



# County of El Dorado

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## 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*

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Tuesday, June 15, 2010

8:00 AM

Board of Supervisors Meeting Room

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### 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](http://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 SESSIONS**

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

### **9:01 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS**

### **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 Knight, seconded by Supervisor Briggs, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Item 17 was amended to the consent calendar and Item 2 was amended.

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

### **PRESENTATION**

1. [10-0635](#) Supervisor Santiago recommending the Board consider the following:  
1) Receive a presentation by Wendy Wood, Executive Director of the Family Connections El Dorado/Family Resource Center; and  
2) Adopt a Proclamation to Tish Langston, for Her Many Years of Service with Family Connections. (Est. Time: 15 Min. )

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

- 1) Received presentation; and
- 2) Adopted proclamation.

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

### **OPEN FORUM**

#### **PUBLIC COMMENT**

M. Hennison RE: El Dorado bike trails

P. Arnold RR: Pajamas for children at New Morning Shelter

T. Spraije RE: Meeting with El Dorado CPS

### **BUDGET UPDATE**

### **CONSENT CALENDAR**

2. [10-0628](#) Clerk of the Board recommending the Board approve the Board of Supervisors Meeting Minutes from the Special Meetings of Tuesday, June 1, 2010, Monday, June 7, 2010, the Regular Meeting of Tuesday, June 8, 2010, and the Special Meeting of Wednesday, June 9, 2010.
- Approved the minutes of June 1, 2010, June 7, 2010, and June 8, 2010 and continued the approval of the minutes of June 9, 2010 to June 22, 2010 upon approval of the Consent Calendar.**
3. [10-0565](#) Air Quality Management District recommending the Board authorize the Chair be to sign the following Funding Agreements in total not to exceed amount of \$432,276 for Fiscal Year 2010-11 Assembly Bill 2766 Motor Vehicle Emission Reduction Projects:
- 1) 001-DMV-10/11-BOS with EDC Department of Transportation in the amount of \$190,520 (Waterless Sweeper);
  - 2) 002-DMV-10/11-BOS with American River Music, Inc. in the amount of \$7,000 (Shuttle Service);
  - 3) 003-DMV-10/11-BOS with City of Placerville in the amount of \$90,000 (School Sidewalk);
  - 4) 004-DMV-10/11-BOS with River Store, Inc. in the amount of \$62,622 (Shuttle Service);
  - 5) 005-DMV-10/11-BOS with EDC Transit Authority in the amount of \$52,852 (Apple Hill Shuttle Service); and
  - 6) 006-DMV-10/11-BOS with EDC Transit Authority in the amount of \$29,283 (County Fair Shuttle Service).
- FUNDING:** Assembly Bill 2766 Department of Motor Vehicle registration fees.
- This matter was Approved on the consent calendar.**
4. [10-0623](#) County Counsel recommending the Board indicate that it will not authorize the issuance of Tax and Revenue Anticipation Notes ("TRANS") on behalf of the school districts, thus freeing them to issue Tax and Revenue Anticipation Notes in their own names.
- This matter was Approved on the consent calendar.**
5. [10-0579](#) Human Resources Department, Risk Management Division, recommending the Board approve a Budget Transfer increasing revenue and appropriations in the Risk Management special revenue fund in the amount of \$1,500,000 to fund the County's Health Plan (4/5 vote required).
- This matter was Approved on the consent calendar.**

6. [10-0528](#) Department of Human Services recommending the Board authorize the Chair to sign non-standard Reporting Service Subscription Agreement 005-S1110 with the National Council on Crime and Delinquency in the amount of \$21,000 for the term July 1, 2010 through June 30, 2012 for Department access to web-based reports to facilitate management of the Child Protective Services Program and ensure compliance with the Welfare System Improvement and Accountability Act of 2001.

**FUNDING:** 85% Federal/State Social Services Allocation with 15% County Match.

**This matter was Approved on the consent calendar.**

7. [10-0560](#) Department of Human Services recommending the Board authorize the Chair to sign Agreement for Services 365-S1011 with Lilliput Children's Services (Lilliput) in an amount not-to-exceed \$142,560 for the term July 1, 2010 through June 30, 2011 for the provision of Kinship Support Services Program services.

