



County of El Dorado

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Minutes

Board of Supervisors

John R. Knight, Chair, District I
Ron Briggs, First Vice Chair, District IV
Norma Santiago, Second Vice Chair, District V
Ray Nutting, District II
James R. Sweeney, District III

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

Tuesday, December 4, 2012

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.

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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) 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' website at 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.

8:00 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSION

Present: 4 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney and Supervisor Briggs

Absent: 1 - Supervisor Santiago

9:05 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION

REPORTS

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Randy Ehle from Cold Springs Community Church gave the invocation.
Supervisor Nutting led the Pledge of Allegiance

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

APPROVAL OF THE CONSENT CALENDAR

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 9 and 34 were pulled from the Consent Calendar and Items 35 and 36 were continued to December 18, 2012.

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

OPEN FORUM

K.Newall
M.Lane
S.Taylor

BUDGET UPDATE

Operating within the budget as adopted by the Board in September.

CONSENT CALENDAR

1. [12-0002](#) Clerk of the Board recommending the Board approve the Meeting Minutes from the Regular Meeting on Tuesday, November 13, 2012.
This matter was Approved on the consent calendar.

2. [12-1405](#) Chief Administrative Office recommending the Board consider the following:
 - 1) Award Request for Proposals (RFP) No. 13-918-028 for the provision of civil dispute and family law dispute resolution services, to the Superior Court of the County of El Dorado;
 - 2) Authorize the CAO to execute an agreement for same, subject to review, revisions and approval by County Counsel and Risk Management, for a four year period in the following amounts:
 - FY 2012/13: Not to exceed \$70,000
 - FY 2013/14: Not to exceed \$111,000
 - FY 2014/15: Not to exceed \$115,000
 - FY 2015/16: Not to exceed \$120,000;
 - 3) Authorize the CAO to execute amendments to term and compensation only to allow for one additional year of service not exceeding \$120,000 contingent upon availability of funding in the Alternate Dispute Resolution Program Special Revenue Fund;
 - 4) Approve a budget transfer establishing revenues and appropriations to cover costs of the dispute resolution program; and
 - 5) Appoint Don Ashton, Principal Analyst, as the County's Dispute Resolution Program Coordinator and authorize the Chair to sign a letter notifying the Department of Consumer Affairs of the Coordinator's name, address and telephone number.

FUNDING: Alternate Dispute Resolution Special Revenue Fund.
This matter was Approved on the consent calendar.

3. [11-1268](#) Chief Administrative Office, Facilities Management Division, recommending the Board authorize the Chair to execute a letter of renewal exercising the County's option to extend Lease Agreement No. 279-L1211 for one additional one year period, commencing on January 1, 2013 and ending on December 31, 2013, for the Public Defender's Office located at 630 Main Street in Placerville.

FUNDING: General Fund.
This matter was Approved on the consent calendar.

4. [12-1427](#) 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.

This matter was Approved on the consent calendar.

5. [12-1373](#) Chief Administrative Office, Procurement and Contracts, on behalf of Sheriff, District Attorney, Probation and Animal Services Division recommending the Board approve the following:
- 1) Award Bid No. 13-680-016 for the purchase of Ammunition to the low qualified bidders, San Diego Police Equipment of San Diego, CA in the amount of \$101,853.06; Adamson Police Products of Hayward, CA in the amount of \$6,646.92 and Lawmen's & Shooters Supply, Inc of Vero Beach, FL in the amount of \$17,943.90 plus applicable sales tax;
 - 2) Authorize the Purchasing Agent to issue three (3) blanket purchase orders to the same three bidders totaling \$126,443.88 for a twelve (12) month award period following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the three (3) blanket purchase orders on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: General Fund.

This matter was Approved on the consent calendar.

6. [12-1436](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following:
- (1) Award Bid No. 13-405-023 for the purchase of Diesel Fuel to the low qualified bidders, Hunt & Sons, Inc. of Placerville, CA and Flyers Energy of South Lake Tahoe, CA;
 - (2) Authorize the Purchasing Agent to issue two 12-month blanket purchase orders in the total amount of \$730,000: to Flyers Energy of South Lake Tahoe in the amount of \$15,000 and to Hunt & Sons, Inc. of Placerville, CA in the amount of \$715,000; and
 - (3) Authorize the Purchasing Agent to increase the blanket purchase order to same on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: Road Fund Discretionary and the General Fund for all diesel generator tanks.

