



County of El Dorado

330 Fair Lane, Building A
Placerville, California
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MEETING AGENDA

Board of Supervisors

Ron Briggs, Chair, District IV
Norma Santiago, First Vice Chair, District V
Ray Nutting, Second Vice Chair, District II
Ron Mikulaco, District I
Brian K. Veerkamp, District III

James S. Mitrison, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Edward Knapp, County Counsel

Tuesday, August 27, 2013

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.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: <http://eldorado.legistar.com/Calendar.aspx>

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Clerk of the Board if you require accommodation at 530-621-5390 or via email, edc.cob@edcgov.us.

Public Testimony will be received on each agenda item listed under Department Matters 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) Except with the consent of the Board, individuals shall be allowed to speak to an item only once. Upon completion of public comment the matter shall be returned to the Board for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Board for a point of clarification or question by the Board. 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' Meeting Agenda webpage 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.

8:00 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

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

The Board may make any necessary additions, deletions or corrections to the agenda including moving items to or from the Consent Calendar and adopt the agenda with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and possible action, and the item will be moved from Consent and heard as a separate item with Department Matters. Any member of the public may ask to address an item on the Consent Calendar prior to Board action.

OPEN FORUM

CAO UPDATE

CONSENT CALENDAR 1

1. [13-0907](#) Chief Administrative Office, Facilities Division, recommending the Chair be authorized to sign Amendment No. 2, subject to County Counsel and Risk Management approval, to Agreement for Services No. 218-S1310 with Architectural Nexus, Inc., doing business as Anova Nexus, Inc., to clarify subconsultant payment for work related to the Animal Shelter project.

FUNDING: Tobacco Settlement Funds.

2. [13-0617](#) Chief Administrative Office, Procurement and Contracts Division, recommending the following pertaining to the Placerville Generator Replacement Project, Bid 14-968-001, Contract No. 187-C1499:
 - 1) Award the Construction Contract to P N P Construction, Inc., the lowest responsive, responsible bidder;
 - 2) Authorize the Chair to sign the Construction Contract No.187-C1499 in the amount of \$388,944; and
 - 3) Authorize the Purchasing Agent to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds.

FUNDING: Accumulative Capital Outlay (ACO) Fund.

3. [13-0982](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of County surplus property 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 and Section 3.12.220 thereof.

4. [13-1046](#) El Dorado Local Agency Formation Commission (LAFCO) recommending the Board authorize the Chair to sign a Reallocation Agreement between the County of El Dorado, LAFCO and the California Public Employees' Retirement System pending County Counsel review and approval. (Cont'd 8/20/13, Item 20)

5. [13-1013](#) Elections Department recommending the Board adopt Resolution **130-2013** consolidating local jurisdiction elections with the upcoming November 5, 2013 election.

6. [13-0241](#) Human Resources recommending the Board authorize the Chair to sign Amendment I to Agreement No. 435-S1311 with Renne, Sloan, Holtzman and Sakai, LLP, to provide professional legal services on an "as requested" basis in support of the County in matters involving California Public Employment Relations Board for the term April 1, 2013 through March 31, 2014 increasing the not to exceed amount by \$75,000 for a total of \$100,000; reducing the hourly rate for partners from \$400 to \$325, and adding Article XXVI, Audit by California State Auditor. (4/5 Vote Required)

FUNDING: General Fund.

7. [13-1041](#) Information Technologies recommending Board consider the following:
1) Make findings that it is more feasible to obtain an outside contractor for the provision of hardware and software maintenance in accordance with county ordinance code 3.14; and
2) Authorize the Purchasing Agent to sign perpetual Master Services Agreement No. 112-S1411 with IBM and individual Service Elite Schedules on behalf of departments countywide. This agreement provides software and hardware maintenance services equipment and software countywide. The cost is approximately \$375,000 annually.

FUNDING: General Fund.

8. [12-0933](#) Probation Department recommending the Board review, receive, and file the annual review of the developed rules, regulations, and administrative procedure of the Electronic Monitoring Program (EMP) as defined by Sections 1203.016, 1203.017, and 1203.018 of the Penal Code.

