



# County of El Dorado

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## Minutes - Final Board of Supervisors

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

*Suzanne Allen de Sanchez, Clerk of the Board of Supervisors*  
*Terri Daly, Chief Administrative Officer*    *Louis B. Green, County Counsel*

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Tuesday, March 29, 2011

8:00 AM

Board of Supervisors Meeting Room

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### Vision Statement

**"El Dorado County will remain the leader in supporting our safe, healthy, and vibrant communities, wisely managing our natural resources, and preserving our local heritage."**

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

Public Testimony will be received on each agenda item as it is called. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals speaking for a group are allocated 5 minutes. (Adopted 8/10/93) 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](http://www.edcgov.us) subject to staff's ability to post the documents before the meeting.

The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

#### **8:02 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

#### **9:00 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS**

#### **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

Father McNair gave the Invocation.  
Supervisor Knight lead the Pledge of Allegiance.

#### **ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR**

Approval of the Consent Calendar

**A motion was made by Supervisor Knight, seconded by Supervisor Sweeney, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 18 and 19 were pulled from the Consent Calendar.**

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

#### **10:00 A.M. - PRESENTATIONS**

1. [11-0290](#) Supervisor Nutting recommending the Board adopt a Proclamation for Child Abuse Prevention Month, April, 2011. (Est. Time: 5 Min.)

**A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to adopt the Proclamation.**

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

2. [11-0329](#) Supervisor Nutting with William E. Schultz, Recorder-Clerk-Registrar of Voters-Interim Veterans Affairs Director, recommending the Board adopt a Proclamation designating April 2011, as "World Wide Autism Awareness Month," in the County of El Dorado. (Est. Time: 5 Min.)

**A motion was made by Supervisor Briggs, seconded by Supervisor Sweeney, to adopt the Proclamation.**

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

3. [10-0223](#) Supervisor Nutting recommending the Board adopt a Proclamation declaring March 30, 2010, "Welcome Home Vietnam Veterans Day". (Est. Time: 15 Min.)

**A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to adopt the Proclamation.**

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

## OPEN FORUM

### PUBLIC COMMENT:

M. Vicks RE: Temporary roll back of building fees.

L. Stroud RE: Eminent domain.

M. Lane RE: National Sunshine Week and RMAC.

## BUDGET UPDATE

NONE

## CONSENT CALENDAR

4. [11-0312](#) Clerk of the Board of Supervisors recommending the Board approve the Meeting Minutes from the Regular Meeting of Tuesday, March 22, 2011.

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

5. [11-0252](#) Agriculture Department recommending the Board authorize the Agricultural Commissioner and the Chair to sign Memorandum of Understanding with El Dorado County Invasive Weed Management Group to support the activities focusing on exclusion, detection, eradication and suppression of invasive weeds, for the term of March 29, 2011 to March 28, 2016.

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

6. [11-0242](#) 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 and Section 3.12.220 thereof.  
**This matter was Approved on the consent calendar.**
7. [11-0309](#) Health Services Department recommending the Board approve and authorize said Department to sign a letter of support for Black Oak Mine Unified School District grant application for a Tobacco Use Prevention Education (TUPE) grant.  
**This matter was Approved on the consent calendar.**
8. [11-0250](#) Health Services Department recommending the Board authorize the Chair to sign Amendment 1 to Grant Agreement 08-1901 with California HealthCare Foundation extending the term of the grant through June 30, 2011, to allow for completion of activities supporting the Access El Dorado (ACCEL) Specialty Care Initiative Implementation Project.  
**FUNDING:** California HealthCare Foundation grant funding.  
**This matter was Approved on the consent calendar.**
9. [11-0237](#) Department of Human Services recommending the Board approve Budget Transfer 2011051 appropriating \$300,000 in funding from the Department of Housing and Community Development for Development Block Grant 09-EDEF-6547 for provision of Microenterprise Assistance and Business Loan activities during the term 9/28/2010 through 3/31/2013 and adjusting the General Fund match of \$2,000 to this specific grant project. (4/5 vote required)  
**FUNDING:** Federal Department of Housing and Urban Development.  
**This matter was Approved on the consent calendar.**

10. [11-0238](#) Department of Human Services recommending the Board approve and authorize the Purchasing Agent to execute Agreement for Services 370-S1111 with Northern California Youth and Family Programs, a group home, for the provision of emergency shelter care and/or foster care placement services on an "as requested" basis. The Agreement allows placement by the Human Services Department and the Probation Department, is effective upon execution, shall continue until terminated and specifies a maximum annual compensation of \$100,000.

**FUNDING:** Federal and State Social Services Allocation with required County Share of Cost met primarily with realignment resources.

