



County of El Dorado

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

Minutes - Final Board of Supervisors

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

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

Tuesday, March 16, 2010

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 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.

8:03 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSION

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

9:35 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORT

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 Briggs, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Item 14 was pulled from the Consent Calendar and Item 19 was added to the Consent Calendar.

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

OPEN FORUM

PUBLIC COMMENT

B. Johnston RE: Why revoke the Charter?

A. Marinaccio RE: Stand alone measures on the ballot for the Charter.

L. Brent-Bumb RE: Business Showcase.

BUDGET UPDATE

PRESENTATIONS

1. [10-0223](#) **PRESENTATION** of Proclamation in Observance of "Welcome Home Vietnam Veterans Day" on March 30, 2010. (Est. Time: 5 Min.)

A motion was made by Supervisor Knight, seconded by Supervisor Nutting, to adopt the proclamation.

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

2. [10-0248](#) **PRESENTATION** by Leanne Wagoner, Director of the South Lake Tahoe Women's Center. (Est. Time: 15 Min.)

Received and Filed.

3. [10-0214](#) Chief Administrative Office, in conjunction with County Counsel, recommending the Board:
- 1) Receive information providing a general assessment of El Dorado County Child Protective Services;
 - 2) Take action on any related recommendations or associated discussion. (Est Time: 60 Min.)

PUBLIC COMMENT

E. Claudio RE:

No Formal Action Required.

CONSENT CALENDAR

4. [10-0238](#) Approval of Board of Supervisors Meeting Minutes from the Regular Meeting of Tuesday, March 9, 2010.

This matter was Approved on the consent calendar.

5. [10-0225](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Award Bid 10-863-030 for the purchase of Fleet tires to the low qualified bidders, Sierra Nevada Tire and Wheel of Placerville, CA for Goodyear tires and US Tire Sales and Service of Sacramento, of Sacramento, CA for Firestone/Bridgestone tires;
 - 2) Authorize the Purchasing Agent to issue blanket purchase orders totaling \$130,000 for a one-year term following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is available within the requesting Department's budget.

FUNDING: Fleet internal service fund and recovered through charges to both non-general fund and general fund departments.

This matter was Approved on the consent calendar.

6. [10-0156](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Award Bid 10-393-037 for the purchase of Dairy Products as a secondary vendor to the low qualified bidder, Francis Distributing, Inc. of Diamond Springs, CA for the West Slope;
 - 2) Authorize the Purchasing Agent to issue a blanket purchase order in the amount of \$30,000 for a period through October 14, 2010; following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is available within the requesting Department's budget. (Cont'd 3/2/10, Item 4)

FUNDING: Individual departmental budgets.

This matter was Approved on the consent calendar.

7. [10-0205](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Make findings that it is more economical and feasible to obtain an outside contractor to provide laundry and linen, and garment rental services in accordance with County Ordinance Code, Chapter 3.13, Section 3.13.030; and
 - 2) Authorize the Chair to execute Agreement 362-S1011 with Ameripride Services, Inc. dba Ameripride Uniform Services of Sacramento for a three-year term in the amount of \$100,000.

FUNDING: Funds are available within each requesting Department's service and supplies budget (General and Non-General Fund).

This matter was Approved on the consent calendar.

8. [10-0237](#) Clerk of the Board of Supervisors requesting the Board accept an invitation from the El Dorado County and Georgetown Divide Resource Conservation Districts to attend the Annual Board of Supervisors Luncheon/Workshop to be held at the El Dorado County Library Conference Room on Tuesday, May 18, 2010 from 12:00 noon to 2:00 p.m.

This matter was Approved on the consent calendar.

9. [10-0168](#) Elections Department recommending the Board approve and authorize the Chair to execute contract with Premier Election Solutions, Inc. for ballot printing services for a three-year term.

FUNDING: General Fund.

This matter was Approved on the consent calendar.

10. [10-0210](#) Environmental Management Department recommending the Board adopt a Resolution amending Resolution 003-2010 to correct a mathematical error in the solid waste collection and Material Recovery Facility (MRF) rates for Waste Connections, Inc. dba El Dorado Disposal Services that were effective on January 1, 2010. (Refer File 09-1541, 1/12/10, Item 23)

Resolution 032-2010

Adopted Resolution 032-2010 upon approval of the consent calendar.

11. [10-0201](#) Human Services recommending the Board authorize the Chair to sign retroactive Amendment I to nonfinancial Memorandum of Understanding (MOU) E65005 with the California Department of Social Services (CDSS) relative to foster family home licensing to add a provision defining the County's responsibility to obtain criminal record clearances for employees and volunteers, noting this MOU commenced July 1, 1995 and has no stated end date.

This matter was Approved on the consent calendar.

12. [09-1048](#) Transportation Department recommending the Board authorize the Chair to sign Amendment II to Subdivision Improvement Agreement AGMT 06-1047 with Toll Land XXIII Limited Partnership extending the time to complete the subdivision improvements to be on or before August 22, 2010, for The Promontory Village 5 - Unit 3.

FUNDING: Developer funds; Toll Land XXIII Limited Partnership.

This matter was Approved on the consent calendar.

13. [10-0200](#) Treasurer-Tax Collector recommending the Board authorize the Chair to sign the revised El Dorado County Deferred Compensation Plan and the Deferred Compensation Plan and Trust/Custodial Document for Public Employees (Loans to Participants Amendment to Plan Document).

