



# County of El Dorado

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## MEETING AGENDA

### Board of Supervisors

*Ron Briggs, Chairman, District IV*  
*Norma Santiago, First Vice Chairman, District V*  
*Ray Nutting, Second Vice Chairman, District II*  
*John R. Knight, District I*  
*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*

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Tuesday, June 16, 2009

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) 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 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**

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

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

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

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.

**10:00 A.M. - TIME ALLOCATION**

1. [09-0709](#)      **PRESENTATION** by Jan Melnicoe, a member of the Mental Health Commission, presenting the 2009 Annual Report on the needs and performance of the County's mental health system.
  
2. [09-0799](#)      **PRESENTATION** by Elizabeth Blakemore from the Child Abuse Prevention Council informing the Board on Children's Trust Fund Programs.

**OPEN FORUM**

**CONSENT CALENDAR**

3. [09-0795](#)      Approval of Board of Supervisors Minutes for the Regular Meeting of Tuesday, June 9, 2009.
  
4. [09-0689](#)      Chief Administrative Office, Procurement and Contracts Division, recommending the Board authorize the Purchasing Agent to increase purchase order Nos. 2914454, 2914562 and 2914558 by a combined amount of \$5,112.11 for a total combined amount of \$553,578.15 issued for the purchase of County fleet vehicles, noting the increase is necessary in order to reflect the change in sales tax rate.

**FUNDING:** Fleet Management Internal Service Fund.

5. [09-0713](#) Chief Administrative Office, Procurement and Contracts Division, presenting two (2) satellite phones for donation to the Barton Healthcare Systems and Alpine County for safety and security purposes associated with public emergencies and recommending the Board so declare and authorize donation of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12.
6. [09-0659](#) 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.
7. [09-0216](#) District Attorney recommending the Board approve a Budget Transfer to reverse Budget Transfer 29087 previously brought before the Board on February 24, 2009 regarding Real Estate Fraud Prosecution and Investigation activity. (4/5 vote required)
8. [09-0676](#) Environmental Management Department recommending Chairman be authorized to sign 2009/2010 Fiscal Year Funding Agreement No. 008-A-09/10-BOS with The River Store, Inc. in the amount of \$22,000 for the period of July 1, 2009 through June 30, 2010 for the provision of the river shuttle service on the South Fork of the American River. (River Program)  
  
**FUNDING:** River Trust fund and in the 2009/2010 River Program budget.
9. [09-0734](#) Sheriff's Department recommending the Board accept, with thanks, the receipt of eight (8) Glock handguns and other law enforcement equipment donated from the Lake Tahoe Community College.
10. [09-0663](#) Sheriff's Department recommending adoption of Resolution approving the revised Disposition Schedule for said Department. (Cont'd 6/2/2009, Item 20)
11. **09-0712** Sheriff's Department recommending adoption of Resolution authorizing Jeff Neves, Sheriff; Bryan Golmitz, Lieutenant; or Mary Pierce, Fiscal Administrative Manager to execute necessary documents for the purpose of obtaining Fiscal Year 2009 Homeland Security Grant funds provided by the Federal Department of Homeland Security, and subgranted through the State of California.  
**Resolution 122-2009**  
**FUNDING:** Fiscal Year 2009 Homeland Security Grant Funds.

