



County of El Dorado

330 Fair Lane, Building A
Placerville, California
530-621-5390
FAX 530-622-3645
www.edcgov.us/bos

Minutes - Final Board of Supervisors

Helen K. Baumann, Chairman, District II
Rusty Dupray, First Vice Chairman, District I
Ron Briggs, Second Vice Chairman, District IV
James R. Sweeney, District III
Norma Santiago, District V

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

Tuesday, August 14, 2007

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."

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 (Government Code Section 54954.2 (a)), the numbered items on this Agenda give a brief general description of each item of business to be transacted or discussed. The recommendations of the staff, as shown, do not prevent the Board of Supervisors from taking other action.

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

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

Present: 2 - Supervisor Sweeney and Supervisor Santiago

Absent: 1 - Supervisor Briggs

9:00 A.M. - RECONVENE AND CLOSED SESSION REPORTS

Present: 3 - Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

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.

Approval of the Consent Calendar

A motion was made by Supervisor Sweeney, seconded by Supervisor Dupray to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 14, 16, 17 and 38 pulled from the Consent Calendar for separate action; Items 47, 48, 52, 53, 54 and 56 added to the Consent Calendar and approved; and Items 57 and 75 to be heard together.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

PRESENTATION

1. [07-1274](#) Presentation by Elizabeth Blakemore, Director of the El Dorado County Early Care and Education Council.

No action required.

OPEN FORUM**CONSENT CALENDAR**

2. [07-1317](#) Approval of Board of Supervisors Conformed Agendas (Minutes) of the Special Meeting of Monday, June 11, 2007, Tuesday, July 31, 2007 and the Regular Meeting of Tuesday, July 17, 2007.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

3. [07-1300](#) Public Health Department requesting authorization to purchase a molecular diagnostic robotic specimen processing unit (QIACube) in the amount of \$19,710.25 for the Public Health Laboratory to respond to disease outbreaks more effectively.

RECOMMENDED ACTION: Approve.

FUNDING: State Pandemic Flu and Bioterrorism Preparedness grant

This matter was Approved on the consent calendar

4. [07-1307](#) Public Health Department recommending the Chairman be authorized to sign retroactive Memorandum of Understanding 583-PHD0307 between said Department and the Environmental Management Department for the term August 31, 2006 through August 30, 2007 for funding and activities related to the Local Public Health Preparedness and Response to Bioterrorism Program.

RECOMMENDED ACTION: Approve.

FUNDING: Federal Bioterrorism Program funding

This matter was Approved on the consent calendar

5. [07-1302](#) Public Health Department recommending the Board approve and authorize, in concept, the submission of a proposal to the State Department of Alcohol and Drug Programs for a prevention grant aimed at binge drinking in South Lake Tahoe among Hispanic/Latino youth, noting if said funds are awarded, the County shall receive \$620,800 over a 5-year period.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

6. [07-1256](#) Mental Health Department recommending Chairman be authorized to sign retroactive Agreement 620-S0711 with Shasta County, Mental Health Department, for revenue generated funding in the amount of \$300,000 for the term July 1, 2007 through June 30, 2010 to provide psychiatric inpatient services at the El Dorado County Psychiatric Health Facility to residents of Shasta County over the age of eighteen who are eligible.

RECOMMENDED ACTION: Approve.

FUNDING: Incoming revenue.

This matter was Approved on the consent calendar

7. [07-1281](#) Human Services Department recommending Chairman be authorized to sign retroactive Contract FCED-0709-01 with Family Connections El Dorado, Inc. for the term July 1, 2007 through June 30, 2009 to enable said local service provider to participate and receive federal revenues for eligible Targeted Case Management (TCM) services.

RECOMMENDED ACTION: Approve.

FUNDING: Federal Target Case Management Revenues

This matter was Approved on the consent calendar

8. [07-1324](#) Human Services Department, Social Services Division, recommending the Board approve the assignment of Eligibility Systems Specialist Carol Huot, or an equivalent position replacement County employee should that become necessary, to participate in the California Statewide Automated Welfare System Consortium IV (C-IV) Migration Development Project by working at the C-IV Project site in Rancho Cordova for an anticipated period of approximately two years to assist with the design, development, testing and implementation of the new mandated C-IV Statewide Automated Welfare System, which is scheduled to replace the existing Interim Statewide Automated Welfare System (ISAWS) in 2010; noting all costs of this assignment will be reimbursed to the County through a claiming process, generating savings that may be used to hire temporary replacement staff and the approval and assignment are contingent upon passage of the FY 2007/08 State Budget with funding included for said Project.

