



County of El Dorado

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MEETING AGENDA

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, July 20, 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) 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 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

The Board of Supervisors would like to acknowledge the passing of California State Senator Dave Cox, First Senate District.

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

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. [10-0785](#) Supervisor Santiago recommending the Board receive a presentation by Elizabeth Blakemore, El Dorado County Early Care and Education Planning Council regarding the 2010 Update Child Care Economic Impact Analysis for El Dorado County. (Est. Time: 15 Min.)

OPEN FORUM

BUDGET UPDATE

10:00 A.M. - TIME ALLOCATION

2. [10-0663](#) Department of Transportation recommending the Board:
- 1) Approve of the proposed plan for the design, development, and construction of the new Animal Shelter Facility at the Shinn Ranch location; and
 - 2) Direct said Department to undertake Phase 1 of the plan, including amending the original purchase agreement for the Shinn property in order to finalize the alignment of the access road to the Facility, constructing the access road to the facility location, and doing the necessary site improvements. (Est. Time: 1 Hr.) (Cont'd 6/29/10, Item 66)

CONSENT CALENDAR

3. [10-0748](#) Clerk of the Board recommending the Board approve the Board of Supervisors Meeting Minutes from the Special Meeting of Monday, June 28, 2010, and the Regular Meeting Minutes of Tuesday, June 29, 2010.
4. [10-0749](#) Chief Administrative Office recommending the Board adopt a resolution authorizing a five percent increase in salary for Recorder-Clerk Bill Schultz in recognition of assuming the duties and responsibilities of Interim Director of Veteran Affairs.
5. [10-0743](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board ratify the Purchasing Agent's signature on Agreement No. 883-S0810 with Integrated Information Systems, Inc. for access to a web-based case processing system for the Child Support Services Department.

FUNDING: State and Federal Funding.

6. [10-0637](#) Health Services Department recommending the Board approve and authorize the Chair to sign Budget Transfer 2010141 transferring \$55,000 from General Fund Contingency to provide funding necessary to cover estimated payments to local hospital facility and medical providers for emergency medical care provided to a ward of the Placerville Juvenile Hall. (4/5 vote required)

FUNDING: General Fund.

7. [10-0674](#) Health Services Department recommending the Board authorize the Chair to sign retroactive Agreement 097-135-P-E2009 (478-S1011) with Progress House, Inc. in an amount not to exceed \$179,000 for the term October 1, 2009 through March 31, 2011 for Offender Treatment Program services being funded by a grant with California Emergency Management Agency (CalEMA).

FUNDING: American Recovery and Reinvestment Act of 2009 funds via the California Emergency Management Agency and the California Department of Alcohol and Drug Program.

8. [10-0736](#) Health Services Department recommending the Board authorize the Chair to sign Agreement 368-162-P-E2010 with the State of California Office of Administrative Hearings to conduct hearings on behalf of the County Emergency Medical Services Agency related to Emergency Medical Technician licensing, certification and disciplinary actions.

FUNDING: General Fund with reimbursement through State Emergency Medical Services Authority.

9. [10-0732](#) Health Services Department recommending the Board authorize the Chair to sign Agreement 101-129-P-E2010 (016-S1111) with the County of Sacramento Department of Health and Human Services, Public Health Division Laboratory Services, in an amount not-to-exceed \$30,000 for a term July 1, 2010 through June 30, 2011 to provide back-up laboratory services for said Department.

FUNDING: Health Services Department Public Health Realignment.

10. [10-0753](#) Health Services Department recommending Board authorize the Chair to sign retroactive Agreement 097-116-P-E2009 (357-S1011) with Progress House, Inc., in an amount not to exceed \$134,000 for the term September 1, 2009 through August 31, 2011 for alcohol and drug treatment services for clients eligible for the Driving Under the Influence (DUI) Court Expansion Program.

FUNDING: U.S. Department of Justice (DOJ) Bureau of Justice Assistance Grant 2009-DC-BX-0076.

11. [10-0673](#) Human Resources Department, Risk Management Division, recommending the Board authorize the Chair to sign Agreement 081-S111 with Kaiser Foundation Health Plan, Inc. in the amount of \$5,474,481 for the term July 1, 2010 through June 30, 2011 to provide group health benefits for County employees and retirees who elect this plan.
- FUNDING:** Risk Management Special Revenue fund and Employee Payroll Deductions.
12. [10-0754](#) Human Resources Department, Risk Management Division, recommending the Board authorize the Chair to sign retroactive Agreement 091-S111 with PacifiCare of California in the amount of \$2,350,811 for the term July 1, 2010 through June 30, 2011 to provide group health benefits for County employees who elect this plan.
13. [10-0744](#) Department of Human Services recommending that the Board, acting as the In-Home Supportive Services Public Authority (IHSS PA) Governing Board, reappoint Ellen Yevdakimov as a Community Representative and appoint Norman Smith as a Consumer Representative to the In-Home Supportive Services Advisory Committee for two-year terms commencing July 20, 2010 and ending July 19, 2012, in accordance with the In-Home Supportive Services Advisory Committee By-laws.
- FUNDING:** The portion of the annual In-Home Supportive Services Allocation that supports IHSS Advisory Committee activities is approximately 50% Federal / 50% State with no County match requirement.
14. [10-0747](#) Department of Human Services recommending the Board authorize the Chair to sign a Vendor Agreement with Del Oro Caregiver Resource Center to enable the Senior Day Care Program to receive reimbursement for respite services provided during the period July 1, 2010 through June 30, 2011 and authorization for Department Director, or successor, to sign subsequent amendments thereto, contingent upon County Counsel and Risk Management approval, that do not affect the term or the dollar amount.
- FUNDING:** State Grant Funds.