This matter was Approved on the consent calendar.

7. [12-1440](#) County Counsel recommending the Board authorize the Chair to sign Agreement for Legal Services Between El Dorado County and Meyers, Nave, Riback, Silver & Wilson for general advice and litigation representation inclusive of eminent domain concerning the Silva Valley Parkway Interchange Project.
- This matter was Approved on the consent calendar.**
8. [12-1448](#) District Attorney recommending the Board approve the early step placement of Anthony Garilli, Jr. to Step 5 (\$6,581.46/month) of the Deputy District Attorney II salary range, retroactive to December 1, 2012.
- This matter was Approved on the consent calendar.**
9. [12-1477](#) Elections Department recommending the Board declare the results of the official canvass of the November 6, 2012 Consolidated General Election conducted by the Recorder-Clerk-Registrar of Voters.
- A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.**
- Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago
10. [12-1428](#) Grand Jury recommending the Board adopt revisions to Policy B-10 regarding the tabloid publication of the Grand Jury Report and Responses.
- This matter was Approved on the consent calendar.**
11. [12-1406](#) Health and Human Services Agency, Community Services Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign retroactive Contract No. K386295-04 with Golden Sierra Job Training Agency (GSJTA) in the amount of \$96,643 for the term October 1, 2012 through August 31, 2014, for provision of Disability Employment Initiative activities by El Dorado County as an Area Partner Consortium Operator of the Golden Sierra Job Training Agency Consortium; and
 - 2) Authorize the Director of the Health and Human Services Agency, or successor, or the Chief Assistant Director of the Health and Human Services Agency, or successor, to execute subsequent documents relating to said contract, including amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not change the total contract amount or term and to sign any required fiscal or programmatic reports.
- FUNDING:** Federal Disability Employment Initiative Funds.
- This matter was Approved on the consent calendar.**

12. [12-0137](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt **Resolution 164-2012** authorizing the Chair to sign Amendment 2 to Agreement 11C-1807 with the California Department of Community Services and Development, increasing the total contract amount by \$13,778, from \$39,418 to \$53,196, with no change to the term ending June 30, 2013, for the provision of Department of Energy Weatherization Assistance Program services to eligible residents of El Dorado and Alpine Counties. The resolution further authorizes the Agency Director, or successor, or the Chief Assistant Director, or successor, to continue to administer Agreement 11C-1807 as amended and execute subsequent documents relating to said Agreement, including amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the total dollar amount or the term, and any subsequent required fiscal and programmatic reports.

FUNDING: 100% Federal DOE Grant Funds.

Adopted Resolution 164-2012 upon approval of the consent calendar.

13. [12-0629](#) Health and Human Services Agency, Mental Health Division, recommending the Board approve and authorize the Chair to sign Amendment I to Agreement for Services 465-S1211 with Netsmart Technologies, Inc., for the purchase of license and software support for the electronic signature module of Netsmart Avatar database and billing system, increasing the not-to-exceed amount by \$12,300 for a new not-to-exceed amount of \$674,003. There is no change to the term of this Agreement, ending May 21, 2017.

FUNDING: Medi-Cal, Mental Health Realignment, Early and Periodic Screening, Diagnosis and Treatment (EPSDT), and Mental Health Services Act (MHSA).

This matter was Approved on the consent calendar.