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

11. [11-0236](#) Department of Human Services recommending the Board approve and authorize the Purchasing Agent to execute Agreement for Services 368-S1111 with NP Quest Foundation, Inc., a group home, for the provision of emergency shelter care and/or foster care placement services on an "as requested" basis. The Agreement allows placement by the Human Services Department and the Probation Department, is effective upon execution, shall continue until terminated and specifies a maximum annual compensation of \$100,000.

**FUNDING:** Federal and State Social Services Allocation with required County Share of Cost met primarily with realignment resources.

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

12. [11-0230](#) Department of Human Services recommending the Board authorize the Chair to sign nonfinancial, ongoing Memorandum of Understanding 173-M1111 with the Sacramento Area Council of Governments (SACOG), which sets forth each agency's role and responsibilities relative to the provision of CalWORKS and General Assistance beneficiary location data to SACOG for the purpose of performing a Lifeline Transportation Study to assist with public transportation coordination services. The MOU becomes effective upon execution, remains in effect for one year and automatically renews for successive one-year terms unless terminated pursuant to the terms and conditions contained therein.

**FUNDING:** This is a nonfinancial Memorandum of Understanding.

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

13. [11-0257](#) Department of Human Services recommending the Board adopt a Resolution authorizing the Chair to sign Agreement 11B-5708 with the California Department of Community Services and Development (CSD), in the amount of \$472,096 for the provision of Low-Income Home Energy Assistance Program (LIHEAP) services to eligible residents of El Dorado and Alpine counties during the term January 1, 2011 through March 31, 2012. The Resolution further authorizes the Director of Human Services, or successor, to sign required fiscal and programmatic reports and to execute subsequent documents relating to said Agreement, including one or more amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the dollar amount or the term.

**FUNDING:** 100% Federal LIHEAP Grant Funds.

**Resolution 037-2011**

**Adopted Resolution 037-2011 upon approval of the consent calendar.**

14. [11-0241](#) Sheriff's Department recommending the Board accept, with thanks, the following four donations totaling \$640 which will be used to purchase exercise equipment for the Placerville Jail gym.
- 1) Donation in the amount of \$200 from Stymeist, Inc
  - 2) Donation in the amount of \$200 from Western Sign Company
  - 3) Donation in the amount of \$200 from John and Ellen Mooney
  - 4) Donation in the amount of \$40 from Dick's Carpet Outlet/Carpet One.

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

15. [09-0182](#) Information Technologies Department recommending the Board approve all current perpetual hardware maintenance and software license agreements as outlined on the chart dated March 07, 2011 for on-going hardware maintenance and software support for Fiscal Year 2011-2012.

**FUNDING:** General Fund.

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

16. [11-0060](#) Department of Transportation recommending the Board authorize the Chair to sign the Resolution authorizing the Director of Transportation or his designee to sign and submit the grant application and assurances with the United States Department of Transportation - Federal Aviation Administration for funding in the amount of \$543,000 for the construction of the Habitat/Security Fence and Gates Project at the Placerville Airport.

**FUNDING:** Federal Aviation Administration grant funds and Placerville Airport Enterprise Fund.

**Resolution 038-2011**

**Adopted Resolution 038-2011 upon approval of the consent calendar.**

17. [11-0091](#) Department of Transportation recommending the Board authorize the Chair to sign County of El Dorado Lease #348-L1111 with Russell M. Hitomi, Trustee of the Russell M. Hitomi Revocable Family Trust, in the amount of \$1,020 per month on a month-to-month basis commencing upon execution by both parties for thirty-four designated parking spaces located at 3360 Sandy Way in South Lake Tahoe.

**FUNDING:** 85% Federal/State Allocations and 15% County match from the General Fund.

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

18. [11-0235](#) Department of Transportation recommending the Board approve exercising the lease option for an additional one-month period under County of El Dorado Lease # 212-L1111 with John J. Power and Anne Marie Power in the amount of \$1,500 to commence on April 1, 2011 and terminate on April 30, 2011 for temporary housing of the snow removal crew, located at 420 Deer Avenue in Tahoma with a monthly cost for 1,364 square feet of \$1.10 per square foot.

**FUNDING:** Road Fund.

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

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

19. [11-0302](#) Supervisor Nutting recommending the Board adopt a Resolution permitting Fireworks & Stage FX America to conduct a pyrotechnic display on Saturday, April 23, 2011, at Serrano Country Club, contingent upon full compliance of necessary requirements, insurance, contracts and permits as deemed appropriate by the control authorities.

**Resolution 039-2011**

**A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to adopt Resolution 039-2011.**

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

20. [11-0314](#) Supervisor Nutting recommending the Board consider the following:
- 1) Ratify the Chair's signature on the 2011, California State Fair Exhibits Entry Form designating the El Dorado County Chamber of Commerce as the official representative for the County's exhibit to the Fair; and;
  - 2) Authorize all award money for the exhibit to be paid by the California Exposition and State Fair to the El Dorado County Chamber of Commerce.

