



# County of El Dorado

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## MEETING AGENDA

### 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*

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

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Tuesday, March 4, 2008

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.

**PRESENTATION**

1. [08-0172](#) Presentation of Proclamation to Friends of NRA for Gun Safety Day in El Dorado County.

**BUDGET UPDATE****JAIL FACILITY UPDATE****OPEN FORUM****CONSENT CALENDAR**

2. [08-0299](#) Approval of Board of Supervisors Conformed Agendas (Minutes) of the Special Meeting of Wednesday, February 20, 2008 and the Regular Meeting of Tuesday, February 26, 2008.

**RECOMMENDED ACTION:** Approve.

3. [08-0214](#) Public Health Department recommending Chairman be authorized to sign Amendment II to Agreement for Services 623-PHD0607 with Sierra Recovery Center increasing compensation by \$49,000 to an amount not to exceed \$99,000 for the term July 1, 2007 through June 30, 2008 to provide assessment, substance abuse treatment services and drug testing for clients of said Department.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** State Proposition 36 funds.

4. [08-0223](#) Mental Health Department recommending the Board approve continuation of perpetual Agreement 269-S9911 with Computer Works, Inc.; and recommending Chairman be authorized to sign Amendment IV of said Agreement modifying the payment schedule to include additional software licenses for the Department.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Medi-Cal and Realignment.

5. [08-0254](#) Human Services Department, Community Services Division, recommending the Assistant Director of said Department's signature be ratified on a Placerville Rotary Club application to its parent organization for a grant in the amount of \$2,000 to augment and provide sufficient funding for its planned donation of equipment to furnish a Computer Lab for senior citizens at the Placerville Senior Center, noting said signature holds Rotary and its staff harmless in relation to use of the donated equipment.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** N/A Rotary Club Donation of Computer Lab Equipment

6. [08-0253](#) Human Services Department, Community Services Division, recommending Chairman be authorized to sign Amendment I to Memorandum of Understanding 453-M0810 with United Outreach of El Dorado County increasing compensation by \$21,000 to \$63,000 for continued operating costs of the homeless shelter known as Grace Place contingent upon review and approval by County Counsel and Risk Management, and approve budget transfer for same. (4/5 vote required)

**RECOMMENDED ACTION:** Approve.

**FUNDING:** State Funds from Proposition 63 (MHSA).

7. [08-0246](#) General Services Department recommending Chairman be authorized to sign a Notice of Completion with YubaCon, Inc. for the El Dorado Trail Eastern Extension Parkway Drive to Los Trampas Drive project.

**RECOMMENDED ACTION:** Approve.

8. [08-0249](#) General Services recommending the Acting Director's signature be ratified on Change Order No. 3 to Agreement 017-C0899 with Thomas Haen Company, Inc. which increases the contract amount by \$12,514 and increases the contract term by thirty seven (37) days; and authorize the Acting Director to sign Contract Change Order No. 4 in the amount of \$19,185 under the current authority of the Public Contract Code for the South Lake Tahoe Animal Shelter Construction project.

**RECOMMENDED ACTION:** Approve.

9. [08-0251](#) General Services Department recommending Chairman be authorized to sign a Notice of Completion with Thomas Haen Company, Inc. for the South Lake Tahoe Animal Shelter remodel and expansion project.

**RECOMMENDED ACTION:** Approve.

10. [08-0284](#) General Services Department recommending Chairman be authorized to sign Amendment I to Agreement 066-S0810 with Cunningham Engineering Corporation in the amount of \$157,000 for a term to expire July 9, 2008 for continuing engineering and design services for the Sacramento Placerville Transportation Corridor (SPTC) Class 1 Bike Path from Missouri Flat Road to Forni Road project.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** Bicycle Transportation Account (BTA).

11. [08-0281](#) General Services Department recommending Chairman be authorized to sign Amendment I to Agreement 708-S0710 with Environmental Stewardship and Planning (ESP) increasing contract amount by \$10,340 to an amount not to exceed \$54,090 and amending the scope of services to include environmental permitting services for the Sacramento Placerville Transportation Corridor (SPTC) Class 1 Bike Path Project from Missouri Flat Road to Forni Road.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** Bicycle Transportation Account.

12. [08-0205](#) Transportation Department recommending the following pertaining to Euer Ranch Unit 9 Subdivision:  
(1) Accept the subdivision improvements as substantially complete;  
(2) Hold Maintenance Bond No. 8734485-M to guarantee against defective work, labor done, or defective materials furnished and release after one year if no claims are made.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** Developer Funds.

13. [08-0198](#) Transportation Department recommending the following pertaining to Euer Ranch Unit 6 Subdivision:  
(1) Accept the subdivision improvements as substantially complete;  
(2) Reduce Performance Bond No. 8734485 by \$8,881,898.40 to \$986,877.60 which is to be held to guarantee against defective work, labor done, or defective materials furnished and release after one year if no claims are made; and  
(3) Hold Laborer and Materialmens Bond No. 8734485 in the amount of \$4,934,388 to guarantee payments to persons furnishing labor, materials, or equipment, and release six months after acceptance if no claims are made.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** Developer funds.

