



County of El Dorado

330 Fair Lane, Building A
Placerville, California
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www.edcgov.us/bos

MEETING AGENDA

Board of Supervisors

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

Suzanne Allen de Sanchez, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer *Louis B. Green, County Counsel*

Tuesday, September 27, 2011

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) 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. [11-1076](#) Clerk of the Board of Supervisors recommending the Board approve the Special Meeting Minutes of Monday, August 22, 2011, the Regular Meeting Minutes for Tuesday, September 13, 2011, and the Special Meeting Minutes for Monday, September 19, 2011.

2. [10-0474](#) Chief Administrative Office recommending the Board consider the reappointment and new appointment of community members to a one-year term on the Economic Development Advisory Committee (EDAC), as follows:
- 1) Reappoint Members William T. Abraham, District I, Jim Brunello, District II, Maryann Argyres, District III and Roberta Long, District IV. The District V appointment is currently vacant;
 - 2) Reappoint the following At-Large Members: Gordon Helm, Dale van Dam, Charles Downs, Mark Nava and Eric Driever for one year terms retroactive to May 10, 2011 for terms to expire May 10, 2012; and
 - 3) Appoint Danny Shilin to fill the sixth At-Large Member seat vacated by Raven Powell for a term to expire May 10, 2012. (Refer 5/18/2010, Item 9)
3. [11-0953](#) Chief Administrative Office recommending the Board consider the appointment of members to the Sacramento-Placerville Transportation Corridor Oversight Committee (SPTCOC) as advisory to the Trails Advisory Committee with seven members, three from the Trails Advisory Committee, two representatives of the railroad and two property owners along the corridor as follows:
- Mike Kenison, Trails Advisory Committee;
Carolyn Gilmore, Trails Advisory Committee;
Randy Hackbarth, Trails Advisory Committee;
Representative from the El Dorado Western Railroad;
Phillip Rose, Placerville Sacramento Valley Railroad;
Connie Eaton, Property Owner; and
Mary Jackson, Property Owner.
(Cont'd 8/16/11, Item 25)
4. [10-0990](#) Chief Administrative Office recommending the Board adopt a Resolution adopting the County Budget and Budgets for Board Governed Special Districts for Fiscal Year 2011-2012. (Refer 9/19/11, Item 1)
5. [11-1105](#) Chief Administrative Office recommending the Board adopt a Resolution amending Personnel Allocation Resolution 106-2011 based on the Fiscal Year 2011-2012 Budget Addenda resulting in a net increase of 46.7 positions, including a Reduction in Force of 3 filled positions.
6. [11-1106](#) Chief Administrative Office recommending the Board adopt a Resolution adopting Fiscal Year 2011-2012 Budget for El Dorado County In-Home Supportive Services Public Authority.

7. [11-1107](#) Chief Administrative Office recommending the Board adopt a Resolution adopting Fiscal Year 2011-2012 Budget for El Dorado County Public Housing Authority.
8. [11-1108](#) Chief Administrative Office recommending the Board adopt a Resolution adopting Fiscal Year 2011-2012 Budget for El Dorado County Air Quality Management District.
9. [11-1053](#) Chief Administrative Office recommending the Board make a finding that a specific project (Wing Second Dwelling Project) will provide significant community benefit by providing housing that is affordable to very low-, low-and/or moderate-income households and award a Traffic Impact Mitigation (TIM) Fee Offset of \$27,180 in accordance with Board Policy B-14.
- FUNDING:** Traffic Impact Mitigation Fees.
10. [11-1040](#) Development Services Department, Planning Services Division, recommending the Board:
- 1) Receive and file the annual report for Fiscal Year 2010-2011 on the Oak Woodlands Management Plan (OWMP); and
 - 2) Retain the fee amount as presently set, with the intention to review and update the fee, if necessary, after the conclusion of the currently pending litigation.
11. [11-1037](#) Development Services Department, Planning Services Division, forwarding Lot Line Adjustment BLA11-0024 for property identified by APNs 089-010-43, 089-010-44, 089-010-46, and 089-010-47, consisting of 210.64 acres, in the Gold Hill area; submitted by Thomas Van Noord; and staff recommending the Board take the following actions:
- 1) Certify that the project is Categorically Exempt from CEQA pursuant to Section 15305(a) of the CEQA Guidelines; and
 - 2) Approve Lot Line Adjustment BLA11-0024 based on the Findings in Attachment 1. (Supervisorial District 4)
12. [11-1038](#) Development Services Department, Planning Services Division, recommending the Board record a Notice of Non-Renewal for Agricultural Preserve No. 47/Brooke White, identified as APN 100-050-03, consisting of 0.87 acre, as it is not consistent with the 20 acre minimum parcel size requirement pursuant to County Resolution No. 188-2002. (Supervisorial District 3)

