

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

Ron Briggs, Chair, District IV
Norma Santiago, First Vice Chair, District V
Ray Nutting, Second Vice Chair, District II
Ron Mikulaco, District I
Brian K. Veerkamp, District III

James S. Mitrisin, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Edward Knapp, County Counsel

Tuesday, January 7, 2014

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.

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Public Testimony will be received on each agenda item listed under Department Matters 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 Open Forum. Public comments during Open Forum are limited to three (3) 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 publication and distribution of the agenda 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 Office of the Clerk of the Board located at the same address. Late materials will be attached to the specific agenda item or Open Forum portion of the Board's agenda and therefore be made available on the Board of Supervisors' Meeting Agenda webpage accordingly. Materials received after meeting adjournment may not be included in the permanent record, subject to review by the Clerk of the Board, however said materials will be provided to the members of the Board of Supervisors.

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

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

1. Election of Chair, First Vice Chair and Second Vice Chair for the El Dorado County Board of Supervisors for the Year 2014. (Est. Time: 10 Min.)

Welcome from the new Chair of the Board of Supervisors for the Year 2014

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

The Board may make any necessary additions, deletions or corrections to the agenda including moving items to or from the Consent Calendar and adopt the agenda with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and possible action, and the item will be moved from Consent and heard as a separate item with Department Matters. Any member of the public may ask to address an item on the Consent Calendar prior to Board action.

OPEN FORUM

CAO UPDATE

CONSENT CALENDAR 1

2.	14-0035	Chief Administrative Office recommending the Board approve and authorize the Chair to sign a comment letter to the United States Forest Service on the Proposed Action for the Barrett 4-wheel drive trail.
3.	<u>10-1235</u>	Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following pertaining to the West Slope Animal Services Facility: 1) Adopt the plans, specifications, and contract documents; 2) Authorize the Chair to sign the plans; and 3) Authorize advertisement for construction bids (Bid No. 14-968-042). FUNDING: General Fund.
4.	<u>13-1561</u>	Chief Administrative Office recommending a Special Meeting be scheduled on Tuesday, January 21, 2014, beginning at 9:00 a.m. for a discussion regarding Personnel Policies.
5.	<u>13-1565</u>	Chief Administrative Office, Procurement and Contracts Division, presenting a list of County surplus property 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.
6.	14-0030	Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare a service weapon as surplus and approve the sale of the weapon to retired Sheriff's Officer, Sergeant Phil Chovanec.
7.	<u>13-1190</u>	Chief Administrative Office and Risk Management Division recommending the Board approve a revision to the 2014 Health Rate for the Kaiser Senior Advantage plan. FUNDING: Internal Service Fund - Risk Management Health Fund.

8. 14-0039

Clerk of the Board and Agriculture Commissioner / Sealer of Weights & Measures recommending the Board reappoint Tim Neilsen to represent the Livestock Industry on the County of El Dorado Agricultural Commission for a four (4) year term beginning on January 8, 2014.

9. <u>11-1254</u>

Community Development Agency, Environmental Management Division, recommending the Board adopt Resolution 002-2014 to:

1) Accept grant awards from the State of California, Department of Resources Recycling and Recovery (CalRecycle), Tire Enforcement Grant Program (TEA 21), under the Public Resources Code sections 40000 et seq. in furtherance of the State of California's efforts to reduce, recycle and reuse solid waste generated in the State; and 2) Delegate authority to the Community Development Agency Director, or designee, to execute all grant documents, including, but not limited to, the grant funding agreement, amendments, requests for payment, reports, and all associated documents necessary to secure grant funds and implement the approved grant project.

The authorization provided under the Resolution is effective from January 7, 2014 through December 31, 2015, or until rescinded by the Board of Supervisors of the County of El Dorado, whichever is earlier in time. The estimated grant award is \$69,699.

FUNDING: CalRecycle Local Government Waste Tire Enforcement Grant Program (No Federal Funds).

10. 12-0591

Community Development Agency, Development Services Division, recommending the Board approve and authorize the Chair sign the First Amendment to Agreement for Services 579-S1211, changing the ownership from Science Applications International Corporation, to Leidos, Inc., effective September 27, 2013, with no change to total compensation, the fee schedule or term of the agreement which provides biological and related scientific consulting services.