14. [12-1303](#) Health and Human Services Agency and Human Resources recommending the Board adopt Resolution **157-2012** to amend the County's adopted Personnel Allocation for the Health and Human Services Agency as follows:
- 1) Add 1.0 Program Manager II, Full Time Equivalent (FTE);
 - 2) Add 1.0 Social Services Supervisor II, (FTE);
 - 3) Add 1.0 Staff Services Analyst I/II, (FTE);
 - 4) Delete 1.0 Staff Services Manager, (FTE); and
 - 5) Delete 1.0 vacant Account Clerk III, (FTE). (Con't. 11/13/12, Item 14)
- FUNDING:** 85% Federal/State, 15% County match met primarily with Realignment.
- Adopted Resolution 157-2012 upon approval of the consent calendar.**
15. [12-1461](#) Human Resources Department recommending the Board approve **Resolution 169-2012** to make a bargaining unit correction to the Salary Schedule for the classification of Assistant Public Defender.
- Adopted Resolution 169-2012 upon approval of the consent calendar.**
16. [12-1388](#) Library Director recommending the Board receive and file the following reports for special taxes for County Service Area 10, specific to County of El Dorado library services for Fiscal Year 2011/12:
- 1) Reports pursuant to Government Code § 50075.1 (a) that specifies the authority under which the County may levy a special tax for library services, § 50075.1 (b) that defines the purposes for which this tax may be used, and § 50075.1 (c) that identifies the special tax revenue fund in the County of El Dorado; and
 - 2) Attachments to those reports demonstrating the amount of funds collected and expended pursuant to Government Code § 50075.3.
- FUNDING:** Benefit Assessment and Special Taxes.
- This matter was Approved on the consent calendar.**
17. [12-1439](#) Library Director recommending approval of a budget transfer accepting a donation of \$8,200 from the El Dorado Museums Foundation for the purchase of lumber to be used in the restoration of the historic Michigan-California Lumber Company freight caboose, with all labor being donated by Museum volunteers.
- This matter was Approved on the consent calendar.**

18. [12-1449](#) Sheriff's Office recommending the Board approve a budget transfer increasing revenues and appropriations in the Sheriff's Office in the amount of \$103,759 by transferring the funds from the Sacramento Municipal Utility District (SMUD) Upper American River Project (UARP) Federal Energy Regulatory Commission (FERC) monies to continue law enforcement services on the Rubicon Trail during FY 2012/13. Funding will be used to offset additional salary, overtime, equipment and fixed asset costs for patrolling the Rubicon Trail, including the purchase of a new hard top for the patrol Jeep totaling approximately \$2,500.

FUNDING: SMUD UARP Trust Fund Account.

This matter was Approved on the consent calendar.

19. [11-0470](#) Department of Transportation recommending the following pertaining to West Valley Village Unit 8A:
- 1) Accept subdivision improvements as substantially complete;
 - 2) Reduce "Performance Bond" portion of cash deposit to \$475,898.89 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance if no claims are made; and
 - 3) Hold "Laborers and Materialmen's Bond" portion of cash deposit in the amount of \$1,175,282.21 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance if no claims are made.

This matter was Approved on the consent calendar.

20. [12-1394](#) Department of Transportation recommending the following pertaining to West Valley Village Unit 8:
- 1) Accept subdivision grading improvements as substantially complete; and
 - 2) Release Subdivision Grading Agreement cash deposit and interest currently held in County Accounts No. 8830357 and No. 8802315 (\$804,010.67 plus approximately \$4,500 in interest) to Developer.

FUNDING: Developer Funds.

This matter was Approved on the consent calendar.

21. [12-1433](#) Surveyor's Office recommending the Board adopt Resolution **167-2012** acknowledging and rejecting Irrevocable Offers of Dedication (IODs) 12-001 from Jack S. Ferrante and Lawrence P. Mc Cormick for road right of ways and public utilities easements, located on a portion of their Assessor's Parcel Numbers 074-270-02 (Ferrante) and 074-270-11 (Mc Cormick); easements cover a portion of Magic Ring Road. IODs are necessary in order to help satisfy condition No. 3 of Conditional Certificate of Compliance No. 02-058.

Adopted Resolution 167-2012 upon approval of the consent calendar.

22. [12-1383](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related documents from David Michael Dwelle, As To An Undivided 20% Interest and David Warren Dwelle, A Married Man As To An Undivided 40% Interest and Kerry M. Dwelle, Also Known As Dawntrix Marie Kerry, A Married Woman As To An Undivided 40% Interest As Tenants In Common, for Assessor's Parcel Number 071-500-36; and
 - 2) Authorize the Interim Director of Transportation or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including payment of title and escrow fees, for the Northside School Class I Bike Path - Phase 1 (SR193) Project, CIP No. 72304.

