



County of El Dorado

MEETING AGENDA

Board of Supervisors

*Rusty Dupray, Chairman, District I
Ron Briggs, First Vice Chairman, District IV
Norma Santiago, Second Vice Chairman, District V
Helen K. Baumann, District II
James R. Sweeney, District III*

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

Tuesday, June 10, 2008

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.co.el-dorado.ca.us subject to staff's ability to post the documents before the meeting.

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. 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.

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Placerville, California
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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****INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

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.

JAIL FACILITY UPDATE**OPEN FORUM****CONSENT CALENDAR**

1. [08-0887](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, June 3, 2008.
RECOMMENDED ACTION: Approve.
2. [08-0779](#) Public Health Director requesting authorization to sign retroactive Amendment II to Cost Reimbursement Agreement 7275-07/10-709 with the County of Sacramento Department of Health and Human Services increasing the reimbursable amount by \$262,868 to \$423,271 and extending the term through March 31, 2010 to provide direct emergency services through The Ryan White C.A.R.E. Act to persons living with HIV disease.
RECOMMENDED ACTION: Approve.

FUNDING: Ryan White C.A.R.E. Act funding from Sacramento County.
3. [08-0744](#) Public Health Department recommending Chairman be authorized to sign Budget Transfer re-allocating Program appropriations to accommodate decreased estimated revenues and appropriations in the amount of \$52,035; said decrease resulted from the final Fiscal Year 2006-2007 Cost Report and State Net Negotiated Amount (NNA) V-1 budget for Fiscal Year 2007-2008. (4/5 vote required)
RECOMMENDED ACTION: Approve.

FUNDING: State of California Department of Alcohol and Drug Programs.

4. [08-0783](#)

Public Health Department recommending the Chairman be authorized to sign Alcohol/Drug Treatment Services Substance Abuse Offender Treatment Program (OTP) Agreements with EDCA Lifeskills 029-S0911 (718-PHD0408) in the total amount not to exceed \$35,000, and Progress House, Inc., 028-S0911 (719-PHD0408) in the total amount not to exceed \$95,000 for the term July 1, 2008 through June 30, 2009; and Director of said Department be authorized to modify compensation amounts within the not to exceed amounts when needed.

RECOMMENDED ACTION: Approve.

FUNDING: State Alcohol/Drug Program Funds.

5. [08-0815](#)

Human Services Department, Community Services Division, recommending Resolution **153-2008** authorizing the Chairman to sign Agreement MS-0809-35, Contractor/Vendor Confidentiality Statement(CDA 1024), and Certification of Compliance CCC-307 with the California Department of Aging in an amount not to exceed \$582,760 for the period July 1, 2008 through June 30, 2010 for the Multipurpose Senior Services Program (MSSP); and further authorizing the Director of Area Agency on Aging to administer said Agreement and execute any subsequent documents relating to same, including amendments thereto, that do not affect the dollar amount or term and required fiscal and programmatic reports, contingent upon approval of County Counsel and Risk Management approval.

RECOMMENDED ACTION: Approve.

FUNDING: Federal and State Grant Funds.

6. [08-0807](#)

Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment I to perpetual Memorandum of Understanding 905-M0810 with California Statewide Automated Welfare Systems Consortium IV (C-IV) adding and delineating member county financial obligation at a cost not to exceed \$2,000 annually for project-related administrative costs designated by the State as ineligible for reimbursement to the Consortium.

RECOMMENDED ACTION: Approve.

FUNDING: Funding sources are 85% Federal/State Social Services Allocation with a 15% County match.

7. [08-0806](#)

Human Services Department recommending Chairman be authorized to sign perpetual, non-financial Memorandum of Understanding 783-M0810 with Alpine County for continued provision of certain services to facilitate adoption processes for Alpine County clients.

RECOMMENDED ACTION: Approve.

8. 08-0810

Human Services Department, Community Services Division, recommending Director of said Department be authorized to sign Vendor Agreement with Del Oro Caregiver Resource Center for reimbursement to the Senior Day Care Program for respite services provided during the period July 1, 2008 through June 30, 2009; and Director of said Department be authorized to sign subsequent amendments thereto, that do not affect the term or the dollar amount, contingent upon approval by County Counsel and Risk Management.

RECOMMENDED ACTION: Approve.

FUNDING: State Grant Funds.

