



County of El Dorado

Board of Supervisors
Department
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Minutes - Final 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

Tuesday, June 3, 2008

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.co.el-dorado.ca.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

Present: 1 - Supervisor Sweeney

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

Present: 1 - Supervisor Sweeney

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.

Approval of the Consent Calendar

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 52, 55, 56 and 58 added to the Consent Calendar and approved; and Item 20 continued to July 1, 2008 and Item 39 continued to June 10, 2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

BUDGET UPDATE

JAIL FACILITY UPDATE

OPEN FORUM

CONSENT CALENDAR

1. [08-0854](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, May 20, 2008.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar
2. [08-0672](#) Public Health Department recommending Terry Haffner be appointed to serve as the General Public Member At Large of the Local Enforcement Agency (LEA) Hearing Panel for a term to expire January 2012.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar

3. [08-0716](#) Public Health Department recommending Chairman be authorized to sign the following Proposition 36 Alcohol/Drug Treatment Services Agreements for the term July 1, 2008 through June 30, 2009; and further authorize Director of said Department to modify compensation amounts within the not-to-exceed contract limit as needed:
- (1) Agreement 027-S0910/720-PHD0408 with EDCA Lifeskills in an amount not to exceed \$60,000;
 - (2) Agreement 026-S0911/721-PHD0408 with Progress House, Inc., in an amount not to exceed \$85,000; and
 - (3) Agreement 025-S0911/722-PHD0408 with Sierra Recovery Center in an amount not to exceed \$95,000.

RECOMMENDED ACTION: Approve.

FUNDING: Alcohol and Drug Programs.

This matter was Approved on the consent calendar

4. [08-0752](#) Public Health Director requesting authorization to sign Amendment I to Housing Opportunities for Persons with AIDS (HOPWA) Agreement DHA-CS-ELD-01-08/A1 with Sacramento County Department of Human Assistance to increase the number of clients to be served and the reimbursable amount by \$10,000 to \$43,908 through December 1, 2008 to provide short-term rent, mortgage and utility payment assistance to 57 eligible participants and their families utilizing U.S. Department of House and Urban Development (HUD) HOPWA funds.

RECOMMENDED ACTION: Approve.

FUNDING: HOPWA.

This matter was Approved on the consent calendar

5. [08-0703](#) Public Health Department recommending Chairman be authorized to sign Amendment II to Agreement for Services 228-S0711 (533-PHD0606) with Sandra Dunn, dba Sandra Dunn and Associates, increasing compensation by \$64,600 to \$304,600 and extending the term through December 31, 2008 for continued complex project management services in support of the El Dorado County Safety Net Provider Network ACCEL Initiative.

RECOMMENDED ACTION: Approve.

FUNDING: Agency for Healthcare Research and Quality, Blue Shield, and California Healthcare Foundation grants.

This matter was Approved on the consent calendar

6. [08-0746](#) Public Health Department recommending Chairman be authorized to sign Amendment I to Agreement for Services 557-S0811 (686-PHD1107) with Progress House, Inc., establishing rates for specified services not included in the Standardized Rates adopted October 2, 2007 by the Board, to provide Collaborative Justice DUI Court Program services.
RECOMMENDED ACTION: Approve.

FUNDING: DUI Expansion Grant pass through from Superior Court. Grant from Administrative of the Courts (AOC) and Office of Traffic Safety (OTS).

This matter was Approved on the consent calendar

7. [08-0675](#) Public Health Department recommending Chairman be authorized to sign Amendment I to Agreement 07-NNA09 with the State of California Department of Alcohol and Drug Programs decreasing estimated revenues and appropriations in the Net Negotiated Amount and Drug Medi-Cal from the State by \$36,376 to \$4,781,777 through June 30, 2010 to provide funding for Alcohol and Drug Program services for residents of El Dorado County.
RECOMMENDED ACTION: Approve.

FUNDING: State of California Department of Alcohol and Drug Programs (ADP).

