



# County of El Dorado

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## 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*

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Tuesday, October 18, 2011

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) 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](http://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. [11-1177](#) Clerk of the Board of Supervisors recommending the Board approve the Regular Meeting Minutes from Tuesday, October 11, 2011.

2. [11-1152](#) Auditor-Controller recommending the Board consider the following:
  - 1) Receive and file Reports of Special Tax Delinquencies for Community Facilities District (CFD) No. 1992-1 (Serrano) and Community Facilities District (CFD) 2001-1 (Promontory);
  - 2) Adopt Resolutions authorizing judicial foreclosure of delinquent special tax installments pursuant to the CFD 1992-1 and 2001-1.
  
3. [10-0380](#) Chief Administrative Office recommending the Board approve the second amendment to the contract 267-S0911 (A) with Whitney Environmental Consulting, Inc. dba Foothill Associates extending the contract to March 21, 2012.  
  
**FUNDING:** Accumulated Capital Outlay fund.
  
4. [10-1057](#) Chief Administrative Office recommending the Board authorize the Purchasing Agent to sign Amendment II to Agreement 246-F1111 with the El Dorado Lake Tahoe Film and Media Office increasing compensation by \$15,000 per year for Fiscal Years 2011-2012 and 2012-2013. (Refer 4/26/11, Item 22)
  
5. [11-1182](#) Chief Administrative Office recommending the Board authorize the Purchasing Agent to sign amendments to remove the specific reference to the Recommended Budget from the following agreements for promotional services:
  - 1) Amendment I to Agreement 245-F1111 with the El Dorado County Chamber of Commerce-Visitors Authority Council;
  - 2) Amendment I to Agreement 247-F1111 with the El Dorado Hills Chamber of Commerce; and
  - 3) Amendment I to Agreement 305-F1111 with the El Dorado County Arts Council.  
**FUNDING:** County Promotions (Transient Occupancy Tax).
  
6. [11-1120](#) County Counsel recommending the Board authorize the Chair to sign Agreement 242-S1211 with Brady and Vinding for a term commencing April 26, 2011 for legal services in regard to all legal aspects related to the relationship between the County and the Shingle Springs Rancheria, and any related administrative proceedings or other matters.
  
7. [11-1103](#) County Counsel recommending the board review and approve the revised conflict of interest code received from the Cameron Estates Community Services District.

8. [11-1173](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Agreement 190-S1210 with Black Oak Mine Unified School District in the amount of \$73,000 for the term of date of execution through June 30, 2012 to provide personnel and facilities to conduct the Primary Intervention Program for elementary school children in the Georgetown area.

**FUNDING:** State Mental Health Services Act (MHSA), Prevention and Early Intervention (PEI) component.

9. [09-0998](#) Department of Transportation recommending the Board consider the following:
- 1) Approve the continuation of five current perpetual contracts and one current perpetual purchase order:
    - a) No. 428-S0110 with the State of California, Department of Transportation to provide signal maintenance service;
    - b) No. 821-S0710 with Squarerigger, Inc. to provide annual software support and maintenance;
    - c) No. 541-F0111 for the Sacramento-Placerville Transportation Corridor Joint Powers Authority to provide for contributions from member agencies;
    - d) No. 427-M0810 for the Elk Grove - Rancho Cordova - El Dorado Connector Authority for the acquisition of real property;
    - e) No. 098-O1111 with the State of California Board of Equalization for electronic filing of reporting sales tax collected; and
    - f) No. PO201001238 with Viathor, Inc. to provide annual software support and maintenance; and
  - 2) Authorize the Purchasing Agent to establish blanket purchase orders as necessary to process associated payments for Fiscal Year 2011/2012.

**FUNDING:** Road Fund.

10. [11-0930](#) Department of Transportation recommending the Board consider the following:
- 1) Approve the termination of the County of El Dorado Airport Land Use Agreement for Portable Hangars Lease dated March 22, 1988 with John D. Emigh; and
  - 2) Authorize the Chair to sign the County of El Dorado Airport Ground Lease for Portable Hangars No. 11-53290 for Hangar Space No. TP-13 with Anthony F. Sica in the amount of \$720 per year for ten years with additional two ten-year lease options, located at the Placerville Airport. (4/5 vote required)

**FUNDING:** Placerville Airport Enterprise Fund - Fee Revenue.

11. [11-0974](#) Department of Transportation recommending the Board receive and file the Annual Report of Special Taxes for County Service Area Nos. 3 and 9, Zones of Benefit for Fiscal Year 2010-2011.
  
12. [11-1000](#) Department of Transportation recommending the Board authorize the Chair to sign the First Amendment to Agreement for Services 425-S1011 (AGMT 10-52947) with BST Services, Inc., dba Blain Stumpf Trucking, increasing the not-to-exceed amount by \$250,000 to a total of \$590,000 and extending the term of the agreement for one more year through June 29, 2013 to continue to provide trucking services to transport road materials for various maintenance projects for said Department.  
  
**FUNDING:** Road Fund.
  
13. [11-1183](#) Supervisor Nutting recommending the Board adopt Resolution in support of grant application for National Infrastructure Investments under the 2011 Full-Year Continuing Appropriations Act (Transportation Infrastructure Generating Economic Recovery - TIGER III) for the El Dorado County Government and Justice Center Multi-Modal Access Project.
  
14. [11-1184](#) Supervisor Nutting recommending the Board adopt a Proclamation recognizing October 16 - 22, 2011, as "Freedom from Workplace Bullies Week" in the County of El Dorado.