15. [10-0746](#) Department of Human Services recommending the Board approve and authorize the Chair to execute non-standard Agreement for Services 014-S1110 with the County of Placer in an amount not-to-exceed \$40,000 for the term July 1, 2010 through June 30, 2012 to provide emergency shelter care services on an "as requested" basis.
- FUNDING:** 85% Federal/State Social Services allocation with a 15% County match met primarily with realignment resources.
16. [10-0756](#) Department of Human Services recommending conceptual approval to submit two HOME Investment Partnerships Program Grant applications to the California Department of Housing and Community Development under the 2010 Notice of Funding Availability:
- 1) Program Activities allocation application in an amount up to \$800,000 to provide additional funding resources for the ongoing County Housing Rehabilitation and First-Time Homebuyer Loan Programs; and
 - 2) Rental Project allocation application in an amount up to \$5,000,000 for an affordable rental housing project on behalf of Mercy Housing California.
- FUNDING:** Federal HOME Grant Funds.
17. [10-0745](#) Library Director recommending the Board receive and file notification of a 1.7% increase in the library parcel tax in South Lake Tahoe (Zone F) and Georgetown (Zone G) resulting in a fee of \$16.74 per parcel for Fiscal Year 2010-2011 to be used exclusively for library services within each respective zone.
- FUNDING:** Library Parcel Tax.
18. [10-0631](#) Probation Department recommending the Board approve and authorize the Chief Probation Officer to sign Memorandum of Understanding No. 441-M1011 with the South Lake Tahoe Police Department for the term March 1, 2010 through September 30, 2010 in support of the South Lake Tahoe Police Department's program "Avoid the Six," a cooperative effort to reduce alcohol related injury and fatal traffic collisions in El Dorado County.
- FUNDING:** South Lake Tahoe Police Department, State of California Office of Traffic Safety Grant No. AL10120.
19. [10-0741](#) Recorder-Clerk-Registrar of Voters recommending the Board declare the results of the official canvass of the June 8, 2010 Statewide Direct Primary Election.

20. [10-0524](#) Department of Transportation recommending the Board adopt a Resolution sanctioning the closure of several roads in the El Dorado Hills Business Park, which will permit the Food Bank of El Dorado County to sponsor a "5K Walk/Run for Hunger" charity event on Saturday, October 23, 2010, from 5:00 a.m. to 10:00 a.m., subject to conditions set forth in Resolution No. 110-79, and conditions set forth in the "Application for Road Closure."
21. [10-0638](#) Department of Transportation recommending the Board adopt a Resolution issuing a parade permit for portions of the Rubicon Trail from the Wentworth Springs Campground and Loon Lake Dam eastward to the Placer County Line, for the 58th Annual "Jeepers Jamboree" from 6:00 a.m. to midnight on Wednesday, July 21, 2010 through Monday, July 26, 2010, and for the 32nd Annual "Jeep Jamboree" from 6:00 a.m. Thursday, July 29, 2010 to midnight on Monday, August 2, 2010, subject to the conditions set forth in Resolution No. 110-79 and in the "Application for Road Closure" submitted by the applicant.
22. [10-0648](#) Department of Transportation recommending the Board approve and authorize the Chair to sign Right of Entry Indemnification and License Agreement with the State of California, Air Resource Board for one (1) year term commencing on August 1, 2010 and ending July 31, 2011 for the placement of air monitoring equipment and a trailer at the site located northeast of the El Dorado County Jail at 3111 Gold Nugget Way in Placerville.
23. [10-0534](#) Department of Transportation recommending the Board adopt a Resolution acknowledging the signature of the Director of Transportation or his designee executing a grant application and assurances with the United States Department of Transportation, Federal Aviation Administration (FAA) for funding in the amount of \$372,000 for the West Hangar Area Crack Repair, Slurry Seal, Remarking, Taxiway Connector, Lighting project, and for the engineering design for the Perimeter Fence and Gates project.

FUNDING: FAA will fund 95% of the application amount, and Placerville Airport Enterprise Fund.

