



County of El Dorado

Board of Supervisors
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Minutes - Final 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

Suzanne Allen de Sanchez, Clerk of the Board of Supervisors
Gayle Erbe-Hamlin, Chief Administrative Officer Louis B.
Green, County Counsel

Tuesday, December 16, 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.

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

Present: 1 - Supervisor Sweeney

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.

Approval of the Consent Calendar

A motion was made by Supervisor Sweeney, seconded by Supervisor Baumann, to Adopt the Agenda and Approve the Consent Calendar with the following exceptions: Items No. 20 and 23 were pulled from the Consent Calendar for separate action, Items No. 52, 54, 56, 57, 58, and 59 were added to the Consent Calendar and approved, Items No. 33 and 78 will be continued to January 13, 2009, Items No. 44 & 46 will be continued off calendar, and Items 79 & 60 will be heard together.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

PRESENTATIONS

- 1. [08-1798](#) **PRESENTATION** of Certificate of Appreciation to Ken Cater in recognition of his many years of dedicated service to the residents of Cameron Park serving as Director on the Cameron Park Community Services District Board for over 10 years.

No formal action required.

- 2. [08-1828](#) **PRESENTATION** by the El Dorado County Choir, directed by Kathie Martin.

No formal action required.

OPEN FORUM

CONSENT CALENDAR

3. [08-1840](#) Approval of Board of Supervisors Conformed Agendas (Minutes) of the Regular Meeting of Tuesday, December 9, 2008 and Special Meeting of Wednesday, December 10, 2008.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar.
4. [08-1526](#) Health Services Department recommending Chairman be authorized to sign Amendment I to Agreement 501-PHD0106 with The SPHERE Institute increasing the not-to-exceed amount by \$5,000, to a total of \$115,000, and extending the term through December 31, 2009 to provide continued project evaluation and review of the El Dorado County Safety Net Technology Project associated with the Access El Dorado (ACCEL) Initiative.
RECOMMENDED ACTION: Approve.
FUNDING: Agency for Healthcare Research and Quality (AHRQ) grant.
This matter was Approved on the consent calendar.
5. [08-1771](#) Health Services Department recommending Chairman be authorized to sign retroactive 2008-2009 Hospital Preparedness Program Funding Agreement EPO 08-10, Agreement for Services EPO 08-10 Addendum, Non-Supplantation Certification Form and the Certification Regarding Lobbying with the California Department of Public Health in the amount of \$629,848 for two separate terms July 1, 2008 through June 30, 2009 and August 10, 2008 through August 9, 2009.
RECOMMENDED ACTION: Approve.
FUNDING: State of California Department of Public Health.
This matter was Approved on the consent calendar.
6. [08-1785](#) Health Services Department recommending Chairman be authorized to sign Addendum to Agreement 08-85923 with the State of California Department of Public Health in the amount of \$143,741 for the term July 1, 2008 through June 30, 2009 to fund general immunization programs which provide all Advisory Committee on Immunization Practices (ACIP) vaccines to the public, including compliance with Sections 120325-120380 of the Health and Safety Code Chapter 435, which requires provision of immunizations against childhood diseases prior to school admittance.
RECOMMENDED ACTION: Approve.
FUNDING: California Department of Public Health.
This matter was Approved on the consent calendar.

7. [08-1819](#) Health Services Department, Mental Health Division, recommending Chairman be authorized to sign retroactive Amendment V to Agreement 269-S9911 with Computer Works, Inc, in an amount not to exceed \$8,308 for a term through November 8, 2009 to provide an InterTrac for HealthCare tracking and management system software to ensure quality care to Medi-Cal eligible clients of said Division.
RECOMMENDED ACTION: Approve.

FUNDING: Funding is provided by Medi-Cal and Realignment.

This matter was Approved on the consent calendar.

8. [08-1818](#) Health Services Department, Mental Health Division, recommending Chairman be authorized to sign retroactive Amendment I to Agreement 046-S0911 with Sierra Recovery Center amending the scope of services, increasing compensation by \$30,400 to \$90,400, and extending the term an additional six months to June 30, 2009, to provide substance abuse treatment services for mentally ill adults in South Lake Tahoe on an "as requested" basis for said Department, contingent upon approval by County Counsel and Risk Management.
RECOMMENDED ACTION: Approve.

FUNDING: State Mental Health Services Act (MHSA). Contract is consistent with the current approved MHSA CSS plan and is not affected by the proposed MHSA CSS plan update.

This matter was Approved on the consent calendar.

9. [08-1821](#) Health Services Department, Mental Health Division, recommending Chairman be authorized to sign Amendment I to Agreement 657-S0711 with Crestwood Behavioral Health, Inc. for the term July 1, 2007 through June 30, 2009 to revise the payment rates (set by the State) effective upon execution of said Amendment, with no change to the total contract amount of \$1,400,000, noting this contract provides a long term 24 hour Special Treatment Program for mentally ill adults on an "as requested" basis for said Department.
RECOMMENDED ACTION: Approve.

