



County of El Dorado

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Minutes - Final Board of Supervisors

Wednesday, August 9, 2006

2:30 PM

Board of Supervisors Meeting Room

Special Meeting

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) The Board reserves the right to waive said rules by a majority vote.

For Purposes of the Brown Act (Government Code Section 54954.2 (a)), the numbered items on this Agenda give a brief general description of each item of business to be transacted or discussed. The recommendations of the staff, as shown, do not prevent the Board of Supervisors from taking other action.

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE

2:30 P.M. - CALL TO ORDER AND CLOSED SESSIONS

Present: 2 - Supervisor Sweeney and Supervisor Santiago

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.

A motion was made by Supervisor Baumann, seconded by Supervisor Dupray to adopt the Agenda and approve the Consent Calendar.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

CONSENT CALENDAR

1. [06-0125](#) Transportation Department recommending the following:
 - (1) Find that a state of emergency continues to exist and authorize said Department to proceed under Public Contract Code Sections 20395, 22035 and 22050 to immediately stabilize and repair roads severely damaged by recent storms including Mosquito Road, Church Mine Road, and Cosumnes Mine Road;
 - (2) Find based upon the substantial evidence in the record regarding the conditions of the road and bridge approach facilities at said roads, that the emergency will not permit a delay resulting from competitive solicitation for bids, and that immediate action is necessary to stabilize and repair the roads and bridge approach to prevent further damage to, or failure of, the facilities, and to provide for access for public services to populated areas served by these roads;
 - (3) Authorize the Department to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency repairs pursuant to written contract and authorize the Chairman of the Board to execute those contracts; and
 - (4) Continue to the **August 22, 2006** Board Meeting for status review.
(Continued 7/18/06, Item 32) (4/5 vote required)

RECOMMENDED ACTION: Approve.

FUNDING: Road Fund, seeking OES funds for 75% of costs. FEMA funding unknown, funding plan to be presented.

This matter was approved on the Consent Calendar.

2. [06-0234](#) Sheriff's Department recommending adoption of Resolution continuing the state and local emergency declared on December 31, 2005 if it is found that conditions of extreme peril to the safety of persons and property exists. (4/5 vote required) (Refer 7/18/06, Item 29)

RECOMMENDED ACTION: Adopt Resolution **244-2006**.

This matter was approved on the Consent Calendar.

3. [06-0611](#) Sheriff's Department recommending adoption of Resolution continuing the state of emergency declared on April 12, 2006 if it is found that conditions of extreme peril to the safety of persons and property exists. (4/5 vote required) (Refer 7/18/06, Item 30)
RECOMMENDED ACTION: Adopt Resolution **245-2006**.
This matter was approved on the Consent Calendar.
4. [06-0814](#) Environmental Management recommending the following:
(1) Find that a state of emergency continues to exist at the Union Mine Wastewater Treatment Plant as a result of the 2005/2006 wet weather season;
(2) Find that, based on substantial evidence, immediate action is still necessary to stabilize said Plant;
(3) Authorize said Department to continue to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency work pursuant to written contracts and to authorize the Chairman to execute same; and
(4) Continue this matter to **August 22, 2006** for review of the emergency action. (Continued 7/18/06, Item 28)(4/5 vote required)
RECOMMENDED ACTION: Approve.
This matter was approved on the Consent Calendar.
5. [06-1274](#) The Chief Administrative Office recommending a Budget Transfer transferring \$30,000 from contingency to the Public Defender's budget to cover overages in expenditures for Fiscal Year 2005-06. (4/5 vote required)
RECOMMENDED ACTION: Approve
FUNDING: General Fund Contingency
This matter was approved on the Consent Calendar.
6. **06-1277** Chief Administrative Office recommending Chairman be authorized to sign Budget Transfer increasing Estimated Revenue as a result of fiscal year 2005/2006 Senate Bill 90 reimbursement for Mental Health Assembly Bill 3632 services. (4/5 vote required)
RECOMMENDED ACTION: Approve
FUNDING: General Fund - SB 90 Revenue
This matter was approved on the Consent Calendar.

7. **06-1279** Chief Administrative Office recommending Chairman be authorized to sign Budget Transfer transferring \$55,000 from Fiscal Year 2005/2006 contingency fund to balance the budget for Court Maintenance of Effort. (4/5 vote required)
RECOMMENDED ACTION: Approve.

FUNDING: General Fund

This matter was approved on the Consent Calendar.

END CONSENT CALENDAR

CLOSED SESSION

8. [06-1220](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Title: El Dorado County v. Gale A. Norton, et al., United States District Court, Eastern District Case CIV.S-02-1818 GEB DAD; and El Doardo County v. California Department of Transportation et al., Superior Court of California -County of Sacramento. Case No. 03CS0003.

No action reported.

ADJOURNMENT