FUNDING: This item is advisory only.

9. [13-0970](#) Treasurer-Tax Collector recommending the Board approve the relief of accountability for a cash shortage of \$100 pursuant to Government Code Section 29390 due to presentment of a \$100 counterfeit bill.

10. [13-1071](#) Supervisor Briggs recommending Board adopt a Proclamation recognizing September 9, 2013, as Fetal Alcohol Spectrum Disorder Awareness Day.

11. [13-1084](#) Supervisor Briggs recommending Board approve a change to the 2013 Meeting Calendar to include a Special Meeting of the Board on Monday, September 30, 2013, to consolidate the Board's discussion on the different Land Use policy issues that have been presented to the Board and are in different stages of review and consideration, to include: Community Region Boundary Lines; Project Notification Requirements; the proposed General Plan Amendment - Initiation Process; and other land use issues the Board deems appropriate.
12. [13-0968](#) Supervisor Santiago recommending the Board adopt a Proclamation recognizing Brent Smith retiring as Chief Executive Officer for Sierra Economic Development Corporation.

CONSENT CALENDAR 2

13. [13-0007](#) Clerk of the Board of Supervisors recommending the Board approve the Regular Meeting Minutes from Tuesday, August 13, 2013, Tuesday, August 20, 2013 and the Special Meeting of Wednesday, August 21, 2013.
14. [13-1061](#) Chief Administrative Office recommending the Board approve and authorize the Chair to sign a budget transfer related to year end close issues. (4/5 vote required) (Cont'd 8/20/13, Item 28)
15. [12-0267](#) Chief Administrative Office providing the Board with an update on the Land Use Policy Programmatic Update.

FUNDING: General Fund.

16. [13-0920](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following:
- 1) Make findings in accordance with Ordinance 3.13.030 that it is more feasible and economical to engage an outside contractor for the provision of routine monitoring, maintenance and repair services and on-call maintenance and emergency repair services for the access control systems at various County-operated facilities than to create new County job classifications and procure and maintain specialized equipment; and
 - 2) Authorize the Purchasing Agent to sign Agreement No. 149-S1411 with Telesonics, Inc. doing business as Sonitrol of Sacramento for a not to exceed amount of \$300,000.00 over a three (3) year period subject to minor revision and approval by County Counsel and Risk Management.

FUNDING: General and non-General Fund.

17. [13-1065](#) Chief Administrative Office, Risk Management Division, recommending the Board review and approve the California State Association of Counties Excess Insurance Authority (EIA) proposed amendments to the Addendum A - Workers' Compensation Claims Administration Guidelines.

FUNDING: There is no change to Net County cost.

18. [13-1066](#) Chief Administrative Office, Risk Management Division, recommending the Board review and approve the California State Association of Counties Excess Insurance Authority (EIA) proposed amendments to the Medical Malpractice Program Memorandum of Understanding.

FUNDING: There is no change to Net County cost.

19. [13-1074](#) Chief Administrative Office, Risk Management Division, recommending the Board authorize the Chair to sign a letter to California State Association of Counties Excess Insurance Authority (EIA) opposing the elimination of the Public Entity Participation Fee of one-half percent as a requirement of membership for members other than counties.

FUNDING: There is no change to Net County cost.

20. [12-0681](#) Community Development Agency, Environmental Management Division, recommending the Board adopt Resolution **131-2013** that:
- 1) Authorizes the County of El Dorado to be the Local Oversight Program Agency for Fiscal Year 2013/2014 to assist property owners with the cleanup of contaminated ground water impacted by leaking underground storage tanks;
 - 2) Authorizes the Chair to execute Agreement 13-026-550 in the amount of \$99,745, for the term July 1, 2013 through June 30, 2014; and
 - 3) Authorizes the Community Development Agency Director, or his/her designee, to execute all necessary applications, payment requests, amendments and related documents for the purpose of implementing the Local Oversight Program.

FUNDING: California State Water Resources Control Board.