14. [08-0091](#) Transportation Department recommending the Board 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 this Agreement that are not expressly identified in County classifications, and that the on-going aggregate of the work performed under this Agreement is not sufficient to warrant the addition of permanent staff; and Chairman be authorized to sign Agreement for Services AGMT 07-1601 with Smith Power Products, Inc. in an amount not to exceed \$631,100.30 for a three year term to assist said Department with diesel equipment retrofit project.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** Road Fund and California Air Resources Board Low-Emission Construction Equipment Grant.
15. [08-0094](#) District Attorney recommending the Board receive and file the Third Annual Report on Real Estate Fraud for Fiscal Year 2006-2007; and Chairman be authorized to sign Budget Transfer moving special revenue funds in the amount of \$31,845 into the District Attorney's budget. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
16. [08-0252](#) Child Support Services Department recommending payment to the State Department of Child Support Services in the amount of \$21,794; and recommending Budget Transfer from General Fund Contingency to accomplish same. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** General Fund Contingency.
17. [08-0300](#) Auditor-Controller requesting authorization to transfer cash overage funds in the total amount of \$12,132.32 accumulated in Fiscal Years 2005/2006 and 2006/2007 to the General Fund.  
**RECOMMENDED ACTION:** Approve.
18. [08-0301](#) Auditor-Controller requesting authorization to adjust the County's fixed asset records to reflect the results of the June 30, 2007 inventory.  
**RECOMMENDED ACTION:** Approve.
19. [08-0268](#) Human Resources Department recommending Resolution approving the first comprehensive Memorandum of Understanding (MOU) with El Dorado County Management Association effective March 4, 2008; and recommending Chairman be authorized to sign said Memorandum of Understanding.  
**RECOMMENDED ACTION:** Adopt Resolution **50-2008**.  
  
**FUNDING:** General Fund.

20. [08-0269](#) Human Resources Department recommending Resolution amending Section 1409 of the Salary and Benefits Resolution for Unrepresented Employees.  
**RECOMMENDED ACTION:** Adopt Resolution **51-2008**.  
  
**FUNDING:** General Fund - Sheriff's Department Salary Savings.
21. [07-1770](#) Adoption of Ordinance amending Chapter 9.02 of the County Ordinance Code, Vacant Building Ordinance. (Item 33, 2/26/08)  
**RECOMMENDED ACTION:** Waive reading, read by title only and adopt Ordinance **4764**.
22. [08-0295](#) Supervisor Dupray recommending adoption of Proclamation recognizing California Arbor Day.  
**RECOMMENDED ACTION:** Adopt Proclamation.
23. [08-0290](#) Supervisor Santiago, on behalf of the El Dorado County Early Care and Education Planning Council, recognizing the resignations of Barby Brilliant, Provider Representative, Leanne Wagoner, Community Agency Representative, Debbie Stack, Public Agency Representative and Linda Dwyer, Designee; and recommending Aloha Montgomery be appointed to serve as a Public Agency Representative and Juline Aguilar be reappointed to serve as a Consumer Representative for terms to expire January 2011.  
**RECOMMENDED ACTION:** Approve.
24. [08-0304](#) Supervisor Santiago, on behalf of the Aging Commission, recommending Siubhan Stevens be appointed to serve as a representative for District V for a term to expire January 2011.  
**RECOMMENDED ACTION:** Approve.
25. [08-0303](#) Supervisor Santiago requesting authorization to send a letter of support to Sierra Economic Development (SEDCorp) Grant Application for Measure Demand for Broadband Internet Service, Map Preferred Infrastructure, and Assist in Expansion of Service.  
**RECOMMENDED ACTION:** Approve.

## END CONSENT CALENDAR

## DEPARTMENT MATTERS

26. [08-0258](#) General Services Department requesting the Interim Director of said Department be authorized to execute retroactive Contract Change Order No. 3 with YubaCon, Inc. increasing contract amount by \$8,659.84 and extending said Contract an additional 76 days for the El Dorado Trail Eastern Extension Parkway Drive to Los Trampas Drive Project, noting Change Order is retroactive as the project work activities are now complete.

27. [08-0061](#) Development Services Department, Planning Services Division, providing a timeline and hourly estimates for the completion of the Zoning Ordinance.
28. [07-1924](#) Sheriff's Department submitting a bullet list and timeline chart relating to the Placerville Jail Expansion. (Refer 2/20/08, Item 1)  
**FUNDING:** Options for funding to be discussed.
29. [08-0134](#) Human Resources Department recommending the Board receive and file the Fiscal and Analytical Job Class Evaluation report and provide direction to staff on proceeding with evaluation of certain fiscal and analytical classifications. (Cont'd 2/26/08, Item 20)
30. [07-1954](#) Chief Administrative Office providing a status report on negotiations with Granite Grado Ventures referred by the Board on December 11, 2007. (Cont'd 2/26/08, Item 23)  
  
**FUNDING:** West Slope Traffic Impact Mitigation Fee program.

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

31. [08-0256](#) Hearing to consider Site Plan Review SPR07-0032 to allow the Coloma Blues Live, Outdoor Music Festival to be held on Saturday, June 7, 2008 from 10:00 a.m. to 7:00 p.m. with an estimated attendance of 3,000 on property identified as APN 006-011-42 consisting of 18.69 acres located on the northwest side of Lotus Road, in the Lotus/Coloma area, Applicant: Dorado Arts Council, Agent: Mary Carrera.
  