**FUNDING:** 100% State Funds Kinship Support Services Program Allocation.

**This matter was Approved on the consent calendar.**

8. [10-0583](#) Department of Human Services recommending the Board authorize the Chair to sign non-financial Memorandum of Understanding 419-M1010 with California Human Development Corporation for the operation of an integrated and expanded One Stop Career Center Delivery System, This Memorandum of Understanding is effective upon execution through September 30, 2011.

**This matter was Approved on the consent calendar.**

9. [10-0562](#) Department of Transportation recommending the Board authorize the Chair to sign the Federal Exchange/State Match Program Agreement X10-5925(088) with the California Department of Transportation (Caltrans) allowing direct exchange with the State of \$359,164 in Fiscal Year 2009-2010 cycle Regional Surface Transportation Program Exchange Funds and allowing for the disbursement of \$100,000 in State Match Funds.

**FUNDING:** Regional Surface Transportation Program Funds.

**This matter was Approved on the consent calendar.**

10. [10-0160](#) Department of Transportation recommending the Board take the following actions regarding the Rubicon 5 Erosion Control Project (Contract No. PW 09-30490, CIP No. 95178):
- 1) Adopt and approve the Plans and Contract Documents and authorize the Chair to sign the Plans;
  - 2) Authorize advertisement for construction bids; and
  - 3) Authorize the Director of Transportation to sign an Escrow Agreement, if needed.

**FUNDING:** United States Forest Service.

This matter was Approved on the consent calendar.

**Board of Supervisors Consent:**

11. [10-0577](#) Supervisor Sweeney recommending the Board proclaim June 17-20, 2010 be proclaimed as "El Dorado County Fair Week;" and, the Fair Manager extending an invitation to the Board to attend the ribbon cutting for the opening of the Fair on June 17, 2010, at 11:50 a.m. at the Green Gate at the El Dorado County Fairgrounds.

This matter was Approved on the consent calendar.

12. [10-0615](#) Supervisor Knight recommending the Board adopt a Resolution permitting the Cameron Park Community Services District to present a fireworks display at Cameron Park Lake on July 3, 2010 as part of their 11th Annual Summer Spectacular Event. This approval shall be contingent upon approval of various agencies as required.

**Resolution 071-2010**

Adopted Resolution 071-2010 upon approval of the consent calendar.

**END CONSENT CALENDAR**

**DEPARTMENT MATTERS/NOTICED HEARING**

13. [10-0591](#) HEARING - Consider the request of South Tahoe Refuse Company, Inc., dba Sierra Disposal Services, Inc., to conduct a public hearing for adoption of Resolution adjusting the solid waste collection rate by 0.71% effective July 1, 2010.

**Resolution 072-2010**

*NO PUBLIC COMMENT*

A motion was made by Supervisor Nutting, seconded by Supervisor Briggs, to adopt Resolution 072-2010.

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

14. [10-0611](#) HEARING - Consider a request of Waste Connections of California, Inc., dba Amador Disposal Service Inc. to conduct a public hearing for adoption of Resolution increasing the solid waste collection rate for Waste Connections of California, Inc., dba Amador Disposal Service by 15% effective July 1, 2010.

**Resolution 073-2010**

*NO PUBLIC COMMENT*

**A motion was made by Supervisor Nutting, seconded by Supervisor Knight, to adopt Resolution 073-2010.**

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

15. [10-0407](#) HEARING - Department of Transportation requesting the Board:  
1) Conduct a public hearing to receive testimony on the proposed general vacation; and if, at the conclusion of said hearing, the Board elects to vacate the roadway, as described in Exhibits A, A-1, A-2, A-3 and A-4 and depicted in Exhibits B, B-1, B-2, B-3, and B-4; and  
2) Adopt the Resolution of Vacation. (Est. Time: 15 Min.) (Cont'd 5/11/10, Item 12)

**Resolution 074-2010**

*NO PUBLIC COMMENT*

**A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to adopt Resolution 074-2010.**

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

16. [10-0496](#) Department of Transportation recommending the Board authorize the Department to loan up to \$1,990,000 from the Zones 1-7 Traffic Impact Mitigation Fee fund to the Zone 8 Traffic Impact Mitigation Fee fund to construct the Silva Valley Parkway Widening Project and the White Rock Road Widening - Latrobe Road to Monte Verde Drive/Windfield Intersection Signalization Project.