21. [13-0991](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt Resolution **128-2013**, thereby:
- 1) Authorizing the Chair to sign Agreement A9-1314-29 with the California Department of Aging in the amount of \$679,758 and the accompanying Contractor/Vendor Confidentiality Statement and Contractor Certification Clauses, for the provision of Title III/VII senior services during the term October 1, 2013 through June 30, 2014; and
 - 2) Authorizing the Chief Administrative Officer, or their designee, to execute any future amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the total dollar amount or the term and further authorize the Director of the Health and Human Services Agency, or successor, to continue to administer Agreement A9-1314-29 and execute any subsequent documents relating to said Agreement including required fiscal and programmatic reports.

FUNDING: Federal and State Grant Funding.

22. [13-0997](#) Health and Human Services Agency, Community Services Division, recommending the Board authorize the fixed asset purchase of networking equipment prior to the adoption of the FY 2013-14 County Budget in September for provision of Supplemental Food Program for Women, Infants and Children services to remote sites throughout the County.

FUNDING: Federal Funding.

23. [13-0998](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt Resolution **129-2013** authorizing:
- 1) The Chair to sign Medi-Cal Targeted Case Management Provider Participation Agreement 09-1318 with the California Department of Health Care Services, for the term July 1, 2013 through June 30, 2018 for Claiming Federal Financial Participation and reimbursement for Targeted Case Management (TCM) Services; and
 - 2) The Chief Administrative Officer, or designee, to execute any future amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the total dollar amount or the term; and, further authorize the Director of the Health and Human Services Agency, or successor, to administer Agreement 09-1318 and execute any subsequent documents relating to said Agreement including required fiscal and programmatic reports.

FUNDING: Federal Medicaid Reimbursement.

24. [13-0952](#) Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign Amendment I to Agreement for Services 065-S1310 with LocumTenens.com, LLC, for access to medical practitioners for the provision of mental health services, increasing the maximum contractual obligation by \$399,456 to \$460,800 and with no change to the term of August 6, 2012 through August 5, 2015; and
 - 2) Authorize the Chief Administrative Officer or their designee to execute further documents relating to Agreement for Services 065-S1310, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

FUNDING: Federal and State funding.

25. [12-1108](#) Health and Human Services Agency, Mental Health Division, recommending the Board:
- 1) Approve and authorize the Chair to sign retroactive Amendment I to Agreement for Services 131-S1311 with Summitview Child and Family Services, Inc. for the provision of Specialty Mental Health services for minors, thereby extending the term to cover July 1, 2012 through June 30, 2015 and increasing the not-to-exceed amount to \$1,560,000 for the term of the Agreement; and
 - 2) Authorize the Chief Administrative Officer or their designee to execute further documents relating to Agreement for Services 131-S1311, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

FUNDING: Federal and State funding.

26. [10-0804](#) Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign the Notice of Acceptance with White Rock Construction, Inc. for the Christmas Valley Phase 2C Erosion Control Project, CIP No. 95190; and
 - 2) Authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Transportation Division after the one-year guarantee period.

FUNDING: United States Forest Service and California Tahoe Conservancy grant funds.

27. [12-0871](#) Community Development Agency, Transportation Division, recommending the Board authorize the Chair to sign the Second Amendment to Agreement for Services No.109-S1311 with The Hanna Group to transfer budget to subconsultant, Vali Cooper and Associates, Inc. for construction inspection and construction administration services and to address administrative changes within the Agreement with no change to the total compensation.

FUNDING: State Corridor Mobility Improvement Account Funds and Local Funds (Tribe).

28. [13-0512](#) Community Development Agency, Transportation Division, recommending the Board consider the following pertaining to the Overlay - Francisco Drive Project, CIP No. 72186:
- 1) Expand the scope of the Project and force account work by \$50,000 for a revised total of \$275,000;
 - 2) Determine that the increase to the proposed work required for shoulder paving to build a 4 to 5 foot shoulder for a Class II bike lane on each side may be accomplished pursuant to Public Contract Code Section 20395(c) in that the County shall perform the work by purchasing the materials and having the work performed by day labor, in which case advertising for bids is not required; and
 - 3) Declare its intent to utilize its authority under Public Contract Code Section 22031 to perform force account work prior to commencing work on the Project.

