



# County of El Dorado

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## MEETING AGENDA

### Board of Supervisors

*Helen K. Baumann, Chairman, District II*  
*Rusty Dupray, First Vice Chairman, District I*  
*Ron Briggs, Second Vice Chairman, District IV*  
*James R. Sweeney, District III*  
*Norma Santiago, District V*

*Cindy Keck, Clerk of the Board of Supervisors*  
*Laura S. Gill, Chief Administrative Officer*    *Louis B. Green,*  
*County Counsel*

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Tuesday, October 16, 2007

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.

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.

The Board of Supervisors 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.

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. To ensure timely delivery, written information from the public must be received by the Board Clerk by Monday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

#### **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**

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.

**OPEN FORUM****CONSENT CALENDAR**

1. [07-1648](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, October 2, 2007.  
**RECOMMENDED ACTION:** Approve.
2. [07-1563](#) Public Health Department recommending the Board approve, in concept, the submittal of an application for a Kaiser Permanente Specialty Care Initiative Grant to continue to provide healthcare to County residents who are unable to secure adequate and affordable medical coverage.  
**RECOMMENDED ACTION:** Approve.
3. [07-1502](#) Mental Health Department recommending Chairman be authorized to sign Agreement 704-S0711 with Charis Youth Center in an amount not to exceed \$600,000 for a term to expire June 30, 2009 to provide specialty mental health services for minors on an "as requested" basis for said Department.  
**RECOMMENDED ACTION:** Approve.
4. [07-1582](#) Mental Health Department recommending the Board retroactively approve and authorize the Director of said Department to sign the Substance Abuse and Mental Health Services Administration (SAMHSA) grant application with the California Department of Mental Health in the total amount of \$134,705 for the term July 1, 2007 through June 30, 2008 to address the needs of county minors diagnosed as either emotionally disturbed or seriously mentally ill.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** California Department of Mental Health.

5. [07-1595](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign retroactive Agreement 099-S0811 with The Regents of the University of California, on behalf of its University of California Davis Extension campus, in the total amount of \$61,200 for the term October 1, 2007 through June 30, 2008 to provide specialized training for Department staff on an "as requested" basis.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** County's maximum share of cost is \$52,020 and an in-kind contribution by the contractor is \$9,180.
6. [07-1593](#) Human Services Department, Community Services Division, submitting on behalf of the Area Agency on Aging, the Fiscal Year 2006-2007 Year-End Report Summary; and recommending Chairman be authorized to sign the corresponding transmittal letter for same for submission to the California Department of Aging.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** There is no cost associated with submission of this report, which is required by the California Department of Aging and summarizes program activities provided with federal and state grant funds.
7. [07-1551](#) Veteran Affairs Department recommending Chairman be authorized to sign the California Department of Veterans Affairs Certificates of Compliance for Fiscal Year 2007-2008 for participation in the Medi-Cal Cost Avoidance and County Subvention Programs.  
**RECOMMENDED ACTION:** Approve.
8. [07-1297](#) Transportation Department recommending Chairman be authorized to sign the Construction Responsibility and Reimbursement Agreement AGMT 07-1404 with El Dorado Irrigation District (EID) for the Durock Road and Business Drive Traffic Signal and Intersection Widening Project 73354.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** EID.
9. [07-1481](#) Transportation Department recommending the Chairman be authorized to sign the Assignment and Assumption of Plans and Specifications Agreement AGMT 06-1351 with West Valley LLC for the Latrobe Road and White Rock Road Projects 72401, 72402, and 72403.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** No financial cost associated with this agreement.

10. [07-1499](#) Transportation Department recommending the following pertaining to Serrano Village K5, Unit 2 Subdivision:  
(1) Accept the subdivision improvements as complete;  
(2) Reduce Performance Bond No 929347744-01 by \$360,638.01 leaving a balance of \$325,527.90 to guarantee against defective work, labor done, or defective materials furnished and release one year after acceptance if no claims are made; and  
(3) Hold posted Laborer and Materialsmen Bond No. 929347744-01 in the amount of \$1,627,640 to guarantee payment to persons furnishing labor, materials or equipment and release in six months; if listed conditions are met.  
**RECOMMENDED ACTION:** Approve.
11. [07-1555](#) Transportation Department recommending the Board release Performance Bond No. 864038S in the amount of \$983,355 and Laborers and Materialsmen Bond No. 864038S in the amount of \$491,677.50 to Nijo Corporation and Evergreen Properties, said bonds have been replaced by current owners, Ridgeview Homes West, LLC, by Board action on August 28, 2007.  
**RECOMMENDED ACTION:** Approve.
12. [07-1548](#) Transportation Department recommending Resolution sanctioning 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 Larsen Road and Barkley Road be closed on Sunday, November 4, 2007, between 8:00 a.m. and 11:15 a.m. for the "Apple Hill Harvest Run" event.  
**RECOMMENDED ACTION:** Adopt Resolution **259-2007**.
13. [07-1522](#) General Services Department is recommending Chairman be authorized to sign Notices of Completion for the Georgetown Airport, Crack Repair Slurry Seal Project and Remark Operations Ramp (AIP 3-06-0093-07) and the Placerville Airport Slurry Seal of Runway 5-23 Ends, Displace Threshold and Runway 5-23 Lighting Rehabilitation Project (AIP 3-06-0188-10).  
**RECOMMENDED ACTION:** Approve.

