



County of El Dorado

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Minutes - Final Board of Supervisors

Ron Briggs, Chair, District IV
Norma Santiago, First Vice Chair, District V
Ray Nutting, Second Vice Chair, District II
Ron Mikulaco, District I
Brian K. Veerkamp, District III

James S. Mitrisin, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Edward Knapp,
County Counsel

Tuesday, July 23, 2013

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.

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Public Testimony will be received on each agenda item listed under Department Matters 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' Meeting Agenda webpage 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. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS

Present: 4 - Supervisor Briggs, Supervisor Mikulaco, Supervisor Veerkamp and Supervisor Nutting

Absent: 1 - Supervisor Santiago

9:18 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

Present: 5 - Supervisor Briggs, Supervisor Santiago, Supervisor Mikulaco, Supervisor Veerkamp and Supervisor Nutting

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor John Lukas from the Calvary Chapel of the Foothills gave the Invocation.
Supervisor Veerkamp led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Approval of the Consent Calendar 1

A motion was made by Supervisor Santiago, seconded by Supervisor Veerkamp, to approve Consent Calendar No. 1 with the following change: Item No. 5 was pulled.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

Approval of the Consent Calendar 2

A motion was made by Supervisor Veerkamp, seconded by Supervisor Santiago to adopt the agenda and approve Consent Calendar No. 2 with the following changes: Nos. 7 and 13 were continued to July 30, 2013.

Yes: 4 - Briggs, Santiago, Mikulaco and Veerkamp

[13-0923](#)

OPEN FORUM

R. Stiles, M. Ranalli, P. Costanya

CAO UPDATE

No update provided.

CONSENT CALENDAR 1

1. [12-1083](#) Chief Administrative Office, Procurement and Contracts, recommending the Board consider the following:
 - 1) Authorize the Purchasing Agent to extend BP20130148 for an additional twelve month term to expire on September 16, 2014 for the purchase of Polymer Modified Rejuvenating Emulsion to the low qualified bidder, Telfer Oil Company of Martinez, CA ; and
 - 2) Authorize the Purchasing Agent to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: Road Fund Discretionary.

This matter was Approved on Consent Calendar 1.

2. [12-0300](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board authorize the Purchasing Agent to execute Amendment I to Agreement for Services No. 479-S1211 with Sierra Office Systems and Products, Inc, which adjusts the discount structure for the purchase of Maxon systems furniture.

FUNDING: General Fund and Non-General Fund.

This matter was Approved on Consent Calendar 1.

3. [09-0434](#) Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign retroactive Agreement for Services 042-S1411 with Koefran Industries for the provision of animal carcass and medical/ biohazardous waste collection and disposal services in the not-to-exceed amount of \$138,900 for the term July 1, 2013 through December 31, 2017; and
 - 2) Authorize the Chief Administrative Officer or their designee to execute further documents relating to the above noted Agreement, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

FUNDING: Fees and fines paid to Animal Services, General Fund.

This matter was Approved on Consent Calendar 1.

4. [11-0559](#) Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign retroactive Agreement for Services 005-F1411 with El Dorado Union High School District (EDUHSD) thereby allowing the County to provide on-site Public Health Nurse services to EDUHSD for the term of July 1, 2013 through June 30, 2016 and a total reimbursement to the County in the amount of \$90,000; and
 - 2) Authorize the Chief Administrative Officer or designee to execute further documents relating to the above noted Agreement, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

FUNDING: Revenue from the El Dorado Union High School District.

This matter was Approved on Consent Calendar 1.

5. [12-1192](#) Supervisor Nutting recommending the Board adopt a Proclamation acknowledging Richard and Joyce Mason as Volunteer Ambassadors representing the County of El Dorado at the World Gold Panning Championships in Biella, Italy from August 17 through August 24, 2013.

PUBLIC COMMENT: K. Payne

A motion was made by Supervisor Briggs, seconded by Supervisor Veerkamp, to approve this matter. Supervisor Nutting read the Proclamation to Joyce and Richard Mason.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

6. [12-1174](#) Supervisors Briggs and Mikulaco recommending the Board authorize Chairman's signature on comment letter in response to the County of Sacramento's Notice of Preparation (NOP) of a Draft Environmental Impact Report (DEIR) for the Revised Mather Airport Master Plan. (Refer 7/15/13, Item 31)

This matter was Approved on Consent Calendar 1.

CONSENT CALENDAR 2

7. [13-0007](#) Clerk of the Board of Supervisors recommending the Board approve the Regular Meeting Minutes from Tuesday, July 16, 2013.

This matter was continued to July 30, 2013 upon adoption of the consent calendar.

Yes: 4 - Briggs, Santiago, Mikulaco and Veerkamp

8. [13-0853](#) Chief Administrative Office, Facilities Management Division, recommending the Board consider the following:
1) Authorize the Chair to execute Lease Agreement No. 069-L1411 between the County of El Dorado (Lessor) and the Assembly Committee on Rules, California State Assembly (Lessee) for 96 square feet of space located at 2441 Headington in Placerville for a term commencing upon occupancy and ending June 30, 2016 for 0.00 over the term; and
2) Make findings that leasing the space rent-free is in furtherance of a public purpose of the County.

