



County of El Dorado

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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, October 21, 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: 3 - Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

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 Santiago, seconded by Supervisor Baumann, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 4 and 5 continued off calendar; Items 16, 19 and 30 continued to October 28, 2008; and Items 15 and 17 to be heard together.

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

OPEN FORUM

BUDGET UPDATE

CONSENT CALENDAR

1. [08-1608](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, October 14, 2008.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar
2. [08-1537](#) Human Services Department recommending Chairman be authorized to sign nonfinancial Memorandum of Understanding (MOU) 284-M0910 with the California Department of Child Support Services (CDCSS), for a term of three years to delineate the responsibilities of the Department of Human Services (DHS) and CDCSS as they apply to DHS on-line access to the California Child Support Automation System.
RECOMMENDED ACTION: Approve.

FUNDING: 85% Federal/State Social Services Allocation with a 15% County match.
This matter was Approved on the consent calendar

3. [08-1538](#) Human Services Department recommending Chairman be authorized to sign nonfinancial Memorandum of Understanding 281-M910 with the California Department of Health Care Services delineating responsibilities and requirements relative to State and local compliance with the Privacy Act of 1974 as amended to ensure the privacy and security of Medi-Cal Personally Identifiable Information.
RECOMMENDED ACTION: Approve.

FUNDING: 100% Federal/State California Department of Health Care Services Allocation.

This matter was Approved on the consent calendar

4. [08-1328](#) Mental Health Department recommending Chairman be authorized to sign Agreement 774-S0811 with Star Nursing, Inc. in the amount of \$200,000 for a term through October 31, 2010 to provide temporary staffing for the El Dorado County Psychiatric Health Facility on an "as requested" basis.
RECOMMENDED ACTION: Approve.

FUNDING: Medi-Cal and Realignment.

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

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

5. [08-1327](#) Mental Health Department recommending Chairman be authorized to sign Agreement 773-S0811 with MGA Healthcare, Inc. in the amount of \$200,000 for a term of two years through October 31, 2010, to provide temporary staffing for the El Dorado County Psychiatric Health Facility on an "as requested" basis.
RECOMMENDED ACTION: Approve.

FUNDING: Medi-Cal and Realignment

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

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

6. [08-1493](#) Library Director recommending Chairman be authorized to sign Budget Transfer increasing revenues and appropriations for library materials by \$38,122.09 as a result of donations received from the community, Friends of the Library and grants from Target. (4/5 vote required)
RECOMMENDED ACTION: Approve.

FUNDING: Donations.

This matter was Approved on the consent calendar

7. [08-1498](#) Library Director recommending Chairman be authorized to sign Grant Award Certification with the California State Library for \$25,000 for a term to expire June 30, 2009, to provide Early Learning with Families programming and services at the Library; and recommending Budget Transfer increasing revenues and appropriations by \$25,000 for same. (4/5 Vote required)

RECOMMENDED ACTION: Approve.

FUNDING: California State Library.

This matter was Approved on the consent calendar

8. [08-1552](#) Agriculture, Weights and Measures Department recommending the Agricultural Commissioner be authorized to execute revenue generating contracts on behalf of the County; said standard boilerplate agreements are developed by the California Department of Food and Agriculture and the California Department of Pesticide Regulation approved by County Counsel, Risk Management and Human Resources, noting this would ensure that Agreements are in place as soon as possible for these state mandated programs.

RECOMMENDED ACTION: Approve.

FUNDING: State of California.

This matter was Approved on the consent calendar

9. [08-1514](#) Department of Transportation recommending adoption of Resolution **289-2008** to sanction the closure of Harvard Way between Tah-Nee Way and Silva Valley Parkway; of Clermont Way between Harvard Way and Brisbane Circle; of Brisbane Circle West between Clermont Way and St. Andrews Drive; of St. Andrews Drive between Brisbane Circle (West) and Brisbane Circle (East); of Brisbane Circle East between St. Andrews Drive and Clermont Way; of Springburn Way east of Brisbane Circle; and the complete closure of Rochampton Place, Holleston Place, Normanton Place, Fitzroy Place, Teally Place, Springburn Way, Forbes Place, Ranken Place, Pemberton Way, Northam Way, Murrell Place, Williston Way, Hediano Place, Canberra Place, Alburn Place, Ravenshoe Way, be closed on Friday, October 24, 2008 between 4:00 p.m. and 5:00 p.m., for the "2008 Oak Ridge High School Homecoming Parade", subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure".