FUNDING: Urban Regional Surface Transportation Program and State Exchange Transportation Enhancements Funds.

29. [12-0981](#) Community Development Agency, Transportation Division, recommending the Board authorize the Chair to sign Amendment No. 1 to Cooperative Agreement No. 03-0490 with the State of California Department of Transportation to revise the Funding Summary to include Public Lands Highway Discretionary funds and updated project costs for the construction and maintenance of the Northside School Class I Bike Path - Phase 1 (SR193) and Phase 2 (SR49) Project, CIP No. 72304 and 72306.

FUNDING: State Safe Routes to School (SR2S), Federal Safe Routes to School (SRTS), Congestion Mitigation Air Quality (CMAQ), Public Lands Highway Discretionary (PLHD) funds, Transportation Development Act (TDA) and Regional Surface Transportation Program (RSTP) Rural Exchange funds.

30. [08-1251](#) Sheriff's Office recommending the Chair be authorized to sign Amendment I to Lease Agreement No. 240-L0911 with Placerville Masonic Center Association, Inc., in the amount of \$9,471.28 per month for 7,000 square feet of office space. The location of the office space is at 471 Pierroz Road in Placerville, CA 95667. The details of the amended agreement are as follows:

SECTION 3 , PAYMENT - The two (2%) rent increase of the Lease Agreement, has been eliminated and the \$9,471.28 per month lease rate will remain fixed for the entire term of the agreement.

SECTION 4, TERM - The Option For Additional Terms, has been amended to one (1) additional three (3) year term, extending the term 3 years, with the term beginning on August 31, 2013 and ending on August 31, 2016.

FUNDING: General Fund - Sheriff's Department budget.

END CONSENT CALENDAR

9:45 A.M. - TIME ALLOCATION 1

31. [13-1051](#) Supervisor Veerkamp recommending the Board recognize Officer Lisa Beaudette and Officer Robert Nevins with California Highway Patrol (CHP) and Deputy Todd Crawford with the El Dorado County Sheriff for their life-saving acts of courage on August 1, 2013, when they pulled a trapped man out of a burning car and administered initial treatment until emergency responders arrived. (Est. Time: 15 Min.)

10:00 A.M. - TIME ALLOCATION 1

32. [13-1069](#) Supervisor Briggs welcomes new Eldorado National Forest Supervisor Laurence Crabtree and recommends Board receive presentation from the Forest Supervisor as an introduction to the Board and members of the public. (Est. Time: 15 Min.)

10:00 A.M. - TIME ALLOCATION 2

33. [07-0558](#) Presentation - Community Development Agency, Transportation Division, recommending the Board receive a presentation and provide direction on the County of El Dorado's Storm Water Management Plan update for the Lake Tahoe Basin, which will be submitted to the California Regional Water Quality Control Board, Lahontan Region (Lahontan) pursuant to the National Pollution Discharge Elimination System Permit Board Order No. R6T-2011-101A1 requirements. (Est. Time: 30 min.)

FUNDING: General Fund and Public Utility Franchise Fees.

DEPARTMENT MATTERS 1

34. [13-1042](#) Chief Administrative Office recommending the Board discuss the creation of a defined Government and Community Affairs function. (Est. Time: 15 Min.)

FUNDING: General Fund.

35. [13-0280](#) Veterans Commission presenting to the Board their recommendation for the budgeting of approximately \$100,000, or 5% of the total Transit Occupancy Tax (TOT) (estimated at \$1.96M) for FY 2013-14, for Veteran's Services to be added to the FY 2013-14 budget as outlined in attachment A including;
- 1) Adding \$12,600 to the Veteran's Affairs budget to fund a part-time intern and for Veterans Outreach Program Expenses; and
 - 2) Creation of a special revenue fund for the Veteran's Commission which may receive an annual contribution of \$15,000 for expenditures related to the Veteran's Hall; and
 - 3) Authorize the Chief Administrative Officer to draft a Memorandum of Understanding with the El Dorado Community Foundation to distribute funds related to programs 2, 3, 4, 6, 7 and 8 listed in Attachment A

FUNDING: Transit Occupancy Tax.

