



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

James R. Sweeney, Chairman, District III
Helen K. Baumann, Vice Chairman, District II
Rusty Dupray, District I
Charlie Paine, District IV
Norma Santiago, District V

Cindy Keck, Clerk of the Board of Supervisors
Laura S. Gill, Chief Administrative Officer *Louis B. Green,*
County Counsel

Tuesday, April 25, 2006

8:00 AM

Board of Supervisors Meeting Room

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.

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

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. To ensure timely delivery, written information from the public must be received by the Board Clerk by Monday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

8:00 A.M. - CALL TO ORDER AND CLOSED SESSIONS

9:00 A.M. - CLOSED SESSION REPORTS

INVOCATION AND 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.

OPEN FORUM**CONSENT CALENDAR**

1. **06-0659** Release of lien (on file with the Clerk).
RECOMMENDED ACTION: Approve.

2. **06-0629** Human Services Department, Social Services Division, recommending the Board review the 2006 El Dorado County Child Welfare System Improvement Plan for submission to the California Department of Social Services, noting this plan is based on a self-assessment update and peer quality case review; areas for improvement include lowering the rate of recurrence of maltreatment of children not removed from homes by 1%; increasing the 10-day response to child abuse referrals from 81% to 90% decrease the rate of re-entry into foster care by 1%; and continue to refer minors to local resources.
RECOMMENDED ACTION: Approve.

3. **06-0627** Human Services Department, Community Services Division, recommending adoption of proclamation designating May, 2006 as Older Americans Month in El Dorado County.
RECOMMENDED ACTION: Adopt Proclamation.

4. **06-0630** District Attorney recommending Chairman be authorized to sign Agreement 445-S0610 with Lexipol, LLC in an amount not to exceed \$7,900 for a two year term to provide the development of a law enforcement policy manual for the District Attorney's office and provide updates to the policy manual reflecting changes in relevant State, Federal, and case law for one year following completion of the manual, noting contractor refuses to include County's indemnity clause into proposed contract; County Counsel will review any significant policy changes for potential legal liability prior to acceptance.
RECOMMENDED ACTION: Approve.

FUNDING: General Fund

5. **06-0631** Sheriff Department recommending the Board receive and file the annual report of revenue and expenditures for Fiscal Year 2004/2005 for the Inmate Welfare Funds for both Placerville and South Lake Tahoe Jails.
RECOMMENDED ACTION: Receive and file report.

6. **06-0632** General Services Department recommending Chairman be authorized to sign Amended and Restated Development and Joint Use Agreement 711-F0611 with El Dorado County Office of Education in the amount of \$150,000 for the development and construction of park facilities located at 6767 Green Valley Road in Placerville (formerly referenced as Veerkamp Park), noting County funds will be used for a survey of the park property, required fencing, a well for water, and a restroom facility. The County's obligation is fully satisfied by the transfer of \$150,000 to the El Dorado County Office of Education.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund, Accumulated Capital Outlay Fund for Parks development.

7. **06-0633** General Services Department recommending the Board reject all bids for the Veterans Memorial Monument, Capital Improvement Project 06-50, Bid 06-968-079; and direct said Department to revise the scope of work and prepare bid documents and return to the Board on May 9, 2006 for approval of bid documents and authorization to advertise the bid.

RECOMMENDED ACTION: Approve.

8. **06-0634** Transportation Department recommending Chairman be authorized to sign Agreement AGMT 06-1054 with BST Services, Inc., dba Blain Stumpf Trucking in an amount not to exceed \$175,000 for a one year term to furnish personnel, services and equipment on an "as-needed" basis to transport road materials from various points of purchase to designated stockpile locations or work sites as requested by said Department.

RECOMMENDED ACTION: Approve.

FUNDING: Road Fund.

9. **06-0635** Transportation Department recommending Chairman be authorized to sign Agreement AGMT 06-1046 with Great West Equipment, Inc., in an amount not to exceed \$120,000 for a term through February 28, 2008 to rent various types of equipment for road maintenance operations on an "as-needed" basis for said Department.

RECOMMENDED ACTION: Approve.

FUNDING: Road Fund.