FUNDING: Funding for this contract is provided by Medi-Cal and Realignment.

This matter was Approved on the consent calendar.

10. [08-1815](#) Health Services Department, Mental Health Division, recommending Chairman be authorized to sign Amendment I to Agreement 055-S0911 with South Lake Tahoe Family Resource Center increasing compensation by \$53,913 to \$107,826 and extending the term an additional six months to June 30, 2009 to provide Latino outreach and mental health services on an "as requested" basis for said Department, contingent upon approval by County Counsel and Risk Management.
RECOMMENDED ACTION: Approve.

FUNDING: State Mental Health Services Act (MHSA). Contract is consistent with the current approved MHSA CSS plan and is not affected by the proposed MHSA CSS plan update.

This matter was Approved on the consent calendar.

11. [08-1820](#) Health Services Department, Mental Health Division, recommending Chairman be authorized to sign Amendment II to Agreement 706-S0711 with Sierra Child and Family Services revising the compensation term to allow for additional SB 163 Stabilization Funds for clients with no change in the not to exceed amount of the contract which provides for specialty mental health services for mentally ill minors on an "as requested" basis for said Department, contingent upon approval by County Counsel and Risk Management.
RECOMMENDED ACTION: Approve.

FUNDING: Funding is provided by Medi-Cal, EPSDT and Realignment.

This matter was Approved on the consent calendar.

12. [08-1814](#) Health Services Department, Mental Health Division, recommending Chairman be authorized to sign Amendment I to Agreement 357-S0811 with Shingle Springs Band of Miwok Indians increasing compensation by \$25,000 to \$77,500 and extending the term an additional six months through June 30, 2009 to provide clinical case management services and data collection for a needs analysis on an "as requested" basis for said Department, contingent upon approval by County Counsel and Risk Management.

RECOMMENDED ACTION: Approve.

FUNDING: State Mental Health Services Act (MHSA). Contract is consistent with the current approved MHSA CSS plan and is not affected by the proposed MHSA CSS plan update.

This matter was Approved on the consent calendar.

13. [08-1817](#) Health Services Department, Mental Health Division, recommending Chairman be authorized to sign Amendment I to Agreement 040-S0911 with Choices Transitional Services increasing compensation by \$49,720 to \$99,440 and extending the term an additional six months to June 30, 2009 to provide transitional housing services for mentally ill adults on an "as requested" basis for said Department, contingent upon approval from County Counsel and Risk Management.

RECOMMENDED ACTION: Approve.

FUNDING: State Mental Health Services Act (MHSA). Contract is consistent with the current approved MHSA CSS plan and is not affected by the proposed MHSA CSS plan update.

This matter was Approved on the consent calendar.

14. [08-1816](#) Health Services Department, Mental Health Division, recommending Chairman be authorized to sign Amendment I to Agreement 051-S0911 with Family Connections El Dorado, Inc. increasing compensation by \$57,500 to \$115,000 and extending the term an additional six months to June 30, 2009 to provide Latino outreach and mental health services on an "as requested" basis for said Department, contingent upon approval by County Counsel and Risk Management.

RECOMMENDED ACTION: Approve.

FUNDING: State Mental Health Services Act (MHSA). Contract is consistent with the current approved MHSA CSS plan and is not affected by the proposed MHSA CSS plan update.

This matter was Approved on the consent calendar.

15. [08-1800](#) Human Services Department recommending Budget Transfer incorporating an additional \$440,493 in Federal and State revenues into the Department's Social Services Division budget to implement the mandated Medi-Cal Security (MEDS Remediation) project, and authorization to purchase fixed asset security system and computer equipment from said funds to implement those measures. (4/5 vote required)

RECOMMENDED ACTION: Approve.

FUNDING: 50% Federal / 50% State Funds.

This matter was Approved on the consent calendar.

16. [08-1792](#) Human Services Department, In-Home Supportive Services Public Authority (IHSS PA), recommending Kenneth Poe II, Jane Thomas, and Ellen Yevdakimov be reappointed to serve on the In-Home Supportive Services Authority Committee; and Robin Wentland and David Wixom be appointed to serve as Consumer Representatives on the In-Home Supportive Services Advisory Committee for terms to expire January 2011.
RECOMMENDED ACTION: Approve.
- FUNDING:** Federal and State In-Home Supportive Services Public Authority Allocation.
- This matter was Approved on the consent calendar.**
17. [08-1753](#) District Attorney recommending adoption of Resolutions **331-2208** and **332-2208** for Grant Award Agreement Applications with the California Department of Insurance for Fiscal Year 2008-2009 for the Automobile Insurance Fraud program and the Workers Compensation Insurance Fraud program.
RECOMMENDED ACTION: Approve.
- FUNDING:** Department of Insurance Grants supplemented by General Fund.
- Adopted Resolutions 331-2208 and 332-2208 upon adoption of the consent calendar.**
18. [08-1787](#) Development Services Department, Planning Services Division, recommending the Board certify that the Notice of Non-renewal for Agricultural Preserve No. 277/Jeanette Chevalier (APN 091-110-34) has been submitted and is consistent with Board of Supervisors Policy C-12.
RECOMMENDED ACTION: Approve.
- This matter was Approved on the consent calendar.**
19. [08-1767](#) Development Services Department, Planning Services Division, submitting final map (TM07-1436F) for Candlelight Village Mobile Home Park phases 1, 2, and 6, creating 45 individual ownership lots and 20 lettered lots for open space, roads, septic areas, and the Candlelight Village Mutual Water Company on 44.43 acres on property, identified by APN 046-061-24, located on the northwest side of Mount Aukum Road, approximately 1 mile west of Fairplay Road, in the Somerset/Fairplay area. (District II)
RECOMMENDED ACTION: Approve.
- This matter was Approved on the consent calendar.**

