative Office of the Courts, Superior Court of California, and the County of El Dorado regarding the funding mechanism for the Juvenile Court Project in the space under the Placerville Juvenile Hall. (Requires 4/5 vote) (Cont'd 4/19/11, Item 6)

**FUNDING:** Courthouse Construction Funding.

**This matter was Approved on the consent calendar.**

12. [11-0383](#) Environmental Management Department recommending the Board adopt a Resolution authorizing the Director of said Department to execute and submit an application and all necessary documentation to the Department of Recycling Resources and Recovery (CalRecycle) to secure grant funding in an amount up to \$37,884 for FY 2010/2011 for the purchase and placement of beverage recycling containers to be made available in public venues throughout the County, continued public outreach, and litter clean up along County roadways.

**FUNDING:** State of California Department of Recycling Resources and Recovery (CalRecycle).

**Resolution 065-2011**

**Adopted Resolution 065-2011 upon approval of the consent calendar.**

13. [11-0415](#) Health Services Department recommending the Board authorize the Chair to sign Amendment I to Memorandum of Understanding (MOU) 687-PHD1107 with the County of Alpine, extending the term of said MOU through December 31, 2011. Extension of this MOU shall ensure continuation of ambulance services within Alpine County's borders by the contracted ambulance service provider in County Service Area CSA No. 3.

**FUNDING:** Direct billing to patient or third party payer for services provided.

**This matter was Approved on the consent calendar.**

14. [11-0427](#) Health Services Department recommending the Board authorize the Chair to sign Agreement 293-162-M-E2011 with Amador County for psychiatry services for a term of twelve (12) months effective upon full execution of the Agreement. This Agreement will assist the Department in managing psychiatric workload due to the 2.0 fulltime employee (FTE) psychiatrist vacancies.

**FUNDING:** Medi-Cal, Mental Health Realignment & Mental Health Services Act (MHSA).

**This matter was Approved on the consent calendar.**

15. [11-0409](#) Health Services Department recommending the Board authorize the Chair to sign a Memorandum of Understanding (MOU) with Marshall Medical Center for participation in the Access El Dorado (ACCEL) Care Pathways Program. This MOU contains the terms and conditions upon which the participant(s) shall provide and/or receive clinical and related information through the Care Pathways Services, as coordinated by ACCEL. The agreement is effective upon full execution and shall continue unless terminated.

**FUNDING:** Funding for the Care Pathways Program has come from a variety of sources, including but not limited to, the Agency for Healthcare Research and Quality (AHRQ), California HealthCare Foundation (CHCF), and the Mental Health Services Act (MHSA) Prevention and Early Intervention (PEI) component. There is no remuneration between the parties to this MOU.

**This matter was Approved on the consent calendar.**

16. [10-1221](#) Health Services Department, Mental Health Division, recommending the Board authorize the Director of said Department to sign the Community Mental Health Services Block Grant (MHBG) allocation worksheet in the amount of \$135,802 for fiscal year 2010/11 providing funding to address the needs of County minors diagnosed with a serious emotional disturbance.

**FUNDING:** Substance Abuse and Mental Health Services Administration funding is provided through the California Department of Mental Health (DMH).

**This matter was Approved on the consent calendar.**

17. [11-0339](#) Department of Human Services recommending the Board approve a Budget Transfer appropriating \$222,500 in funding from the Department of Housing and Community Development for Community Development Block Grant 10-STBG-6711 for provision of Housing Rehabilitation Loans and Public Improvements in Support of Housing New Construction activities during the term March 15, 2011 through June 30, 2013 and adjusting the General Fund match of \$7,500 to this specific grant project. (4/5 vote required)(Cont'd 4/19/11, Item 11)

**FUNDING:** Federal Department of Housing and Urban Development.

**This matter was Approved on the consent calendar.**

18. [11-0359](#) Human Resources, Risk Management Division, recommending the Board approve the Health Benefit Program published rates for the term of July 1, 2011 through December 31, 2011, to be charged to employees effective the first pay period including July 1, 2011.

**This matter was amended clarifying the effective pay period to read " the first pay period including July 1, 2011." and approved on the consent calendar.**

19. [11-0372](#) Probation Department is recommending the Board receive and file the annual re-application to the State of California Department of Corrections and Rehabilitation (CDCR) for continued funding of the Community Alliance to Reduce Truancy (CART) program through the Juvenile Justice Crime Prevention Act (JJCPA).

**FUNDING:** Community Alliance to Reduce Truancy (CART)/VLF funding.

**This matter was Approved on the consent calendar.**

20. [11-0276](#) Department of Transportation recommending the Board adopt a Resolution to sanction the closures of North Canyon Road from Carson Road to just north of 2881 North Canyon Road, Fruitridge Road from North Canyon Road to Hassler Road, Hassler Road from Fruitridge Road to 500 feet north of Fruitridge Road on Saturday, April 30, 2011, between 8:15 a.m. and 9:45 a.m. for the "Apple Hill Blossom Trail Run" Event, subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."

**FUNDING: N/A**

**Resolution 066-2011**

**Adopted Resolution 066-2011 upon approval of the consent calendar.**

21. [11-0258](#) Department of Transportation recommending the Board approve appointments of new Advisory Committee members to fill vacancies on Road Zone of Benefit Advisory Committees in County Service Area No. 9, as outlined in Exhibit A, Zone of Benefit Advisory Committee Changes.

**This matter was Approved on the consent calendar.**

22. [10-1057](#) Chief Administrative Office recommending the Board approve and authorize the Purchasing Agent to sign Amendment I to Agreement No. 246-F1111 with the El Dorado Lake Tahoe Film and Media Office, increasing compensation for year one of the contract by \$15,000.