- 10. 06-0636** Transportation Department recommending Chairman be authorized to sign the California Highway Patrol-Reimbursable Services Agreement AGMT 06-1065 in an amount not to exceed \$50,000 for the term April 25, 2006 through April 24, 2007 to provide traffic control services to ensure safety during specified stages of the upcoming Capital Improvement Program (CIP) projects.
RECOMMENDED ACTION: Approve.
- FUNDING:** Interim 2004 General Plan TIM Fee Program.
- 11. 06-0637** Transportation Department recommending Chairman be authorized to sign Purchase and Sale Agreement with Dean L. DeCourcy and Sandra K. DeCourcy and Certificate of Acceptance for Deed for the purchase of APN 067-450-14 in the total amount of \$33,650 for the Green Valley Road - Silva Valley Parkway Intersection Improvements Project 73312; and authorize Director of said Department, or his designee, to execute Escrow Instructions and any other related escrow documents pertaining to the transaction, including payment of escrow fees.
RECOMMENDED ACTION: Approve.
- FUNDING:** Traffic Impact Mitigation Fee Program.
- 12. 06-0667** Transportation Department recommending Resolution authorizing the Director of Transportation, on behalf of the County, to file Federal Transit Administration Section 5310 and 5311 Grant Applications and submit required programmatic Assurance and Certifications; and recommending said Director be authorized to execute all Grant Contracts, Amendments and payment requests necessary to carry out the objectives of said Grant program, noting 5310 Grants are for vehicle acquisitions (\$45,000 per vehicle) and 5311 Grants are for operations - \$20,000.
RECOMMENDED ACTION: Adopt Resolution **114-2006**.
- FUNDING:** Grant funding.

- 13. 06-0663** Transportation Department recommending the following pertaining to the Regional Surface Transportation Program (RSTP) funds for Road Rehabilitation and Signalization Projects:
(1) Authorize Department of Transportation to submit a claim signed by the Director of said Department to the El Dorado County Transportation Commission for \$145,150 of available Regional Surface Transportation Exchange funds for road rehabilitation on Francisco Drive (Marina Park to Schooner Drive); and
(2) Authorize the Director of the Department of Transportation to sign and submit a claim to said Commission for \$945,850 of next fiscal year's allocation for RSTP Exchange funds for road rehabilitation and signalization projects.
RECOMMENDED ACTION: Approve.
- FUNDING:** El Dorado County Transportation Commission, RSTP Exchange.
- 14. 06-0647** Development Services Department, Planning Services Division, submitting final map (TM98-1356F) for The Promontory, Village 5, Unit 2 in the El Dorado Hills area; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements with Toll Land XXIII Limited Partnership, a California Limited Partnership.
RECOMMENDED ACTION: Approve.
- 15. 06-0643** Human Resources Division recommending Resolution amending Authorized Personnel Allocation Resolution by reclassifying one (1) Telecommunications Technician position and one (1) Senior Telecommunications Technician position to two (2) Information Technology Analyst positions for Information Technologies.
RECOMMENDED ACTION: Adopt Resolution **108-2006**.
- FUNDING:** General Fund.
- 16. 06-0658** Human Resources Division recommending Resolution amending the salary schedule for the positions of Welfare Investigator I, Welfare Investigator and Supervising Fraud Investigator; and recommending Chairman be authorized to sign Letter of Agreement with El Dorado County Deputy Sheriffs' Association representing Welfare Investigators and Supervising Fraud Investigators for same.
RECOMMENDED ACTION: Adopt Resolution **112-2006**.
- FUNDING:** General Fund.
- 17. 06-0660** Human Resources Division recommending Resolution amending Section 212 of the El Dorado County Compensation Resolution **adding** Section 212.1 Signing Bonus and **adding** Section 212.2 Moving Expense Reimbursement. (Change in Policy)
RECOMMENDED ACTION: Adopt Resolution **113-2006**.

- 18. 06-0669** Human Resources recommending Resolution amending the El Dorado County Salary Schedule to reflect a 5% salary increase for the following classifications :
- (1) Senior Civil Engineer - \$36.05 - \$43.82; and
 - (2) Senior Planner - \$28.84 - \$35.05, noting this increase is targeted to these two positions and will not result in increases to positions above them in their job series.

RECOMMENDED ACTION: Adopt Resolution **115-2006**.

FUNDING: General Fund.

- 19. 06-0644** Information Technologies recommending Chairman be authorized to sign the following: Addendum to Master Agreement 536-S0611 with SBC Global Services, Inc. eliminating the cost of \$325 per month, a savings of \$11,700 for a three year period; Opt-E-Man FCC Special Access Tariff Addendum; and SBC Premier SERVSM Dedicated Internet Access (DIA) Addendum.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund, Information Technologies and Sheriff's Department budgets.

