



County of El Dorado

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Minutes - Final Board of Supervisors

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

Suzanne Allen de Sanchez, Clerk of the Board of Supervisors
Gayle Erbe-Hamlin, Chief Administrative Officer *Louis B.*
Green, County Counsel

Tuesday, March 9, 2010

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) 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.

8:01 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSION

Present: 4 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney and Supervisor Briggs

Absent: 1 - Supervisor Santiago

9:10 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORT

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Supervisor Briggs, seconded by Supervisor Knight, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Item 3 was pulled from the Consent Calendar, Item 6 was continued off calendar, and Item 20 was added to the Consent Calendar.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

OPEN FORUM

BUDGET UPDATE

CONSENT CALENDAR

1. [10-0211](#) Approval of Board of Supervisors Meeting Minutes from the Special Meeting of Monday, March 1, 2010, and the Regular Meeting of Tuesday, March 2, 2010.
This matter was Approved on the consent calendar.
2. [10-0176](#) Auditor-Controller requesting authorization to transfer cash overage funds in the amount of \$2,500 accumulated from Fiscal Year 2008-2009 to the General Fund.
This matter was Approved on the consent calendar.

3. [10-0189](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Award Bid 10-070-018 for the purchase of new patrol vehicles to the low qualified bidders, Folsom Lake Ford of Folsom, CA for Bid Vehicle A - (Ford Crown Victoria Police Interceptor) and Hansel Ford of Santa Rosa, CA for Bid Vehicle B - (Full-Sized SUV);
 - 2) Authorize the Purchasing Agent to issue purchase orders in the amounts of \$194,304 to Folsom Lake Ford and \$227,196.64 to Hansel Ford of Santa Rosa, CA plus applicable sales and tire fees for the Sheriff's Department following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the blanket purchase orders on an "as needed" basis during the awarded period as long as funding is available within the requesting Department's budget.

FUNDING: Department of Transportation Fleet Internal Service Fund.

A motion was made by Supervisor Briggs, seconded by Supervisor Knight, to approve this matter.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

4. [10-0129](#) Chief Administrative Office recommending the Board adopt a Resolution authorizing the acceptance of credit cards, debit cards or electronic funds transfers for payment of legally permissible fines, fees and charges.

Resolution 024-2010

Adopted Resolution 024-2010 upon approval of the consent calendar.

5. [09-0040](#) Health Services Department recommending the Board authorize the Chair to sign Amendment I to Grant Agreement 2716288 (582-F0911) with California Physicians' Service Foundation dba Blue Shield of California Foundation (BSCF) in the amount of \$125,000 and extending the term of the grant through October 1, 2010, noting this Amendment will allow continuation of work toward an electronic Health Information Exchange (HIE) to enable the exchange and sharing of administrative information among the multiple healthcare providers in El Dorado County through the ACCEL Initiative.

FUNDING: Blue Shield of California Foundation Grant.

This matter was Approved on the consent calendar.

6. [09-1365](#) Human Resources Department recommending the Board adopt a Resolution for completion of negotiations by contracted negotiator Bruce Heid, IEDA, representing the Governing Board of the In Home Supportive Services (IHSS) Public Authority as established under Ordinance No. 4612 adding Chapter 8.76, Section 8.76.070 by adopting the Memorandum of Understanding (MOU) covering the wages, hours and other terms and conditions of employment between the IHSS Public Authority as the employer of record and the United Domestic Workers of America (UDW), AFSCME, Local 3930, AFL-CIO representing the IHSS Providers who are members of the IHSS bargaining unit as specified in the IHSS Public Authority Resolution 1-02 Employer/Employee Relations Resolution and; and authorize the Chair of the Governing Board of the IHSS Public Authority to sign a Resolution and MOU. (Cont'd 11/10/09, Item 19)

This matter was continued off calendar upon approval of the consent calendar.

7. [10-0171](#) Human Services Department recommending the Board adopt a Resolution authorizing the Chair to sign Amendment A01 to Contract 08-85437 with the California State Department of Public Health, increasing the maximum grant amount by \$417,000 to \$3,043,000 for a term through September 30, 2011 for the operation of the Supplemental Food Program for Women, Infants and Children (WIC) Services.