This matter was Approved on the consent calendar

8. [08-0734](#) Human Services Department, Community Services Division, recommending Chairman be authorized to sign Budget Transfer incorporating new Public Housing Authority revenues and corresponding appropriations in the amount of \$350,108 within Special Revenue Fund 12-176-001 (Index Code 531210) and corresponding allocated costs in Special Revenue Fund 11-107-001 (Index Code 531022) to recognize, and budget for Fiscal Year 2007/2008, additional anticipated revenues from the Department of Housing and Urban Development for the Housing Choice Voucher Program. (4/5 vote required)
RECOMMENDED ACTION: Approve.

FUNDING: Federal.

This matter was Approved on the consent calendar

9. [08-0822](#) Mental Health Director requesting authorization to sign the Modification A-1 to the Mental Health Services Act (MHSA) Agreement Number 07-77309-000 with the California Department of Mental Health extending the Agreement through June 30, 2009, contingent upon approval by County Counsel and Risk Management.

RECOMMENDED ACTION: Approve.

FUNDING: California Department of Mental Health MHSA Funds.

This matter was Approved on the consent calendar

10. [08-0665](#) Probation Department recommending Chairman be authorized to sign Amendment I to Agreement 511-S0811 with Redwood Toxicology Laboratory, Inc., revising the Price Schedule to include additional tests and increasing the contract amount by \$20,000 to \$70,000 for the detection of illicit drugs and alcohol on an "as requested" basis by the Probation and Sheriff's Departments.

RECOMMENDED ACTION: Approve.

FUNDING: Funding for this agreement is included in both departments' FY 2007/08 and proposed FY 2008/09 budgets.

This matter was Approved on the consent calendar

11. [08-0760](#) Probation Department recommending continuation of Agreements with the Counties of Alpine, Amador, Calaveras, Placer and Plumas in the amount of \$100 per day for providing temporary care to minors of said counties at the El Dorado County Juvenile Detention Facilities.

RECOMMENDED ACTION: Approve.

FUNDING: These agreements provide revenue to El Dorado County.

This matter was Approved on the consent calendar

12. [08-0640](#) Probation Department recommending Chairman be authorized to sign Agreement 874-S0811 with the County of Solano for the space-available rate of \$3,900 per ward per month for the term July 1, 2008 through June 30, 2009 to provide housing for juvenile court wards on an "as requested" basis at the Fouts Springs Youth Facility for said Department.

RECOMMENDED ACTION: Approve.

FUNDING: Funding for this agreement is included in Probation's proposed budget for FY 2008/09.

This matter was Approved on the consent calendar

13. [08-0691](#) Transportation Department recommending adoption of Resolution **141-2008** acknowledging but rejecting the Irrevocable Offer of Dedication (IOD 08-0008) from Larry Niegel and Karen Niegel for road right of way and public utilities easement situated in the northerly portion of APN 074-300-06 necessary to comply with the project conditions for Certificate of Compliance (COC 99-46).
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

14. [08-0683](#) Transportation Department recommending adoption of Resolution **142-2008** accepting the Irrevocable Offer of Dedication (IOD 08-0002) from Starbuck Road 56, LLC, a California Limited Liability Company, for road right of way, in fee, and adoption of Resolution **143-2008** acknowledging but rejecting the Irrevocable Offer of Dedication for a drainage easement situated in the area adjacent to Green Valley Road (APN102-110-20), necessary to comply with the project conditions for AZ06-0002, PD07-0005, and DR06-0008.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

15. [08-0605](#) Transportation Department recommending adoption of Resolution **148-2008** acknowledging but rejecting the Irrevocable Offer of Dedication (IOD 08-0004) from Greg Niegel for road right of way and public utilities easement situated in the northeasterly corner of APN 074-300-02 to comply with the project conditions for COC99-52.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

16. [08-0606](#) Transportation Department recommending adoption of Resolution **147-2008** acknowledging but rejecting the Irrevocable Offer of Dedication (IOD 08-0005) from Larry Niegel, Karen Niegel, and Robert H. Ellinghouse, Trustee of the Ellinghouse Family Trust dated October 13, 1992 for road right of way and public utilities easement situated in the northerly portion of APN 074-300-03 to comply with the project conditions for COC99-49.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

