



County of El Dorado

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MEETING AGENDA

Board of Supervisors

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

Suzanne Allen de Sanchez, Clerk of the Board of Supervisors
Gayle Erbe-Hamlin, Chief Administrative Officer *Louis B.*
Green, County Counsel

Tuesday, July 21, 2009

8:00 AM

Board of Supervisors Meeting Room

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.

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 subject to staff's ability to post the documents before the meeting.

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. 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

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

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. [09-0936](#) **PRESENTATION** by Supervisor Nutting of a Proclamation acknowledging Richard and Joyce Mason as volunteer ambassadors representing the County of El Dorado at the World Gold Panning Championships in Biela, Italy schedule on August 18-23, 2009.

OPEN FORUM

BUDGET UPDATE

CONSENT CALENDAR

2. [09-0947](#) Approval of Board of Supervisors Conformed Agenda (Minutes) for the Regular Meeting of Tuesday, June 30, 2009.
3. [09-0929](#) Chief Administrative Office recommending a Special Meeting be scheduled on Monday, August 24, 2009, at 9:00 a.m. for continued discussion in regard to the projected Fiscal Year 2009-2010 budget deficit.
4. [09-0933](#) County Counsel recommending the Chairman be authorized to sign a legal agreement with the law firm of Scharff, Brady and Vinding to provide legal representation in the case of *Sayegh v. County of El Dorado, et al.*, El Dorado County Superior Court Case No. PC20090366.
5. [09-0897](#) County Service Area No. 3 recommending the Board receive and file the Special Taxes Accountability Act Annual Reports for Fiscal Year 2007-2008.

6. [09-0908](#) Environmental Management Department recommending adoption of Resolution authorizing the Director of said Department, or her designee, to submit the Used Oil Recycling Block Grant Application for Fiscal Year 2009/2010 to the State of California Environmental Protection Agency, California Integrated Waste Management Board, to join with designated jurisdictions in the implementation of a used oil collection program.
- Resolution 167-2009**
FUNDING: California Integrated Waste Management Board.
7. [09-0863](#) Health Services Department recommending Chairman be authorized to sign Amendment I to perpetual Agreement 538-PHD0706 with Marshall Medical Center to provide laboratory testing services on an "as requested" basis performed by the Public Health Laboratory.
- FUNDING:** Revenues from fees for lab services.
8. [09-0901](#) Human Services Department recommending Resolution authorizing the Chairman to sign Amendment 4 to Contract 08F-4910 with the California Department of Community Services and Development, increasing the maximum grant amount from \$345,137 to \$498,529, reflecting an increase of \$153,392, for the term January 1, 2008 through December 31, 2009 for Community Services Block Grant services; and further authorizing the Director of said Department, or his/her successor, to continue to administer Contract 08F-4910 as amended and execute subsequent documents relating to said Contract, including amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the dollar amount or the term, and any subsequent required fiscal and programmatic reports.
- Resolution 168-2009**
FUNDING: Federal Community Services Block Grant (CSBG) Funds.
9. [09-0856](#) Human Resources Department, Risk Management Division, recommending Chairman be authorized to sign Agreement 036-S1011 with PacifiCare of California for the term July 1, 2009 through June 30, 2010 to provide group health benefits for County employees who elect this plan.
10. [09-0896](#) Library Director recommending the Board receive and file notification of a 0.8% increase in the library parcel tax in South Lake Tahoe (Zone F) and Georgetown (Zone G) resulting in a fee of \$16.46 per parcel for Fiscal Year 2009-2010 to be used exclusively for library services within each respective zone.

FUNDING: Library Parcel Tax.

11. [08-1211](#) Transportation Department recommending adoption of Resolution accepting the Irrevocable Offer of Dedication from Alireza Ghabi, Farahnaz Kafil-Ghabi and Asghar Agheli, for road right of way, including the underlying fee, along with landscape and public service easements, located on property identified as APN 119-090-43 in El Dorado Hills, necessary in order to accommodate construction of Bass Lake Road Reconstruction Project 66109.
Resolution 169-2009
12. [09-0792](#) Transportation Department recommending adoption of Resolution summarily vacating the 15-foot water system ~~El Dorado Irrigation District (EID)~~ easement situated in the westerly portion and running in a northeast to southwest direction across Lot 572 of Swansboro Country Unit 7 on property identified as APN 085-383-03, as requested by William Renard and Anneliese Renard.
Resolution 170-2009
13. [09-0744](#) Transportation Department recommending adoption of Resolution summarily vacating a ten-foot portion of the rear thirty-foot public utility easement for Lot 89, Cameron Park North Unit No. 8, on property identified as APN 082-542-09, requested by Mark Marriott and Karen Marriott, Trustees of the 2002 Mark M. Marriot and Karen L. Marriott Revocable Trust.
Resolution 171-2009
14. [09-0780](#) Transportation Department recommending Chairman be authorized to sign the Easement Acquisition Agreement For Public Purposes and Certificates of Acceptance for a utility, slope, and temporary construction easement from Cameron Park Associates, for APNs 109-240-03, 109-030-21 and 22; and authorize the Director of said Department, or his designee, to execute the escrow instructions and any other related escrow documents for this transaction, including payment of title and escrow fees for the Durock Road/Business Drive Signalization Project 73354.
FUNDING: 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program.
15. [09-0870](#) Transportation Department recommending Chairman be authorized to sign Agreement for Services AGMT 08-52541 (019-S1011) with Seevers Jordan Ziegenmeyer in an amount not-to-exceed \$100,000 for a three-year term to provide on-call real property appraisal services for right-of-way purposes in support of the Department's five-year Capital Improvement Program.
FUNDING: 2004 General Plan Traffic Impact Fees and State and Federal grants.