RECOMMENDED ACTION: Approve.

FUNDING: Federal and State Funds from the C-IV Consortium and/or California Department of Social Services (CDSS). The reimbursement claiming process is being finalized, and claiming procedures will be provided to the participating counties after passage of the State Budget.

This matter was Approved on the consent calendar

9. [07-1240](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign Memorandum of Understanding 032-M0811 with El Dorado County Mental Health Department in the amount of \$430,000 for a term to expire June 30, 2008 to provide Wraparound Program services to eligible children and their families.

RECOMMENDED ACTION: Approve.

FUNDING: Funding sources are SB 163 Wraparound Program State Allocation and Local Match.

This matter was Approved on the consent calendar

10. [07-415](#) District Attorney recommending Resolution authorizing him to execute a Grant Award Agreement Application with the California Department of Insurance for fiscal year 2007-2008 for the Automobile Insurance Fraud Program.

RECOMMENDED ACTION: Adopt Resolution **204-2007**.

FUNDING: Automobile Insurance Fraud Grant.

This matter was Adopted on the consent calendar

11. [07-1259](#) District Attorney recommending advanced step placement of a specific candidate at Step 5 of the salary range for the position of Accountant/Auditor.
RECOMMENDED ACTION: Approve.

FUNDING: General Fund Salary Savings.
This matter was Approved on the consent calendar
12. [07-1345](#) District Attorney requesting overfill of a Senior Administrative Analyst position from September 29, 2007 through October 16, 2007 and adoption of Resolution amending the Authorized Personnel Allocation Resolution deleting one Senior Administrative Analyst position and adding one Fiscal Administrative Manager position, effective October 17, 2007.
RECOMMENDED ACTION: Adopt Resolution **212-2007**.
This matter was Approved on the consent calendar
13. [07-402](#) Development Services Department, Planning Services Division, submitting final map (TM99-1359F) for West Valley Village, Unit 6A in the El Dorado Hills area; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements with Landsource Holding Company, LLC and Lennar Communities, Inc.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar
14. [07-1290](#) Development Services Department recommending Chairman be authorized to sign Amendment I to Agreement for Services 156-S0711 with Dokken Engineering for a one-year extension of the term to August 22, 2008 and an increase in compensation by \$60,000 to \$90,000 for plan review services on "as requested" basis for project development for said Department.
RECOMMENDED ACTION: Approve.

FUNDING: Reimbursed by applicants through an Agreement for Payment of Processing Fees.

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

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

15. [07-610](#) General Services Department requesting authorization to work with the Historical Museum Commission and the Procurement and Contracts Division to declare certain artifacts contained within the County Museum as surplus, and authorize the disposal of same through direct sale, public auction, or trade to other museums, with all funds to be deposited in the County Historical Museum Trust Fund Account; noting office furniture and computer equipment located at the Museum and identified as surplus would be excluded from this action.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

16. [07-1306](#) General Services Department recommending the following pertaining to the purchase of the Chili Bar property on the South Fork of the American River:

1. Authorize staff to work with the American River Conservancy to continue negotiations for purchase of said property; and
2. Approve recommendation for the expenditure of up to \$2,500 from the River Trust Fund to pay for a portion of the real estate appraisal for said property.

RECOMMENDED ACTION: Approve.

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

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

17. [07-1176](#) General Services recommending Chairman be authorized to sign Bid Documents GS 08-1003 for the El Dorado Hills Senior Day Care Center Project; and authorize said Department to advertise for said project with bids due no later than 2:00 p.m. on September 20, 2007.

RECOMMENDED ACTION: Approve.

FUNDING: Capital Improvement Program Funding.

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

Yes: 4 - Baumann, Sweeney, Briggs and Santiago

Absent: 1 - Dupray

18. [07-920](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement for Public Purposes and Certificates of Acceptance from El Dorado Hills Investors, LTD in the total amount of \$4,200 for APN 117-210-37, in fee; and authorize the Director of said Department or his designee to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Latrobe Road Widening Phase 2 Project 66103/72403.

RECOMMENDED ACTION: Approve.

FUNDING:Traffic Impact Mitigation Fees

This matter was Approved on the consent calendar

19. [07-922](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement for Public Purposes and Certificates of Acceptance from El Dorado Hills Investors, LTD in the total amount of \$3,402 for a portion of APN 117-180-08; and authorize the Director of said Department or his designee to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Latrobe Road Widening Phase 2 Project 66101/72401.

RECOMMENDED ACTION: Approve.