17. [08-0607](#) Transportation Department recommending adoption of Resolution **146-2008** acknowledging but rejecting the Irrevocable Offer of Dedication (IOD 08-0006) from Bradley C. Meister for road right of way and public utilities easement situated in the northerly portion of APN 074-300-04 to comply with the project conditions for COC99-48.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

18. [08-0608](#) Transportation Department recommending adoption of Resolution **144-2008** acknowledging but rejecting the Irrevocable Offer of Dedication (IOD 08-0007) from Lisa Brooke Niegel for road right of way and public utilities easement situated in the northerly portion of APN 074-300-05 to comply with the project conditions for COC99-51.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

19. [08-0470](#) Transportation Department recommending approval of the Plans and Contract documents for the Green Valley Road Sidewalk from Pleasant Grove Middle School to Bass Lake Road Project 73113; authorize the Chairman to sign the plans upon approval by County Counsel; and authorize said Department to advertise for construction bids for same.

RECOMMENDED ACTION: Approve.

FUNDING: Safe Routes to School (STRS) Federal Funds

This matter was Approved on the consent calendar

20. [08-0557](#) Transportation Department recommending approval of the Plans and Contract documents for the El Dorado County Senior Center Pedestrian Access Improvements Project 99562; authorize the Chairman to sign the plans upon approval by County Counsel; and authorize said Department to advertise for construction bids for same.

RECOMMENDED ACTION: Approve.

FUNDING: El Dorado County Senior Center Pedestrian Access Improvements are funded through the current 07/08 budget within the Department of General Services.

This matter was continued to July 1, 2008 upon adoption of the Agenda.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

21. [08-0552](#) Transportation Department recommending adoption of Resolution **149-2008** establishing intersection stops at various locations within El Dorado County.
RECOMMENDED ACTION: Approve.
- FUNDING:** Road Fund
- This matter was Approved on the consent calendar**
22. [08-0664](#) Transportation Department recommending Chairman be authorized to sign the Notice of Completion for the Francisco Drive and Lakehills Drive Asphalt Concrete Overlay Project PW 07-176 under contract with Teichert Construction.
RECOMMENDED ACTION: Approve.
- FUNDING:** Regional Surface Transportation Program Exchange (RSTP) funds
- This matter was Approved on the consent calendar**
23. [08-0188](#) Transportation Department recommending Resolution **145-2008** authorizing the Director of Transportation, on behalf of the County, to file Federal Transit Administration Sections 5310 and 5311 Grant Applications and execute and submit payment requests and to execute and submit all applications for Federal assistance, Certifications and Assurances, Grant Agreements, Cooperative Agreements and Amendments necessary to carry out the objectives of the Capital Acquisition and Operating Assistance grants relating to transit services in the Tahoe Basin, subject to County Counsel review and approval.
RECOMMENDED ACTION: Approve.
- This matter was Approved on the consent calendar**
24. [08-0690](#) Transportation Department recommending the Chairman be authorized to sign the Escrow Agreement For Security Deposits In Lieu of Retention with A. Teichert & Son Inc. dba Teichert Construction and Bank of the West as it pertains to the White Rock Road Realignment and Widening Project.
RECOMMENDED ACTION: Approve.
- This matter was Approved on the consent calendar**

25. [08-0692](#) Transportation Department recommending the Board make findings pursuant to Article II, Section 210 b (6) of the El Dorado County Charter that there are specialty skills required for the work performed under this Agreement that are not expressly identified in County classifications, and that the on-going aggregate of the work performed under this Agreement is not sufficient to warrant the addition of permanent staff; and Chairman be authorized to sign Agreement for Services AGMT 08-1683 with North State Resources, Inc. in an amount not to exceed \$240,000 for a two year term to provide on-call environmental review services.

RECOMMENDED ACTION: Approve.