20. [08-1769](#) Development Services Department, Planning Services Division, submitting annual review and determination of compliance with the El Dorado Hills Specific Plan Development Agreement by Serrano Associates, LLC, noting the Specific Plan area is located north of Highway 50, east of El Dorado Hills Blvd., south of Green Valley Road and west of Bass Lake Road, in the El Dorado Hills Area, Supervisorial Districts I and II.

RECOMMENDED ACTION: Planning staff recommends the Board receive and file Serrano Associates, LLC's Development Agreement Annual Review Documentation, Staff Evaluation and Determination, and supplemental information from the Department of Transportation in determining compliance with the terms and conditions of the El Dorado Hills Specific Plan Development Agreement.

A motion was made by Supervisor Baumann, seconded by Supervisor Sweeney, to continue this matter off calendar.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

21. [08-1764](#) Elections Department recommending the Board declare the results of the official canvass of the November 4, 2008 Consolidated General Election conducted by the Recorder-Clerk-Registrar of Voters.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar.

22. [08-1471](#) General Services Department recommending Chairman be authorized to sign Memorandum of Understanding with Green Valley Community Church for operation of Joe's Skate Park; and approval of Joe's Skatepark Waiver and Release Form.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar.

23. [08-1839](#) General Services Department recommending Chairman be authorized to sign Amendment I to Agreement 648-S0810 with Anova Architects increasing the compensation amount to a not to exceed amount of \$112,650 for the term April 1, 2008 through March 31, 2010 and amends the Scope of Services to include additional facility renovation for the Sheriff, pending approval by County Counsel and Risk Management.

RECOMMENDED ACTION: Approve.

FUNDING: Accumulated Capital Outlay Fund-General Fund Contribution.

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

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

24. [08-1779](#) Environmental Management Department recommending adoption of Resolution **329-2008** authorizing the Director of said Department, or his/her designee, to execute and submit an application and all necessary documentation to the State of California Environmental Protection Agency, California Integrated Waste Management Board for the Local Government Waste Tire Cleanup and Amnesty Event Grant Program Fiscal Year 2008/2009 to help divert waste tires recycling and proper tire maintenance.

RECOMMENDED ACTION: Approve.

FUNDING: California Integrated Waste Management Board Grants.

Adopted Resolution 329-2008 upon adoption of the consent calendar.

25. [08-1659](#) Environmental Management Department, Air Quality Management District (AQMD), recommending the Board accept Transportation Development Act Article 3 Pedestrian and Bicycle Funding in the amount of \$2992 from the El Dorado County Transportation Commission (EDCTC) for the purchase and installation of bike racks at the El Dorado County Government Center, request reimbursement for the cost of the bike racks from EDCTC.

RECOMMENDED ACTION: Approve

FUNDING: Transportation Development Act.

This matter was Approved on the consent calendar.

26. [08-1758](#) Transportation Department recommending Chairman be authorized to sign Agreement AGMT 06-1333, with West Valley, LLC regarding the Assignment and Assumption of the Plans and Specifications for the West Valley Village Collector Roads Improvement Project.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar.

27. [08-1321](#) Transportation Department requesting authorization to proceed with ordering and payment of title reports and certified appraisals to commence with the acquisition process for the Sly Park Road/Clear Creek Bridge Replacement Project 77115 affecting portions of the following subject parcels: APN 079-030-06, Robert and Janette Hanson; APN 079-030-07, Stephen and Mary Kragel; APN 079-030-08, Hallmark Living Trust; APN 079-030-09, Marie Turner; APN 079-030-10, Kurtiss and Pamela Ault; APN 079-030-11, Simeon and Sharalyn Papkov; APN 079-030-12, Michael and Stacy Bolton; APN 079-030-13, Dorothy Burnett, Art Friesen, Trustee, Schwartz Trust, Evalyn Chamberlain, Daniel Chamberlain, Susan Stanford, and James Eva, Trustee; APN 079-021-24, Chris and Tracy Andrews; APN 079-021-29 Sally Hogan, Trustee; APN 079-030-14, Vera, JR and Ann Standley, Trustees; APN 079-030-15, Roderick Avery; APN 079-030-18, Michael and Susan Prall, Trustees; and APN 079-080-19, Robert and Carla Calkins.