Board of Supervisors - Consent

24. [10-0784](#) Supervisor Santiago recommending the Board ratify a Proclamation to Lincoln Lageson in appreciation for his Motion Picture Contributions to the County of El Dorado.
25. [10-0793](#) Supervisor Santiago recommending the Board adopt a Resolution to acknowledge road restrictions that temporarily impede and restrict the free passage of traffic over State Highway Routes 50 and 89 on Sunday, September 12, 2010, between Stateline through South Lake Tahoe and the County line at Tahoma between 6:00 a.m. and 12:00 noon for the 8th Annual Tour de Tahoe-Bike Big Blue Bicycling Event at Lake Tahoe.

END CONSENT CALENDAR**DEPARTMENT MATTERS/NOTICED HEARING**

26. [10-0679](#) HEARING - Consider adoption of Resolution establishing benefit assessments to be maintained at current fee for emergency medical services in County Service Area No. 3, South Shore Area, for Fiscal Year 2010-11 on improved parcels within the Service Area (except for the Tahoe West Shore Zone of Benefit), contingent upon County Counsel review and approval of the resolution. (Est. Time: 5 Min.)
- FUNDING:** County Service Area 3 Benefit Assessments.
27. [10-0733](#) HEARING - Consider adoption of Resolution establishing annual benefit assessment for Extended Library Services within the Cameron Park Zone of Benefit (Zone D) within County Service Area 10. (Est. Time: 5 Min.)

28. [09-1511](#) Department of Transportation recommending the Board take the following actions regarding the Pioneer Trail Overlay (2.02 Miles)/Re-Striping and Water Quality Improvement Project (Contract No. PW 09-30494, CIP No. 72164):
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for June 18, 2010;
 - 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 Director of Transportation to execute Contract Change Orders consistent with the Public Contract Code limits, provided the cumulative total of all Contract Change Orders is within the contingency budget established for the Project.

FUNDING: American Recovery and Reinvestment Act of 2009 and General Fund.

29. [10-0630](#) Chief Administrative Office presenting proposed argument in favor of Measure G which amends Section 602 of the El Dorado County Charter. (Cont'd 6/29/10, Item 62) (Est. Time: 20 Min.)
30. [10-0787](#) Chief Administrative Office recommending Board approve the Early Retirement Incentive Program (ERI) and Plan for Fiscal Year 2010-11. (Est. Time: 15 Min.)

Lunch Break - 12:00 noon

2:00 P.M. - TIME ALLOCATION

31. [10-0739](#) HEARING - Consider a request submitted by H. Dwayne and Anna Fisher appealing the denial by the Agricultural Commission for a Request for Administrative Relief from the agricultural setbacks on property identified by APN 041-740-31, consisting of 10 acres, in the Grizzly Flat area; and Planning Services recommending the Board take the following action:
- 1) Deny the appeal, thereby upholding the Agricultural Commissions action on June 9, 2010 denying the Request for Administrative Relief from agricultural setbacks from 200 feet to 78 feet from the southeast property line, as the specific criteria for relief in Resolution No. 079-2007 cannot be met. (Supervisory District II) (Est. Time: 30 Min.)

32. [10-0364](#) HEARING - Consider Serrano Associates, LLC request for refund of Mello-Roos taxes. (Cont'd 6/22/10, Item 20)

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

33. 10-0776 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Title: Serrano Claim for Community Facilities District (CFD) Tax Refund. Number of potential cases: (1). (Est. Time: 15 Min.)
34. 10-0773 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Title: Issues relating to Saratoga Road Connection. Number of potential cases: (1). (Est. Time: 15 Min.)
35. 10-0789 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Title: Abel v. County of El Dorado. Number of potential cases: (1). (Est. Time: 10 Min.)
36. 10-0762 Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Title: Claim of Gail Anderson v. County of El Dorado, York Insurance Group, Inc., Claim No: 9400077. (Est. Time: 15 Min.)
37. 10-0790 Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: Paul Sayegh v. County of El Dorado, et al., El Dorado County Superior Court Case No. PC 20100101. (Est. Time: 10 Min.)
38. 10-0750 Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Title: Claim of William Davis v. County of El Dorado, Worker's Compensation Claim Settlement, York Insurance Services Group, Inc., Claim No. 2003012593. (Est. Time: 15 Min.)
39. 10-0688 Pursuant to Government Code Section 54957.6; **Conference with Labor Negotiator:**
Governing Board of the In-Home Supportive Services Public Authority and County Negotiator: Director of Human Resources, Bruce Heid of IEDA, and/or designee
Employee Organization: United Domestic Workers of America (UDWA) AFSCME/AFL-CIO representing Independent Providers. (Est. Time: 10 Min.)

40. 10-0691 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. (Est. Time: 10 Min.)
41. 10-0797 Pursuant to Government Code Section 54957: **Public Employee Appointment.**
Title: Acting Director of the Department of Transportation. (Est. Time: 15 Min.)
42. 10-0795 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation:** Title: Chief Administrative Officer. (Est. Time: 15 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

**Special Meeting – Monday, July 26, 2010 at 9:00 a.m. - Discussion of Structural Deficit -
Budget Fiscal Year 2010-11**