FUNDING:Traffic Impact Mitigation Fees

This matter was Approved on the consent calendar

20. [07-923](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement for Public Purposes and Certificates of Acceptance from El Dorado Hills Investors, LTD in the total amount of \$51,995 for a portion of APN 117-160-04; and authorize the Director of said Department or his designee to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Latrobe Road Widening Phase 2 Project 66101/72401.

RECOMMENDED ACTION: Approve.

FUNDING:Traffic Impact Mitigation Fees

This matter was Approved on the consent calendar

21. [07-924](#) Transportation Department recommending Chairman be authorized to sign Easement Acquisition Agreement for Public Purposes and Certificates of Acceptance from El Dorado Hills Investors, LTD in the total amount of \$5,600 for a portion of APN 117-160-05; and authorize the Director of said Department or his designee to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Latrobe Road Widening Phase 2 Project 66101/72401.

RECOMMENDED ACTION: Approve.

FUNDING:Traffic Impact Mitigation Fees

This matter was Approved on the consent calendar

22. [07-925](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement for Public Purposes and Certificates of Acceptance from El Dorado Hills Investors, LTD in the total amount of \$30,395 for a portion of APN 117-160-06; and authorize the Director of said Department or his designee to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Latrobe Road Widening Phase 2 Project 66101/72401.

RECOMMENDED ACTION: Approve.

FUNDING:Traffic Impact Mitigation Fees

This matter was Approved on the consent calendar

23. [07-926](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement for Public Purposes and Certificates of Acceptance from El Dorado Hills Investors, LTD in the total amount of \$2,033,540 for APN 117-160-16, in fee, and portions of APN's 117-160-15, and 14; authorize the Director of said Department or designee to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Latrobe Road Widening Phase 2 Project 66101/72401; and approve Budget Transfer 28013 allocating sufficient funding for said purchase from the El Dorado Hills Investors, LTD. (4/5 vote required)

RECOMMENDED ACTION: Approve.

FUNDING:Traffic Impact Mitigation Fees

This matter was Approved on the consent calendar

24. [07-927](#) Transportation Department recommending Chairman be authorized to sign the Certificate of Acceptance for a Temporary Construction Easement (TCE) from El Dorado Hills Investors, LTD in the total amount of \$750 for a portion of APN 117-160-17; and authorize the Director of said Department or his designee to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Latrobe Road Widening Phase 2 Project 66101/72401.

RECOMMENDED ACTION: Approve.

FUNDING:Traffic Impact Mitigation Fees

This matter was Approved on the consent calendar

25. [07-928](#) Transportation Department recommending Chairman be authorized to sign the Certificate of Acceptance for a Temporary Construction Easement (TCE) from El Dorado Hills Investors, LTD in the total amount of \$1,500 for a portion of APN 117-160-19; and authorize the Director of said Department or designee to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Latrobe Road Widening Phase 2 Project 66101/72401.

RECOMMENDED ACTION: Approve.

FUNDING:Traffic Impact Mitigation Fees

This matter was Approved on the consent calendar

26. [07-1238](#) Transportation Department recommending the Board accept the subdivision improvements for Serrano Village J3B, Unit 2 as substantially complete; reduce Performance Bond 929347744 by \$360,638.01 to \$325,527.90 to guarantee against any defective work, labor done or defective materials furnished and release said bond after one year if no claims are made; and hold Laborer and Materialsmen Bond 929347744 in the amount of \$1,627,640 and release after six months if conditions are met.

RECOMMENDED ACTION: Approve.

FUNDING: Not applicable.

This matter was Approved on the consent calendar

27. [07-1243](#) Transportation Department recommending the Board accept the subdivision improvements for Serrano Village J4 as substantially complete; reduce Performance Bond 929347745 by \$223,058.61 to \$218,896.50 to guarantee against any defective work, labor done or defective materials furnished and release after one year if no claims are made; and hold Laborer and Materialsmen Bond 929347745 in the amount of \$1,094,482.50 to guarantee payment to persons furnishing labor, materials or equipment and release after six months if conditions are met.
RECOMMENDED ACTION: Approve.

FUNDING: Not Applicable.

This matter was Approved on the consent calendar
28. [07-1286](#) Transportation Department recommending Chairman be authorized to sign Amendment I to Agreement for Services AGMT 05-967 with Dowling Associates, Inc. increasing compensation by \$200,000 to \$700,000 for the term April 4, 2006 through April 3, 2008, and amending other articles of the contract to conform to current contract standards to provide as-needed traffic engineering and transportation planning services.
RECOMMENDED ACTION: Approve.

