



County of El Dorado

330 Fair Lane, Building A
Placerville, California
530-621-5390
FAX 530-622-3645
www.edcgov.us/bos

MEETING AGENDA

Board of Supervisors

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

Terri Daly, Acting Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Louis B. Green, County Counsel

Tuesday, June 12, 2012

8:00 AM

Board of Supervisors Meeting Room

Vision Statement

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

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

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>

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

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

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

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

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

8:00 A.M. - 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

Board Members, staff and members of the public may request an item be pulled from the Consent Calendar for discussion. Items requested to be removed from the Consent Calendar shall be removed from Consent Calendar and heard by the Board. 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.

OPEN FORUM

BUDGET UPDATE

CONSENT CALENDAR

1. [12-0002](#) Acting Clerk of the Board recommending the Board approve the meeting minutes from the Special Meetings of Monday, June 4, 2012 and Thursday, June 7, 2012, and the Regular Meeting of Tuesday, June 5, 2012.

2. [11-1273](#) Acting Clerk of the Board recommending the Board consider the following as a result of the requirement to adopt the Fiscal Year 2012/2013 Final Budget before September 30, 2012:
- 1) The addition of September 25, 2012 as a regular meeting; and
 - 2) The deletion of October 9, 2012 as a regular meeting resulting in the Fall break where the Board will be dark October 2 and October 9 of 2012. (Refer 11/8/11, Item 4)
3. [12-0661](#) Chief Administrative Office recommending the Board authorize the Chair to sign Amendment I to Agreement for Services 228-F1111 with the El Dorado County Fire Safe Council, extending the term two years through June 30, 2014 for fire prevention and planning services as described in Title III of Public Law 110-343.
- FUNDING:** Federal Title III funds through the Secure Rural Schools and Community Self-Determination Act.
4. [12-0549](#) Chief Administrative Office recommending the Board authorize the Chair to sign the annual Agreements with the El Dorado County Resource Conservation District and Georgetown Divide Resource Conservation District, in the amount of \$73,321 each for a term to expire June 30, 2013 to identify responsibilities and establish areas of cooperative effort for all parties regarding erosion, sediment control, and watershed management.
- FUNDING:** General Fund.
5. [12-0684](#) Environmental Management Department recommending the Board adopt Resolution **063-2012** authorizing the Director of said Department to be recognized as the local enforcement agent for Assembly Bill 300 (Safe Body Art Act) including the establishment of the program fee schedule.
- FUNDING:** General Fund Revenue.
6. [12-0244](#) Environmental Management Department recommending the Board authorize the Chair to execute an amendment with Amador Disposal Service, Inc. (a Waste Connections, Inc. company) for collection and disposal of municipal solid waste generated by residential, commercial and industrial customers within the franchise area in the unincorporated southern portion of the County including Somerset, Grizzly Flats and Mt. Aukum. (Refer 2/28/12, Item 9)

7. [11-0115](#) Acting as the Governing Board of the In-Home Supportive Services Public Authority:

Health and Human Services Agency recommending the Board authorize the Chair to sign a second Amendment to Interagency Agreement 384-O1111 between the County of El Dorado and the El Dorado County IHSS Public Authority that defines the responsibilities of the parties relative to the administration of the In-Home Supportive Services Program and adds language regarding the allowable waiver process for employing individual providers with certain criminal convictions.

FUNDING: 85% Federal/State In-Home Supportive Services Public Authority Funds with 15% required County General Fund Match.

8. [12-0155](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt Resolution **064-2012** authorizing the Chair to sign Amendment 1 to Agreement 12B-5807 with the California Department of Community Services and Development, increasing the maximum agreement amount by \$454,411, from \$631,050 to \$1,085,461, 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, 2012 through June 30, 2013. The Resolution further authorizes the Director of Health and Human Services, or successor, or the Chief Assistant Director, or successor, to continue to administer Agreement 12B-5807 as amended and 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, to sign subsequent required fiscal and programmatic reports and to perform any and all administrative responsibilities in relationship to said Agreement.

FUNDING: Federal Grant Funding.

9. [12-0669](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt Resolution **065-2012** authorizing the Chair to sign Agreement AP-1213-29 in the amount of \$905,031 and the accompanying Contractor/Vendor Confidentiality Statement, with the California Department of Aging for the provision of Title III/VII senior services during the term July 1, 2012 through June 30, 2013; and authorizing the Director of the El Dorado County Health and Human Services Agency, or successor, or the Director of the Area Agency on Aging, or successor, to execute further documents relating to Agreement AP-1213-29, including amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the total dollar amount or the term, and to sign subsequent required fiscal and programmatic reports.