This matter was Approved on the consent calendar.

14. [10-0195](#) Treasurer-Tax Collector recommending the Board approve amendments to the El Dorado County Investment Policy, pursuant to California Government Code Section 27133.

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

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

15. [10-0233](#) Supervisor Knight recommending the Board approve Certificates of Recognition to Joshua David Verner and Michael John Tharratt acknowledging the hard work and commitment needed in attaining the rank of Eagle Scout in the Boy Scouts of America, Troop 454.

This matter was Approved on the consent calendar.

16. [10-0247](#) Supervisor Briggs recommending a Certificate of Commendation for Marcus Prenk, El Dorado County Law Librarian, in recognition of his retirement after 20 years of dedicated service to the public and legal community through the County's Law Library; said Certificate will be presented at a luncheon on March 17, 2010.

This matter was Approved on the consent calendar.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

17. [10-0165](#) HEARING - Consider the introduction (First Reading) of an amendment to Section 9.02.380(a) of Chapter 9.02 of Title 9 of the El Dorado County Ordinance Code, Procedures for Requesting an Administrative Hearing, increasing the administrative hearing fee from \$100 to \$200; and, recommending this amendment be continued to Tuesday, March 23, 2010 for final adoption. (Est. Time: 10 Min.)

Ordinance 4942

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

- 1) Read title, waived reading of ordinance 4942 in its entirety;**
- 2) Approved introduction; and**
- 3) Set adoption (second reading) for March 23, 2010.**

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

18. [09-1472](#) HEARING - Consider the introduction (First Reading) of an amendment to Section 1.24.010 of Chapter 1.24 of Title 1 of the El Dorado County Ordinance Code pertaining to criminal penalties for violations of the County Ordinance Code; and, recommending this amendment be continued to Tuesday, March 23, 2010 for final adoption. (Est. Time: 5 Min.)

Ordinance 4943

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

- 1) Read title, waived reading of ordinance 4943 in its entirety;**
- 2) Approved introduction; and**
- 3) Set adoption (second reading) for March 23, 2010.**

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

19. [10-0159](#) County Counsel recommending consideration of the reappointment of Louis B. Green for a four-year term as County Counsel. (Est. Time: 10 Min.) (Cont'd 2/23/10, Item 28)

This matter was Approved on the consent calendar.

20. [10-0240](#) Supervisor Knight recommending the Board adopt a Resolution in support of advancing the US Highway 50 Silva Valley Interchange project under the California Transportation Commission's Design-Build Demonstration Program. (Est. Time: 10 Min.)

Resolution 033-2010

A motion was made by Supervisor Nutting, seconded by Supervisor Knight, to adopt Resolution 033-2010.

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

21. [10-0170](#) Development Services Department recommending the Board approve key term definitions for use in preparing Phase I of the Integrated Natural Resources Management Plan. (Est. Time: 1 Hr.)

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to clarify that in Subtask 1.a of Agreement for Services #250-S1011 with Sierra Ecosystem Associates approved by the Board on December 15, 2010, the word "define" means to "create a map".

Yes: 3 - Knight, Sweeney and Briggs

Noes: 1 - Nutting

Absent: 1 - Santiago

2:00 P.M. - TIME ALLOCATION

22. [10-0180](#) HEARING - Consider the recommendations of the Development Services Department, Planning Services Division staff, on Site Plan Review SPR09-0011/Coloma Blues Live! Music Festival to allow a music festival proposed on Saturday, June 5, 2010, from 10:00 a.m. to 7:00 p.m. on property identified by APN 006-011-42, consisting of 18.69 acres, at the Henningson-Lotus County Park, in the Lotus area, submitted by El Dorado Arts Council as follows:

- 1) Certify the project is Categorically Exempt pursuant to Section 15304(e) of the CEQA Guidelines; and
- 2) Approve the outdoor music festival permit pursuant to §5.32 of the County Code, based on the Findings listed on Attachment 2, subject to the Conditions listed on Attachment 1. (District IV) (Est. Time: 10 Min.)

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

- 1) Certify the project is Categorically Exempt; and
- 2) Approve the outdoor music festival permit.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNED AT 5:28 P.M.

CLOSED SESSION

- 23. [10-0235](#) Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:** Title - Director of Transportation.
No Action Reported.

- 24. [10-0219](#) Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:** Title - Director of Human Services.
No Action Reported.

- 25. [10-0207](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Title - Claim of William Gregor v. County of El Dorado, Workers' Compensation Claim Settlement, Bragg & Associates, Inc., Claim Nos. 2009086126 and 2009086124.
No Action Reported.

- 26. [10-0153](#) 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.
No Action Reported.

27. [10-0257](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as APN No. 109-480-21-10. The person or persons with whom the negotiator may negotiate: Brea Roundtree or other representative with Butte Community Bank. Instructions to negotiator will concern price and term of payment. John Knight, District I Supervisor and Louis B. Green, County Counsel, will be the negotiator on behalf of El Dorado County.

No Action Reported.

DEPARTMENT MATTERS:

ADDENDUM

28. [10-0259](#) Supervisor Nutting requesting the Board discuss and consider possible participation in a meeting to be held April 6, 2010, which is a Board Meeting day, regarding the National Forest System Land Management Planning Rule Region 5 development of the Environmental Impact Statement (EIS). (Refer 2/9/10, Item 21, File 10-0128)

No Formal Action Required.