14. [07-1577](#) Library Director recommending Chairman be authorized to sign Certification of Grant Award 40-6825 with the California State Library accepting \$4,860 in grant funding to provide reimbursement for staff to pursue a library degree; and Budget Transfer increasing estimated revenue and appropriations for same. (4/5 vote required)

**RECOMMENDED ACTION:** Approve.

**FUNDING:** California State Library.

15. [07-1587](#) Library Director recommending the Auditor-Controller be authorized to sign the Claim Form from the California Library Literacy and English Acquisition Services Program grant for Fiscal Year 2007/2008 in the amount of \$10,000 for adult literary services.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** State Library.

16. [07-1579](#) Sheriff's Department submitting the mandated annual report of revenue and expenditures for Fiscal Year 2005/2006 for the Inmate Welfare Funds for the Placerville and South Lake Tahoe jails.

**RECOMMENDED ACTION:** Receive and file.

17. **07-584** Sheriff's Department recommending Budget Transfer 28033 adding an additional \$69,955 to said Department's budget for the Federal Fiscal Year 2007 Emergency Management Performance Grant.

**RECOMMENDED ACTION:** Approve.

**Funding:** Emergency Management Performance Grant.

18. [06-1588](#) Sheriff and General Services Departments recommending the following pertaining to the emergency replacement of security system at the South Lake Tahoe Jail:

- (1) Find that a state of emergency exists at the South Lake Tahoe Jail as a result of the failure of the closed circuit television and intercom communication systems;
  - (2) Find that in accordance with County Ordinance Code 3.14.060, the County may dispense with competitive bidding requirements to immediately secure assistance from an outside vendor to perform the necessary emergency work; and
  - (3) Authorize Purchasing Agent to issue a purchase order for the "like" replacement of equipment and installation. (4/5 vote required)
- (Continued 10/2//07, Item 8)

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Accumulated Capital Outlay Fund and Criminal Justice Special Revenue Fund.

19. [07-1165](#) Sheriff's Department recommending Resolution continuing the Local Declaration of a State of Emergency for the South Lake Tahoe Area due to an extreme wild land fire (Angora). (4/5 vote required)(Cont'd 10/2/07, Item 9)

**RECOMMENDED ACTION:** Adopt Resolution **260-2007**.

20. [07-1589](#) Agriculture, Weights and Measures Department recommending Chairman be authorized to sign retroactive Agreement 07-0144 with the California Department of Food and Agriculture and accompanying Certificate CCC-307 compensating El Dorado County in the amount of \$270,876 for the term July 1, 2007 through June 30, 2010 for the provision of services for the survey, inspection and treatment of the Glassy-winged Sharpshooter in El Dorado County.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** State of California.

21. [07-1597](#) Chief Administrative Office, Office of Economic Development, recommending adoption of Resolution designating the El Dorado Arts Council as the County's local partner with the California Arts Council.

**RECOMMENDED ACTION:** Adopt Resolution **262-2007**.

22. [07-1559](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of vehicles for 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.

23. [07-1561](#) 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.

24. [07-1549](#) Chief Administrative Office, Procurement and Contracts Division, recommending a twelve (12) month extension of Bid 07-393-010 for the purchase of food products and kitchen supplies; and recommending the Purchasing Agent be authorized to increase the blanket purchase orders on an "as needed" basis through the extended term with Strauss Foodservice of Placerville, CA, US FoodServices of Reno, NV, Crystal Dairy Foods of South Lake Tahoe, CA and Francis Distributing of Diamond Springs, CA if funding is available within the requesting departments' budget.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** General Fund.