FUNDING: 100% Federal Grant Funds.

Resolution 025-2010

Adopted Resolution 025-2010 upon approval of the consent calendar.

8. [10-0222](#) Fair Manager requesting the Board approve and authorize the Chairman to sign the 2010 El Dorado County Fair 2010 Budget in the amount of \$1,175,490 as previously approved by the El Dorado County Fair Board of Directors at their October 14, 2009 meeting and by the California Department of Food and Agriculture, Division of Fairs and Expositions on December 21, 2009.

FUNDING: No county funds are included in the Fair Association budget.

This matter was Approved on the consent calendar.

9. [10-0169](#) Recorder-Clerk recommending the Board adopt a Resolution authorizing the Recorder-Clerk to participate on behalf of El Dorado County for the establishment of an Electronic Recording Delivery System (ERDS).

Resolution 026-2010

Adopted Resolution 026-2010 upon approval of the consent calendar.

10. [09-0976](#) Sheriff's Office recommending the Board authorize Chair to sign Amendment 1 to Agreement 282-SO011 with Sirron Software Corporation and recommending continuation of perpetual agreement for annual maintenance of a specialized software program used by the Department's Civil Section.

FUNDING: Civil Special Revenue Fund.

This matter was Approved on the consent calendar.

11. [10-0035](#) Transportation Department recommending the Board adopt a Resolution sanctioning the road closure from the intersection of Harvard Way and Clermont Way to the intersection of Silva Valley Parkway and Walker Drive in El Dorado Hills on Saturday, March 13, 2010 from 7:00 a.m. to 11:00 a.m. for the "Mitokids Fundraiser Walk," subject to the conditions set forth in Resolution No. 110-79 dated May 1, 1979 and the Application for Road Closure.

Resolution 027-2010

Adopted Resolution 027-2010 upon approval of the consent calendar.

12. [10-0020](#) Transportation Department recommending the Board authorize the Chair to sign Agreement for Services 10-52885 (319-S1011) with Frank's Body Shop, Inc., for a two year period in an amount not-to-exceed \$180,000 to provide on-call truck, equipment and automotive body work and painting services for the Transportation Department's Fleet Services Unit.

FUNDING: Fleet Operations Internal Service Fund.

This matter was Approved on the consent calendar.

13. [10-0108](#) Transportation Department recommending the Board authorize the Chair to sign the following Appraisal Services Agreements:
- 1) Agreement for Services AGMT 09-52859 (310-S1011) with Bender Rosenthal, Inc., in an amount not-to-exceed amount of \$100,000 for a three-year term for real property appraisal, acquisition, and relocation services;
 - 2) Agreement for Services AGMT 09-52876 (311-S1011) with Sierra West Valuation, Inc., in an amount not-to-exceed \$100,000 for a three-year term for real property appraisal services; and
 - 3) Agreement for Services AGMT 09-52877 (312-S1011) with Universal Field Services, Inc., in an amount not-to-exceed \$100,000 for a three-year term for real property appraisal, acquisition, and relocation services.

FUNDING: 2004 General Plan Traffic Impact Mitigation Fee Program, Highway Bridge Replacement and Rehabilitation Grant, Regional Surface Transportation Program, and California Tahoe Conservancy funds.

This matter was Approved on the consent calendar.

14. [09-1290](#) Transportation Department recommending the Board take the following actions pertaining to the Rubicon 5 Erosion Control Project (JN 95178):
- 1) Adopt the Mitigated Negative Declaration (MND) for the Project;
 - 2) Adopt the Mitigation Monitoring and Reporting Program (Appendix A of the Initial Study/Mitigated Negative Declaration Document);
 - 3) Approve the Rubicon 5 Erosion Control Project as described in the California Environmental Quality Act (CEQA/ MND) Document; and
 - 4) Authorize the Director of Transportation or his designee to sign the Notice of Determination.