13. [11-0471](#) Health Services Department recommending the Board approve continuation of the Department's current perpetual contracts and memoranda of understanding as listed on Attachment A, pursuant to section 4.5 of Board Policy C-17, "Procurement Policy," which requires departments to "obtain authorization from the Board of Supervisors, initially, and on an annual basis, to utilize any contract that does not have a stated term."

FUNDING: Various funding sources (Non-General Fund) as detailed on Attachment A.

14. [11-1007](#) Health Services Department recommending the Board ratify the signatures of the Directors of Human Services and Health Services on letters of intent, due to the State August 31, 2011, to apply for a Community Nutrition Expansion Project grant with the California Department of Social Services (CDSS) and California Department of Public Health (CDPH), respectively.

The Health Services Department, in collaboration with the Department of Human Services, is requesting Board approval in concept to investigate a proposed grant with the above-noted State agencies for grant funding in the amount of \$150,000 each for the Health Services Department and Department of Human Services (total combined funding \$300,000), for the term October 1, 2011 through September 30, 2012.

FUNDING: Federal, US Department of Agriculture through CDPH and CDSS.

15. [11-1017](#) Health Services Department recommending the Board:
1) Ratify the submittal of a funding renewal application, due to the California Department of Public Health September 16, 2011, to support Public Health Preparedness activities including preparation for, and response to, public health emergencies including bioterrorism, outbreaks of infectious disease, and other public health threats; and
2) Ratify the Acting Director of Health Services signature on the letter of intent to apply.

FUNDING: Federal and State funding managed by the California Department of Public Health.

16. [11-0758](#) Health Services Department recommending the Board receive and file the California Tahoe Emergency Services Operations Authority (CAL TAHOE) Annual Financial Reports for fiscal years (FY) 2005-06, 2006-07, 2007-08, 2008-09 and 2009-10.
- FUNDING:** Fee-for-service and benefit assessment in County Service Area (CSA) 3.
17. [11-1036](#) Health Services Department, Mental Health Division, recommending the Board approve and authorize the Chair to sign Agreement 017-S1210 with Alpine County in the amount of \$25,000 for a term of July 1, 2011 through June 30, 2014 to provide psychiatric emergency services on an as requested basis for Alpine County.
- FUNDING:** Funding is provided by Alpine County.
18. [11-1061](#) Acting as the Governing Board of the El Dorado County Public Housing Authority:
- Department of Human Services recommending the Governing Board conceptually approve the submittal of a 2011 Continuum of Care Homeless Assistance Programs consolidated grant application to the U.S. Department of Housing and Urban Development in an amount up to \$179,628, which will include an application for a one-year renewal of funding in the amount of \$13,339 for the Continuum of Care's Homeless Management Information System and funding application(s) of eligible Continuum of Care partner agencies whose individual applications will be included in the consolidated application.
19. [11-1054](#) Department of Human Services recommending the Board authorize the Chair to execute retroactive Amendment I to Agreement for Services 012-S1111 with Remi Vista, Inc. for the provision of services necessary to continue to operate a Transitional Housing Program-Plus for the Department of Human Services (DHS) by extending the term one additional year and increasing the maximum compensation for FY 2011-12 by \$70,080 for a total maximum not-to-exceed amount \$385,440 during the term of July 1, 2010 through June 30, 2012.
- FUNDING:** Funding is 100% State General Fund. There is no County share of cost.