12. [09-0512](#) Transportation Department recommending Resolution of Intent to Levy the Benefit Assessment for Creekside Drive Road Zone of Benefit 98127 within County Service Area No. 9; and recommending a public hearing be set for August 4, 2009 at 10:00 a.m. for the assessment ballot proceedings.  
**Resolution 123-2009**
13. [09-0667](#) Transportation Department recommending adoption of Resolution of Vacation to abandon the Offer of Dedication for public utilities and drainage easements as shown on PM 48/132, Parcels A and B on property identified by APNs 117-210-33 and 117-210-34 in the El Dorado Hills area, necessary to eliminate unnecessary encumbrances created by the re-configuration of the boundary lines of the subject parcels by previous maps, and to accommodate development of the Carson Creek Corporate Center, as requested by PAC/SIB LLC.  
**Resolution 124-2009**
14. [09-0612](#) Transportation Department recommending the Board approve payment to the National Fish and Wildlife Foundation in the amount of \$90,225 to mitigate 0.401 acres of seasonal wetlands impacted by the U.S. Hwy 50/ Missouri Flat Road Interchange Improvements - Phase 1B Project; and authorize the Auditor-Controller to issue a check for same.  
**FUNDING:** The In-Lieu Impact Mitigation fee is funded by the 2004 General Plan Traffic Impact Mitigation Fund.
15. [09-0620](#) Transportation Department recommending the Board approve a one-year renewal of Facility Use Agreement 744-L0711 with Mother Lode Lions Club in the amount of \$1,560.60 per month commencing on July 1, 2009 through June 30, 2010 for the Department of Human Services, Senior Nutrition Program's continued use of the facility located at 4701 Missouri Flat Road.  
**FUNDING:** State and Federal Grant Funds, Participant Donations, and General Fund.
16. [09-0627](#) Transportation Department recommending the Board approve a one-year renewal of Facility Use Agreement 740-O0610 with Pollock Pines Recreation Unlimited, Inc. in the amount \$478.07 per month commencing July 1, 2009 through June 30, 2010 for the Department of Human Services, Senior Nutrition Program's continued use of the facility located at 5581 Gail Street in Pollock Pines.  
**FUNDING:** State and Federal Grant Funds, Participant Donations, and General Fund.

17. [09-0677](#) Transportation Department recommending the following pertaining to the listed Asphalt Concrete Overlays of Forni Road and Pony Express Trail, Contract PW 09-30415; Lotus Road, Contract PW 09-30416 and Malcolm Dixon Road, PW 09-30417:
- 1) Adopt and approve the contract documents.
  - 2) Authorize advertisement for construction bids upon receipt of authorization for construction from Caltrans.
  - 3) Authorize Director of said Department to sign and submit a claim to the El Dorado County Transportation Commission in the amount of \$58,143 of currently available Regional Surface Transportation Program Rural Exchange funds for an overlay of Malcolm Dixon Road.

**FUNDING:** American Recovery and Reinvestment Act of 2009-Regional Surface Transportation Program and Regional Surface Transportation Rural Exchange Funds.

18. [09-0474](#) Transportation Department recommending the Board take the following actions pertaining to the Latrobe Road Realignment:
- 1) Adopt the California Environmental Quality Act (CEQA) Negative Declaration;
  - 2) Adopt the Mitigation Monitoring and Reporting Program (Appendix A of the Initial Study/Mitigated Negative Declaration Document);
  - 3) Approve the project as described in the CEQA document; and,
  - 4) Authorize Department of Transportation staff to proceed with any right-of-way; acquisitions necessary to construct the project (Assessor's Parcel Number 117-020-15 and 118-110-03).

**FUNDING:** High Risk Rural Road (HRRR) federal grant program and the Regional Surface Transportation Program (RSTP).

19. [09-0791](#) Supervisor Knight recommending Resolution permitting the Cameron Park Community Services District to present a fireworks display at Cameron Park Lake on June 27, 2009, as part of their 10th Annual Summer Spectacular event, noting this approval shall be contingent upon approval of various agencies as required.