FUNDING: Annual Revenue of 0.00.

This matter was Approved on Consent Calendar 2.

9. [13-0907](#) Chief Administrative Office, Facilities Division, recommending the Chair be authorized to sign Amendment No. 1 to Agreement for Services No. 218-S1310 with Architectural Nexus, Inc., doing business as Anova Nexus, Inc., increasing the compensation amount by \$249,145 for a total not to exceed of \$306,473 and the inclusion of a supplemental scope of work to facilitate work on the Animal Shelter project.

FUNDING: Tobacco Settlement Funds.

This matter was Approved on Consent Calendar 2.

10. [13-0787](#) Community Development Agency, Transportation Division, recommending the Board:
- 1) Accept and approve the Federal Financial Assistance Award Domestic Grant Documents 13-DG-11051900-029 with the United States Department of Agriculture Forest Service Lake Tahoe Basin Management Unit; and
 - 2) Authorize the Acting Community Development Agency Director to sign and submit two original Grant Documents for grant execution and any modifications that do not change the total dollar amount of said Award in the amount of \$1,555,000 for a term through January 1, 2018 for various Erosion Control Projects located in the Tahoe Basin.

FUNDING: United States Forest Service.

This matter was Approved on Consent Calendar 2.

11. [13-0813](#) Community Development Agency recommending the Board authorize the Acting Community Development Agency Director to sign a letter of support to the City of Folsom offering written endorsement for a grant application to fund the design and construction to widen Green Valley Road from two lanes to four lanes between East Natoma Street and Sophia Parkway.

This matter was Approved on Consent Calendar 2.

12. [11-1349](#) Community Development Agency, Environmental Management Division, recommending the Board adopt Resolution **108-2013** authorizing the Division to act as a regional applicant to submit used Oil Payment Program Regional applications on behalf of itself as Lead Agency and the following participants: City of South Lake Tahoe and City of Placerville and that this authorization is effective for five (5) years from the date of adoption of this resolution (from June, 2013 through May, 2018) or until rescinded by the Board of Supervisors of the County of El Dorado, whichever is earlier in time. This resolution is a requirement of the grantor.

FUNDING: California Oil Recycling Enhancement Act.

Resolution 108-2013 was Adopted upon Approval of Consent Calendar 2.

13. [13-0361](#) Community Development Agency, Transportation Division, recommending the following pertaining to the Montgomery Estates Area 2 Erosion Control Project, Contract No. PW 13-30674, CIP No. 95170, P&C No. 057-C1499:
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for July 12, 2013;
 - 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; and
 - 3) Authorize the Acting Community Development Agency Director 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.

FUNDING: United States Forest Service Grant Funds and Prop 84 Funds.

This matter was continued to July 30, 2013 upon adoption of the consent calendar.

Yes: 4 - Briggs, Santiago, Mikulaco and Veerkamp

14. [13-0851](#) Health and Human Services Agency, Community Services Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign Contract No. K491016-01 with Golden Sierra Job Training Agency in the initial amount of \$327,163 for the term July 1, 2013 to May 31, 2015, for provision of Workforce Investment Act Program job training activities by El Dorado County as Area Partner Consortium Operator of the Golden Sierra Job Training Agency Consortium; and
 - 2) Authorize the Chief Administrative Officer, or designee, to execute subsequent documents relating to said contract, including one or more amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not change the term or that may collectively increase the total contract amount up to \$926,198 as a result of receiving additional funding from Golden Sierra Job Training Agency, and to sign any required or associated fiscal or programmatic reports.

FUNDING: Federal Annual Workforce Investment Act Allocation.

This matter was Approved on Consent Calendar 2.

15. [13-0867](#) Health and Human Services Agency, Mental Health Division, recommending the Board authorize the purchase of fixed asset items, including work stations and IT related equipment totaling \$88,416, prior to the adoption of the FY 2013-14 County Budget in September to allow for the relocation of mental health west slope outpatient services to 768 Pleasant Valley Road, Diamond Springs.

FUNDING: State and Federal Funding.

This matter was Approved on Consent Calendar 2.

16. [10-0778](#) Health and Human Services Agency, Public Health Division recommending the Board consider the following:
- 1) Authorize the Chair to sign retroactive Agreement for Services 397-S1311 with the County of Placer for the provision of solid waste permitting services and enforcement activities within the County of El Dorado's jurisdiction in the not-to-exceed amount of \$360,000 for the term of July 1, 2013 to June 30, 2016; and
 - 2) Authorize the Chief Administrative Officer or designee to execute further documents relating to Agreement for Services 397-S1311, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

FUNDING: State of California Department of Resources Recycling and Recovery Grant and solid waste franchise fees.

This matter was Approved on Consent Calendar 2.

17. [13-0837](#) Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign retroactive and perpetual Agreement for Services 012-S1411 with Pharmpak, Inc. in the annual not-to-exceed amount of \$3,000 for the term beginning July 1, 2013 until terminated by either party for the provision of pharmaceutical purchases and relabeling of pharmaceutical products on an "as needed" basis for treatment or prevention of communicable disease; and
 - 2) Chief Administrative Officer or designee to execute further documents relating to Agreement for Services 012-S1411, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

FUNDING: Public Health Realignment.