FUNDING: The funding source will vary dependent upon which capital project is supported by the services of said Agreement. In general, the CIP is funded with the Traffic Impact Mitigation (TIM) Fee Program, grants, and developer funding.

This matter was Approved on the consent calendar

26. [08-0720](#) Transportation Department recommending the Board make findings pursuant to Article II, Section 210 b (6) of the El Dorado County Charter that there are specialty skills required for the work performed under this Agreement that are not expressly identified in County classifications, and that the on-going aggregate of the work performed under this Agreement is not sufficient to warrant the addition of permanent staff; and Chairman be authorized to sign Agreement for Services AGMT 08-1661 with Dowling Associates, Inc. in an amount not to exceed \$500,000 for a two year term to provide on-call traffic engineering and transportation planning services.

RECOMMENDED ACTION: Approve.

FUNDING: Traffic Impact Fees is the funding source for services provided in support of Capital Improvement Program projects, and fees collected to process land development applications is the funding source for traffic study review services. There is no cost to the County General Fund.

This matter was Approved on the consent calendar

27. [08-0543](#) Transportation Department recommending the Board take the following actions regarding the Sawmill 1B Bike Path Project (95148):
(1) Approve the Plans and Contract Documents and authorize the Chairman to sign the Plans, upon approval by County Counsel;
(2) Authorize advertisement for construction bids; and,
(3) Authorize the Director of Transportation to sign an Escrow Agreement, if needed.

RECOMMENDED ACTION: Approve.

FUNDING: California Tahoe Conservancy Grant Funds and Tahoe Regional Planning Agency Air Quality Mitigation Funds.

This matter was Approved on the consent calendar

28. [08-0558](#) Transportation Department recommending Chairman be authorized to sign Easement Acquisition Agreement For Public Purposes and Certificate of Acceptance for the related deed from Carlos Vina, Who Acquired Title As An Unmarried Man, for APN 116-151-09; and authorize the Director of said Department or designee to execute the escrow instructions and any other related escrow documents pertaining to this transaction, including payment of title and escrow fees for the Cameron Park Drive/La Canada Drive Intersection Improvements Project.

RECOMMENDED ACTION: Approve.

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

This matter was Approved on the consent calendar

29. [08-0791](#) Recorder-Clerk/Registrar of Voters recommending Chairman be authorized to sign Amendment I to Agreement for Services 453-S0711 changing the name from Diebold Election Systems, Inc. to Premier Election Solutions, Inc.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

30. [08-0533](#) Information Technologies Department recommending retroactive approval of Amendment I to Agreement 625-S0511 with IronPort Technologies and ratification of Purchasing Agent's signature; and further recommending Chairman be authorized to sign said Amendment.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

31. [08-0745](#) Information Technologies Department recommending Chairman be authorized to sign Modification No. 1 to Addendum No.1 to Agreement 950-S0810 with SBC Global Services, Inc. dba AT&T Global Services to reflect an address change for one of the sites.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar
32. [08-0750](#) Information Technologies Department recommending Purchasing Agent be authorized to increase the estimated not to exceed amount from \$77,520 to \$95,000 for Agreement 382-S0511 with Avaya for telecommunications equipment maintenance.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar
33. [08-0736](#) Information Technologies recommending approval of Amendment IV to perpetual agreement 318-V0011 with Computer Corporation of America.
RECOMMENDED ACTION: Approve.

FUNDING: General Fund - Information Technology Budget.
This matter was Approved on the consent calendar
34. [08-0761](#) Environmental Management Department recommending Chairman be authorized to sign Agreement 08-027-250 with the State Water Resources Control Board in the amount of \$118,700 for the term July 1, 2008 through June 30, 2009 to allow said Department to provide services for the Local Oversight Program related to underground storage tank contamination monitoring, remediation activities and site closure.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar
35. [08-0633](#) Air Quality Management District recommending Chairman be authorized to sign First Amendment to Funding Agreement No. 012-DMV-06/07-11 with the El Dorado County Department of Transportation extending the term to June 30, 2009 for the El Dorado Hills Pedestrian Overcrossing Project.
RECOMMENDED ACTION: Approve.