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

10. [08-1517](#) Department of Transportation recommending adoption of Resolution **290-2008** to sanction the closure of Larsen Drive between North Canyon Road and Cable Road, Larsen Drive between North Canyon Road and Carson Road as fully closed; that one-lane be closed on Cable Road (Northbound) between Larsen Drive and Carson Road, "D" Street (Northbound) between Carson Road and 2nd Street, 2nd Street (Eastbound) between "D" Street and Larsen Drive, Carson Road (Westbound) between Barkley Road and North Canyon Road, North Canyon Road (Eastbound) between Carson Road and Larsen Drive, Barkley Road (Eastbound) between Larsen Drive and Carson Road, and the intersection of Carson Road and Barkley Road be closed on Sunday, November 2, 2008, between 8:00 a.m. and 11:15 a.m. for the "Apple Hill Harvest Run" event.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

11. [08-1518](#) Transportation Department recommending the Chairman be authorized to sign Amendment I to Construction Contract # GS-08-1019 with Cindy Bales Engineering, Inc to correct a typographical error in the stated compensation amount amending Article 4 of the Agreement for the Placerville Airport Runway 5-23 Lighting Rehabilitation Phase II Project # 93120.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

12. [08-1233](#) Clerk of the Board of Supervisors recommending a correction be made to the wording on Item 21 of Board of Supervisors Minutes dated September 16, 2008 to read, "and temporary construction easement."

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

13. [08-1510](#) 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.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

END CONSENT CALENDAR

DEPARTMENT MATTERS

14. [08-1364](#) Adoption of County Zoning Ordinance **4790** incorporating a section pertaining to Lot Line Adjustments. (Introduced 9/23/08, Item 34, Cont'd 10/7/08, Item 18)

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, that this matter be continued off calendar.

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

15. [08-1607](#) Development Services Department recommending per Board policy B1, adoption of Resolution **288-2008** revising the personnel allocations for the Development Services Department; and Budget Transfer decreasing the General Fund Contingency and decreasing Development Services revenues and appropriations (4/5 vote required).

FUNDING: General Fund.

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to approve resolution 288-2008 and budget transfer 29025. The budget transfer failed due to 4/5 vote.

Yes: 3 - Sweeney, Briggs and Santiago

Noes: 2 - Dupray and Baumann

After consideration of Item No. 18, a motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, to reopen Items No. 15 and 17, to adopt resolution 288-2008 to include language initiating a 10 day furlough for the remaining Development Services employees, and to approve budget transfer no. 29025.

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

16. [08-1476](#) Chief Administrative Office and Information Technology Department recommending the Board of Supervisors adopt a website policy.

This matter was continued to October 28, 2008 upon adoption of the Agenda.

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

17. [08-1589](#) Chief Administrative Office recommending adoption of Resolution **291-2008** revising the County Personnel Allocation to account for revenue shortfalls within the Development Services Department.

This matter was heard in conjunction with Item No. 15.

18. [08-1619](#) Chief Administrative Office requesting the Board affirm direction to the Chief Administrative Office to proceed with hard cost financial targets to achieve a 2% increase in general fund contingency to a 5% level, the Chief Administrative Office proposes to do this by reducing departments' net county cost by 4% through a reduction in department salary appropriations of 4%. The Chief Administrative Office will return on October 27, 2008 with the implementing budget transfer(s).