DEPARTMENT MATTERS 2

36. [13-0840](#) Community Development Agency, Transportation Division, recommending the Board authorize the Chair to sign Cooperative Agreement No. 03-03-0497 with the State of California Department of Transportation for the review and approval of the Project Study Report - Project Report for the U.S. 50/Ponderosa Rd/So. Shingle Rd Interchange Improvements Project, CIP No. 71333 for an estimated cost of \$30,000.

FUNDING: 2004 General Plan Highway 50 Traffic Impact Mitigation Fees and 2004 General Plan Traffic Impact Mitigation Fees.

2:00 P.M. - TIME ALLOCATION 1

37. [13-0974](#) Hearing to consider a request submitted by Standard Pacific Homes (Agent: CTA Engineering and Surveying) to amend Recorded Final Map West Valley Village Unit 3B (TM99-1359-C) on property identified by Assessor's Parcel Numbers (APN) 118-440-29, 118-440-35, 118-450-03, 118-450-05, 118-450-06, 118-450-07, 118-450-08, 118-450-09, 118-450-13, 118-450-14, 118-450-15, 118-450-17 and 118-450-34, consisting of 10.196 acres, in the El Dorado Hills area; and staff recommending the Board take the following actions:
- 1) Find that TM99-1359-C is Exempt under Section 15182 of the California Environmental Quality Act (CEQA); and
 - 2) Approve TM99-1359-C amending Recorded West Valley Village Unit 3B Final Map subject to the Findings in Attachment 1. (Supervisory District 2) (Est. Time: 15 Min.)
38. [13-1068](#) Community Development Agency, Development Services Division and Transportation Division, recommending the Board consider information regarding a revision to the Public Facilities Financing Plan (PFFP) for the Bass Lake Hills Specific Plan (BLHSP) and recommends this item be continued to a later date for a more in-depth discussion. (Est. Time: 1 Hr.)

ITEMS TO/FROM SUPERVISORS**ADJOURNMENT**

CLOSED SESSION

39. 13-0208 **Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(d)(1).** Title: County of El Dorado v. EDH 52, a general partnership, et al. Superior Court Case No. PC 20130161 Action in Eminent Domain. (Est. Time: 15 Min.)
40. 11-1363 **Conference with Legal Counsel - Significant Exposure to Litigation pursuant to Government Code Section 54956.9(d)(2):** Title: West Valley, LLC: Silva Valley Parkway Interchange Project. Number of potential cases: (1). (Est. Time: 15 Min.)
41. 11-1362 **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4): Title: West Valley, LLC: Silva Valley Parkway Interchange Project. Number of potential cases: (1). (Est. Time: 15 Min.)
42. 13-1086 **Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation.** Title: Worker's Compensation Settlement Claim of Brandi Bridges v. County of El Dorado, Worker's Compensation Claim Settlement, WCAB No. (ELAA-547656/ELAB-547882). (Est. Time:10 Min.)
43. 13-1087 **Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation.** Title: Workers' Compensation Settlement Claim of Bruce Rosa v. County of El Dorado, Worker's Compensation Claim Settlement, WCAB No. ELAB-547740. (Est. Time: 15 Min.)
44. 13-1082 **Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Chief Probation Officer. (Est. Time: 30 Min.)
45. 13-1081 **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Acting Community Development Agency Director. (Est. Time: 20 Min.)

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 online) 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 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)

BOARD OF SUPERVISORS ANNOUNCEMENTS

**Special Meeting
August 26, 2013**

**No Board of Supervisors Meeting
September 3, 2013**

**Budget Hearing
September 16 and 18, 2013**

**No Board of Supervisors Meeting
October 15, 2013**