FUNDING: Federal/State Grant Funding, County Match-General Fund.

10. [12-0615](#) Health and Human Services Agency, Mental Health Division, recommending the Board authorize the Chair to sign Agreement for Services 423-S1211 with Clinicians Telemed Medical Group, Inc., in the not-to-exceed amount of \$720,000 for the term July 1, 2012 through June 30, 2015 for the provision of psychiatry services on an "as requested" basis for eligible clients.

FUNDING: Medi-Cal, Mental Health Realignment and Mental Health Services Act (MHSA).

11. [12-0657](#) Health and Human Services Agency, Mental Health Division, recommending the Board authorize the Chair to sign Agreement 500-S1211 with Michael C. Lin, M.D. in the not-to-exceed amount of \$180,000 with a term of effective upon execution by the Board through June 30, 2013 for the provision of psychiatry services on an "as requested" basis for eligible clients.

FUNDING: Medi-Cal, Mental Health Realignment and Mental Health Services Act (MHSA).

12. [12-0672](#) Health and Human Services Agency, Mental Health Division, recommending the Board adopt Resolution **066-2012** authorizing Certification Review Hearings and approving amended Chapter IV of the County Short-Doyle Plan Update, Part B, thereby notifying the California Department of Mental Health of a change in Certification Review Hearings in the County. This Resolution and Amendment to the Short-Doyle Plan specifies County of El Dorado procedures in conducting State-mandated Certification Review Hearings, and supersedes prior Resolution 149-83.

FUNDING: Mental Health Realignment.

13. [10-0765](#) Department of Transportation recommending the Board:
- 1) Authorize the Chair to sign the Notice of Acceptance with Granite Construction Company for the White Rock Road Widening and Signalization Project (CIP No. 72372) near El Dorado Hills; and
 - 2) Authorize the Acting 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: This Project was funded with State and Local Partnership Program Grant Funds and Blackstone Pre-Paid Account. The requested Board action has no associated fiscal impact.

14. [12-0321](#) Department of Transportation recommending the Board:
- 1) Make findings pursuant to Article II, Section 210 b (6) of the El Dorado County Charter that there are specialty skills required for the work performed under the Agreement that are not expressly identified in County classifications, and that the ongoing aggregate of work to be performed under the Agreement is not sufficient to warrant the addition of permanent staff; and
 - 2) Authorize the Chair to sign Agreement for Services No. AGMT 12-53415 (No. 008-S1311) with Taber Consultants in an amount not to exceed \$500,000 for a term to commence on June 9, 2012 to the later of three years or upon completion of issued Task Orders or Work Orders for on-call geotechnical and geological engineering support services in support of various Capital Improvement Program projects.

FUNDING: Highway Bridge Program, Regional Surface Transportation Program and various other Capital Improvement Program (CIP) funding sources that fund the Department's CIP projects.

15. [12-0322](#) Department of Transportation recommending the Board:
- 1) Make findings pursuant to Article II, Section 210 b (6) of the El Dorado County Charter that there are specialty skills required for the work performed under the Agreement that are not expressly identified in County classifications, and that the ongoing aggregate of work to be performed under the Agreement is not sufficient to warrant the addition of permanent staff; and
 - 2) Authorize the Chair to sign Agreement for Services No. AGMT 12-53416 (No. 009-S1311) with Kleinfelder West, Inc. in the amount not to exceed \$500,000 for a term to commence on June 30, 2012 to the later of three years or upon completion of issued Task Orders or Work Orders for on-call geotechnical and geological engineering support services in support of various Capital Improvement Program projects.

FUNDING: Highway Bridge Program, Regional Surface Transportation Program and various other Capital Improvement Program (CIP) funding sources that fund the Department's CIP projects.

16. [12-0557](#) Department of Transportation recommending the Board:
- 1) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related documents from Duncan A. Sennott, Who Acquired Title As An Unmarried Man, for Assessor's Parcel Number 035-133-10; and
 - 2) Authorize the Interim Director of Transportation or her designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Christmas Valley Phase 2C Erosion Control Project, CIP No. 95190.

FUNDING: California Tahoe Conservancy Grant Funds and Tahoe Regional Planning Agency Mitigation Funds.