FUNDING: Federal Safe Routes to School Grant Funds and Regional Surface Transportation Program Rural Exchange Funds.

This matter was Approved on the consent calendar.

23. [12-1381](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related documents from Judson R. Roberts and Debra L. Roberts, As Co-Trustees of the Roberts Family Trust Dated October 11, 2006, for Assessor's Parcel Number 071-390-01; and
 - 2) Authorize the Interim Director of Transportation or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including payment of title and escrow fees, for the Northside School Class I Bike Path - Phase 2 (SR49) Project, CIP No. 72306.

FUNDING: State Safe Routes to School Grant Funds, Regional Surface Transportation Program Rural Exchange Funds and Transportation Development Act Funds from the El Dorado County Transportation Commission.

This matter was Approved on the consent calendar.

24. [12-1382](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related documents from Kathleen A. Ellinghouse, Surviving Joint Tenant, for Assessor's Parcel Number 071-480-07; and
 - 2) Authorize the Interim Director of Transportation or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including payment of title and escrow fees, for the Northside School Class I Bike Path - Phase 2 (SR49) Project, CIP No. 72306.

FUNDING: State Safe Routes to School Grant Funds, Regional Surface Transportation Program Rural Exchange Funds and Transportation Development Act Funds from the El Dorado County Transportation Commission.

This matter was Approved on the consent calendar.

25. [12-1246](#) Department of Transportation recommending the Board authorize the Chair to sign the County of El Dorado Airport Ground Lease for Portable Hangars No. 12-53549 for Hangar Space No. H-35 with William Wilson in an amount of \$1,056 per year for 10 years with two additional 10-year lease options, located at the Placerville Airport. (4/5 vote required per Ordinance Code §3.08.021)

FUNDING: Placerville Airport Enterprise Fund - Fee Revenue.

This matter was Approved on the consent calendar.

26. [12-1257](#) Department of Transportation recommending the Board authorize the Chair to sign the County of El Dorado Airport Ground Lease for Portable Hangars No. 12-53554 for Hangar Space No. H-15 with Robert Ney Grant in an amount of \$817 per year for 10 years with two additional 10-year lease options, located at the Placerville Airport. (4/5 vote required per Ordinance Code §3.08.021)

FUNDING: Placerville Airport Enterprise Fund - Fee Revenue.

This matter was Approved on the consent calendar.

27. [11-0308](#) Department of Transportation recommending the Board authorize the Chair to sign the First Amendment to Agreement for Services No. 11-53166 changing the ownership from Dowling Associates, Inc. to Kittelson & Associates, Inc. with no changes to compensation, the fee schedule or term of the agreement.

FUNDING: Developer Funds, 2004 General Plan Traffic Impact Mitigation Fees, Grant Funds.

This matter was Approved on the consent calendar.

28. [12-1295](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Possession and Use Agreement with Douglas Grant Line Associates, Ltd., a Limited Partnership, Sacramento Realty Investors-El Dorado Ltd., a Limited Partnership, and Sacramento Realty Investors-Clarksville, Ltd., a Limited Partnership, for a portion of Assessor's Parcel Number 122-720-09; and
 - 2) Authorize the Interim Director of Transportation or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project, CIP No. 71328.

FUNDING: El Dorado Hills Traffic Impact Mitigation Fees - Silva Valley Interchange Set Aside Fund.

This matter was Approved on the consent calendar.

29. [11-1324](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the addition of CIP project No. 71359 (U.S. 50 Missouri Flat Road Interchange Improvements - Phase 1B2: Bike Path) to the 2012 Capital Improvement Program; and
 - 2) Receive and file update information regarding the 2012 Capital Improvement Program, per Attachment 6A.

This matter was Approved on the consent calendar.

30. [12-1379](#) Department of Transportation recommending the Board adopt Resolution **168-2012** authorizing the Interim Director of Transportation to order the temporary closure and detour for the Bass Lake Road Full Improvements - Phase 1A Project, Contract No. PW 11-30599, CIP No. 66109.