25. [07-1562](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property for donation to the Amador County Sheriff's Office for use in a canine vehicle 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; and further recommending the Purchasing Agent be authorized to sign Agreement 293-O0811 with Amador County for same.  
**RECOMMENDED ACTION:** Approve.
26. [07-1210](#) Chief Administrative Office recommending the following regarding the Angora Fire in the Lake Tahoe Basin:  
(1) Find that a state of emergency exists in the Lake Tahoe Basin as a result of the Angora Fire and that the nature and extent of the damage has not yet been determined; and  
(2) Dispense with competitive bidding requirements in accordance with County Ordinance Code 3.14.060, so that the County may immediately secure assistance from outside vendors to perform necessary emergency work; and  
(3) Authorize Purchasing Agent to issue purchase orders as necessary to ensure the continuation of County services and operations; and  
(4) Dispense with competitive bidding requirements in accordance with Public Contract Code Sections 20395, 22035, and 22050 so that the Department of Transportation may immediately secure assistance from outside contractors to perform necessary emergency repairs for the Angora Fire Emergency Rehabilitation Projects pursuant to written contract; and  
(5) Authorize the Director of Transportation to sign contracts to allow for the immediate performance of emergency repairs and restoration due to the limited time to install the measures and the onset of winter. (4/5 vote required) (Cont'd 10/2/2007, Item 21)  
**RECOMMENDED ACTION:** Approve.
27. [07-1662](#) Chief Administrative Office recommending October 16, 2007 to October 26, 2007 be proclaimed as the El Dorado County "Cares and Shares" Coordinated Giving Campaign Period.  
**RECOMMENDED ACTION:** Adopt Proclamation .
28. [07-1650](#) Supervisor Baumann recommending Chief Brian Veerkamp be appointed to serve on the Fire Advisory Board for a term to expire January 2009.  
**RECOMMENDED ACTION:** Approve.

**END CONSENT CALENDAR**

**NOTICED HEARING****DEPARTMENT MATTERS**

29. [07-1588](#) Public Health Department recommending Chairman be authorized to sign retroactive Agreement 611-PHD0507 with the County of Placer in the amount of \$96,500 for the term July 1, 2007 through June 30, 2008 to provide services for solid waste permitting and enforcement activities within the County's jurisdiction.

**FUNDING:** State of California Integrated Waste Management Board grant and solid waste franchise fees

30. [07-1294](#) Mental Health Department recommending Chairman be authorized to sign retroactive Agreement 006-S0811 with Sierra Recovery Center in an amount not to exceed \$95,000 for the term July 1, 2007 through June 30, 2008 to provide substance abuse services for mentally disordered homeless adults on an "as requested" basis for said Department.
31. [07-1673](#) Mental Health Department recommending Chairman be authorized to sign retroactive Agreement 817-S0711 with Family Resource Center in the total amount of \$60,000 for the term July 1, 2007 through June 30, 2008 to provide services for the implementation and management of the Tahoe Opportunity Project, the AB 2034 Homeless Mentally Ill Program.
32. [07-1676](#) Chief Administrative Officer recommending adoption of award of Request for Proposals of the 2007-2008 Promotions Program funds.

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

33. [07-1667](#) Presentation by Nancy Lynch Ed.D, Superintendent of the Placerville Union School District, updating the Board and members of the public on recent activities and future plans for the school district.



34. [07-1308](#) Human Services and Development Services Departments recommending the following pertaining to the Housing Advisory Committee:
- 1) Receive a list of applicants interested in serving on the Housing Advisory Committee;
  - 2) Presentation by said Department staff on constraints and barriers to providing affordable housing, with two examples of projects;
  - 3) Presentation by said Department staff relative to housing construction costs as provided by Mercy Housing California, a builder of affordable housing developments; and
  - 4) Approve the formation of a Housing Advisory Committee in accordance with, and contingent upon, County Counsel approval of the Housing Advisory Committee Structure and By-Laws, which establishes the Committee structure, including sub-committees, and scope of work.