17. [11-0588](#) Treasurer-Tax Collector recommending the Board approve the continuation of the following perpetual Agreements for a total amount of \$101,600 for the Fiscal Year 2012-2013 for ongoing maintenance and support for equipment, software licensing and treasury services:
- 1) Bloomberg LP;
 - 2) Bank of New York Western Trust;
 - 3) Diebold Inc;
 - 4) HP Enterprises Services LLC (formerly known as EDS) ;
 - 5) Loomis, Fargo and Company;
 - 6) NCR Corporation ;
 - 7) Professional Consultancy International (PCI, LLC); and
 - 8) SymPro Inc.
- FUNDING:** General Fund.
18. [11-0401](#) Supervisor Knight recommending the Board authorize the Chair to sign a letter terminating Agreement for Services with Grubb and Ellis Commercial Real Estate Services for purchase of a portion of the property known as Assessor's Parcel Number 325-300-02, generally located on Gold Nugget Way (Briggs), and approve execution of an Agreement with AMS Properties Incorporated for negotiating and brokerage services, subject to approval by County Counsel.
19. [11-0639](#) Supervisor Nutting recommending the Board consider the following:
- 1) Adopt Resolution **067-2012** permitting the Cameron Park Community Services District to present a fireworks display at Cameron Park Lake on June 30, 2012 as part of their 13th Annual Summer Spectacular Event, contingent upon approval of various agencies as required; and
 - 2) Authorize the Chair to sign a letter to the Fire Marshall approving same.
20. [12-0744](#) Supervisor Nutting recommending the Board consider the following pertaining to the fireworks display to be held at the Rodeo Arena at Leoni Meadows Camp in Grizzly Flat on July 5, 2012:
- 1) Adopt Resolution **069-2012** permitting Pyro Spectaculars, Inc. to conduct a pyrotechnic display for the event, contingent upon full compliance of necessary requirements, insurance, contracts and permits as deemed necessary by the control authorities; and
 - 2) Authorize the Chair to sign a letter to the Fire Marshal approving same.
21. [10-0482](#) Supervisor Sweeney recommending the Board approve the changes to the El Dorado County Youth Commission Bylaws adding the El Dorado County Office of Education as our new partner and deleting the University of California Cooperative Extension.

22. [12-0717](#) Supervisor Sweeney recommending the Board proclaim June 14-17, 2012 as "El Dorado County Fair Week"; and, the El Dorado County Fair Board of Directors, along with the Fair Manager is extending an invitation to the Board of Supervisors to attend the ribbon cutting for the opening of the Fair on Thursday, June 14, 2012, at 11:50 a.m. at the Green Gate at the El Dorado County Fairgrounds.
23. [12-0745](#) Supervisor Sweeney recommending the Board take the following actions:
1) Adopt Resolution **070-2012** authorizing Pyro Spectaculars, Inc. to conduct a pyrotechnic display for the annual "4th of July Celebration" on Wednesday, July 4, 2012 at the Placerville Speedway located at the El Dorado County Fairgrounds; and
2) Authorize the Chair to sign a letter to the Fire Marshall approving same.
24. [12-0685](#) Supervisor Santiago recommending the Board approve the appointment of Candice Bailey (District V) for a term to expire January 2016, and accept the resignation of Myra Lowder (District III) on the El Dorado County Early Care and Education Planning Council.
25. [12-0734](#) Supervisor Santiago recommending the Board approve the resignation of Leanne Wagoner and the appointment of Vicki Stillwell to the El Dorado County Child Abuse Prevention Council for a term to expire January 2014.
26. [12-0735](#) Supervisor Santiago recommending the Board approve a Special Meeting at South Lake Tahoe, CA, on Monday, June 25, 2012.
27. [12-0736](#) Supervisor Santiago recommending the Board reactivate the Meyers Community Roundtable originally convened in 1994-1995 to advise the County on zoning and land uses within the Meyers Community Plan, pursuant to Area Plans now being updated by the Tahoe Regional Planning Agency.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

28. [12-0589](#) HEARING: Auditor-Controller recommending the Board hold a public hearing on June 12, 2012 at 9:00 a.m. for the discussion and adoption of Resolution **068-2012** establishing the Fiscal Year 2012-2013 Proposition 4 ("Gann Spending Limit") for the County of El Dorado in the amount of \$167,135,901. (Cont'd 5/22/12, Item 2) (Est. Time: 5 Min.)
29. [12-0729](#) HEARING: Chief Administrative Office recommending the Board hold a public hearing to consider adoption of the Air Quality Management District (AQMD) Budget for Fiscal Year 2012-2013. The Adopted Budget Resolution for the Air Quality Management District will be brought back to the Board on June 26, 2012 for approval. (Est. Time: 15 Min.)
30. [11-0787](#) Department of Transportation recommending the Board take the following actions pertaining to the Montgomery Estates Area 1B Erosion Control Project (Contract No. PW 11-30603, CIP No. 95193):
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for June 1, 2012;
 - 2) Authorize the Chair to sign the Construction Contract, subject to review and approval of the final Contract Documents by County Counsel and Risk Management;
 - 3) Authorize the Interim Director of Transportation to execute Contract Change Orders consistent with the Public Contract Code limits, provided the cumulative total of all Contract Change Orders is within the funding limits for the Project; and
 - 4) Authorize the Interim Director of Transportation to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds. (Est. Time: 5 Min.) (Refer 5/15/2012, Item 15)
- FUNDING:** United States Forest Service.
31. [12-0733](#) Supervisor Nutting recommending the Board direct County Counsel and County staff to work with Tim Roffe, a representative from the Citizen's Coordination Committee, and himself to:
- 1) Create an El Dorado County Coordination Advisory Committee; and
 - 2) Bring a draft of the Bylaws to the June 26, 2012, Board of Supervisors meeting for review.