**END CONSENT CALENDAR**

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

15. [11-1180](#) Supervisor Briggs recommending the Board:
- 1) Receive a presentation by El Dorado County Water Agency General Manager, David Eggerton, regarding the Agency's efforts to promote regional cooperation on water issues through a collaborative and comprehensive solution to the issues facing the Sacramento-San Joaquin Delta; and,
  - 2) Consider the adoption of a Resolution in support of a regional coalition that promotes regional cooperation on water issues and a collaborative and comprehensive solution to the issues facing the Sacramento-San Joaquin Delta.

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

16. [11-1094](#) Hearing to consider the recommendation of the Planning Commission on Rezone Z11-0006/Barnett Business Park on property identified by APNs 109-401-02, 109-401-03, and 109-401-04, consisting of 5.55 acres, in the Shingle Springs area, submitted by El Dorado County; and recommending the Board take the following actions:
- 1) Adopt the Negative Declaration for Z11-0006 based on the Initial Study prepared by staff;
  - 2) Approve Z11-0006 rezoning APNs 109-401-02, 109-401-03, and 109-401-04 from Professional Office Commercial-Design Community (CPO-DC) to General Commercial-Design Community (CG-DC) based on the Findings listed in Attachment 1; and
  - 3) Adopt Ordinance for said rezone. (Supervisory District 2) (Est. Time: 10 Min.)
17. [11-1125](#) Hearing to consider a request on Parcel Map Revision P07-0025-R on property identified by APN 104-100-67, consisting of 129.43 acres, in the Pilot Hill area, submitted by Wesley Hagstrom; and staff recommending the Board take the following actions:
- 1) Find the project revision is covered by the scope of the previous Mitigated Negative Declaration and pursuant to Section 15162(b) of the CEQA Guidelines, no further documentation is necessary;
  - 2) Approve the modifications to Conditions of Approval Nos. 1, 16, 25 and 47 for Parcel Map Revision P07-0025-R as revised by staff and listed in Attachment 1; and
  - 3) Approve the Fire Safe Plan dated December 1, 2010, shown as Exhibit K. (Supervisory District 4) (Est. Time: 30 Min.)

**CAO REPORTS**

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

Golden Sierra Job Training Agency - 5/4 – (<http://www.goldensierrawib.com/>)

High Sierra Resource Conservation & Development Council - 2

Veterans Coordinating Council - 3

**MONTHLY MEETINGS:**

- Cemetery Advisory Committee - 1 -

([http://www.co.el-dorado.ca.us/Government/Cemetery/Advisory\\_Committee.aspx](http://www.co.el-dorado.ca.us/Government/Cemetery/Advisory_Committee.aspx))

- Chamber Of Commerce - County - 2/3 - ([www.eldoradocounty.org](http://www.eldoradocounty.org))

- Chamber Of Commerce - South Lake Tahoe - 5/2 - ([www.tahoechamber.org](http://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](http://www.goldensierrawib.com))

- Local Agency Formation Commission - LAFCO - 3&4 /2 - ([www.edlafco.us](http://www.edlafco.us))

- Mental Health Commission – 4 -

([www.co.el-dorado.ca.us/MentalHealth/Mental\\_Health\\_Commission\\_Meetings.aspx](http://www.co.el-dorado.ca.us/MentalHealth/Mental_Health_Commission_Meetings.aspx))

- Sierra Economic Development Corporation – 5/1 - ([www.sedcorp.biz](http://www.sedcorp.biz))

- Sierra Planning Organization – 5/1 -

(<http://www.sedcorp.biz/content/partners-affiliated-organizations>)

- Tahoe Conservancy – 5/2 - ([www.tahoecons.ca.gov](http://www.tahoecons.ca.gov))

- Tahoe Paradise Resort Improvement District – 5

- Tahoe Regional Planning Agency – 5/2 - ([www.trpa.org](http://www.trpa.org))

- Tahoe Transportation District – 5/2 - ([www.tahoetransportation.org](http://www.tahoetransportation.org))

- Transit Authority – 1&2&3&4 - ([www.eldoradotransit.org](http://www.eldoradotransit.org))

- Transportation Commission – 1&2&3&4 - ([www.edctc.org](http://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**

18. 11-1118 **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(a): United States of America (USA) v. El Dorado County and City of South Lake Tahoe. Civil Action No. S-01-1520 x-ref: (Meyers Landfill Site)(Cont'd 10/4/11, Item 20) (Est. Time: 30 Min.)
19. 11-1169 **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(c): Number of potential cases: (1).  
**Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code section 54956.9(b). (Est. Time: 10 Min.)
20. 11-1186 **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(c): Number of potential cases: (5). (Est. Time: 30 Min.)
21. 11-1185 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b). (Est. Time: 30 Min.)
22. 11-1178 **Pursuant to Government Code Section 54957: Public Employee Appointment:** Title: Air Pollution Control Officer. (Est. Time: 30 Min.)
23. 11-1187 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation:** Title: Chief Administrative Officer. (Est. Time: 30 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, October 24, 2011**

**Special Meeting**

**9:00 a.m.**

**Agricultural Workshop**

**2:00 p.m.**

**Workshop - Economic Development Advisory Committee to update the Board of Supervisors regarding CEQA as it relates to economic development and regulatory reform. (Refer 9/26/11, Item 2)**

**Monday, November 14, 2011**

**Special Meeting**

**Economic Development Advisory Committee to provide Project Description and adoption of Request for Proposal (RFP) for the Environmental Impact Report. (Refer 9/26/11, Item 3)**

**OTHER ANNOUNCEMENTS**

**Congressman McClintock's Office Hours**

**Third Tuesday of each month**

**10:00 a.m. - Noon**