



County of El Dorado

330 Fair Lane, Building A
Placerville, California
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MEETING AGENDA

Board of Supervisors

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

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

Tuesday, August 20, 2013

8:00 AM

Board of Supervisors Meeting Room

Vision Statement

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

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

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

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

Public Testimony will be received on each agenda item listed under Department Matters as it is called. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals speaking for a group are allocated 5 minutes. (Adopted 8/10/93) Except with the consent of the Board, individuals shall be allowed to speak to an item only once. Upon completion of public comment the matter shall be returned to the Board for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Board for a point of clarification or question by the Board. Matters not on the agenda may be addressed by the general public during the Open Forum. Public comments during Open Forum are limited to three minutes per person. The Board reserves the right to waive said rules by a majority vote.

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in the foyer of Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' Meeting Agenda webpage subject to staff's ability to post the documents before the meeting.

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

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

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

8:00 A.M. - CALL TO ORDER AND RECESS TO CLOSED SESSIONS

9:00 A.M. - RECONVENE TO OPEN SESSION AND CLOSED SESSION REPORTS

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

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

OPEN FORUM

CAO UPDATE

CONSENT CALENDAR 1

1. [13-0973](#) Auditor-Controller recommending the Board adopt Resolution **126-2013** superseding Resolution 118-2013 establishing the 2013/2014 rate of the tax levy for the taxing agencies in the County of El Dorado.

2. [13-1033](#) District Attorney and Chief Administrative Office recommending the Board approve the attached budget transfer increasing Fiscal Year 2012/2013 revenues and appropriations by \$10,734.95 for Real Estate Fraud, \$3,220.60 for Foreclosure Crisis and decreasing General Fund Contingency and increasing appropriations by \$50,000 to fund increased expenses related to retirements and extraordinary expenses related to two recently solved cold cases. (4/5 vote required)

FUNDING: Real Estate Fraud, Foreclosure Crisis, General Fund.

3. [13-1026](#) Community Development Agency and Human Resources Department recommending the Board consider the following:
 - 1) Adopt Resolution **127-2013** establishing classification specifications, salary ranges and bargaining unit designations for the positions of Code Enforcement Officer I/II and Supervising Code Enforcement Officer; and
 - 2) Amend the Authorized Personnel Allocation for the Community Development Agency deleting 2.0 FTE Building Inspector I/II/III positions and adding 1.0 FTE Code Enforcement Officer I/II, 1.0 FTE Supervising Code Enforcement Officer, and 1.0 FTE Development Technician.

FUNDING: General Fund.

4. [13-0873](#) Supervisor Briggs recommending the Board consider the following:
 - 1) Accept his resignation from the El Dorado County Water Agency Board of Directors; and,
 - 2) Appoint Supervisor Ron Mikulaco to the Water Agency Board to complete the remainder of Supervisor Briggs' term ending January 1, 2015.

CONSENT CALENDAR 2

5. [13-0007](#) Clerk of the Board of Supervisors recommending the Board approve the Regular Meeting Minutes from Tuesday, August 13, 2103.

6. [13-0707](#) Community Development Agency, Administration and Finance Division, recommending the Board consider the following:
- 1) Authorize the Chair to execute Agreement for Road Zone Maintenance Services No. 134-S1411 with Doug Veerkamp General Engineering, Inc. in an amount of \$86,889 for a term of forty-five (45) working days to provide road maintenance and improvement services at the Arrowbee Estates Road Zone of Benefit 98201 located in the Lotus-Luneman area of County Service Area No. 2;
 - 2) Authorize the Acting Director of the Community Development Agency to sign the Notice of Acceptance upon completion of the project, and
 - 3) Authorize the Clerk of the Board to release the Payment and Performance bonds at the end of the one year guarantee period.

FUNDING: Arrowbee Estates Road Zone of Benefit Assessment Fees.

7. [11-1349](#) Community Development Agency, Environmental Management Division, recommending the Board adopt Resolution **121-2013**, superseding Resolution 108-2013, authorizing the Division to act as a regional applicant to submit used Oil Payment Program Regional applications on behalf of itself as Lead Agency and that this authorization is effective for five (5) years from the date of adoption of this resolution from June, 2013 through May, 2018. This resolution is a requirement of the grantor.

FUNDING: California Oil Recycling Enhancement Act.

8. [13-0775](#) Community Development Agency, Transportation Division, 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 the State of California Department of Parks and Recreation, for Assessor's Parcel Numbers 033-020-03, 033-080-07 and 033-090-15; and,
 - 2) Authorize the Transportation Division Director 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 Sawmill 2B Bike and Erosion Control Project, CIP No. 95192.