**This matter was Approved on the consent calendar.**

23. [11-0466](#) Supervisor Knight recommending the Board receive an update on EDAC Regulatory Reform Committee's progress.

**This matter was Approved on the consent calendar.**

24. [10-1078](#) Supervisor Sweeney recommending the Board of Supervisors adopt a resolution that Jacquier Road, and the Jacquier Road cut-off has been a public right-of-way since the 1800s.

**Resolution 067-2011**

**A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, to adopt Resolution 067-2011.**

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

**END CONSENT CALENDAR**



**DEPARTMENT MATTERS/NOTICED HEARING**

25. [11-0384](#) Human Resources recommending the Board of Supervisors:
- 1) Authorize the Chair to sign a Resolution of Intention to approve an amendment to the contract between the Board of Administration of the California Public Employers' Retirement System (CALPERS) and the County of El Dorado; and
  - 2) Consider the introduction, First Reading, of County Ordinance No. 4958, an Amendment to Contract Between the Board of Supervisors of the County of El Dorado and the Board of Administration of the California Employers' Retirement System. (Est. Time: 10 Min.)

**Resolution 068-2011**

**A motion was made by Supervisor Santiago, seconded by Supervisor Knight, as follows:**

- 1) Adopt Resolution of Intention 068-2011; and
- 2) Approved introduction.

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

26. [11-0407](#) HEARING - Consider the introduction, First Reading, of ordinance, Amendments to the El Dorado County Building Code and the El Dorado County Grading Ordinance, to grant a two-year extension on all building permits for new buildings and grading permits which are valid on May 30, 2011, with listed exceptions. (Est. Time: 30 Min.)

**FUNDING:** No net funding required. Potential loss of permit renewal and reactivation fee revenues.

**A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, as follows:**

- 1) Read title, waived reading of ordinance 4948 in its entirety;
- 2) Approved introduction;
- 3) Set adoption (second reading) for May 3, 2011.

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

27. [11-0451](#) Chief Administrative Office, Procurement and Contracts, recommending the Board of Supervisors:
- 1) Authorize a three-month extension of BP 20110421 with Independent Stationers for the purchase of office supplies, toner, and paper Countywide;
  - 2) Authorize the Purchasing Agent to issue a Request for Proposals (RFP) for office supplies, toner, and paper Countywide (approximate annual expenditures of \$400,000); and
  - 3) Provide direction regarding the definition of Local Vendor in Board of Supervisors Policy C-17 and its application in this solicitation. (Est. Time: 30 Min.)

**FUNDING:** General Fund and Non-General Fund Departmental Budgets.

**A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, as follows:**

- 1) Authorize a three-month extension of BP 20110421;
- 2) Authorize the Purchasing Agent to issue a Request for Proposals; and
- 3) Maintain the definition of Local Vendor in Board of Supervisors Policy C-17 as currently written.

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

28. [11-0261](#) Chief Administrative Office recommending the Board
- 1) Authorize the Chair to sign Agreement No. 416-F111 to provide funding in the amount of \$38,690 to the Fallen Leaf Lake Community Services District for the improvement of fire protection, emergency medical services and related equipment for FY 2010-11; and
  - 2) Approve and authorize the Chair to sign the budget transfer reducing General Fund contingency by \$38,690 and increasing contributions to non-county government agencies by \$38,690 (4/5's vote required). (Est. Time: 15 Min.)

**FUNDING:** General Fund Contingency.

**A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to Approved this matter. The motion FAILED due to the lack of a 4/5 vote.**

**Yes:** 3 - Nutting, Briggs and Santiago

**Noes:** 2 - Knight and Sweeney

29. [10-1235](#) Department of Transportation (DOT) recommending the Board take the following actions:
- 1) Receive and file the attached **Standard Track** and **Faster Track** versions of the Animal Shelter project, Phase 1 and Phase 2 schedules; and
  - 2) Direct DOT to pursue the **Faster Track** Phase 1 and Phase 2 schedules and alert other associated County staff participants as to the Board action and proposed project timeline; and
  - 3) Return to the Board on June 7 with a progress status update.
- (Cont'd 4/11/11, Item 2)(Est. Time: 30 Min.)

**FUNDING:** Tobacco Settlement Funds.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, as follows:

- 1) Receive and file;
- 2) Direct staff to pursue the **Faster Track** Phase 1 and Phase 2; and
- 3) Return to the Board on June 7, 2011 with a progress status update.

**Yes:** 4 - Knight, Sweeney, Briggs and Santiago

**Noes:** 1 - Nutting

[11-0270](#)

CAO REPORTS

**NONE**

[11-0280](#)

ITEMS TO/FROM SUPERVISORS

Supervisor Nutting discussed Title 2 funding.

**CLOSED SESSION**

30. 11-0422 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation:** Title: Director of Environmental Management. (Est. Time: 30 Min.)
- No Action Reported.**
31. 11-0265 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation:** Title: Chief Administrative Officer. (Est. Time: 30 Min.)
- No Action Reported.**

32. 11-0324 Pursuant to Government Code Section 54957.6. **Conference with Labor Negotiator:**  
County Negotiator: Director of Human Resources and/or designee.  
Employee Organization: El Dorado County Employees Association Local No.1 representing employees in the General, Professional, and Supervisory Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts, Probation, and Corrections Bargaining Units; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Criminal Attorney Association; El Dorado County Deputy County Counsel Association; El Dorado County Managers Association; El Dorado County Law Enforcement Managers Association; and Unrepresented Employees. (Est. Time: 10 Min.)  
**No Action Reported.**

**ADJOURNED AT 3:45 P.M.**