20. [11-1058](#) Department of Human Services recommending the Board authorize the Chair to sign Amendment III to Agreement for Services 648-S0910 with Teresa McIntyre-Harlow, Ph.D., increasing the compensation by \$16,495 to a not-to-exceed amount of \$75,000 based on projected need for services through the end of the three-year contract term of January 27, 2009 through January 26, 2012 to continue to provide therapeutic counseling and therapeutic visitation services for clients of the Department on an "as requested" basis.

FUNDING: 85% Federal/State Social Services Allocation with 15% County match met primarily with realignment resources.

21. [11-1056](#) Department of Human Services recommending the Board authorize the Chair to sign Amendment III to Agreement for Services 858-S0910 with Jill Gustafson, LCSW, increasing the compensation by \$41,495 to a not-to-exceed amount of \$100,000 based on projected need for services through the end of the three-year contract term of September 24, 2009 through September 23, 2012 to continue to provide therapeutic counseling and therapeutic visitation services for clients of the Department on an "as requested" basis.

FUNDING: 85% Federal/State Social Services Allocation with 15% County match met primarily with realignment resources.

22. [11-1041](#) Information Technologies Department recommending the Board adopt a Resolution approving Records Disposition Schedule No. 4, superseding the existing Records Disposition Schedule No. 3, for Child Support Services and Revenue Recovery Division.

23. [11-1008](#) Probation Department is recommending the Board authorize the Chair to sign Amendment II of Memorandum of Understanding (MOU) No. 084-M0510, a non-financial MOU with Superior Court of California El Dorado County. This MOU sets forth each agency's role and responsibility as it relates to the collection and distribution of victim restitution, fines and fees that relate to adult formal probation and adult summary restitution cases as directed by court policy, Amendment II incorporates new language regarding all adult cases in place prior to June 4, 2007, where the term of probation has expired, the collection of the cases will be transferred to the Court.

FUNDING: This amendment has no fiscal impact.

24. [11-1066](#) Sheriff's Office recommending the Board authorize the Chair to sign Amendment 1 to the existing Contract 380-S1010 with Principal Decision Systems International (e.g., Telestaff) to expand the use of the automated scheduling system throughout the Sheriff's Office, as well as implement an automated time collection system.

FUNDING: Fiscal Year 2011/12 General Fund Budget.

25. [11-1025](#) Surveyor's Office recommending the Board adopt a Resolution to change the name of County Road No. 1502, to Buttermilk Lane.

26. [11-0877](#) Department of Transportation recommending the Board:
- 1) Authorize the Chair to sign the Temporary Construction Easement Acquisition Agreement and the Certificate of Acceptance for the related documents from Steven Keith DuFay and Cheryl R. DuFay for Assessor's Parcel Number 036-612-13; and
 - 2) Authorize the Director of Transportation or his 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.

27. [11-0517](#) Department of Transportation recommending the Board authorize the Chair to sign the County of El Dorado Amendment No. I to Lease No. 505-L1111 with Robert Earl Olson and Martha Waddell Olson, Trustees of the Robert Earl Olson and Martha Waddell Olson Family Trust, Dated January 13, 1998, for the Health Services Department, Animal Services Program business office for 1320 square feet of office space located at 415 Placerville Drive to amend Section 3, Base Rent, to correct the title of how the rent shall be paid. There are no other changes to the County of El Dorado Lease No. 505-L1111. The cost is \$1.00 per square foot.

FUNDING: Fees for Services and General Fund.

28. [11-0404](#) Treasurer-Tax Collector recommending the Board authorize the Chair to sign an amendment to replace two Nationwide Retirement Solutions under performing funds with funds that are providing a higher competitive return. Plus, add the Nationwide Fixed Annuity as a new investment option.