RECOMMENDED ACTION: Approve.

FUNDING: Federal Highway Bridge Program and Traffic Impact Mitigation Fee Program (TIM).

This matter was Approved on the consent calendar.

28. [08-1590](#) Transportation Department requesting authorization to proceed with ordering and payment of title reports and certified appraisals to commence the acquisition process for the Bass Lake Road Project 66109 affecting portions of the following parcels: APN 119-100-57, Carolyn M. Uchikura; APN 119-100-53, Russell Kwok and Linda Ling-Hui, as Trustees of the Kwok Trust of May 28, 1996; APN 119-100-37, Pedro C. Cardona, as Trustee, U/D/T 4/5/2006; APN 119-100-55, Harold R. Shores; APN 115-040-16, BL Road, LLC, a California limited liability company (formerly Western Pacific Housing); APN 115-040-10, James B. Greenwalt and Susan M. Greenwalt, as Trustees of the Greenwalt Family Trust of June 21, 2001; APN 119-090-67, Martha Delle Roy, as Surviving Trustee of the Roy Family Trust of 2/25/91; APN 119-090-43, Alireza Ghabi, Farahnaz Kafil-Ghabi and Asghar Agheli; APN 119-080-19, Alireza and Farah Ghabi; APN 119-080-15, M. H. Mohanna; and APN 119-080-16, M. H. Mohanna.

RECOMMENDED ACTION: Approve.

FUNDING: 2004 General Plan Traffic Impact Mitigation Fee Program.

This matter was Approved on the consent calendar.

29. [08-1164](#) Transportation Department recommending Chairman be authorized to sign Airport Land Use Agreement for Hangars Lease 395-L0711 with Randy Johnson through July 31, 2017 for Hangar Space SP-11 at the Georgetown Airport. (4/5 vote required per County Ordinance 3.08.021)
RECOMMENDED ACTION: Approve.

FUNDING: Georgetown Airport Enterprise Fund - Fee Revenue.
This matter was Approved on the consent calendar.
30. [08-1605](#) Transportation Department recommending Chairman be authorized to sign Lease Agreement 08-52560 with California Shock/Trauma Air Rescue, dba CALSTAR, for operation of a helicopter Emergency Medical Service at the Placerville Airport. (4/5 vote required per County Ordinance 3.08.021)
RECOMMENDED ACTION: Approve.

FUNDING: Placerville Airport Enterprise Fund - Fee Revenue.
This matter was Approved on the consent calendar.
31. [08-1718](#) Transportation Department recommending the Board take the following actions related to the Northside Bicycle Path Project:
(1) Adopt the California Environmental Quality Act (CEQA) Mitigated Negative Declaration and associated Mitigation Monitoring and Reporting Program;
(2) Approve the project as described in the CEQA document;
(3) Make Findings A-C as recommended in the Staff Report.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar.
32. [08-1773](#) Transportation Department Director requesting authorization to sign Agreement VET-08-0048 with Sacramento Area Council of Governments and Sacramento Metropolitan Air Quality Management District Sacramento Emergency Clean Air Transportation Program in the amount of \$50,358 for a term of five years to provide funding for equipment replacement required to meet emissions reduction standards.
RECOMMENDED ACTION: Approve.

FUNDING: Grant funding/Road Fund.
This matter was Approved on the consent calendar.

33. [08-1703](#) Transportation Department recommending the Board receive and file the Impact Fee Program Report for the 2007/2008 Fiscal Year and revised report for the 2006/2007 Fiscal Year.
RECOMMENDED ACTION: Approve.

This matter was continued to January 13, 2009 upon adoption of the consent calendar.
34. [08-1795](#) Treasurer-Tax Collector recommending the Board, pursuant to Section 27131 of the California Government Code, confirm the Treasurer's nominations of Vicki Barber, Superintendent of El Dorado County Schools, Gayle Erbe-Hamlin, Chief Administrative Officer, El Dorado County, and Louise Gresham, Assistant Treasurer-Tax Collector, El Dorado County to serve on the Treasury Policy Oversight Committee for a two-year term commencing on March 1, 2009.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar.
35. [08-1794](#) Treasurer-Tax Collector requesting the Board, pursuant to Section 3.38.040 of the County Code and Section 53607 of the California Government Code, renew delegation of fiduciary authority to her to invest and re-invest County funds.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar.
36. [08-1793](#) Treasurer-Tax Collector, on behalf of the Treasury Policy Oversight Committee, recommending approval of the El Dorado County Investment Policy with no changes.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar.
37. [08-1829](#) Human Resources Department recommending adoption of Resolution **330-2008** to provide documentation of conformance with Internal Revenue Code (IRC) Section 414 (h)(2) with regard to employee contributions to CalPERS retirement system.
RECOMMENDED ACTION: Approve.