## 2:00 P.M. - TIME ALLOCATION

35. [07-1578](#) Hearing to consider rezone (Z06-0034) of 2.0 acres (APN 117-060-24) from Research and Development (R&D) to Research and Development-Planned Development (R&D-PD); tentative parcel map (P06-0029) proposing to create six parcels ranging in size from 0.29 to 0.43 acres in the El Dorado Hills area; and adoption of Ordinance **4746** for same. Applicant: El Dorado Hills Professional Center, LLC. (District 2)
36. [07-1609](#) Hearing to consider an appeal of the approval of Tentative Parcel Map P06-0021 to create two ten-acre parcels on property consisting of 20.4 acres (APN 096-120-71) in the Placerville area. Appellant: Karen M. Storey; Applicants: James and Lori Voelker.
37. [07-1584](#) Hearing to consider an appeal of the approval of Tentative Parcel Map P78-0280C; the correction to said map would allow removal of a 100-foot non-building easement and replacement with a 15-foot wide drainage easement on property consisting of 1.12 acres (APN 042-280-34) in the Pollock Pines area. Appellant: Mark John Dwyer, Applicant: Kenneth Teague. (District 2)

38. [06-1814](#) Development Services Department, Planning Services Division, recommending, pursuant to the Board of Supervisors motion on October 16, 2007, that the Board direct staff to follow one of the following options:

Option A -

Staff should continue to pursue a consultant-prepared Environmental Impact Report (EIR) using the September 11, 2007 Draft Winery Ordinance; or

Option B -

Staff should proceed with the September 11, 2007 Draft Winery Ordinance process utilizing the Initial Study/ Mitigated Negative Declaration prepared by staff on September 25, 2007; or

Option C -

Staff should proceed with the Winery Ordinance as amended by the March 17, 2008, Alternative Draft Winery Ordinance and process the amended ordinance utilizing an Initial Study/ Mitigated Negative Declaration. (Refer 10/16/07, Item 38)

## CAO REPORTS

## ITEMS TO/FROM SUPERVISORS

## ADJOURNMENT

**CLOSED SESSION**

39. [07-1657](#) Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:**  
Title: Agricultural Commissioner.
40. [07-1656](#) Pursuant to Government Code Section 54957, **Public Employee Appointment:**  
Title: Agricultural Commissioner.
41. [07-1469](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: U.S.A. v. El Dorado County, City of South Lake Tahoe, et al., U.S. District Court Case No. S-01-1520 MCE GGH (ED CA).
42. [07-1677](#) Pursuant to Government Code Section 54957, **Public Employee Appointment:**  
Title: Human Services Director.
43. [07-1637](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: Claim of Teresa Farrer-Young v. County of El Dorado, Worker's Compensation Claim, WCAB No. SAC 297168, Bragg & Associates, Inc., Claim No. 0000041.
44. [07-1634](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**  
County Negotiator: Director of Human Resources.  
Employee Organizations: Operating Engineers, Local No 3 - Trades and Crafts Unit and Probation Unit.
45. [07-1635](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**  
County Negotiator: Director of Human Resources.  
Employee Organizations: El Dorado County Management Association and Criminal Attorney Association.
46. [07-1671](#) Pursuant to Government Code Section 54956.9(c), **Anticipated Litigation - Initiation of Litigation:**  
Title: El Dorado County v. P.G. & E. and Davey Tree Service. One (1) potential case.
47. [07-1672](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:**  
Instructions to negotiator regarding real property described as APN 327-130-35. The persons with whom the negotiator may negotiate is Real Estate Holdings, II, LLC, A Delaware Limited Liability Company. Instructions to negotiator will concern price and terms of payment. Negotiator on behalf of the County will be Pete Feild, Right-of-Way Program Manager.

**ADDENDUM**

**DEPARTMENT MATTERS**

48. [07-1684](#) Fair Manager requesting Chairman be authorized to sign the El Dorado County Fair 2008 Budget in the amount of \$1,338,342, previously approved by the Fair Board of Directors on October 3, 2007.
49. [07-1681](#) Transportation recommending the following pertaining to the Durock Road Revised Road Improvement Agreement:
- (1) Authorize said Department to approve the substitution of a revised road improvement originally required under Tentative Parcel Map P99-13 (Barnett Business Park Unit II);
  - (2) Find that such change is in substantial compliance with the map conditions; and
  - (3) Direct said Department to return to the Board with the following:
    - (a) Revised Road Improvement Agreement;
    - (b) Revised Durock Road Fee - Acknowledgement of Termination of Agreement between the County and the Developer (Termination Agreement); and
    - (c) Reimbursement Agreement.

**CLOSED SESSION**

50. [07-1688](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**  
County Negotiator: Chief Administrative Officer.  
Unrepresented Employee: Human Services Director.

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.

Notice of any Agenda ADDENDA will be recorded on the "AGENDA HOTLINE" (530) 621-6622 no later than 8:00 A.M. on Saturday preceding the Tuesday meeting.

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 4:00 P.M.  
South Lake Tahoe - Charter Cable 21, Daily - Time varies