29. [11-1006](#) Veteran Affairs Department recommending the Board authorize the Chair to sign the California Department of Veteran Affairs Certificates of Compliance for Fiscal Year 2011-2012 for participation in the Medi-Cal Cost Avoidance and County Subvention Programs.
30. [11-1099](#) Supervisor Knight recommending the Board adopt a Proclamation honoring Kathryn Mathews, Executive Director of El Dorado County Transportation Commission, and recognizing her for the many years of dedicated service to the County of El Dorado.
31. [11-1102](#) Supervisor Briggs recommending the Board approve the waiver of County Ordinance Code Section 5.32.170 to allow, beginning November 1, 2011, the promotion and sale of tickets by the El Dorado Arts Council for the 7th Annual Coloma Blues Live event scheduled for June 9, 2012.
32. [11-1101](#) Supervisor Sweeney recommending the Board authorize the Chair to adopt a resolution extending the "sunset date" to maintain the Abandoned Vehicle Abatement (AVA) fee for the Abandoned Vehicle Abatement Joint Powers Authority (JPA).
33. [11-1109](#) Human Resources Department, Risk Management Division, recommending the Board authorize the Chair to sign Amendment III to Agreement for Services 289-S0611 increasing compensation by \$552,000 to \$2,074,200, extending the term two additional years and confirming the company name change to York Risk Services Group, Inc. formerly York Insurance Services Group, Inc., subject to County Counsel approval.
- FUNDING:** Risk Management Internal Service Fund.
34. [11-1067](#) Health Services Department recommending the Board adopt the Findings regarding the provision of ambulance services in County Service Area (CSA) No. 7.

END CONSENT CALENDAR

DEPARTMENT MATTERS

35. [11-0605](#) Environmental Management Department recommending the Board review and approve the release of the Draft Countywide Solid Waste Management Plan, prepared by NewPoint Group Management Consultants for a 45 day public comment period. (Est. Time: 15 Min.)

36. [11-0892](#) Supervisor Knight providing an update to the Board regarding the action of the Sacramento Placerville Transportation Corridor JPA meeting on September 12, 2011. (Cont'd 8/16/11, Item 24) (Est. Time: 5 Min.)
37. [10-1169](#) Supervisor Knight providing update to the Board regarding the action of the Sacramento Placerville Transportation Corridor (SPTC) JPA meeting on September 12, 2011. (Refer 8/16/11, Item 23) (Est. Time: 5 Min.)
38. [11-1057](#) Supervisor Nutting recommending the Board review and provide direction regarding the Memorandum of Agreement among California, USDI Bureau of Land Management, the U.S. Forest Service, Pacific Southwest Region and the California State Association of Counties and Regional Council of Rural Counties. (Cont'd 9/13/11, Item 42) (Est. Time: 10 Min.)

10:00 A.M. - TIME ALLOCATION

39. [11-1089](#) Supervisor Nutting recommending the Board adopt a proclamation commemorating the retirement of Senior Air Quality Specialist Dennis Otani, and congratulating him on thirty-five years of public service. (Est. Time 5 Min.)

CAO REPORTS

ITEMS TO/FROM SUPERVISORS**SEPTEMBER MEETINGS:**

California Rural Home Mortgage Finance Authority – 2/3 - (Meets with RCRC)
Children And Families Commission – 1 - (<http://www.first5eldorado.com/>)
Regional Council Of Rural Counties - 2/3 - (<http://www.rcrcnet.org>)
Sacramento Area Commerce & Trade Organization - - 1/3 - (www.sacto.org)
Sierra Nevada Conservancy Board – 4/3
(<http://www.sierranevadaconservancy.ca.gov/news/board-meetings>)

MONTHLY MEETINGS:

- Cemetery Advisory Committee - 1 -
(http://www.co.el-dorado.ca.us/Government/Cemetery/Advisory_Committee.aspx)
- Chamber Of Commerce - County - 2/3 - (www.eldoradocounty.org)
- Chamber Of Commerce - South Lake Tahoe - 5/2 - (www.tahoechamber.org)
- Community Action Council – 2 &4&5
- El Dorado Water and Power Authority - Full Board -
(<http://www.edcgov.us/waterandpower/meetings.html>)
- Golden Sierra Job Training Agency - 5/4 - (www.goldensierrawib.com)
- Local Agency Formation Commission - LAFCO - 3&4 /2 - (www.edlafco.us)
- Mental Health Commission – 4 -
(www.co.el-dorado.ca.us/MentalHealth/Mental_Health_Commission_Meetings.aspx)
- Sierra Economic Development Corporation – 5/1 - (www.sedcorp.biz)
- Sierra Planning Organization – 5/1 -
(<http://www.sedcorp.biz/content/partners-affiliated-organizations>)
- Tahoe Conservancy – 5/2 - (www.tahoecons.ca.gov)
- Tahoe Paradise Resort Improvement District – 5
- Tahoe Regional Planning Agency – 5/2 - (www.trpa.org)
- Tahoe Transportation District – 5/2 - (www.tahoetransportation.org)
- Transit Authority – 1&2&3&4 - (www.eldoradotransit.org)
- Transportation Commission – 1&2&3&4 - (www.edctc.org)
- Water Agency – 2&3&4 - (<http://www.co.el-dorado.ca.us/Water/meetings.html>)

Note: The numbers after the commissions' names are the Supervisorial District of the representative and alternate. For example: 5/2 shows the District 5 Supervisor is the representative and District 2 is the alternate. There are a few commissions which have multiple representatives and these have been separated by "&". For example: 3&4/2 shows that Districts 3 & 4 are representatives and District 2 is the alternate.

ADJOURNMENT

CLOSED SESSION

40. 11-1060 **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(a): PNC Equipment Finance, LLC v. California Fairs Financing Authority, U.S. District Court Case No. 2:11-CV-02019-GEB-DAD. (Est. Time: 10 Min.)
41. 11-1001 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Title: Number of potential cases: (1). (Est. Time: 10 Min.)
42. 11-1077 **Pursuant to Government Code Section 54957.6. Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources and/or designee.
Employee Organization: Operating Engineers, Local No. 3, representing employees in the Probation and Corrections Bargaining Units; Deputy County Counsel Association representing employees in Deputy County Counsel Bargaining Unit; El Dorado County Criminal Attorneys' Association representing employees in the Criminal Attorneys' Bargaining Unit; El Dorado County Managers' Association representing employees in the Managers' Association Bargaining Unit; El Dorado County Law Enforcement Managers' Association representing employees in the Law Enforcement Managers' Association. (Est. Time: 30 Min.)
43. 11-1098 **Pursuant to Government Code Section 54956.8, Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real properties described as follows:
1) APN 098-160-01. The person or persons with whom the negotiator may negotiate is Antonina T. Borsoff, Trustee of the Antonina T. Borsoff Trust Dated May 8, 1992;
2) APN 098-160-95. The person or persons with whom the negotiator may negotiate is the Pleasant Oak Baptist Church, A California Corporation, Represented by Elder Denny Snyder;
3) APN 098-160-04. The person or persons with whom the negotiator may negotiate are Daniel Robert Cargill and Laurie Ann Cargill, Trustees in Trust Under the Cargill Family Trust Dated August 19, 2003; and
4) APN 098-160-28. The person or persons with whom the negotiator may negotiate is Robin Lea Peck, A Married Man. Instructions to negotiator will concern price and term of payment. Julie Duchscherer will be the negotiator on behalf of El Dorado County. (Est. Time: 10 Min.)

44. 11-1097 **Pursuant to Government Code Section 54957: Public Employee Performance Evaluation:** Title: Chief Administrative Officer. (Est. Time: 30 Min.)
45. 11-1114 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Title: West Valley, LLC: Silva Valley Parkway Interchange Project. (Est. Time: 60 Min.)
46. 11-1115 **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(c): Title: West Valley, LLC: Silva Valley Parkway Interchange Project. Number of potential cases: (1). (Est. Time: 60 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

Monday, September 26, 2011

Special Meeting

9:00 a.m. – 11:00 a.m.

**Presentation to the Board of Supervisors by the Community
Corrections Partnership on the Public Safety Realignment Plan for FY 2011/2012**

2:00 p.m. - 5:00 p.m.

Economic Development Advisory Committee - CEQA workshop

OTHER ANNOUNCEMENTS

Congressman McClintock's Office Hours

Third Tuesday of each month

10:00 a.m. - noon