9. 08-0836

Public Housing Authority to authorize the Program Manager to execute and submit an application and certifications to the Department of Housing and Urban Development (HUD) for a \$118,840 grant for Fiscal Year 2008/2009 Family Self-Sufficiency (FSS) Coordinator funding.

RECOMMENDED ACTION: Approve.

FUNDING: Federal.

10. 08-0755

District Attorney recommending Budget Transfer in the amount of \$5,465 of unused carry over from Fiscal Year 2004/2005 for the Auto Insurance Fraud Program.

RECOMMENDED ACTION: Approve.

FUNDING: Reduction of Special Revenue.

11. 08-0803

Probation Department recommending Chairman be authorized to sign Agreement 088-S0911 with the County of Del Norte at the space-available rate of \$3,350 per ward per month for the term July 1, 2008 through June 30, 2009 to provide housing for juvenile court wards at the Bar-O-Boys Ranch on an "as requested" basis.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

12. 08-0718

Transportation Department recommending Resolution **158-2008** authorizing the Director of said Department to act as the authorized representative for the County for the purpose of obtaining financial assistance provided by the State of California Governor's Office of Homeland Security.

RECOMMENDED ACTION: Approve.

FUNDING: California Transit Security Grant Program-California Transit Assistance Fund.

13. 08-0655

Transportation Department recommending Chairman be authorized to sign Easement Acquisition Agreement For Public Purposes and Certificate of Acceptance for the related deed from Donald Buchanan for APN 116-151-08; and authorize the Director of said Department, or designee, to execute the escrow instructions and any other related escrow documents pertaining to this transaction, including payment of title and escrow fees, for the Cameron Park Drive/La Canada Drive Intersection Improvements Project 72366.

RECOMMENDED ACTION: Approve.

FUNDING: 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program

14. 08-0515

Transportation Department recommending Chairman be authorized to sign the Certificate of Acceptance for a Grant Deed from Serrano Associates, LLC, for Lot CC, APN 123-020-01 and -17; and authorize the Director of said Department, or designee, to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for Project 33404.

RECOMMENDED ACTION: Approve.

FUNDING: Road Fund.

15. 08-0776

Transportation Department recommending Maintenance Bond No.8734485-M for Euer Ranch Unit 9, (TM 96-1317) be reduced by \$1,447,350.33 to \$160,816.70 to guarantee against defective work, labor done, or defective materials furnished and release after one year if no claims are made.

RECOMMENDED ACTION: Approve.

FUNDING: Developer funds.

16. 08-0616

Transportation Department recommending Resolution of Intention **161-2008** increasing the Benefit Assessment for Barnett Business Park Lighting Zone of Benefit No. 98534 within County Service Area No. 9; and a public hearing be set for July 29, 2008 at 10:00 a.m. for the protest ballot proceedings.

RECOMMENDED ACTION: Approve.

17. 08-0357

Development Services Department recommending Resolution of Intention **160-2008** setting a public hearing to adopt the revised El Dorado County Housing Element, noting hearing scheduled for 2:00 p.m., July 1, 2008

RECOMMENDED ACTION: Approve.

18. 08-0676

Transportation Department recommending Chairman be authorized to sign Easement Acquisition Agreement For Public Purposes and Certificate of Acceptance for the related deed from Lyla M. Burnor, Trustee of the Lyla M. Burnor Revocable Trust Dated October 26, 2004, for APN 116-191-08; and authorize the Director of said Department, or designee, to execute the escrow instructions and any other related escrow documents pertaining to this transaction, including payment of title and escrow fees for the Cameron Park Drive/La Canada Drive Intersection Improvements Project 72366.

RECOMMENDED ACTION: Approve.

FUNDING: 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program.

19. 08-0844

Human Resources Department recommending the Board authorize the Chief Administrative Officer to sign a retroactive signing bonus in the amount of \$6,000 for Denise Kellaher, Psychiatrist in the Mental Health Department.

RECOMMENDED ACTION: Approve.

FUNDING: MediCal 40%, MHSA 40%, Realignment 20%

20. 08-0825

Information Technologies Department recommending Chairman be authorized to sign Agreement 816-S0811 with Sacramento County Office of Communications and Information Technologies (OCIT) in the amount of \$113,532 for the term July 1, 2008 through June 30, 2009 for continued access to Criminal Justice data.

RECOMMENDED ACTION: Approve.