FUNDING: The Project will be funded by Regional Surface Transportation Program Rural Exchange Funds from the El Dorado County Transportation Commission.

Adopted Resolution 168-2012 upon approval of the consent calendar.

31. [12-1316](#) Department of Transportation recommending the Board authorize the Chair to sign Resolution **163-2012** stating that the County supports the assurances of the California Tahoe Conservancy Soil Erosion Control Grants Program (Program); the County agrees to implement the projects in a manner consistent with the Program's objectives; the County agrees to manage and maintain the projects over their 20 year life; and the County supports the request to the California Tahoe Conservancy (CTC) for site improvement grant funding for proposed work within the Golden Bear Erosion Control, County Service Area (CSA) No. 5 Erosion Control, and Forest View Water Quality Projects in the Lake Tahoe's West and South Shore areas.

FUNDING: California Tahoe Conservancy.

Adpted Resolution 163-2012 upon approval of the consent calendar.

32. [12-1318](#) Department of Transportation recommending the Board adopt and authorize the Chair to sign Resolution **171-2012** sanctioning the revision to the speed restrictions on the entire length of Gold Ridge Trail and Bass Lake Road.

FUNDING: Road Fund.

Adopted Resolution 171-2012 upon approval of the consent calendar.

33. [12-1426](#) Supervisor Knight recommending the Board ratify a Certificate of Recognition for Hillary Dembroff, OTR upon her retirement after 21 years of outstanding and exemplary service to the County of El Dorado Health and Human Services Agency, Public Health Division providing pediatric occupational therapy for the children and families of the County.

This matter was Approved on the consent calendar.

34. [12-1431](#) Supervisor Knight recommending the Board authorize the Chair sign a letter requesting other jurisdictions join us in an effort to locate a private university in our region.

A motion was made by Supervisor Nutting, seconded by Supervisor Knight, to approve this matter with recommended additions to the list of Universities within the letter.

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

35. [12-1475](#) Supervisor Knight recommending the Board adopt Resolution **166-2012** supporting the efforts of the Friends of El Dorado Trail to assist the County in the maintenance of the Sacramento Placerville Transportation Corridor (SPTC).

Continued to December 18, 2012 upon approval of the consent calendar.

36. [12-1430](#) Supervisors Knight and Santiago recommending the Board adopt Resolution **165-2012** recognizing the existing natural trail within the Sacramento Placerville Transportation Corridor (SPTC) is a County Trail and a segment of the El Dorado Trail.

Continued to December 18, 2012 upon approval of the consent calendar.

37. [12-1481](#) Supervisor Knight recommending Department Heads review El Dorado Irrigation's Surplus Parcel Inventory and forward any interest and recommendations, along with supporting documents, to Russ Fackrell in the Chief Administrative Office, Facilities Division. All requests are to be submitted to Facilities by January 7, 2013 to be ratified by the Board at their meeting of January 15, 2013.

This matter was Approved on the consent calendar.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

38. [12-1460](#) Hearing to consider adoption of Resolution **170-2012** adjusting the solid waste collection rates for South Tahoe Refuse Co., Inc. by 1.58 percent to be effective January 1, 2013 in accordance with the interim year rate setting process outlined in the Solid Waste Rate Setting Policies and Procedures Manual.

A motion was made by Supervisor Santiago, seconded by Supervisor Knight, to adopt Resolution 170-2012.

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

39. [12-0192](#) HEARING - Consider the introduction (First Reading) of Ordinance **4989** amending Chapter 2.42 of Title 2 of the El Dorado County Ordinance Code pertaining to the Office of Emergency Services - Disaster Council. ~~and recommending this item be continued to December 11, 2012 for final adoption.~~

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to approve this matter for second reading of Ordinance 4989 on December 11, 2012.

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

10:00 A.M. - TIME ALLOCATION

40. [12-0267](#) Chief Administrative Office providing the Board with an update on the Land Use Policy Programmatic Update.
(Con't. 10/30/12, Item 34) (Est. Time: 15 Min.)

FUNDING: General Fund.