Adopted Resolution 330-2008 upon adoption of the consent calendar.

38. [08-1781](#) Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 09-760-045 for the purchase of two (2) Motor Graders to the low qualified bidder, Pape Machinery, Inc. of Sacramento; and authorize the Purchasing Agent to issue a purchase order to Pape Machinery, Inc. of Sacramento in the amount of \$595,344.75 for two (2) Motor Graders following Board approval.
RECOMMENDED ACTION: Approve.
- FUNDING:** Grant Funding from Air Resources Board in the amount of \$198,000 with remaining funding, \$397,344.75 coming from the Department of Transportation's road fund (Non-General Fund).
- This matter was Approved on the consent calendar.**
39. [08-1790](#) Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 09-760-046 for the purchase of one Four Wheel Drive Loader to the low qualified bidder, Pape Machinery, Inc. of Sacramento; and authorize the Purchasing Agent to issue a purchase order in the amount of \$154,118.25 for one Four Wheel Drive Loader following Board approval.
RECOMMENDED ACTION: Approve.
- FUNDING:** Grant Funding from Air Resources Board in the amount of \$67,000 with remaining funding (\$87,118.25) coming from the Department of Transportation's road fund (Non-General Fund).
- This matter was Approved on the consent calendar.**
40. [08-1786](#) Chief Administrative Office recommending the Board suspend Board of Supervisors Policy B-8, "Intra-County Service Charges Policy" and direct the Chief Administrative Officer and Auditor-Controller to implement a centralized process for the review and approval of intra-county service charges under the responsibility of the Auditor-Controller.
RECOMMENDED ACTION: Approve.
- This matter was Approved on the consent calendar.**
41. [08-1807](#) Supervisor Dupary recommending Proclamation commemorating December 15, 2008 as Bill of Rights Day in the County of El Dorado.
RECOMMENDED ACTION: Approve.
- This matter was Approved on the consent calendar.**

42. [08-1808](#) Supervisor Baumann recommending adoption of Resolution **327-2008** in support of El Dorado Irrigation District's grant funding application to the Sierra Nevada Conservancy for the project planning for the Hazel Creek and Hazel Creek Campground Restoration Project.

RECOMMENDED ACTION: Approve.

Adopted Resolution 327-2008 upon adoption of the consent calendar.

43. [08-1847](#) Supervisor Santiago recommending Cheryl Warchol be appointed to serve as a member on the El Dorado County Child Abuse Prevention Council for a term to expire January 2011.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICE HEARING

44. [08-1760](#) Hearing to consider adoption of Resolution **320-2008** approving a general rate increase of 11.1%. within the Tahoe Truckee Sierra Disposal Services Franchise area effective January 1, 2009, **staff is recommending this be continued off-calendar.** (Cont'd 12/9/08, Item 26)

This matter was continued off calendar upon adoption of the agenda.

45. [08-1535](#) Hearing to consider adoption of Resolution **316-2008** adjusting the solid waste collection rate for South Tahoe Refuse, Inc. by 8.00%, effective January 1, 2009. (Cont'd 12/9/08, Item 27)

After hearing public testimony, a motion was made by Supervisor Santiago, seconded by Supervisor Sweeney to adopt Resolution 316-2008.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Noes: 1 - Briggs

46. [08-1531](#) Hearing to consider adoption of Resolution **318-2008** approving a service level rate increase and establishing a Materials Recovery Facility commercial clean recyclable load rate for Waste Connections, Inc., dba El Dorado Disposal Service effective January 1, 2009, **staff is recommending this be continued off-calendar.** (Cont'd 12/09/08, Item 28)

This matter was continued off calendar upon adoption of the agenda.

47. [08-1533](#) Hearing to consider adoption of Resolution **319-2008** approving a rate increase of 2.57% for disposal expenses within the Sierra Disposal Service Franchise area effective January 1, 2009. (Cont'd 12/9/08, Item 29)

Hearing no protests, a motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to adopt Resolution 319-2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

48. [08-1532](#) Hearing to consider adoption of Resolution **317-2008** to approve a general rate increase of 15% within the Amador Disposal Service Franchise area effective January 1, 2009. (Cont'd 12/9/08, Item 30)

Hearing no protests, a motion was made by Supervisor Baumann, seconded by Supervisor Sweeney to adopt Resolution 317-2008.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Noes: 1 - Briggs

49. [08-1770](#) Hearing to consider adoption of a Resolution **328-2008** authorizing submittal of a Community Development Block Grant Enterprise Fund Component 2008-09 Application to the California Department of Housing and Community Development for up to a \$300,000 grant to continue to provide assistance to local business owners; committing \$2,500 in budgeted general funds to meet the cash match requirement; authorizing the Chairman to sign the Statement of Assurances; and if awarded, authorizing the Director to execute the subsequent grant agreement, contingent upon approval by County Counsel and Risk Management, and other grant-related documents.

FUNDING: State CDBG funds with \$2,500 County Match (General Fund).