**Resolution 125-2009**

**END CONSENT CALENDAR**

**DEPARTMENT MATTERS/NOTICED HEARING**

20. [09-0750](#) Per the request of Waste Connections Inc. and as required by the Franchise Agreement, conduct a public hearing to consider adoption of Resolution adjusting the solid waste collection and Material Recovery Facility (MRF) rate for Waste Connections, Inc., dba El Dorado Disposal Service by the annual Consumer Price Index of 3.4% and adjusting the fuel surcharge from 3.75% to 2.97%, effective July 1, 2009.
21. [09-0652](#) Hearing to consider adoption of Resolution establishing fees for mosquito abatement and snow removal equipment within County Service Area No. 3 (City of South Lake Tahoe) for Fiscal Year 2009-2010, noting the \$20 snow removal and \$6 mosquito abatement benefit assessments remain unchanged.  
**Resolution 126-2009**  
**FUNDING:** Zone of benefit assessments.
22. [09-0653](#) Hearing to consider adoption of Resolutions establishing West Slope and East Slope waste management fees for Fiscal Year 2009-2010; and adoption of Resolution establishing an appeal process for County Service Area No. 10 waste management parcel fees.  
**Resolutions 127-2009, 128-2009, and 129-2009**  
**FUNDING:** Parcel Fees.
23. [09-0560](#) Hearing to consider adoption of Resolution establishing the annual benefit assessment for the 2009/2010 tax year for Road Zones of Benefit within County Services Area No. 2, noting this is a continuation of benefit assessments with no increase over current levels.  
**Resolution 130-2009**
24. [09-0561](#) Hearing to consider adoption of Resolution establishing the annual benefit assessments for the 2009/2010 tax year for snow removal services in the unincorporated areas within County Service Area No. 3, noting this is a continuation of the existing benefit assessments with no increase over current levels.  
**Resolution 131-2009**  
**FUNDING:** Benefit Assessments.
25. [09-0562](#) Hearing to consider adoption of Resolution establishing annual benefit assessments for the 2009/2010 tax year for Road Zones of Benefit within County Service Area No. 9, noting this is a continuation of benefit assessments with no increase over current levels.  
**Resolution 132-2009**  
**FUNDING:** Benefit Assessments.

26. [09-0563](#) Hearing to consider adoption of Resolution establishing the annual benefit assessment for the 2009/2010 tax year for Drainage Zones of Benefit within County Service Area No. 9, noting this is a continuation of the existing benefit assessments with no increase over current levels.  
**Resolution 133-2009**  
**FUNDING:** Benefit Assessments.
27. [09-0564](#) Hearing to consider adoption of Resolution establishing benefit assessments for the 2009/2010 tax year for Lighting Zones of Benefit within County Service Area No. 9, noting this is a continuation of the existing benefit assessments with no increase over current levels.  
**Resolution 134-2009**  
**FUNDING:** Benefit Assessments.
28. [09-0565](#) Hearing to consider adoption of Resolution establishing the annual benefit assessment for the 2009/2010 tax year for Emerald Meadows Zone of Benefit No. 98580 within County Service Area No. 9, noting this is a continuation of the existing benefit assessment with no increase over the current level.  
**Resolution 135-2009**  
**FUNDING:** Benefit Assessments.
29. [09-0341](#) Chief Administrative Office requesting the Board consider approving the initial permanent assignment and overnight retention of County owned vehicles for the District Attorney's office; and receive an update on the current status of the permanent assignment and overnight retention of County owned vehicles that meet the criteria set forth in Policy D-4, the Vehicle Use, Standards, Procurement and Disposal policy. (Refer 3/17/09, Item 13)

## CAO REPORTS

## ITEMS TO/FROM SUPERVISORS

## CONTINUED

**CLOSED SESSION**

30. [09-0681](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**  
County Negotiator: Interim 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 Sheriff's Association representing employees in the Law Enforcement unit.
31. [09-0756](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: Claim of Rebecca Phillips v. County of El Dorado, Worker's Compensation Claim Settlement, Bragg & Associates, Inc., Claim No. Multiple.
32. [09-0779](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: Proceeding before the State Mining and Geology Board to determine whether the Big Cut Mine has vested rights to operate under Surface Mining and Reclamation Act.
- Pursuant to Government Code Section 54956.9(c), **Anticipated Litigation:** Initiation of Litigation.  
Title: El Dorado County v. State Mining and Geology Board.
33. [09-0794](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**  
Title: Legal Issues Associated With Rare Plants.
34. [09-0782](#) Pursuant to Government Code Section 54957, **Public Employee Appointment:**  
Title: Director of Human Services.

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

**ANNOUNCEMENTS**

**Monday, June 15, 2009 – 9:00 a.m. – Budget Workshop - Land Use and Development**

**Wednesday, June 17, 2009 – 9:00 a.m. – Budget Workshop - Continued Presentations,  
if needed**

**Thursday, June 18, 2009 – 9:00 a.m. – Budget Workshop - Continued Discussion, if  
needed. Close Workshop.**

**Tuesday, June 23, 2009 – 8:00 a.m. - Adopt Proposed Fiscal Year 2009/2010 Budget**

**Monday, June 22, 2009, 9:00 a.m. - General Plan/5 Year Review and Update (Continued  
from May 4, 2009)**

**Monday, July 27, 2009, 9:00 a.m. – Special Meeting to discuss Tax Increments**