A motion was made by Supervisor Sweeney, seconded by Supervisor Baumann, to direct the County Administrative Officer to target at least 4 million dollars in net County cost reductions, to achieve such reductions, to work with Departments, and to return to the Board of Supervisors with the reduction status no later than December 9, 2008.

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

19. [08-1565](#) Supervisor Briggs recommending the Board approve a refund to Mr. Ray Sherwood in the amount of \$4,515 from the Vehicle Abatement Fund. (Cont'd 10/14/08, Item 29)

This matter was continued to October 28, 2008 upon adoption of the Agenda.

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

20. [08-1595](#) Supervisor Santiago and Transportation Department recommending Chairman be authorized to sign a Transfer Agreement between the South Tahoe Area Transit Authority and the County of El Dorado regarding the operation and funding of Blue GO On-call Demand Responsive Transit Services; and Contract Administrator be authorized to execute Agreement 08-1691, the termination letter for agreement between El Dorado County and Area Transit Management.

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

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

10:00 A.M. - TIME ALLOCATION

21. [08-1606](#) Elizabeth Blakemore, Executive Director, presenting the El Dorado County Early Care and Education Planning Council's 2007-2008 Annual Report, Accomplishments, State Mandated Annual Self Review, Needs Assessment and Strategic Plan.

No formal action taken.

2:00 P.M. - TIME ALLOCATION

22. [08-1522](#) Hearing to consider the following pertaining to 4.08 acres (APN's 327-213-10, -11, and -12) in the Placerville area, (District III); Applicant: Granite Grado Ventures LLC:
- (1) Approve Rezone (Z07-0017) to rezone property from One-Acre Residential (R1A) to General Commercial - Planned Development (CG-PD);
 - (2) Approve Planned Development (PD08-0001) and Tentative Parcel Map (P08-0001/GGV Walgreens) creating four parcels ranging in size from 0.67 to 1.72 acres, with planned development to create a commercial center with four retail buildings of 6,000, 7,132, 8,285 and 14,820 square feet in size respectively; and
 - (3) Adopt Ordinance 4797 for said rezone.

After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Baumann, to approve rezone Z07-0017 with the elimination of condition 39, approve planned development PD08-0001 and tentative parcel map P08-0001/GGV Walgreens, and adopt Ordinance 4797 for said rezone.

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

23. [08-1470](#) Development Services Department, Planning Services Division, providing a revised Draft Winery Ordinance as directed from the Board of Supervisors on July 1, 2008.

A motion was made by Supervisor Santiago, seconded by Supervisor Baumann, to approve recommended actions 1), 2), and 3) with the clarification to return to the Board of Supervisors with an ordinance for adoption.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Noes: 1 - Briggs

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

24. [08-1603](#) 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.
No action reported.
25. [08-1598](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**
Significant exposure to litigation.
No action reported.
26. [08-1599](#) 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.
27. [08-1601](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources
Employee Organization: El Dorado County Managers' Association, (MA) Bargaining Unit.
No action reported.
28. [08-1602](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources
Employee Organization: El Dorado County Criminal Attorney Association, (CA) Bargaining Unit.
No action reported.

ADDENDUM

CLOSED SESSION:

- 29. [08-1632](#) Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:**
Title: Chief Administrative Officer.
No action reported.

DEPARTMENT MATTERS:

- 30. [08-0956](#) Mental Health Department recommending Chairman be authorized to sign Amendment I to Contract 072-S0911 with Summitview Child Treatment Center, Inc. amending the Provisional Rates for Fiscal Year 2008/2009 subject to County Counsel and Risk Management approval.

FUNDING: Medi-Cal, EPSDT and Realignment.
This matter was continued to October 28, 2008 upon adoption of the Agenda.

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

Original Minutes of the Regular Meeting of the Board of Supervisors on October 21, 2008, attached hereto and approved by the Board of Supervisors on November 4, 2008.

APPROVED:

Rusty Dupray, Chairman
November 4, 2008

ATTEST:

Suzanne Allen de Sanchez, Clerk of the Board

By _____
Deputy Clerk, November 4, 2008