FUNDING: Rare Plant Mitgation Fund (No Federal Funds).

11. <u>13-1194</u>

Community Development Agency, Transportation Division, recommending the Board consider the following:

1) Make findings pursuant to Ordinance Code 3.13.030 that there are special skills and qualifications required for the work performed under this Agreement that are not expressly identified in County job classifications and that the ongoing aggregate of the work to be performed is not sufficient to warrant the addition of permanent staff; and 2) Authorize the Chair to sign Agreement for Services 225-S1411 with Mark Thomas & Company, Inc. in an amount not to exceed \$250,000 for a term of three years or upon completion of all issued Task Orders, whichever is later, to provide as-needed design support services pertaining to the Diamond Springs Parkway Project, CIP No. 72375 and 72334. (Cont. 12/17/13, Item 16) Staff recommending this item be continued to January 14, 2014.

FUNDING: 2004 General Plan Traffic Impact Mitigation Fee Program (TIM), the Missouri Flat Master Circulation and Funding Plan (MC&FP), West Slope Impact Mitigation Fee Program, and Local Tribe Funds (No Federal Funds).

12.	<u>13-1538</u>	Elections Department recommending the Board approve and authorize the Chair to sign Agreement 117-S1411 with Election Systems and Software, LLC, for the provision of ballot printing services for a period of three years upon execution of the Agreement. FUNDING: General Fund.
13.	<u>09-0182</u>	Information Technologies recommending the Board approve all current perpetual hardware maintenance and software license agreements as outlined on the chart dated January 7, 2014 for on-going hardware maintenance and software support for the remainder of Fiscal Year 2013-14 and Fiscal Year 2014-15.
		FUNDING: General Fund.
14.	12-0092	Sheriff's Office recommending the Board approve and authorize the Chair to sign Amendment I to Agreement 329-S1211 with Lexipol, LLC, increasing the contract by \$20,499 for a total amount not to exceed \$33,999, amending the scope to include the provision of services related to developing the Sheriff's Custody Policy Manual, and extending the term to December 31, 2016.
		FUNDING: General Fund.
15.	<u>13-1522</u>	Treasurer-Tax Collector recommending the Board renew delegation of fiduciary authority to the Treasurer-Tax Collector to invest and re-invest County funds, pursuant to Section 3.38.040 of the County Code and Section 53607 of the California Government Code.
16.	14-0026	Supervisor Briggs recommending the Board approve and authorize a letter to Governor Edmund G. Brown Jr. urging suspension of the State Fire Prevention Fee in light of projected State General Fund reserves and operating surpluses.
17.	<u>14-0064</u>	Supervisor Santiago recommending the Board approve and authorize the Chair to sign a letter of support to the California Public Utilities Commission endorsing the Lake Tahoe Basin Broadband sub-Consortium.
18.	14-0028	Supervisor Santiago recommending the Board adopt Resolution 001-2014 supporting the efforts of the Local Climate Initiative to secure state cap-and-trade funding for local government projects, and designating the Air Pollution Control Officer as the liaison to the Local Climate Initiative.

CONSENT CALENDAR 2

19. <u>14-0065</u>

Auditor-Controller, Supervisor Veerkamp, and Supervisor Mikulaco recommending the Board of Supervisors authorize the Auditor-Controller to create a Special Revenue Fund to be used exclusively for the purposes of planning, building, maintenance and/or administration of the senior center contemplated for El Dorado Hills, California.

20. 14-0004

Community Development Agency, Transportation Division, recommending the Board consider the following:

- 1) Approve and Authorize the Chair to sign the Acquisition Agreement for Public Purposes and the Certificates of Acceptance for the related documents from Barry G. Lindner and Linda C. Lindner, as Trustees of the Lindner Family Trust Dated January 31, 2007, for Assessor's Parcel Number 325-110-32;
- 2) Authorize the Acting Community Development Agency Director or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including payment of title and escrow fees; and
- 3) Authorize the Acting Community Development Agency Director or designee to extend the date of closure of escrow upon mutual agreement of both parties, for the Green Valley Road at Weber Creek Bridge Replacement Project, CIP No. 77114.