- 20. 06-0638** Information Technologies recommending Chairman be authorized to sign Agreement 573-S0611 with D.L. Schmidt, Inc. dba Schmidt Associates, in an amount not to exceed \$14,000 for the term May 1, 2006 through April 30, 2007 to provide software license and warranty service for the County's existing telephone call accounting system.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund, Information Technologies budget.

- 21. 06-0639** Recorder-Clerk-Registrar of Voters recommending Chairman be authorized to sign Sales Agreement with Data ID Systems in the amount of \$17,055.34 plus shipping and handling to provide an inventory tracking system to be used with the new Help America Vote Act (HAVA) compliant voting equipment.

RECOMMENDED ACTION: Approve.

FUNDING: Federal grant funding, Help America Vote Act Section 301 Program.

- 22. 06-0640** Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 06-725-097 for the purchase of Peltor Comtac II communication equipment to be used by the SWAT team; and authorize blanket purchase order to the low qualified bidder, Airgas of Diamond Springs, CA in the amount of \$12,318, including sales tax, for a twelve month period and authorize an increase to same on an "as needed" basis during the awarded period if funding is available within the requesting Department's budget.
RECOMMENDED ACTION: Approve.
- FUNDING:** General Fund, Sheriff's Office services and supplies budget.
- 23. 06-0641** Chief Administrative Office, Economic Development Division, recommending Chairman be authorized to sign Amendment 01 to Agreement 361-S0611 with the El Dorado Arts Council transferring \$3,000 from Administration to the summer Concert Series Program, noting the \$3,000 in administration was originally budgeted for the event specialist; said transfer to cover staging expenses for the Coloma Blues Live! event which is being held instead of the concert series.
RECOMMENDED ACTION: Approve.
- 24. 06-0664** Chief Administrative Office recommending Chairman be authorized to sign Amendment 02 to Agreement with California Strategies and Communications, LLC increasing compensation amount by \$60,000 to \$120,000 for the period May 1, 2005 through April 30, 2007 to provide strategic communications and media relations and consulting services.
RECOMMENDED ACTION: Approve.
- FUNDING:** General Fund.
- 25. 06-0294** Supervisor Baumann recommending Supervisor Sweeney be appointed to serve as the Member Representative on the Local Agency Formation Commission (LAFCO) for a term to expire January 2008 and she be appointed to serve as the Alternate Member on LAFCO for a term to expire January 2010.
RECOMMENDED ACTION: Approve.
- 26. 06-0626** Supervisor Sweeney recommending ratification of Chairman's signature on a letter sent to County Medical Services Program (CMSP) Governing Board regarding Assembly Bill AB 2059 (Berg.)
RECOMMENDED ACTION: Approve.
- 27. 06-0653** Supervisor Sweeney recommending that existing Condition 16 for Development Plan (PD05-0003) be deleted and new language be substituted as outlined in the Agenda Transmittal dated April 19, 2006.
RECOMMENDED ACTION: Approve.

- 28. 06-0652** Supervisor Santiago recommending Judi Harkins, District V Assistant, be appointed to serve as the Board of Supervisors' liaison on the El Dorado County Early Care and Education Planning Council replacing the current liaison, Donna Terp, District IV Assistant.
RECOMMENDED ACTION: Approve.

END CONSENT CALENDAR

NOTICED HEARING/DEPARTMENT MATTERS

DEPARTMENT MATTERS

- 29. 06-0651** Hearing to consider adoption of Resolution **109-2006** approving the Garden Valley Fire Protection District Capital Improvement Plan and Development Impact Fees, noting the proposed fees include restructuring the fees so that residential units are charged on a square footage basis instead of on a dwelling unit basis. Those residences under 1670 square feet may see a reduction in impact fees charged.
- 30. 06-0650** Public Health Department recommending the Board approve reimbursement to California Forensic Medical Group (CFMG) and University California Davis Medical Center in the total amount of \$189,346 for emergency medical services provided to County inmates.
FUNDING: General Fund.
- 31. 06-0301** Public Health Department providing a status report on the proposal process for ambulance billing services. (Referred 2/14/06, Item 29)
- 32. [06-0234](#)** Sheriff's Department recommending adoption of Resolution **117-2006** 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 4/25/06, Item 45)

33. [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 **May 9, 2006** Board Meeting for status review.
(Refer 4/18/06, Item 46) (4/5 vote required)

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

34. 06-0666

Transportation Department recommending Chairman be authorized to sign Amendment 02 to Agreement AGMT 04-721 with Fehr & Peers Associates, Inc. amending the Scope of Services and other Articles to allow the use of subconsultants; ratify the use of subconsultants identified in Task Orders authorized under the Agreement prior to the effective date of this Amendment; acknowledge and accept the specific provisions under which the use of subconsultants are predicated; and change the County's Contract Administrator and notices recipient, with no increase in the not to exceed amount or term of Agreement.