FUNDING: Tahoe Regional Planning Agency (TRPA) Air Quality Mitigation Funds.

9. [11-0005](#) Community Development Agency, Transportation Division, recommending the Board:
- 1) Authorize the Chair to sign the Notice of Acceptance with C.W. Fox Construction, Inc. for the Wentworth Springs Road at Gerle Creek Bridge Replacement Project, CIP No. 77118; and
 - 2) Authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department after the one-year guarantee period.

FUNDING: Federal Highway Administration's Highway Bridge Program (HBP) and Toll Credits Program.

10. [13-0604](#) Community Development Agency, Transportation Division, recommending the Board authorize the Chair to sign the Landscape Maintenance Agreement with the State of California Department of Transportation for the landscape maintenance of the bike paths placed within State Highway Right of Way along State Routes 49 and 193 for the Northside School Class I Bike Path - Phases 1 and 2 Projects, CIP No. 72304 (Phase 1, SR-193) and CIP No. 72306 (Phase 2, SR-49).

FUNDING: Road Fund.

11. [13-0939](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt Resolution **124-2013** thereby:
- 1) Authorizing the Chair to sign Agreement A3-1314-29 with the California Department of Aging in the amount of \$203,445 and the accompanying Contractor/Vendor Confidentiality Statement, for the provision of Title III/VII senior services during the term July 1, 2013 through September 30, 2013; and
 - 2) Authorizing the Chief Administrative Officer, or their designee, to execute any future amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the total dollar amount or the term and further authorize the Director of the Health and Human Services Agency, or successor, to continue to administer Agreement A3-1314-29 and execute any subsequent documents relating to said Agreement including required fiscal and programmatic reports.

FUNDING: State and Federal Funding.

12. [13-0160](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt Resolution **120-2013**, thereby:
- 1) Authorizing the Chair to sign Amendment 1 to Agreement 13B-5007 with the California Department of Community Services and Development increasing the maximum agreement amount by \$136,296, from \$904,435 to \$1,040,731, for the provision of Low-Income Home Energy Assistance Program services to eligible residents of El Dorado and Alpine counties during the term of January 1, 2013 through January 31, 2014; and
 - 2) Authorizing the Chief Administrative Officer, or their designee, to execute any future amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the total dollar amount or the term and further authorize the Director of the Health and Human Services Agency, or successor, to continue to administer Agreement 13B-5007, as amended, and execute any subsequent documents relating to said Agreement including required fiscal and programmatic reports.

FUNDING: Federal Grant Funding.

13. [13-0784](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt Resolution **123-2013** authorizing the Director of the Health and Human Services Agency, or designee, to sign and submit an application to the California Department of Social Services, Community Care Licensing Division for a license to operate an Adult Day Program at the new Senior Day Care Center site in El Dorado Hills.

FUNDING: Fees for Service, Donations and General Fund Contribution.

14. [13-0954](#) Health and Human Services Agency and Human Resources recommending the Board adopt Resolution **125-2013** to amend the Authorized Personnel Allocation Resolution for the Health and Human Services Agency to add 3.0 Full Time Equivalent Eligibility Worker I/II/III for the implementation of the Affordable Care Act.

FUNDING: California Department of Social Services

15. [13-0927](#) Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign retroactive Amendment I to Agreement for Services 152-S1310 with Tahoe Youth and Family Services, Inc., for the provision of Specialty Mental Health services for minors, thereby extending the term to cover July 1, 2012 through June 30, 2015 and increasing the not-to-exceed amount to \$205,000 for the term of the Agreement; and
 - 2) Authorize the Chief Administrative Officer or their designee to execute further documents relating to Agreement for Services 152-S1310, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

FUNDING: Federal and State funding.

16. [13-0932](#) Health and Human Services Agency, Social Services Division, recommending the Board consider the following:
- 1) Authorize the Chair to execute perpetual Agreement for Services 633-S1211 with Greenacre Homes, Inc. for the provision of emergency shelter care and/or foster care placement services on an "as requested" basis with a term that shall commence upon execution, with no end date, and a maximum not-to-exceed compensation of \$250,000 during any fiscal year; and
 - 2) Authorize the Chief Administrative Officer or their designee to execute further documents relating to the above noted Agreement, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum compensation or term of the Agreement.