21. 08-0798

Chief Administrative Office, Procurement and Contracts Division, recommending the Purchasing Agent be authorized to extend BP271436 to June 19, 2009 with Teichert Aggregates for the purchase of plant mix asphalt concrete; and authorize an increase to the blanket purchase order on an "as needed" basis during the awarded period if funding is available within the requesting department's budget.

RECOMMENDED ACTION: Approve.

FUNDING: Non General Fund - Road Fund Discretionary.

22. 08-0729

Chief Administrative Office, Procurement and Contracts Division, presenting a list of property surplus to the needs of the County 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.

RECOMMENDED ACTION: Approve.

23. 08-0838

Chief Administrative Office recommending Budget Transfer increasing revenues and appropriations in the Federal Forest Reserve (Title III) fund by \$133,600, increasing revenues and appropriations in the UCCE budget by \$6,800, increasing revenues in the Sheriff's Department by ~~\$140,038~~ **\$110,038** and increasing the General Fund Appropriation for Contingency by ~~\$140,038~~ **\$110,038**. (Cont'd 6/3/08, Item 39)

RECOMMENDED ACTION: Approve.

FUNDING: Federal Forest Reserve (Title III)

24. 08-0878

Supervisor Dupray recommending Resolution **154-2008** permitting the Cameron Park Community Services District to present a fireworks display at Cameron Park Lake on Saturday, June 28, 2008, as part of its 9th Annual Summer Spectacular, contingent upon approval of various agencies as required.

RECOMMENDED ACTION: Approve.

25. 08-0850

Supervisor Dupray recommending June 12-15, 2008 be proclaimed as "El Dorado County Fair Week"; and Fair Manager extending an invitation to the Board to attend the ribbon cutting on June 12, 2008 at 11:50 a.m. at the Green Gate at the El Dorado County Fairgrounds.

RECOMMENDED ACTION: Approve.

26. 08-0877

Supervisor Briggs recommending waiver of temporary event vendor permit fees for affected vendors participating in the Gold Country Herb Faire in September 2008.

RECOMMENDED ACTION: Approve.

END CONSENT CALENDAR**DEPARTMENT MATTERS****27. 08-0831**

Hearing to consider adoption of Resolution **157-2008** establishing the Fiscal Year 2008-2009 Proposition 4 "Gann Spending Limit" in the amount of \$156,120,057 for the County of El Dorado. (Refer 5/20/08, File 08-0780)

28. 08-0737

General Services Department recommending Chairman be authorized to sign retroactive Amendment II to Agreement No. 708-S0710 with Environmental Stewardship and Planning Inc. (ESP) increasing compensation by \$23,447.45 to \$77,537.45 and extending the term one additional year through May 2, 2009 for preparation of a final wetlands delineation, a Biological Assessment (BA), and a Natural Environment Study (NES) for the Sacramento Placerville Transportation Corridor (SPTC) Bike Path Project from Missouri Flat Road to Forni Road, contingent upon approval by County Counsel and Risk Management.

FUNDING: State Agreement for Bicycle Transportation Account.

29. 08-0832

Development Services Department submitting the Scope of Work for the Integrated Natural Resources Management Plan (INRMP) and requesting the following:

1. Approve the revised work program for the INRMP and authorize staff to contact the appropriate consultant for cost estimates;
2. Direct staff to recruit for and identify prospective Plant and Wildlife Technical Advisory Committee (PAWTAC) members, based on the parameters for the committee established in 1999; and
3. Direct staff to begin the initial steps of preparing the INRMP, based on the revised work program. (Cont'd 6/3/08, Item 62)

30. 08-0582

Human Resources Department recommending Resolution **155-2008** amending the Authorized Personnel Allocation by **establishing** two (2) Supervising Investigator (DA) positions and **deleting** two (2) Senior Investigator (DA) positions; and recommending Resolution **156-2008** amending the Salary Schedule implementing a new salary range for the position of Supervising Investigator for the District Attorney's Office and establishing the bargaining unit.

FUNDING: General Fund.

31. 08-0537

Chief Administrative Office recommending Budget Transfer to move \$150,000 from Contingency to fund cost overruns in the Court Maintenance of Effort budget related to homicide trial expenses. (4/5 vote required)

FUNDING: General Fund - Department 15.

10:00 A. M. - TIME ALLOCATION**32. 08-0884**

Presentation of Lake Tahoe Fire Districts' budget issues associated with Governor Schwarzenegger's State of Emergency Proclamation of May 27, 2008 for El Dorado and Placer Counties.