Hearing no protests, a motion was made by Supervisor Santiago, seconded by Supervisor Baumann to adopt Resolution 328-2008.

Yes: 4 - Baumann, Sweeney, Briggs and Santiago

Absent: 1 - Dupray

50. [08-1822](#) Health Services Director recommending adoption of Resolution **340-2008** amending the Department's Authorized Personnel Allocation.

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

1. Adopt Resolution 340-2008 modifying the Authorized Personnel Allocation for the Health Services Department; and

2. Recommend that the Director of Health Services report back to the Board in February 2009 with fiscal updates and any additional recommendations for cost savings and program impacts.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

51. [08-1721](#) Health Services Director requesting authorization to sign and submit the State Mental Health Services Act (MHSA) Community Services and Supports (CSS) update and amendment and associated submittal documents/exhibits modifying the existing Three-Year Program and Expenditure Plan to include revisions approved in concept during Fiscal Year 2008-2009 budget hearings and to incorporate an increase in the Fiscal Year 2008-2009 CSS allocation from the State in the amount of \$338,600.

FUNDING: Mental Health Services Act (MHSA) Funds.

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

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

52. [08-1772](#) Health Services Director requesting authorization to sign retroactive Amendment III to Cost Reimbursement Agreement 7275-07/10-709 with the County of Sacramento Department of Health and Human Services increasing the reimbursable amount by \$42,433 to a total of \$465,704 for direct medical and support care services through The Ryan White C.A.R.E. Act for persons living with HIV/AIDS disease, contingent upon approval from County Counsel and Risk Management.

FUNDING: Ryan White C.A.R.E. Act from Sacramento County.

This matter was added to the Consent Calendar and approved.

53. [08-1827](#) General Services Department recommending Chairman be authorized to sign Agreement 267-S0911 with Whitney Environmental Consulting, Inc., dba Foothill Associates in the amount of \$154,243 for a two year term for the preparation of a Countywide Park Master Plan and California Environmental Quality Act (CEQA) documentation, subject to approval by County Counsel and Risk Management.

FUNDING: Parks Accumulative Capital Outlay (ACO) Fund.

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

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

54. [08-1846](#) Environmental Management Department recommending a Special Meeting of the Board of Supervisors be set for early 2009 to discuss future planning for Solid Waste Management in the County of El Dorado.

This matter was added to the Consent Calendar and approved.

55. [08-1264](#) Transportation Department recommending Chairman be authorized to sign the following Funding Agreements in a total amount of \$1,006,551 in support of the Diamond Springs Parkway - Phase 1 Project 72334:
- (1) AGMT 08-52496 with GGV Missouri Flat, LLC in the amount of \$609,521;
 - (2) AGMT 08-1778 and Consultant Agreement with Kimley-Horn and Associates, Inc. in the amount of \$42,030;
 - (3) AGMT 08-1838 with Michael Brandman Associates and Consultant Agreement in the amount of \$180,000; and
 - (4) AGMT 08-1748 with Cooper, Thorne & Associates, Inc., dba CTA Engineering & Surveying and Consultant Agreement in the amount of \$175,000.

FUNDING: Traffic Impact Mitigation Fee Program - West Slope (TIM).

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

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

56. [08-1214](#) Transportation Department recommending adoption of Resolution **333-2008** accepting the Irrevocable Offer of Dedication from M. H. Mohanna, for road right of way, including the underlying fee, along with landscape and public service easements, located on the property identified as APN 119-080-15-100 in El Dorado Hills, necessary to accommodate construction of Bass Lake Road Reconstruction Project 66109, noting adoption of said Resolution rescinds Resolution **236-2008** adopted on the August 19, 2008, Item 10. (Cont'd 11/4/08, Item 9)

Adopted Resolutions 333-2008 upon adoption of Consent Calendar.

57. [08-1209](#) Transportation Department recommending adoption of Resolution **334-2008** accepting the Irrevocable Offer of Dedication from M. H. Mohanna, for road right of way, including the underlying fee, along with landscape and public service easements, located on the property identified as APN 119-080-16-100 in El Dorado Hills, necessary to accommodate construction of Bass Lake Road Reconstruction Project 66109, noting adoption of said Resolution rescinds Resolution **235-2008** adopted on the August 19, 2008, Item 9. (Cont'd 11/4/08, Item 10)

Adopted Resolutions 334-2008 upon adoption of Consent Calendar.

58. [08-1831](#) Human Resources Department recommending adoption of Resolution **341-2008** approving the successor Memorandum of Understanding (MOU) between the County of El Dorado and the El Dorado County Employees Association (EDCEA) representing employees in the General (GE), Professional (PL), and Supervisory (SU) Bargaining Units effective January 1, 2008 through December 31, 2008; and authorize Chairman to sign same.

Adopted Resolution 341-2008 upon adoption of Consent Calendar.