FUNDING: United States Forest Service Lake Tahoe Basin Management Unit, California Tahoe Conservancy and Tahoe Regional Planning Agency grant funds.

This matter was Approved on the consent calendar.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

15. [10-0177](#) Hearing to consider recommendation of the Auditor-Controller to disburse excess proceeds in the amount of \$14,934.75 to Tri-Jan from the sale of tax defaulted property (APN 033-474-01-100) on November 7, 2008. (Est. Time: 5 Min.)

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to approve this matter.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

16. [10-0178](#) Hearing to consider recommendation of the Auditor-Controller to disburse excess proceeds in the amount of \$11,139.35 to Tri-Jan from the sale of tax defaulted property (APN 032-343-05-100) on November 7, 2008. (Est. Time: 5 Min.)

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to approve this matter.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

17. [10-0124](#) Recorder-Clerk recommending the Board adopt a Resolution increasing certain recording fees in accordance with the Recorder-Clerk's fee study of January 2010. (Est. Time: 15 Min.)

Resolution 028-2010

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to adopt Resolution 028-2010.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

18. [10-0067](#) Transportation Department recommending the Board adopt a Resolution authorizing the Director of Transportation to apply for California Statewide Park Development and Community Revitalization Program grant funds for the Walker Ball Fields at the El Dorado County Fairgrounds. (Est. Time: 30 Min.)

FUNDING: California Statewide Park Development and Community Revitalization Program grant funds.

Resolution 029-2010

PUBLIC COMMENT

J. Gray RE: Fair Board was not notified of this application. Land deeded to the County but paid for with fairground funds. County does not have right to take any of the land away from the Fair.

B. Smart RE:

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, as follows:

1) Adopt Resolution 029-2010 authorizing the Director of Transportation to apply for California Statewide Park Development and Community Revitalization Program grant funds for the Walker Ball Fields at the El Dorado County Fairgrounds; and

2) Direct staff that no grant funds are to be expended on the Fairgrounds site until all details of the project and future management and maintenance of the project is resolved between the El Dorado County and El Dorado County Fair Association, Inc.

Yes: 3 - Knight, Sweeney and Briggs

Noes: 1 - Nutting

Absent: 1 - Santiago

19. [10-0068](#) Transportation Department recommending the Board adopt a Resolution authorizing the Director of Transportation to apply for California Statewide Park Development and Community Revitalization Program grant funds for the El Dorado County Historical Railroad Park. (Est. Time: 30 Min.)

FUNDING: California Statewide Park Development and Community Revitalization Program grant funds.

Resolution 030-2010

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to adopt Resolution 030-2010.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

20. [10-0215](#) Supervisor Nutting recommending the Board authorize the Chair to sign a letter of support to the Corporation for Education Network Initiative in California (CENIC) for the American Recovery and Reinvestment Act (ARRA) for broadband funding. (Est. Time: 20 Min.)

This matter was Approved on the consent calendar.

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNED AT 10:47 A.M.

CLOSED SESSION

21. [10-0137](#) Pursuant to Government Code Section 54957.6. **Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources and/or designee.
Employee Organization: El Dorado County Employees Association Local No.1 representing employees in the General, Professional, and Supervisory Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts, Probation, and Corrections Bargaining Units; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Criminal Attorney Association; El Dorado County Deputy County Counsel Association; El Dorado County Managers Association; El Dorado County Law Enforcement Managers Association; and Unrepresented Employees.
No Action Reported.
22. [10-0216](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: Yubacon, Inc. v. El Dorado County Department of Transportation (Office of Administrative Hearings Case No. A-0016-07).
No Action Reported.
23. [10-0217](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: Yubacon, Inc. v. El Dorado Irrigation District, et al. (El Dorado County Superior Court Case No. 20070379).
No Action Reported.

24. [10-0227](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: Proceeding before the State Mining and Geology Board to determine whether the Big Cut Mine has vested rights to operate under Surface Mining and Reclamation Act.

Conference with Legal Counsel - **Anticipated Litigation** pursuant to Government Code Section 54956.9(c): Title: El Dorado County v. State Mining and Geology Board.

No Action Reported.