Public Comment:

K. Russell

S. Taylor

K. Newall

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago directing staff to return to the Board on February 5, 2013 with supporting documentation provided to the Board of Supervisors no later than January 22, 2013.

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

41. [12-0078](#) Chief Administrative Office providing an update on the process for completing the required 2013 General Plan Housing Element Update.
(Ref. 1/24/12, Item 35) (Est. Time: 30 min.)

FUNDING: General Fund.

Received and filed.

42. [12-1443](#) Chief Administrative Office recommending the Board provide conceptual approval and further direction on the development of a comprehensive Community Development Standards and Guidelines Manual. (Est. Time: 30 Min.)

Funding: General Fund and Road Fund.

Public Comment:

K. McCoy

M. Ranalli

S. Taylor

N. Briel

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, to approve this matter.

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

11:00 A.M. - TIME ALLOCATION

- 43. [12-1346](#) Chief Administrative Office recommending the Board consider the creation of a consolidated Community Development Agency by combining the Development Services Department, Environmental Management Department and the Department of Transportation and take any necessary action regarding same. (Cont'd. 11/13/12, Item 2)

Public Comment:

- R. Mikulaco
- S. Taylor
- V. Chelsa
- J. Harn
- M. Lane
- N. Briel
- J. Brunello
- J. Copeland
- M. Ranalli
- K. Russell
- L. Brent-Bumb
- L. Price
- B. Smart
- K. Newal
- J. Beutler
- T. Gonsalves
- B. Bacchi

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to approve this matter.

Yes: 4 - Knight, Sweeney, Briggs and Santiago

Noes: 1 - Nutting

2:00 P.M. - TIME ALLOCATION

44. [12-1435](#) Hearing to consider the recommendation of the Planning Commission on Rezone Z12-0001/Design Review DR12-0002/Skyview Apartments on property identified by APN 109-410-08, consisting of 1.03 acres, in the Shingle Springs area, submitted by Gerald (Jerry) Caditz ; 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 CEQA Guidelines, Section 15074(d), as incorporated in the Conditions of Approval and Mitigation Measures listed in Attachment 1;
 - 3) Approve Z12-0001 rezoning APN 109-410-08 from Professional Office Commercial-Design Community (CPO-DC) to Multifamily Residential-Design Community (RM-DC) based on the Findings listed in Attachment 1;
 - 4) Conditionally approve Design Review DR12-0002 based on the Findings and subject to the Conditions of Approval listed in Attachment 1; and
 - 5) Adopt Ordinance **4988** for said rezone. (Supervisory District 2) (Est. Time: 10 Min.)

A motion was made by Supervisor Nutting, seconded by Supervisor Sweeney to adopt Ordinance 4988.

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

CAO REPORTS

No CAO Report.

ITEMS TO/FROM SUPERVISORS

Supervisor Sweeney commented on his attendance at the swearing in of the State Legislature.

Supervisor Nutting commented that he and Supervisor Sweeney attended a Congressional Hearing pertaining to Federal Law and catastrophic fires.

Supervisor Briggs offered a reminder about the Toys for Tots program .

Supervisor Santiago commented on her attendance at the Annual CSAC conference where highlights included Pension Reform, issues with the implementation of SB109 and Health Care Reform; Super-majority in two houses and the potential effect on county government; December 12, 2012 the Tahoe Regional Planning Agency's (TRPA) consideration of the adoption of environmental documents pertaining to the Regional Plan Update.

ADJOURNMENT: 2:59 p.m.

CLOSED SESSION

- 45. 12-1322 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b).
Title: Complaint of Employee re: Discrimination, Harassment and Hostile Work Place. Number of potential cases: (1). (Est. Time: 20 Min.)
No Action Reported.
- 46. 12-1466 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation** Title: Director of Health and Human Services (Est. Time: 30 Min.)
No Action Reported.
- 47. 12-1467 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation** Title: Director of Child Support Services (Est. Time: 30 Min.)
No Action Reported.
- 48. 12-1480 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation** Title: Interim Director of Transportation (Est. Time: 20 Min.)
No Action Reported.