59. [08-1516](#) Human Resources Director requesting his signature be ratified on Amendment I to Agreements 6178, 6179 and 6180 with Managed Health Network for the provision of the County's Employee Assistance Program (EAP); and recommending Chairman be authorized to sign retroactive Amendment II to Agreements 6178, 6179 and 6180 with Managed Health Network in the amount \$385,000 for a one year term for same.

FUNDING: Risk Management Internal Service Fund.

This matter was added to the Consent Calendar and approved.

60. [08-1749](#) Chief Administrative Office recommending Information Technologies Department utilize Article 12, Section E, Deviation from Retention Points for the classification of Information Technology Analyst Trainee/I/II. (Cont'd 12/9/08, Item 34)

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

Yes: 4 - Dupray, Baumann, Briggs and Santiago

Noes: 1 - Sweeney

10:00 A.M. - TIME ALLOCATION

61. [08-1722](#) Presentation by Senator Dave Cox recognizing the service of Supervisors Baumann and Dupray during their terms as County Supervisors for the County of El Dorado.

No formal action required.

11:00 A.M. - TIME ALLOCATION

62. [08-1615](#) Presentation by Dr. Vicki Barber providing an update to the Board on education in the County of El Dorado.

No formal action required.

2:00 P.M. - TIME ALLOCATION

63. [08-1757](#) Hearing to consider adoption of Resolution **336-2008** establishing a new agricultural preserve (Williamson Act Contract WAC08-0001) for a parcel currently part of Agricultural Preserve No. 11, on property identified by APN 093-032-86, consisting of 50.38 acres, located on the north side of Perry Creek Road, approximately one half mile east of the intersection with Fairplay Road in the Fair Play area, requested by Paul and Alice Clary. (District II) (Categorical Exemption pursuant to Section 15317 of the CEQA Guidelines)

Hearing no protests, a motion was made by Supervisor Baumann, seconded by Supervisor Sweeney, to approve the following:

1. Certify that the project is categorically exempt from CEQA pursuant to Section 15317; and

2. Adopt Resolution 336-2008 regarding the Williamson Act Contract WAC08-0001 establishing agricultural preserve No. 319 on Assessor's Parcel Number 093-032-86.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

64. [08-1768](#) Hearing to consider an amendment to existing Agricultural Preserve Numbers 66 and 229 through a Boundary Line Adjustment (BLA07-0070), and adoption of Resolutions **337-2008**, **338-2008** and **339-2008** establishing three new Agricultural Preserves on properties, identified by APN's 085-030-14 (20.02 acres/WAC08-0002, No. 66), 085-540-70 (20 acres/WAC08-0003, No. 320), 085-030-52 (30.04 acres/WAC08-0006, No. 229) and 085-510-02, totaling 100 acres, located in the Camino area requested by Gael Barsotti and Anna Leigh. (District III) (Categorical Exemption pursuant to Sections 15305 and 15317 of the CEQA Guidelines)

After hearing public testimony, a motion was made by Supervisor Baumann, seconded by Supervisor Santiago, as follows:

- 1. Certify that the project is Categorically Exempt from CEQA pursuant to Sections 15305 and 15317; and**
- 2. Adopt Resolutions 337-2008, 338-2008, and 339-2008 approving Boundary Line Adjustment BLA07-0070 and Williamson Act Contracts WAC08-0002 (Assessor's Parcel Number 085-030-14), WAC08-0003 (Assessor's Parcel Number 085-540-70), and WAC08-0006 (Assessor's Parcel Number 085-030-52) establishing new agricultural preserves No. 66, No. 320, and No. 229 on said properties.**

Yes: 4 - Dupray, Baumann, Briggs and Santiago

Recused: 1 - Sweeney

65. [08-1685](#) Hearing to consider General Plan Amendment A08-0008 to amend the General Plan land use map changing the designation from Rural Residential (RR) to Rural Residential - Agricultural District Overlay (RR-A) on property, identified by APN 088-170-32, consisting of 17.47 acres located on the southwest side of Traverse Creek Road at the intersection with Spanish Flat Road, in the Garden Valley area. Applicant: B.J. Rome. (District IV) (Exempt pursuant to Section 15061(b)3 of the CEQA Guidelines)

Hearing no protests, a motion was made by Supervisor Briggs, seconded by Supervisor Santiago, as follows:

- 1. Find the project exempt from CEQA review pursuant to CEQA Guidelines Section 15061(b)3; and**
- 2. Approve General Plan Amendment A08-0008 changing the land use designation for Assessor's Parcel Number 088-170-32 from Rural Residential (RR) to Rural Residential-Agricultural District Overlay (RR-A).**

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

66. [08-1746](#) Development Services Department, Planning Services Division, recommending adoption of Resolution **335-2008** approving the General Plan amendments considered by the Board during the December 2008 "General Plan Window."

A motion was made by Supervisor Santiago, seconded by Supervisor Sweeney to adopt Resolution 335-2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

BUDGET UPDATE - Information to be provided regarding implementation of reductions in Veteran's Services and Department of Human Services, Special Investigation Unit.