33. 08-0781

Probation Department recommending approval of a 7% recruitment and retention stipend for only the following South Lake Tahoe Juvenile Treatment Center (JTC) positions: sworn positions limited to Deputy Probation Officer I/II-Institutions, Sr. Deputy Probation Officer-Institutions, Supervising Deputy Probation Officer-Institutions; and extra-help Deputy Probation Officer I/II-Institutions; assigned specifically to said center; noting this stipend will assist in resolving critical, long-term recruitment and retention issues.

FUNDING: No fiscal impact or change to Net County Cost for FY 07/08. Estimated cost for FY 08/09 approximately \$120,000.00.

2:00 P.M. - TIME ALLOCATION

34. 08-0808

Hearing to consider the following pertaining to 3.85 acres (APN 118-020-01) in the El Dorado Hills area; Applicant El Dorado Community Services (District I):

- (1) General Plan Amendment (A07-0013) changing the land use designation from Public Facilities (PF) to Commercial (C);
- (2) Rezone (Z07-0041) of said property from Open Space (OS) to Commercial-Planned Development (C-PD); and
- (3) Ordinance **4775** for said rezone.

35. 08-0818

Hearing to consider the following pertaining to 20.5 acres (APN 092-440-07) in the El Dorado area; Applicant: Jeff and Judy Malm, (District II)

- (1) General Plan Amendment (A08-0003) changing the land use designation from Rural Residential (RR) to Low Density Residential (LDR); and
- (2) Tentative Parcel Map (P07-0002) creating four parcels ranging in size from 5.0 to 5.5 acres.

36. 08-0840

Hearing to consider the following pertaining to 48.7 acres in the Pollock Pines area; Applicant: Cecil Wetsel and Judy D'Amico, D'Amico Estates (District II):

- (1) General Plan Amendment (A07-0001) changing the land use designation for APNs 101-240-02 (11.6 acres) and -03 (10.35 acres) from Low Density Residential (LDR) to Medium Density Residential (MDR);
- (2) Rezone (Z07-0003) APNs 101-240-02 and -03 from Estate Residential Ten-acre (RE-10) to Single Family One-acre Residential-Planned Development (R1A-PD) and APN 101-240-45 (25.94 acres) from Single Family One-acre Residential (R1A) to Single Family One-acre Residential-Planned Development (R1A-PD);
- (3) Planned Development (PD07-0002) to be adopted as the official development plan;
- (4) Tentative Subdivision Map (TM07-1432) to create 28 lots ranging in size from 29,519 to 68,522 square feet with approximately 15.2 acres of open space and 0.3 acre of landscape lots. Design waivers have been requested for the following: a) To reduce the required right-of-way at the turnaround at the end of B Drive from a 60 to a 56 foot wide radius; b) To reduce the width of the right-of-way from 60 to 50 feet for A Drive and a portion of B Drive from A Drive intersection to the end of B Drive c) To reduce the width of the right-of-way from 60 to 44 feet for a portion of B Drive, from Blair Road to the A Drive intersection; d) To reduce the standard 60 foot wide right-of-way and 28 foot wide road width of the one way looped entrance of A Drive to a 40 foot wide right of way and 22 foot wide roadway; and e) Allow the access portions of proposed flag lots, proposed Lot Numbers 6 and 28, to exceed 100 feet in length; and
- (5) Ordinance **4774** for said rezone.

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION**37. 08-0609**

Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: U.S.A. v. El Dorado County, City of South Lake Tahoe, et al., U.S.
District Court Case No. S-01-1520-MCE GGH (ED CA).

ADDENDUM**DEPARTMENT MATTERS:**

38. [08-0910](#) Chief Administrative Office and Transportation Department recommending Chairman be authorized to sign a letter to the Assembly Transportation Committee in opposition to Senate Bill 1507 prohibiting the California Transportation Commission from authorizing the construction or expansion of, and the California Department of Transportation from constructing or expanding, a state highway within one-quarter mile of a school boundary with exceptions for certain operational, safety, and high occupancy vehicle projects; and authorize the Chief Administrative Office to prepare additional letters to be sent to other legislative committees that may hear this bill.

CLOSED SESSION:

39. [08-0906](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Title: KFRD Investments, Inc. v. County of El Dorado, et al., El Dorado County Superior Court Case No. PC 20080082. One (1) potential case.

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 on line) 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 2, Wednesday at 1:00 P.M. (day after Tuesday meeting)
and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)
South Lake Tahoe - Charter Cable 21, Daily - Time varies