32. [12-0716](#) Supervisor Nutting recommending the Board direct County staff to work with a representative from the Citizen's Coordination Committee, Tim Roffe and himself to produce a policy as follows:
- 1) Specifically addresses County preferences as it relates to the County's plans and policies and Coordination;
 - 2) Determine in what format the Board would like to see this policy; and
 - 3) Approval to move forward.

TIME ALLOCATION 10:00 A.M.

33. [12-0690](#) PRESENTATION of a Certificate of Recognition by Supervisor Nutting to Kenneth "Scott" Cowan for achieving the highest honor, the rank of Eagle Scout, Troop 88, in the Boy Scouts of America. (Est. Time: 10 Min.)
34. [12-0725](#) Supervisor Sweeney recommending the Board receive a presentation from the El Dorado County Youth Commission on their activities, goals and accomplishments for the 2011-2012 term, and a preview of ongoing activities for 2012-2013. (Est. Time: 30 Min.)

TIME ALLOCATION 11:00 A.M.

35. [12-0696](#) Supervisor Briggs recommending the Board receive a presentation by the El Dorado Farm Trails Association on topics including the status of Farmers' Markets, products in harvest, and events of significance to the agriculture and agro-tourism industries within the County of El Dorado. (Est. Time: 30 Min.)

TIME ALLOCATION 2:00 P.M.

36. [12-0692](#) Supervisor Nutting recommending the Board receive a presentation by Samuel Neill on his proposed Eagle Scout project and requesting the Board's support as he moves forward with completion of the project. (Est. Time: 10 min.)
37. [12-0714](#) Supervisor Sweeney recommending the Board receive a presentation by Kathy Hardy, Forest Supervisor for the Eldorado National Forest regarding an update on the Record of Decision (ROD) for the Rubicon Trail Easement and the Resource Improvement Project. (Est. Time: 90 Min.)

CAO REPORTS**ITEMS TO/FROM SUPERVISORS****ADJOURNMENT**

CLOSED SESSION

38. 12-0741 Conference with Legal Counsel - **Initiation of Litigation** pursuant to Government Code Section 54956.9(c): Title: Potential claim against Quincy Engineering related to U.S. Highway 50/Missouri Flat Phase 1B Bike Path. Number of potential cases: (1). (Est. Time: 10 Min.)
39. 12-0682 Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: Center for Sierra Nevada Conservation, et al., v. County of El Dorado, et al., El Dorado County Superior Court Case No. PC20080336 (Est. Time: 15 Min.)
40. 12-0742 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b). Title: Contract Issues Related to U.S. Highway 50/Missouri Flat Phase 1B Bike Path. Number of potential cases: (1). (Est. Time: 10 Min.)
41. 12-0740 Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as 4130 Product Drive (APN 109-401-01). The person or persons with whom the negotiator may negotiate: Greg Redman, Broker. Instructions to negotiator will concern both price and term of payment. Russ Fackrell will be the negotiator on behalf of El Dorado County. (Est. Time: 15 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 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 15, 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

Special Meeting Thursday, June 7, 2012

8:30 A.M. - 1:30 P.M.

Information Technology Workshop

Special Meeting Monday, June 25, 2012

9:00 A.M. - South Lake Tahoe

4 - Day Joint Workshop for the

Zoning Ordinance Update

Board of Supervisors and Planning Commission

9:00 A.M. - July 16, 18, 19, and 20, 2012

Special Meeting Monday, September 17, 2012

Begin Budget Hearings Fiscal Year 2012-2013

9:00 A.M.

OTHER ANNOUNCEMENTS

Congressman McClintock's Office Hours

Human Resources Conference Room

Third Tuesday of each month

10:00 a.m. - Noon