Funding: Regional Surface Transportation Program Rural Exchange Funds, Regional Surface Transportation Program Caltrans Exchange Funds, Traffic Impact Mitigation Fees, Highway Bridge Program (Federal Funds).

21. 14-0011

Health and Human Services Agency, Social Services Division, recommending the Board consider the following:

- 1) Authorize the Chair to sign Amendment I to Agreement for Services 385-S1210 with Scripps Psychological Associates, Inc., increasing the maximum contractual obligation by \$89,682 from \$60,318 to \$150,000, and increasing the term by one year, for the continued provision of psychological evaluation services on an "as requested" basis, for the term ending April 30, 2016; and
- 2) Authorize the Purchasing Agent or designee to execute further documents relating to Agreement for Services 385-S1210, including amendments thereto and contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

FUNDING: Funded with a blend of Federal and State funds (85%) with County share of cost or required match (15%) met primarily with realignment funds.

END CONSENT CALENDAR

DEPARTMENT MATTERS 1

22. 12-1290

Chief Administrative Office recommending the following regarding the Elk Grove-Rancho Cordova-El Dorado County Connector Authority Agreement (Whiterock Connector JPA) and the addition of the Silva Valley Interchange and other improvements on the Capital Southeast Connector to the Joint Powers Authority (JPA) financing plan:

- 1) Receive an update from staff; and
- 2) Provide direction to the County's JPA representative regarding same. (Est. Time: 10 Min.) (Refer 07/16/13, Item 33)

FUNDING: Road Fund.

23. <u>13-1337</u>

Community Development Agency, Development Services Division, recommending the Board adopt Ordinance 5005 for an amendment to the El Dorado County Building Code and the El Dorado County Grading Ordinance granting a one-year extension on building permits for the construction of new buildings and all grading permits active as of May 30, 2013. (Est. Time: 20 Min.)

24. 13-1363

Sheriff's Office recommending the Board consider the following:

- 1) Authorize the Auditor/Controller to create a Special Revenue Fund for Asset Seizure State Funds for deposit of revenue received from the State Controller's Office for asset forfeiture cases; and
- 2) Authorize the Auditor/Controller to create an Agency Trust Account for deposit of non-evidence asset seizures.

25. 14-0032

Clerk of the Board recommending the Board make Board Member appointments to various Boards, Commissions or Committees for 2014:

Abandoned Vehicle Abatement Service JPA

Appoint one (1) Member (Current: Supervisor Mikulaco, since 2013)

Appoint one (1) Alternate (Current: Supervisor Veerkamp, since 2013)

American River Authority

Appoint one (1) Member (Current: Supervisor Briggs, since 2008)

Appoint one (1) Alternate (Current: Supervisor Nutting, since 2009)

Ca. Rural Home Mortgage Finance Authority

Appoint one (1) Member (Current: Supervisor Nutting, since 2010)

Appoint one (1) Alternate (Current: Supervisor Mikulaco, since 2013)

Ca. Identification Random Access Network

Appoint one (1) Member (Current: Supervisor Mikulaco, since 2013)

California State Association of Counties

Appoint one (1) Member (Current: Supervisor Santiago, since 2009)

Appoint one (1) Alternate (Current: Supervisor Veerkamp, since 2013)

Capital Southeast Connector Joint Powers Authority

Appoint one (1) Member (Current: Supervisor Mikulaco, since 2013)

Appoint one (1) Alternate (Current: Supervisor Nutting, since 2009)

Cemetery Advisory Committee

Appoint one (1) Member (Current: Supervisor Veerkamp, since 2013)

Chamber of Commerce - County

Appoint one (1) Member (Current: Supervisor Mikulaco, since 2013)

Appoint one (1) Alternate (Current: Supervisor Veerkamp, since 2013)

Chamber of Commerce - South Lake Tahoe

Appoint one (1) Member (Current: Supervisor Santiago, since 2005)

Appoint one (1) Alternate (Current: Supervisor Nutting, since 2009)

El Dorado County Youth Commission

Appoint one (1) BOS Liaison (Current: Supervisor Veerkamp, since 2013)