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

**END CONSENT CALENDAR**



**DEPARTMENT MATTERS**

21. [11-0163](#) Development Services Department recommending the Board consider the following pertaining to the 2010 Fire Code regarding Fire Agencies: Cameron Park Community Services District, Diamond Springs-El Dorado Fire Protection District, El Dorado County Fire Protection District, El Dorado Hills County Water District, Garden Valley Fire Protection District, Georgetown Fire Protection District, Lake Valley Fire Protection District, Latrobe Fire Protection District, Pioneer Fire Protection District, and Rescue Fire Protection District:
- 1) Adopt ten (10) resolutions which:
    - a. Ratify the Fire Agency Amendments to the 2010 Fire Code, with clarifications;
    - b. Delegate enforcement authority of the Fire Code to the Fire Chief of the local Fire Agencies except for one and two family dwellings; and
    - c. Delegate enforcement authority of the Fire Code for one and two family dwellings to the Building Official. (Est. Time: 1 Hr.)

**FUNDING:** N/A.

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

1) Amend Exhibit B to each Resolution, adding the following:

Chapter 9, Section 903.2:

Exception 2. Agricultural buildings, except any agricultural building which is used for commercial purposes (e.g. retail sales, food service and/or special events).

Chapter 9, Section 907.2.a:

Exception 2. Agricultural buildings, except any agricultural building which is used for commercial purposes (e.g. retail sales, food service and/or special events).

2) Adopt Resolution 040-2011 for the Cameron Park Community Service District;

3) Adopt Resolution 041-2011 for the Diamond Springs-El Dorado Fire Protection District;

4) Adopt Resolution 042-2011 for the El Dorado County Fire Protection District;

5) Adopt Resolution 043-2011 for the El Dorado Hills County Water District;

6) Adopt Resolution 044-2011 for the Garden Valley Fire Protection District;

7) Adopt Resolution 045-2011 for the Georgetown Fire Protection District;

8) Adopt Resolution 046-2011 for the Lake Valley Fire Protection District;

9) Adopt Resolution 047-2011 for the Latrobe Fire Protection District;

10) Adopt Resolution 048-2011 for the Pioneer Fire Protection District; and

11) Adopt Resolution 049-2011 for the Rescue Fire Protection District.

Yes: 3 - Knight, Nutting and Sweeney

Noes: 1 - Briggs

Absent: 1 - Santiago

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

- 22. [11-0263](#) Chief Administrative Office providing recommendations and seeking Board direction regarding next steps for the proposed Department of Transportation reorganization. (refer 3-15-11, Item 1) (Est. Time: 1 Hr.)

**A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to direct staff to return to the Board on April 5, 2011 with the Department of Transportation Reorganization.**

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

[11-0270](#)

**CAO REPORTS**

**The Chief Administrative Officer reported the following:**

**Child Support Services has enhanced their services with instant chat to enable clients to communicate over the internet. They are also able to compile reports and create a FAQ list from the information gathered.**

**Environmental Management is watching AB 885 noting that there will be a draft out for comments on April 4, 2011, hearings in May 2011 and a projected implementation of March 2012.**

**ITEMS TO/FROM SUPERVISORS**

**ITEMS TO/FROM SUPERVISORS**

**Supervisor Nutting is attending a meeting with RCRC tonight regarding suction dredging.**

**CLOSED SESSION**

23. 11-0320 Pursuant to Government Code Section 54957.6. **Conference with Labor Negotiator:**  
County Negotiator: Director of Human Resources and/or designee.  
Employee Organization: El Dorado County Employees Association Local No.1 representing employees in the General, Professional, and Supervisory Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts, Probation, and Corrections Bargaining Units; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Criminal Attorney Association; El Dorado County Deputy County Counsel Association; El Dorado County Managers Association; El Dorado County Law Enforcement Managers Association; and Unrepresented Employees. (Est. Time: 10 Min.)  
**No Action Reported**

**ADDENDUM****DEPARTMENT MATTERS:**

24. [11-0344](#) Clerk of the Board recommending the Board consider the following:  
1) Adopt a Resolution permitting Pyro Spectacular, Inc. to conduct a pyrotechnic display on Saturday, April 23, 2011, on private property, contingent upon full compliance of necessary requirements, insurance, contracts and permits as deemed necessary by fire control authorities; and  
2) Review the Ordinance and procedures for Board approval of Firework Displays.  
**Resolution 050-2011**  
**A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to adopt Resolution 050-2011.**  
**Yes:** 4 - Knight, Nutting, Sweeney and Briggs  
**Absent:** 1 - Santiago

**ADJOURNED AT 2:45 P.M. IN MEMORY OF  
TIM MULHOLLAND AND AMELIA "EM" MCANNALLY**