**FUNDING:** 2004 General Plan Traffic Impact Mitigation Fee Program.

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

- 1) Direct staff to continue with their efforts to finalize the state and local partnership program (SLPP) funding for the three projects:  
a) Silva Valley Parkway Widening Project;  
b) White Rock Road Widening - Latrobe Road to Monte Verde Drive/Windfield Intersection Signalization Project; and  
c) Durock Road/Business Drive Intersection Signalization Project; and  
2) Continue this matter to June 29, 2010 at which time the Board will select a satisfactory method for matching funds.

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

17. [10-0633](#) Chief Administrative Office recommending the Board approve a Budget Transfer transferring \$350,000 from Contingency to adjust the budget for the Court Maintenance of Effort budget related to County obligation to split excess Court related revenue with the State and to provide additional funding to cover invoices received in Fiscal Year 2009-10 related to indigent defense. (4/5 vote required)

**FUNDING:** General Fund - Department 15.

**This matter was Approved on the consent calendar.**

18. [10-0630](#) Supervisor Knight recommending the Board direct County Counsel to prepare a draft Charter amendment that would amend Section 602 of the El Dorado County Charter, and allow the Board to authorize payments for services to private entities for less than \$5,000 without a formal written contract if the Board adopts alternative procedures via ordinance.

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

- 1) **Direct staff to work on ballot language to amend Charter Section 602; and**
- 2) **Continue this matter to June 29, 2010 for final Board approval.**

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

**2:00 P.M. - TIME ALLOCATION**

19. [10-0595](#) HEARING - Department of Human Services recommending Board conduct a public hearing to consider the adoption of a Resolution:
- 1) Authorize the submittal of a Fiscal Year 2010-11 Community Development Block Grant General Allocation Application to the California Department of Housing and Community Development for up to an \$800,000 grant to provide additional resources up to \$215,000 for the County's ongoing Housing Rehabilitation Loan Program, up to \$525,000 to provide infrastructure in support of the Sunset Lane Apartments affordable housing project on behalf of Mercy Housing California, and up to \$60,000 for general grant administration; committing \$7,500 from County General Funds for in-kind staff support to meet the leverage/match requirement during the three-year grant term;
  - 2) Authorize the Chair to sign the Statement of Assurances; and
  - 3) If awarded, authorize the Director of Human Services, contingent upon approval by County Counsel and Risk Management, to execute the grant agreement and subsequent amendments thereto that do not affect the dollar amount or the term and to sign other grant-related documents. (Est. Time: 10 Min.)

**FUNDING:** Federal Community Development Block Grant Funds, County General Fund In-Kind Match.

**Resolution 075-2010**

**A motion was made by Supervisor Nutting, seconded by Supervisor Santiago, to adopt Resolution 075-2010.**

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



20. [10-0559](#) HEARING - Consider the recommendation of the Planning Commission on Rezone Z05-0015/Tentative Map TM05-1401/Malcolm Dixon Road Estates on property identified by APN 126-100-23, consisting of 40.6 acres, in the El Dorado Hills area, submitted by Omni Financial LLC/Martin Boone; and recommending the Board take the following actions:
- 1) Adopt the Mitigated Negative Declaration based on the Initial Study prepared by staff;
  - 2) Adopt the Mitigation Monitoring Program in accordance with California Environmental Quality Act Guidelines Section 15074(d) incorporated as Conditions of Approval listed in Attachment 1;
  - 3) Approve Z05-0015 rezoning Assessor's Parcel Number 126-100-23 from Exclusive Agriculture (AE) to Estate Residential Five-Acre (RE-5) based on the Findings listed in Attachment 1;
  - 4) Approve Tentative Map TM05-1401 based on the Findings and subject to the Conditions of Approval listed in Attachment 1; and
  - 5) Adopt Ordinance for said rezone. (Supervisory District IV) (Est. Time: 45 Min.)

*PUBLIC COMMENT:*

*P. Sayegh*

*A. Marinaccio*

**A motion was made by Supervisor Briggs, seconded by Supervisor Knight, to as follows:**

- 1) Adopt the Mitigated Negative Declaration;**
- 2) Adopt the Mitigation Monitoring Program;**
- 3) Approve Rezone Z05-0015;**
- 4) Approve Tentative Map TM05-1401; and**
- 5) Adopt Ordinance 4947.**

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

## CAO REPORTS

## ITEMS TO/FROM SUPERVISORS

**ADJOURNED AT 2:36 P.M.**

**CLOSED SESSION**

21. [10-0644](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: *Paul Sayegh v. County of El Dorado, et al.* El Dorado County Superior Court Case No. PC 20100101.

**No Action Reported**