FUNDING: AQMD Special Revenue Fund
This matter was Approved on the consent calendar

36. [08-0630](#) Air Quality Management District recommending Chairman be authorized to sign the First Amendment to Funding Agreement No. 009-DMV-07/08-BOS with the Highway 50 Transportation Management Association extending the term to June 30, 2009 for the Smart Routes to School Project.

RECOMMENDED ACTION: Approve.

FUNDING: AQMD Special Revenue Fund

This matter was Approved on the consent calendar

37. [08-0724](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of vehicles 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.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

38. [08-0725](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property for donation to the Capitola Police Department for law enforcement use 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.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

39. [08-0838](#) Chief Administrative Office recommending Budget Transfer increasing revenues and appropriations in the Federal Forest Reserve (Title III) fund by \$133,600, increasing revenues and appropriations in the UCCE budget by \$6,800, increasing revenues in the Sheriff's Department by \$140,038, and increasing the General Fund Appropriation for Contingency by \$140,038.

RECOMMENDED ACTION: Approve.

FUNDING: Federal Forest Reserve (Title III)

This matter was continued to June 10, 2008 upon adoption of the Agenda.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

40. [08-0813](#) Chief Administrative Office recommending the Board of Supervisors adopt a support position for Senate Bill 1064 by Senator Dennis Hollingsworth; and authorize the Chief Administrative Office to prepare additional letters of support or testimony to legislative committees that may hear this bill.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar
41. [08-0820](#) Chief Administrative Office recommending Chairman be authorized to sign Agreements with the following for indigent defense/conflict panel services:
(1) Adam Weiner, Esq.;
(2) Acton Law Corporation;
(3) John J. Castellanos, Esq.;
(4) James Stillman Clark, Esq.;
(5) Dain Weiner, Esq.;
(6) Erik Davenport, Esq.;
(7) Lori G. London, Esq.;
(8) Gilbert E. Maines, Esq.;
(9) Paul I. Palant, Esq.; and
(10) Erik Schlueter, Esq.
RECOMMENDED ACTION: Approve.
FUNDING: General Fund.
This matter was Approved on the consent calendar
42. [08-0707](#) Chief Administrative Office recommending adoption of Resolution **140-2008** accepting the exchange of property tax increments for the annexation of one parcel (APN 115-030-06) in Bass Lake Estates to El Dorado Irrigation District, Local Agency Formation Commission (LAFCO) Project No. 2008-01.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar
43. [08-0848](#) Supervisor Sweeney recommending Barbara Raines be appointed to serve as District III representative to the Library Commission for a term to expire January 2009.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar

44. [08-0851](#) Supervisor Sweeney recommending Certificates of Commendation for Miss El Dorado County 2007 and Miss Teen El Dorado County 2007; said Certificates were presented at the Miss El Dorado and Miss Teen El Dorado pageant on May 29, 2008.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

45. [08-0828](#) Supervisor Santiago recommending appointment of Carrie Reiter, Administrative Director of the Community Disaster Resource Center, South Lake Tahoe, to the Local Disaster Council.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

END CONSENT CALENDAR

DEPARTMENT MATTERS

46. [08-0758](#) Hearing to consider adoption of Resolution **135-2008** authorizing a reallocation of resources that will result in an amendment by the California Department of Housing and Community Development to Economic Development Block Grant 06-EDBG-2767, reallocating grant funds in the amount of \$112,000, increasing resources for Business Loan Program activities, and decreasing resources for Microenterprise Technical Assistance activities.

FUNDING: State grant funds.