This matter was Approved on Consent Calendar 2.

18. [12-0636](#) Information Technologies Department recommending the Chair be authorized to sign Exhibit A-5 (Agreement No. 890-S0911, AMD III) as an extension to the services Master Agreement with SBC Global Services, Inc. dba AT&T Global Services for the Mental Health Department move to 768 Pleasant Valley Road, Diamond Springs, CA. at a cost of \$15,465.12 for two (2) years.

FUNDING: General (IT) and Non General fund (Mental Health).

This matter was Approved on Consent Calendar 2.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION 1

19. [13-0893](#) Supervisor Santiago recommending the Board authorize the Chair's signature on a Proclamation recognizing 20 years of success and dedicated service by Kathleen Dodge, Executive Director of the El Dorado County Office of Film and Media. (Est. Time: 10 Min.)

A motion was made by Supervisor Santiago, seconded by Supervisor Veerkamp to approve this matter. Supervisor Santiago read the Proclamation to Kathleen Dodge.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

DEPARTMENT MATTERS 1

20. [13-0895](#) Supervisor Veerkamp recommending the Board authorize the following change to the 2013 Board of Supervisor meeting schedule as follows:
- 1) October 8, 2013 to be a regular Board of Supervisor's meeting date. (Currently designated as "not in session")
 - 2) Establish October 15, 2013 and October 22, 2013 as a two-week fall break - no Board of Supervisor meetings.

A motion was made by Supervisor Santiago, seconded by Supervisor Briggs, to:

- 1) Change October 15, 2013 from a regular meeting date to a "not in session" date, and;
- 2) Adopt October 8, 2013 as a regular meeting date

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

DEPARTMENT MATTERS 2

21. [13-0795](#) Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Authorize implementation of the Fiscal Year 2012-13 Mental Health Services Act (MHSA) Plan Update; and
 - 2) Until the Fiscal Year 2013-14 MHSA Plan is presented to and approved by the Board, authorize the continuation of the County's MHSA programs as identified in the Fiscal Year 2012-13 MHSA Plan Update. (Est. Time: 15 min.)

FUNDING: State Mental Health Services Act (MHSA) Funds.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Santiago, to Approve this matter.

Yes: 4 - Briggs, Santiago, Mikulaco and Veerkamp

2:00 P.M. - TIME ALLOCATION 1

22. [13-0821](#) Hearing to consider the recommendation of the Planning Commission on Rezone Z12-0004/Special Use Permit S11-0007/Rescue Community Center on property identified by APN 069-160-16, consisting of 4.012 acres, in the Rescue area, submitted by Rescue Community Center; and recommending the Board take the following actions:
- 1) Adopt the Mitigated Negative Declaration based on the Initial Study prepared by staff;
 - 2) Adopt the Mitigation Monitoring Program in accordance with CEQA Guidelines, Section 15074(d), incorporated as Conditions of Approval and Mitigation Measures listed in Attachment 1;
 - 3) Approve Z12-0004 rezoning APN 069-160-16 from Estate Residential Five-Acre (RE-5) to Recreational Facilities (RF) based on the Findings listed in Attachment 1;
 - 4) Approve Special Use Permit S11-0007 based on the Findings and subject to the Conditions of Approval listed in Attachment 1; and
 - 5) Adopt Ordinance **4997** for said rezone. (Supervisorial District 4)
(Est. Time: 2 Hrs.)

PUBLIC COMMENT: J. Witt, K. Humphries, M. Hughes, S. Oliver, A. Stone, Bob F., S. Drummond, F. Knox, J. Wheeler, S. Lane, D. Dietz, A. Witt, Jordan Costello, P. Wells, J. Franklin, H. Miller, Jerome Costello.

A motion was made by Supervisor Nutting, seconded by Supervisor Veerkamp, to:

- 1) Approve the recommendations found in the Staff Report page 9 numbers 1 through 5 with changes to Condition 1.c (clarification of days of operation), 2.b (allows PA six weekends), and 5.c (removes requirement for security camera).
- 2) Adopt Ordinance 4997.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

ITEMS TO/FROM SUPERVISORS**ADJOURNMENT**

CLOSED SESSION 1

- 23. 13-0904 Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Director of Health and Human Services Agency. (Est. Time: 30 Min.)

Action Reported. By unanimous vote the Board appointed Don Ashton as the Interim Director of the Health and Human Services Agency at Step 1 of the salary range, effective July 27, 2013.

- 24. 13-0903 Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Director of Human Resources. (Est. Time: 30 Min.)

No Action Reported.

- 25. 13-0902 Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Acting Director of Information Technologies. (Est. Time: 30 Min.)

Action Reported. By unanimous vote the Board appointed Kelly Webb as Director of Information Technologies at Step 4 of the salary range, effective July 27, 2013.

- 26. 13-0901 Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Chief Administrative Officer. (Est. Time: 30 Min.)

No Action Reported.