35. 06-0668

Transportation Department recommending the following pertaining to Green Valley Road Intersection Improvements at Silva Valley Parkway Project:

- (1) Set the Disadvantaged Business Enterprise (DBE) Goal at 0%;
- (2) Approve the Plans and Contract Documents and authorize Chairman to sign Plans; and
- (3) Authorize the Department to advertise for construction bids, noting the improvements are necessary to address safety issues, as there is a higher than average traffic accident rate at this intersection.

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

- 36. 06-0394** Chief Administrative Officer updating the Board on proposed policy pertaining to the tools for recruitment, including the reimbursement of relocation expenses. (Refer 03/28/06, Item 22)
- 37. 06-0409** Chief Administrative Officer updating the Board on New Contract Administration for Special Projects Policy and best practices. (Refer 03/14/06, Item 28)
- 38. 06-0656** Chief Administrative Office updating the Board on the following Capital Improvement Projects:
(1) Veteran's Memorial;
(2) Senior Center Project in El Dorado Hills; and
(3) Animal Control Facility.
- 39. 06-0654** Supervisor Baumann requesting the Board waive the Application Fee in the amount of \$1,401 for variance (V05-0006) approved on April 5, 2006 by the Zoning Administrator, for the construction of a garage on APN 042-462-03 requested by for Marc Messner.
- 40. 06-0661** Chief Administrative Office, Human Resources Division, recommending Chairman be authorized to sign Amendment 01 to Agreement 073-S0611 with Meyers, Nave, Riback, Silver & Wilson increasing compensation amount by \$25,000 to \$50,000 and extending the term through April 21, 2007 to provide professional legal services on an "as-requested" basis to the Civil Service Commission.

FUNDING: General Fund.

TIME ALLOCATION - 10:00 A.M.

- 41. 06-0471** **PRESENTATION** by Dr. Vicki L. Barber, El Dorado County Superintendent of Schools, updating the Board on current state of public education in El Dorado County in accordance with the Williams Settlement.
- 42. 06-0624** **PRESENTATION** by Shanda Hahn, Superintendent of the Mother Lode Union School District updating the Board and public on recent activities and plans for the school district.

TIME ALLOCATION 10:30 A.M.

- 43. 06-0628** Environmental Management Department recommending Resolution **101-2006** declaring April 24-30, 2006 as "West Nile Virus and Mosquito and Vector Control Awareness Week" in El Dorado County.

TIME ALLOCATION - 2:00 P.M.

- 44. 06-0648** Hearing to consider an amendment to the recorded final map for Rolling Wood Heights (TM59-0012C) to remove the 20-foot building setback line for Lot 72 to allow construction of a single family residence on APN 081-152-05 consisting of approximately 12,883 square feet in the South Lake Tahoe area; said removal will allow an administrative reduction in zoning setback to 10 feet, which is in compliance with both Tahoe Regional Planning Agency and County requirements; Applicant: Maliska & Sons, Inc. (District V).

CAO REPORTS**ITEMS TO/FROM SUPERVISORS****ADJOURNMENT**

CLOSED SESSION

- 45. 06-0622** Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** El Dorado County v. Gale A. Norton, et al., United States District Court, Eastern District Case No. CIV.S-02-1818 GEB DAD; and El Dorado County v. California Department of Transportation, et al., Superior Court of California-County of Sacramento. Case No. 03CS00003.
- 46. 06-0623** Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** El Dorado County Taxpayers et al. v. EDC (General Plan Lawsuit) Sacramento County Superior Court No. 96-CS-01290.
- 47. 06-0645** Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Jane Doe(s) v. El Dorado County Department of Human Services and El Dorado County, et al. El Dorado County Superior Court Case No. SC20050038.
- 48. 06-0646** Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Jennifer and David Hamburg v. Craig Hennike, County of El Dorado County, et al., El Dorado County Superior Court Case No. PC20060013.
- 49. 06-0662** Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:**
Instructions to negotiator regarding real property described as APN 035-183-14-100. The person with whom the negotiator may negotiate is Louis L. Hungate or his agent. Instructions to negotiator will concern both price and terms of payment. Negotiator for the County will be the Director of General Services or his/her designee.