Hearing no protests, a motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to adopt Resolution 135-2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

47. [08-0156](#) Hearing to consider adoption of Resolution **88-2008** to Vacate a Portion of Old Highway 49 as described in said Resolution; and recommending Chairman be authorized to sign Quitclaim Deeds, as described in Exhibits A-1 and A-2 and depicted in Exhibits B-1 and B-2 to the two adjoining property owners. (Resolution of Intention adopted 4-29-08, Item 12) (Continued 5/20/08, Item 33)

Hearing no protests, a motion was made by Supervisor Sweeney, seconded by Supervisor Baumann to adopt Resolution 88-2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

48. [08-0490](#) Hearing to consider adoption of amendments to Rule 300-Open Burning to align the requirements with the California Health and Safety Code and the California Code of Regulations; and approve the California Environmental Quality Act (CEQA) categorical exemption pursuant to CEQA Guidelines Section 15308.

FUNDING: Not applicable

Hearing no protests, a motion was made by Supervisor Santiago, seconded by Supervisor Sweeney to approve this matter.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

49. [08-0619](#) Hearing to consider adoption of Resolution Nos. **136-2008** and **137-2008** establishing West Slope and East Slope waste management fees for fiscal year 2008-09; and adoption of Resolution **138-2008** establishing an appeal process for County Service Area 10 waste management parcel fees.

Hearing no protests, a motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to adopt Resolution Nos. 136-2008, 137-2008 and 138-2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

50. [08-0625](#) Hearing to consider adoption of Resolution **139-2008** establishing fees for mosquito abatement and snow removal equipment within County Service Area 03 (City of South Lake Tahoe) for fiscal year 2008-09, noting the \$20 snow removal and \$6 mosquito abatement benefit assessments remain unchanged.

FUNDING: Zone of benefit assessments.

Hearing no protests, a motion was made by Supervisor Santiago, seconded by Supervisor Sweeney to adopt Resolution 139-2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

51. [08-0684](#) Hearing to consider adoption of Resolution **150-2008** adjusting the solid waste collection rate for Waste Connections, Inc., dba El Dorado Disposal Service by the annual CPI of 3.3% and adjusting the fuel surcharge from 3.75% to 5.38%, effective July 1, 2008.
- After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to approve the annual CPI of 3.3%.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
- After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to uphold the existing fuel surcharge of 3.75%.**
- Yes:** 3 - Dupray, Sweeney and Santiago
- Noes:** 2 - Baumann and Briggs
52. [08-0821](#) Mental Health Director requesting authorization to sign the Mental Health Services Act (MHSA) Request to Dedicate Funds to the Community Services and Supports (CSS) Local Prudent Reserve.
- FUNDING:** California Department of Mental Health MHSA Funds.
- This matter was added to the Consent Calendar and approved.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
53. [08-0539](#) Transportation Department recommending award of Construction Contract for the Apalachee Phase 3B Erosion Control Project, Contract No. 95183 to the lowest responsive, responsible bidder; and Chairman be authorized to sign the Contract subject to review and approval of the final contract documents by County Counsel and Risk Management.
- FUNDING:** U.S. Forest Service, U. S. Bureau of Reclamation, California Tahoe Conservancy
- A motion was made by Supervisor Santiago, seconded by Supervisor Briggs to award the construction contract to the lowest responsive, responsible bidder, Herback General Engineering in the amount of \$1,067,580.30, subject to review and approval of the final contract documents and to authorize the Director of said Department to execute change orders with an individual value up to \$65,879, provided the cumulative total of all change orders is within the contingency budget established for this project.**
- Yes:** 4 - Dupray, Sweeney, Briggs and Santiago
- Absent:** 1 - Baumann