Environmental Services Joint Powers Authority (JPA) (Rural Counties)

Appoint one (1) Member (Current: Supervisor Nutting, since 2013)

Evelyn Horn Scholarship Committee

Appoint one (1) Member (Current: Supervisor Briggs, since 2013)

Appoint one (1) Alternate (Current: Supervisor Santiago, since 2013)

Folsom City/El Dorado County Joint Powers

Appoint one (1) Member (Current: Supervisor Nutting, since 2009)

Appoint one (1) Member (Current: Supervisor Mikulaco, since 2013)

Appoint one (1) Alternate (Current: Supervisor Briggs, since 2009)

Appoint one (1) Alternate (Current Vacancy)

Golden Sierra Job Training Agency

Appoint one (1) Member (Current: Supervisor Santiago, since 2006)

Appoint one (1) Alternate (Current: Supervisor Briggs, since 2009)

High Sierra Resource Conservation and Development Council Appoint one (1) Member (Current: Supervisor Nutting, since 2009)

Indian Gaming Community Development Subcommittee

Appoint one (1) Member (Current: Supervisor Briggs, since 2009)

Appoint one (1) Member (Current: Supervisor Veerkamp, since 2013)

Intergovernmental Management Group

Appoint one (1) Member (Current: Supervisor Briggs, since 2009)

Appoint one (1) Member (Current: Supervisor Veerkamp, since 2009)

Iowa Hill Joint Advisory Committee (IHJAC)

Appoint one (1) Member (Current: Supervisor Veerkamp, since 2013)

Appoint one (1) Alternate (Current: Supervisor Briggs, since 2013)

Local Agency Formation Commission LAFCO

Appoint one (1) Member (Current: Supervisor Briggs, since 2007)

Appoint one (1) Member (Current: Supervisor Mikulaco, since 2013)

Appoint one (1) Alternate (Current: Supervisor Veerkamp, since 2013)

Local Enforcement Agency Ind. Hearing Panel

Appoint one (1) Member (Current: Supervisor Nutting, since 2009)

Mountain Counties Air Basin Control Council (Noting: This council follows along with RCRC)

Appoint one (1) Member (Current: Supervisor Nutting, since 2013)

Appoint one (1) Alternate (Current: Supervisor Mikulaco, since 2013)

National Association of Counties (NACo)

Appoint one (1) Member (Current: Supervisor Santiago, since 2007)

Appoint one (1) Alternate Member (Current: Supervisor Veerkamp, since 2013)

Regional Council of Rural Counties (RCRC)

Appoint one (1) Member (Current: Supervisor Nutting, since 2010)

Appoint one (1) Alternate Member (Current: Supervisor Veerkamp, since 2013)

Sacramento Area Commerce and Trade Organization (No fixed term, but recommends a rotation system between the County and Cities within the County).

Appoint (1) Member (Current: Supervisor Mikulaco, since 2013)

Appoint (1) Member (Current: Supervisor Veerkamp, since 2013)

Sacramento Area Council of Governments (Directors shall serve at the pleasure of their appointing authority; however, each January appointments to be placed on agenda for Board determination).

Appoint one (1) Member (Current: Supervisor Veerkamp, since 2013)

Appoint one (1) Alternate Member (Current: Supervisor Nutting, since 2009)

Sacramento Sierra Valley Children's Health Initiative Regional Project

Appoint one (1) Member (Current: Supervisor Santiago, since 2009)

Sacramento-Placerville Transportation Corridor Joint Powers Authority

Appoint one (1) Member (Current: Supervisor Nutting, since 2013)

Appoint one (1) Alternate Member (Current: Supervisor Mikulaco, since 2013)

Sierra Economic Development Corporation

Appoint one (1) Member (Current: Supervisor Santiago, since 2006)

Appoint one (1) Alternate Member (Current: Supervisor Briggs, since 2013)

Sierra Nevada Conservancy Board

Appoint one (1) Member (Current: Supervisor Briggs, prior alternate since 2011)

Appoint one (1) Alternate Member (Current: Supervisor Veerkamp, since 2013)

Sierra Planning Organization

Appoint one (1) Member (Current: Supervisor Santiago, since 2007)