16. [09-0775](#) Transportation Department recommending Chairman be authorized to sign the First Amendment to Road Improvement Agreement AGMT 06-1216 with West Valley, LLC., extending the time to complete the road improvements for the West Valley Collector Roads on or before December 9, 2009.

FUNDING: Developer, West Valley, LLC.

17. [09-0811](#) Transportation Department recommending Chairman be authorized to sign the Notice of Acceptance with Western Engineering Contractors, Inc. for the Cameron Park Drive/La Canada Drive Intersection Improvements Project (JN 72366) in Cameron Park.

FUNDING: Traffic Impact Mitigation Fees.

18. [09-0887](#) Transportation Department recommending Chairman be authorized to sign the Notice of Completion with Cindy Bales Engineering Inc. for the Runway 23 Precision Approach Path Indicator (PAPI) and Runway 5-23 Lighting Rehabilitation Project (93120A) AIP 3-06-0188-12 at the Placerville Airport.

FUNDING: This Project was funded with a combination of State and Federal Grants and a 2.6% contribution from the Placerville Airport Enterprise Fund.

BOARD OF SUPERVISORS

19. [09-0935](#) Supervisor Knight recommending Erich Fischer be appointed to serve as a member on the Cameron Park Design Review Committee for a term to expire January 1, 2011.

20. [09-0930](#) Supervisor Nutting recommending adoption of Resolution authorizing Pyro Spectaculars, Inc. to conduct a pyrotechnic display at Serrano Country Club in El Dorado Hills; and recommending Chairman be authorized to sign a letter to the Fire Marshall approving same.

Resolution 166-2009

21. [09-0943](#) Supervisor Sweeney requesting the Board authorize the Development Services Director and County Counsel to work with him to create either an Area Planning Committee or a Design Review Committee for the Diamond Springs/El Dorado area.

22. [09-0934](#) Supervisor Sweeney requesting the Board authorize the Department of Transportation to assist with the preparation of a Traffic Mitigation Plan to relieve the left turn congestion from Highway 50 to Carson Road in the vicinity of Camino Heights, such plan to be created with the cooperation of the Apple Hill Growers Association and submitted to CalTrans for their review.

23. [09-0923](#) Supervisor Sweeney requesting the 2009-2010 District 3 budget be reduced in the amount of \$5,000 which still exceeds the Tier 2 budget reductions; and recommending staff process said transfer during the budget adjustments in September.
24. [09-0953](#) Supervisor Sweeney recommending the Board recognize Mercy Housing of California for its efforts in providing long-term solutions to meeting the County of El Dorado's affordable and workforce housing shortage; and recommending the Board endorse Mercy Housing when applying for related funding programs under the Housing and Economic Recovery Act of 2008 (HERA) and the American Recovery and Reinvestment Act of 2009 (ARRA) that support future projects within the County.
25. [09-0940](#) Supervisor Santiago recommending adoption of Resolution approving highway restrictions on State Highway Routes 50 and 89 on Sunday, September 13, 2009, between Stateline through South Lake Tahoe and the County line at Tahoma between the hours of 6:00 a.m. and 12:00 noon for the 8th Annual Tour De Tahoe - Bike Big Blue bicycling event.
Resolution 172-2009

END CONSENT CALENDAR

NOTICED HEARINGS

26. [09-0888](#) Hearing to consider adoption of Resolution establishing annual benefit assessment for Extended Library Services within the Cameron Park Zone of Benefit (Zone D) within County Service Area 10.
Resolution 173-2009
FUNDING: Benefit Assessment Fees in Zone D, CSA No. 10.
27. [09-0912](#) Hearing to consider adoption of Resolution increasing the State of California Environmental Protection Agency surcharge for the Certified Unified Program Agency (CUPA) from \$24 to \$49 (\$25 increase) annually for a period of three years, effective July 1, 2009, per Assembly Bill 2286.
Resolution 174-2009
28. [09-0760](#) Hearing to consider adoption of Resolution establishing delinquent mandatory refuse collection fees as special assessments and providing for collection in the same manner as ad valorem property taxes for South Tahoe Refuse Co., Inc.
Resolution 175-2009

DEPARTMENT MATTERS

29. [09-0891](#) District Attorney recommending Chairman be authorized to sign an Agreement with LexisNexis for a period of one year to provide public and commercial data base searches retroactive back to November 21, 2008, noting this agreement will automatically renew for successive one year periods unless either party provides written notice of termination at least sixty day prior to the expiration of the initial term.