54. [08-0728](#) Assessor recommending Budget Transfer decreasing revenues in the Assessor's Department Budget and decreasing General Fund appropriation for contingency by \$250,000 in accordance with Board of Supervisors Policy B-1. (4/5 vote required)
- A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to approve this matter.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
55. [08-0759](#) Human Services Department recommending Chairman be authorized to sign retroactive Amendment IV to Agreement for Services 202-S0711 with New Morning Youth and Family Services, Inc. increasing the maximum compensation by \$146,276 to \$377,839 and extending the term through June 30, 2009 for the Child Abuse Prevention, Intervention and Treatment (CAPIT) and Promoting Safe and Stable Families (PSSF) programs.
- FUNDING:** CAPIT is funded 100% via the State General Fund and PSSF is 100% Federally funded. No County Match.
- This matter was added to the Consent Calendar and approved.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
56. [08-0555](#) Human Resources Department recommending Chairman be authorized to sign amended Rules of Procedure for the County of El Dorado, Civil Service Commission; said amendments to the Rules of Procedures were adopted unanimously by the Civil Service Commission and reviewed by El Dorado County Bargaining Units. (Cont'd 5-20-08, Item 29)
- This matter was added to the Consent Calendar and approved.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
57. [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 5/6/08, Item 23)
- A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs to receive and file the proposal presented this date with direction to Human Resources to audit those positions that fall in the Administrative Services Officer and Senior Department Analyst category, begin the meet and confer process with the unions, and return to the Board on July 29, 2008 with the results of the audit.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

58. [08-0860](#) Human Resources Department recommending adoption of Resolution **151-2008** amending the classification specification for the position of Chief Administrative Officer.
- This matter was added to the Consent Calendar and adopted.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
59. [08-0749](#) Chief Administrative Office recommending Budget Transfer transferring \$15,000 from contingency to the Grand Jury budget. (4/5 Vote Required) (Continued 5/20/08, Item 32)
- FUNDING:** General Fund - Department 15.
- A motion was made by Supervisor Santiago, seconded by Supervisor Briggs to approve this matter.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
60. [08-0859](#) Chief Administrative Office recommending the Board receive and file the notice of intent to provide two years of additional service credit benefits to specified classifications; and provide public notice in accordance with Public Employees Retirement System (PERS) requirements.
- A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to approve this matter.**
- Yes:** 3 - Dupray, Sweeney and Santiago
- Noes:** 2 - Baumann and Briggs
61. [08-0748](#) Chief Administrative Officer recommending adoption of Resolution **152-2008** to provide an additional designated period for two years additional service credit for certain classifications in the Development Services Department; and authorize Chairman to sign the required Certificate of Compliance for same.
- A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to adopt Resolution 152-2008.**
- Yes:** 3 - Dupray, Sweeney and Santiago
- Noes:** 2 - Baumann and Briggs

62. [08-0832](#) Development Services Department submitting the Scope of Work for the Integrated Natural Resources Management Plan (INRMP) and requesting the following:
1. Approve the revised work program for the INRMP and authorize staff to contact the appropriate consultant for cost estimates;
 2. Direct staff to recruit for and identify prospective Plant and Wildlife Technical Advisory Committee (PAWTAC) members, based on the parameters for the committee established in 1999; and
 3. Direct staff to begin the initial steps of preparing the INRMP, based on the revised work program.

A motion was made by Supervisor Sweeney, seconded by Supervisor Dupray to continue this matter to June 10, 2008.

Yes: 4 - Dupray, Sweeney, Briggs and Santiago

Noes: 1 - Baumann

63. [08-0647](#) Air Quality Management District recommending acceptance of funding from the Proposition 1B Lower Emission School Bus Program in the amount of \$2,100,000; adopt a resolution authorizing the Sacramento Metropolitan Air Quality Management District (SMAQMD) or the California Air Resources Board (CARB) to administer the Program as outlined in the Program Guidelines; and authorize the Air Pollution Control Officer (APCO) to sign and submit the Grant Award & Authorization Form and all other necessary documents to implement and carry out the purposes of the Program.

FUNDING: Proposition 1B Lower-Emission School Bus Funding

A motion was made by Supervisor Santiago, seconded by Supervisor Sweeney to adopt Resolution 159-2008 authorizing the Sacramento Metropolitan Air Quality Management District to administer the Program and the Air Pollution Control Officer to sign and submit documents for said Program.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

10:00 A.M. - TIME ALLOCATION

64. [08-0805](#) Supervisor Dupray recommending the Board confirm the appointment of the El Dorado County Youth Commissioners for 2008/2009 and approve Certificates of Recognition for the current year Youth Commission members.