32. [08-0147](#) Chief Administrative Office recommending the Board receive a report on potential budget reductions and give recommendations for follow up actions regarding the implementation of these reductions. (Refer 2/20/08, Item 2)

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

**THE BOARD OF SUPERVISORS ADJOURNED IN MEMORY OF STEVEN G. BURTON, ASSISTANT AGRICULTURAL COMMISSIONER, SEALER OF WEIGHTS AND MEASURES, WHO PASSED AWAY ON FEBRUARY 17, 2008.**

**CLOSED SESSION**

33. [08-0244](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: Yubacon, Inc. v. El Dorado County Department of Transportation.
34. [08-0306](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: El Dorado County v. California Department of Transportation, et al., Superior Court of California-County of Sacramento, Case No. 03CS00003, Third District Court of Appeal Nos. C054596 and C054597.
35. [08-0164](#) 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).
36. [08-0308](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:**  
Instructions to negotiator regarding real property described as APN 116-092-15. The persons with whom the negotiator may negotiate are Henry S. Jefferson and Barbara C. Jefferson, trustees U/D/T dated June 7, 1991, F/B/O The Jefferson Family Trust. 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.
37. [08-0309](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:**  
Instructions to negotiator regarding real property described as APN 116-151-08. The person with whom the negotiator may negotiate is Donald Buchanan. 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.
38. [08-0310](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:**  
Instructions to negotiator regarding real property described as APN 116-151-09. The person with whom the negotiator may negotiate is Carlos Vina. 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.
39. [08-0311](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:**  
Instructions to negotiator regarding real property described as APN 116-191-07. The person with whom the negotiator may negotiate is Jeanine Wilder. 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.

40. [08-0312](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:**  
Instructions to negotiator regarding real property described as APN 116-191-08. The person with whom the negotiator may negotiate is Lyla M. Burnor, Trustee of the Lyla M. Burnor Revocable Trust dated October 26, 2004. Instructions to negotiator will concern price and terms of payment. Negotiator on behalf of the County will be Pete Feild, Right-or-Way Program Manager.
41. [08-0313](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:**  
Instructions to negotiator regarding real property described as APN 116-191-09. The person with whom the negotiator may negotiate is Alice Baggaley. Instructions to negotiator will concern price and terms of payment. Negotiator on behalf of the County will be Pete Feild, Right-or-Way Program Manager.
42. [08-0314](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:**  
Instructions to negotiator regarding real property described as APN 116-450-17. The persons with whom the negotiator may negotiate are Hal N. Omar; Darren Scott Ross, by Deed which discloses no Marital Status, as to an Undivided 1/15th interest; Joseph K. Diniz, who acquired title as An Unmarried Man, as to an undivided 1/15th interest; William R. Carey and Helen E. Carey, Husband and Wife, as Joint Tenants, as to an undivided 1/15th interest; Molly Alptekin, who acquired title as a single woman, as to an undivided 1/15th interest; Steve Petee and Karen Carter, as Joint Tenants, as to an undivided 1/15 interest; Delores Grace, Trustee of the Delores Grace Revocable Trust dated August 24, 2005, as to an undivided 1/15th interest; Jacqueline L. Bretz, an Unmarried Woman, as to an undivided 1/15th interest; Thomas A. Schappert and Cheryl J. Schappert, Trustees of the Thomas A. Schappert and Cheryl J. Schappert Revocable Trust dated November 19, 1999, as to an undivided 1/15th interest; The Bank of New York as Trustee for the Certificate Holders CWABS, Inc. Asset-Backed Certificates, Series 2005-08, as to an undivided 1/15th interest; Kurt M. Velte, A Married Man, as his sole separate property, as to an undivided 1/15th interest; Veronica D. Torres, an Unmarried Woman, and Rose Torres and Jack Torres, wife and husband, all as Joint Tenants, as to an undivided 1/15th interest; Gregory L. Janco and Linda L. Janco, husband and wife, as Joint Tenants, as to an undivided 1/15th interest; Timothy K. Pipes, a single man, as to an undivided 1/15th interest; Leo T. Mc Cabe and Sandra J. McCabe, husband and wife, as Joint Tenants, as to an undivided 1/15th interest; and Randy J. Edwards, a single man, as to an undivided 1/15th interest. Instructions to negotiator will concern price and terms of payment. Negotiator on behalf of the County will be Pete Feild, Right-or-Way Program Manager.

43. [08-0316](#)

Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**

Significant exposure to litigation. One (1) potential case. Title: Legal issues associated with Measure Y.

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

**ADDENDUM**

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

**Clarification of Agenda Item No. 32 (refer Agenda Page 10)**

- 32. [08-0336](#) Chief Administrative Office recommending the Board receive a report on potential budget reductions, **provide recommendations regarding the implementation of said reductions, and if the Board so determines, take action pertaining to same.**