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

67. [08-1832](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: United States of America (USA) v. El Dorado County and City of South Lake Tahoe. Civil Action No. S-01-1520 x-ref: (Meyers Landfill Site)
No Action Reported
68. [08-1844](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**
Significant Exposure to litigation: One (1) potential case. Title: Solid Waste Franchisee Rate Requests.
No Action Reported
69. [08-1836](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**
Significant exposure to litigation. One (1) potential case. Title: Development Agreement by and between The County of El Dorado and El Dorado Hills Investors - Right of Way Issues.
No Action Reported
70. [08-1837](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real property described as follows:
(1) 121-120-19, Serrano Associates LLC, a Delaware Limited Liability Company. The person or persons with whom the negotiator may negotiate is Kirk Bone;
(2) 122-720-03, El Dorado Hills Investors LTD, a California limited partnership. The person or persons with whom the negotiator may negotiate is Anthony Mansour;
(3) 118-170-01, El Dorado Hills Investors LTD, a California limited partnership. The person or persons with whom the negotiator may negotiate is Anthony Mansour;
(4) 121-280-01, El Dorado Hills Investors LTD, a California limited partnership. The person or persons with whom the negotiator may negotiate is Anthony Mansour; and
(5) 121-280-04, Von Housen's Motors, a California Corporation. The person or persons with whom the negotiator may negotiate is George Grinzewitsch, Jr.
Instructions to negotiator will concern price and terms of payment. Peter Feild will be the negotiator on behalf of El Dorado County.
No Action Reported

- 71. [08-1824](#) Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation:**
Title: Director of Health Services.
No Action Reported

- 72. [08-1784](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources.
Employee Organization: Operating Engineers local No. 3, Corrections (CR) Bargaining Unit.
No Action Reported

- 73. [08-1809](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources.
Employee Organization: El Dorado County Employees Association Local No. 1, General, Professional, and Supervisory Bargaining Units.
No Action Reported

- 74. [08-1783](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources.
Employee Organization: Operating Engineers Local No. 3, Probation (PR) Bargaining Unit
No Action Reported

ADDENDUM

CLOSED SESSION:

75. [08-1855](#) Pursuant to Government Code Section 54957.6. **Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources.
Employee Organization: El Dorado County Deputy Sheriff's Association, (SA) Bargaining Unit.

No Action Reported

76. [08-1862](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
One (1) potential case. Title: Yubacon, Inc. v. El Dorado County Department of Transportation.

No Action Reported

DEPARTMENT MATTERS:

77. [08-1852](#) Human Resources Department recommending Resolution **343-2008** establishing salary ranges for covered classes in the Sheriff's Department, in accordance with El Dorado County Charter Section 504, effective January 3, 2009.

FUNDING: General Fund - Department 15.

A motion was made by Supervisor Sweeney, seconded by Supervisor Baumann to adopt Resolution 343-2008.

Further discussion: Resolution 343-2008 does not address the issue of Recruitment and Retention Stipend. The Recruitment and Retention Stipend of 7% of salary for classifications of Deputy Sheriffs and Sheriffs Sergeant will not continue beyond December 31, 2008. The Board has authorized the County labor negotiator, the Human Resources Director, to meet and confer with the union to propose continuing a stipend in the amount that will result in no loss of current pay for these employees.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

78. [08-1861](#) County Counsel recommending the Board authorize amendment to the Transfer Agreement Between The South Tahoe Area Transit Authority And County Of El Dorado Regarding The Operation And Funding Of Bluego Oncall Demand Responsive Transit Services to comply with Transportation Development Act (TDA) rules and regulations.

This matter was continued to January 13, 2009 upon adoption of the Agenda.

79. [08-1863](#) Chief Administrative Office recommending adoption of Resolution **342-2008** amending the County's Authorized Personnel Allocation reducing four (4.0 FTE) Information Technology Analyst Trainee/I/II positions.
- A motion was made by Supervisor Briggs, seconded by Supervisor Santiago to adopt Resolution 342-2008.**
- Yes:** 4 - Dupray, Baumann, Briggs and Santiago
- Noes:** 1 - Sweeney
80. [08-1706](#) Chief Administrative Office providing information regarding the implementation of the approved reductions in the Special Investigations Unit of Human Services and Department of Veterans Affairs. (Cont'd 12/9/08, Item 35)
- No formal action required.**
81. [08-1858](#) Supervisors Briggs and Baumann recommending Chairman be authorized to sign Easement Agreement with Sacramento Placerville Transportation Corridor Joint Powers Authority and Ginney-Campoy, LLC.
- A motion was made by Supervisor Briggs, seconded by Supervisor Baumann to approve and authorize the Chair to sign this matter subject to the following changes with the final wording to be worked out by County Counsel:**
- The conveyance of the easement is dependent on the construction of a roadway; and
 - The right of relocation of the easement is at the County's discretion with no cost to the grantee and no cost to County for reacquisition of said easement.
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

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