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

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

65. [08-0786](#) Chief Administrative Office recommending adoption of the Final Response to the 2007-2008 Grand Jury Final Report Part 1.
- A motion was made by Supervisor Briggs, seconded by Supervisor Santiago to approve this matter.**

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

66. [08-0787](#) Chief Administrative Office recommending the Board receive and file the Initial Draft Response to the 2007-2008 Grand Jury Final Report Part 2, and provide feedback regarding changes to include with the Final Draft Response.

A motion was made by Supervisor Briggs, seconded by Supervisor Baumann to approve this matter.

Yes: 4 - Dupray, Baumann, Briggs and Santiago

Absent: 1 - Sweeney

11:00 A.M. - TIME ALLOCATION

67. [08-0855](#) Chief Administrative Officer recommending the Board receive and file the Fiscal Year 2008-09 Proposed Budget and Work Plan for El Dorado County, noting budget workshops will begin the week of June 9, 2008.

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

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

2:00 P.M. - TIME ALLOCATION

68. [08-0799](#) Hearing to consider the following pertaining to 2.61 acres (APN's 101-210-04, -06, -07, -08, -09, -10 and -11 in the Pollock Pines area; Applicant Gary Jenkins, District II.
- (1) General Plan Amendment (A07-0012) to amend the land use designation from Commercial (C) to High Density Residential (HDR);
 - (2) Rezone (Z07-0031) from Commercial (C) to One-family Residential (R1); and
 - (3) Adopt Ordinance **4772** for said rezone.

After hearing public testimony, a motion was made by Supervisor Baumann, seconded by Supervisor Sweeney that the intent of the Board is to certify the project is statutorily exempt pursuant to Section 15270(b) of the California Environmental Quality Act (CEQA) Guidelines; approve General Plan Amendment (A07-0012) changing the land use designation based on the findings; and adopt Ordinance 4772 for said rezone (Z07-0031) based on the findings; noting this action will not be considered final until the adoption of the Resolution approving those General Plan amendments considered by the Board during this "General Plan Window".

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

69. [08-0835](#) Hearing to consider the following pertaining to 0.66 acre (APN 090-040-39) in the Shingle Springs area (District IV); Applicant: Ginney-Campoy, LLC:

(1) Rezone (Z07-0044) of said property from General Commercial (CG) to General Commercial-Planned Development (CG-PD);

(2) Planned Development (PD07-0030) to allow the continued use of said property as residential;

(3) Tentative Parcel Map (P07-0010) creating four parcels ranging in size from 6,000 to 11,050 square feet, with design waivers to allow a reduction of road improvements from Standard Plan 101A to Standard Plan 101B (18 foot roadway from curb face to curb face in lieu of a 24-foot wide roadway) and to eliminate sidewalks as required under Standard Plan 101B; and

(4) Ordinance **4773** for said rezone.

After hearing public testimony, a motion was made by Supervisor Baumann, seconded by Supervisor Briggs to adopt the negative declaration as prepared; adopt Ordinance 4773 approving said rezone and adopt the development plan as the official development based on the findings and subject to conditions; and approve the tentative parcel map based on the findings and subject to the conditions.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

70. [08-0754](#)

Hearing to consider the adoption of Resolution **134-2008** for the proposed Missouri Flat Design Guidelines. (District III)

After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to find that the adoption of the proposed Design Guidelines are exempt from the California Environmental Quality Act (CEQA); and adopt Resolution 134-2008 adopting the proposed Missouri Flat Design Guidelines based on the findings.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

71. [08-0609](#) 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).

No action reported.

72. [08-0829](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: El Dorado County v. California Department of Transportation, et al.,
Superior Court of California-County of Sacramento, Case No.
03CS00003, Third District Court of Appeal Nos. C054596 and C054597.

No action reported.

73. [08-0843](#) Pursuant to Government Code Section 54957.6, **Conference with
Labor Negotiator:**
County Negotiator: Director of Human Resources
Employee Organization: Operating Engineers, Local 3, Trades and
Crafts Bargaining Unit.

No action reported.

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