FUNDING: General Fund.

30. [09-0893](#) District Attorney recommending Chairman be authorized to sign an Agreement with LexisNexis to provide public and commercial data base searches retroactive back to April 1, 2009.

FUNDING: General Fund.

31. [09-0922](#) Human Resources Department recommending the Board authorize the Chair to sign Resolution - **2009** and the Modified Last, Best, and Final Offer covering employees in the Trades & Crafts Bargaining unit represented by Operating Engineers, Local No 3 and take such action in regard to the impasse process as the Board, in its discretion, deems appropriate as in the public interest. Any legislative action by the Board of Supervisors on the impasse shall be final and binding.

32. [09-0927](#) Chief Administrative Office recommending adoption of Resolution directing Mandatory Temporary Layoff for various departments for Fiscal Year 2009-2010.

Resolution 176-2009

33. [09-0920](#) Supervisor Knight recommending the Board discuss the possibility of a payment plan for building permit fees.

34. [09-0506](#) Supervisor Santiago requesting the Board approve and authorize the Chairman to sign a Memorandum of Understanding with the City of South Lake Tahoe for cooperative construction of improvements for Lakeview Commons Project. (Cont'd 6/30/09, Item 58)

2:00 P.M. - TIME ALLOCATION

35. [09-0843](#) Hearing to consider the recommendation of the Planning Commission on Rezone Z98-0017 on property identified by APN's 070-101-65 and -66, consisting of 5.62 acres, in the Shingle Springs area, submitted by Hernan Castro; and recommending the Board take the following actions:
- 1) Adopt the Initial Study/Negative Declaration;
 - 2) Approve Z98-0017 rezoning APNs 070-101-65 and -66 from Estate Residential Five-Acre Zone District (RE-5) to One-Acre Residential District (R1A) based on findings listed in Attachment 1; and
 - 3) Adopt Ordinance for said rezone. (Supervisory District IV)

Ordinance 4824

36. [09-0825](#)

Hearing to consider the recommendation of the Planning Commission on Rezone Z07-0027/Planned Development PD07-0017/Tentative Map TM08-1473/Cameron Hills Subdivision on property identified by APN 116-010-04, consisting of 20.13 acres, in the Cameron Park area, submitted by Douglas Hanzlick; and recommending the Board take the following actions:

- 1) Adopt the Mitigated Negative Declaration based on the Initial Study reviewed by staff;
- 2) Adopt the mitigation monitoring program in accordance with CEQA Guidelines, Section 15074(d), as incorporated in the conditions of approval and mitigation measures listed in Attachment 1;
- 3) Approve Z07-0027 rezoning APN 116-010-04 from One Family Residential (R1) to One Family Residential-Planned Development (R1-PD) based on the findings listed in Attachment 1;
- 4) Approve Planned Development application PD07-0017, adopting the Development Plan as the official development plan, based on the findings and subject to the conditions listed in Attachment 1;
- 5) Approve Tentative Map application TM08-1473 based on the findings and subject to the conditions listed in Attachment 1;
- 6) Approve Design Waiver request to reduce the required sidewalk width of 6 feet to 4 feet; and
- 7) Adopt Ordinance for said rezone. (Supervisory District I)

Ordinance 4825

CAO REPORTS**ITEMS TO/FROM SUPERVISORS****ADJOURNMENT**

CLOSED SESSION

37. [09-0903](#) 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 Sheriff's Association representing employees in the Law Enforcement unit.
38. [09-0921](#) Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:** Title: Chief Administrative Officer.
39. [09-0950](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:** Significant Exposure to Litigation, one (1) potential case.
40. [09-0949](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Title: Richard Kniesel v. County of El Dorado, et al., El Dorado County Superior Court Case No. PC20080259.

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. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)
South Lake Tahoe - Charter Cable 21, Daily - Time varies

ANNOUNCEMENTS

Monday, July 27, 2009, 9:00 a.m. – Special Meeting to discuss Tax Increments/ Fire Codes and Fire Safe Regulations.

Monday, August 24, 2009, 9:00 a.m. – Special Meeting to discuss Proposed reductions for Fiscal Year 2009-2010 Budget.

Thursday, September 17, 2009, 9:00 a.m. – Open Budget Hearings.

Monday, September 21, 2009 through Friday, September 25, 2009, 9:00 a.m. – Budget Hearings

Tuesday, September 29, 2009 , 9:00 a.m. - Adoption of Fiscal Year 2009-2010 Budget.