FUNDING: Funded with a blend of Federal and State funds (85%) with County share of cost or required match (15%) met primarily with realignment resources.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION 1

17. [12-1058](#) Supervisor Briggs recommending the Board consider the following:
1) Receive a presentation from Dick Montgomery, California Prostate Cancer Coalition, on efforts to promote awareness and increase education about the importance of the early detection and testing for prostate cancer; and,
2) Adopt a Proclamation declaring the month of September 2013 as "Prostate Cancer Awareness Month."
18. [13-0967](#) Supervisor Santiago recommending the Board conduct a public hearing and adopt Resolution **122-2013** to declare that the operation of a carnival at the Heavenly Valley Ski Resort California-side parking lot by Wold Amusements in conjunction with the Kiwanis Annual Community Fair on August 30, 2013 through September 1, 2013 will not endanger the public health, safety and welfare and that the operation of a carnival does not violate any zoning or health laws or regulations. This resolution is required for the approval of the business license submitted by Wold Amusements prior to the commencement of the carnival.

DEPARTMENT MATTERS 1

19. [13-0964](#) Chief Administrative Office, Economic Development Division, recommending the Board consider authorizing the Purchasing Agent to sign Memorandum of Understanding No.181-M1411 with Sustainable Tahoe in the amount of \$10,000 to provide funding assistance for the 2013 Tahoe Geotourism Expo to be held September 7-8, 2013.

FUNDING: General Fund - Transient Occupancy Tax (TOT).

DEPARTMENT MATTERS 2

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

2:00 P.M. - TIME ALLOCATION 1

21. [13-0995](#) Supervisor Veerkamp recommending the Board receive a presentation provided by Mike McKeever, Chief Executive Officer, Sacramento Area Council of Governments on the Blueprint Scenario for our region. (Est. Time: 45 Min.)
22. [13-0988](#) Hearing to consider a request submitted by Carol Louis appealing the approval of Planned Development PD09-0005/Macauley Construction Headquarters by the Planning Commission on July 11, 2013 on property identified by Assessor's Parcel Number 319-260-51, consisting of 6.00 acres, located on the north side of Greenstone Cutoff Road, at the intersection with Greenstone Road in the El Dorado area; and Planning Services recommends the Board of Supervisors take the following actions:
- 1) Adopt the Mitigated Negative Declaration based on the Initial Study prepared by staff; and
 - 2) Deny the appeal, thereby upholding the approval of Planned Development PD09-0005 by the Planning Commission on July 11, 2013 based on Findings and subject to the Conditions of Approval listed in Attachment 1. (Supervisorial District 3)

ITEMS TO/FROM SUPERVISORS**ADJOURNMENT**

CLOSED SESSION

23. 13-0102 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b). Title: Local Agency Formation Commission (LAFCO) Agency California Public Employees' Retirement System (CalPERS) Matter update. (Est. Time: 15 Min.)
24. 13-1036 **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Administrative Appeal of Record of Decision and Final Supplemental Environmental Impact Statement for the Eldorado National Forest Travel Management Plan Number of potential cases: (1). (Est. Time: 15)
25. 13-1040 **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Public Defender. (Est. Time: 20 Min.)
26. 13-1038 **Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Director of Human Resources. (Est. Time: 10 Min.)
27. 13-1039 **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Agricultural Commissioner Sealer of Weight and Measures. (Est. Time: 20 Min.)

ADDENDUM

DEPARTMENT MATTERS

- 28. [13-1061](#) Chief Administrative Office recommending the Board approve and authorize the Chair to sign a budget transfer related to year end close issues. (4/5 vote required)

CLOSED SESSION

- 29. 13-1057 **Pursuant to Government Code Section 54957- Public Employment.**
Title: Resignation of Director of Human Resources. (Est. Time: 5 Min.)

On August 19, 2003, the Board adopted the following protocol: It is a requirement that all speakers, County staff and the public, when approaching the podium to make a visual, Power Point or transparencies presentation to the Board of Supervisors, must provide the Clerk with the appropriate number of hard copies of the presentation for Board members and the audience. Only those speakers that provide this required number of hard copies will be permitted to proceed with a visual presentation.

Persons interested in serving on any Board of Supervisors ADVISORY BOARD, COMMITTEE, OR COMMISSION are encouraged to complete an application form (available in the office of the Clerk of the Board of Supervisors, or online) and submit same to the board, committee or commission, to the County Department which supports the board, committee or commission, or to the Clerk of the Board of Supervisors.

VIDEO TAPES of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

West Slope - Comcast - Channel 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)

BOARD OF SUPERVISORS ANNOUNCEMENTS

**Special Meeting
August 26, 2013**

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

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

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