Appoint one (1) Alternate Member (Current: Supervisor Briggs, since 2013)

South Lake Tahoe Basin Waste Management Authority

Appoint one (1) Member (Current: Supervisor Santiago, since 2005)

Appoint one (1) Alternate Member (Current: Supervisor Nutting, since 2009)

South Lake Tahoe Recreation Facilities Joint Powers Authority

Appoint one (1) Member (Current: Supervisor Santiago, since 2005)

Appoint one (1) Alternate Member (Current: Supervisor Nutting, since 2009)

Tahoe Conservancy

Appoint one (1) Member (Current: Supervisor Santiago, since 2005)

Appoint one (1) Alternate Member (Current: Supervisor Nutting, since 2009)

Tahoe Paradise Resort Improvement District

Appoint one (1) Member (Current: Supervisor Santiago, since 2005)

Tahoe Regional Planning Agency

Appoint one (1) Member (Current: Supervisor Santiago, since 2005)

Appoint one (1) Alternate Member (Current: Supervisor Nutting, since 2009)

Tahoe Transportation District

Appoint one (1) Member (Current: Supervisor Santiago, since 2005)

Appoint one (1) Alternate Member (Current: Supervisor Mikulaco, since 2013)

Transit Authority

Appoint one (1) Member (Current: Supervisor Briggs, since 2007)

Appoint one (1) Member (Current: Supervisor Mikulaco, since 2013)

Appoint one (1) Member (Current: Supervisor Veerkamp, since 2013)

Appoint one (1) Alternate (Current: Supervisor Nutting, since 2009)

Appiont two (2) Alternate (Current Vacancies)

Transportation Commission

Appoint one (1) Commissioner (Current: Supervisor Mikulaco, since 2013)

Appoint one (1) Commissioner (Current: Supervisor Nutting, since 2009)

Appoint one (1) Commissioner (Current: Supervisor Briggs, since 2007)

Appoint one (1) Commissioner (Current: Supervisor Veerkamp, since 2013)

University of California-Cooperative Extension (UCCE)

Appoint one (1) Member (Current: Supervisor Veerkamp, since 2013)

Water Agency

Appoint one (1) Member (Current: Supervisor Nutting, since 2011)

Appoint one (1) Member (Current: Supervisor Veerkamp, since 2013)

Appoint one (1) Member (Current: Supervisor Mikulaco, since 2013)

DEPARTMENT MATTERS 2

26. <u>13-1578</u>

County Counsel, District Attorney and Sheriff's Department recommending the Board consider the following:

- 1) Introduction (first reading) of Ordinance 5006 rescinding Ordinance 4972 in its entirety;
- 2) Continue this item to January 14, 2014 for final passage; and
- 3) Direct County Counsel, District Attorney and Sheriff staff to keep Board apprised of legal developments, and if warranted by those developments, prepare and bring back a new ordinance consistent with the various state and federal court laws and decisions related to restrictions on locations registered sex offenders can legally use.

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

27.	14-0053	Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation. Title: Claim of Bradley Tibbs v. County of El Dorado, Workers' Compensation Claim Settlement, York Risk Services Group, Inc; ELAB #541487. (Est. Time: 15 Min.)
28.	14-0054	Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation. Title: Claim of Damien Frisby v. County of El Dorado, Workers' Compensation Claim Settlement, York Risk Services Group, Inc; ELAB #547742. (Est. Time: 15 Min.)
29.	14-0055	Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation. Title: Claim of Thomas Bell v. County of El Dorado, Workers' Compensation Claim Settlement, York Risk Services Group, Inc; ELAB #547284. (Est. Time: 15 Min.)
30.	14-0043	Pursuant to Government Code Section 54957- Public Employee Appointment. Title: Director of Health & Human Services Agency. (Est. Time: 30 Min.)
31.	14-0044	Pursuant to Government Code Section 54957- Public Employee Performance Evaluation. Title: County Counsel. (Est. Time: 20 Min.)
32.	<u>13-1575</u>	Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator: County Negotiator: Director of Human Resources and/or designee, and Jack Hughes of Liebert, Cassidy, Whitmore. 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: 90 Min.)

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 online) 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 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)