FUNDING: Dowling Associates will be working on several different projects on an on-call basis under the task order process. Funds for this amendment will come from the various Capital Improvement Program projects funded through traffic impact fees or through time and material billings against development projects.

This matter was Approved on the consent calendar
29. [07-1287](#) Transportation Department recommending adoption of Resolution summarily vacating (AOE07-0014) public utilities easements located along the side and rear boundaries of APN 110-612-05, Marina Hill Amended Map, as requested by Bart Volen and Marcia Volen, to accommodate construction of improvements on the subject lot.
RECOMMENDED ACTION: Adopt Resolution **208-2007**.

This matter was Approved on the consent calendar
30. [07-1330](#) Environmental Management Director requesting ratification of her signature on Change Order 031-PW-06/07-BOS, CCO No. 1 with D & E Construction to provide additional geotextile material for the Union Mine Landfill 13.6 Acre Final Closure project.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

31. [07-1304](#) Sheriff's Department recommending Resolution authorizing the Sheriff, or his designee, to sign necessary documents for the purpose of obtaining federal financial assistance in the amount of \$401,693 provided by the federal Department of Homeland Security and sub-granted through the State of California.
RECOMMENDED ACTION: Adopt Resolution **209-2007**.

FUNDING: Homeland Security Grant.
This matter was Approved on the consent calendar
32. [06-1588](#) Sheriff and General Services Departments recommending the following pertaining to the emergency replacement of security system at the South Lake Tahoe Jail:
(1) Find that a state of emergency exists at the South Lake Tahoe Jail as a result of the failure of the closed circuit television and intercom communication systems;
(2) Find that in accordance with County Ordinance Code 3.14.060, the County may dispense with competitive bidding requirements to immediately secure assistance from an outside vendor to perform the necessary emergency work; and
(3) Authorize Purchasing Agent to issue a purchase order for the "like" replacement of equipment and installation. (4/5 vote required)
(Continued 7/31/07, Item1)
RECOMMENDED ACTION: Approve.

FUNDING: Accumulated Capital Outlay Fund and Criminal Justice Special Revenue Fund.
This matter was Approved on the consent calendar
33. [07-1165](#) Sheriff's Department recommending Resolution continuing the Local Declaration of a State of Emergency for the South Lake Tahoe Area due to an extreme wild land fire (Angora). (Cont'd. 7/31/07, Item 2) (4/5 vote required)
RECOMMENDED ACTION: Adopt Resolution **207-2007**.
This matter was Approved on the consent calendar

34. [07-1291](#) Sheriff's Department requesting authorization for the acquisition of fixed assets prior to the adoption of the Fiscal Year 2007-2008 budget. (4/5 vote required)

RECOMMENDED ACTION: Approve.

FUNDING: CAL-MMET Grant (\$31,810); Livescan Special Revenue Fund (\$113,120); State of California Department of Boating & Waterways (\$8,000); Asset Seizure Special Revenue Fund (\$30,000); AB443 Law Enforcement Assistance Program to Rural & Small Counties (\$300,000); General Fund (\$114,000).

This matter was Approved on the consent calendar

35. [07-1266](#) County Counsel recommending approval of the revised and updated Conflict of Interest Code for the El Dorado Water and Power Authority. (Continued 7/17/2007, Item 33)

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

36. [07-1228](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property surplus to the needs of the County and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

37. [07-1352](#) Chief Administrative Officer recommending her signature be ratified on a Memorandum of Understanding with the El Dorado County Fair Association to fund improvements to the Mark D. Forni building at the El Dorado County Fairgrounds.

RECOMMENDED ACTION: Approve.

FUNDING: Fiscal year 2007-2008 Accumulative Capital Outlay Fund.

This matter was Approved on the consent calendar

38. [07-1210](#) Chief Administrative Office recommending the following regarding the Angora Fire in the Lake Tahoe Basin:
- (1) Find that a state of emergency exists in the Lake Tahoe Basin as a result of the Angora Fire and that the nature and extent of the damage has not yet been determined; and
 - (2) Dispense with competitive bidding requirements in accordance with County Ordinance Code 3.14.060, so that the County may immediately secure assistance from outside vendors to perform necessary emergency work; and
 - (3) Authorize Purchasing Agent to issue purchase orders as necessary to ensure the continuation of County services and operations. (4/5 vote required) (Emergency status ongoing from 7/31/2007, Item 6)
- RECOMMENDED ACTION:** Approve.

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

Yes: 4 - Baumann, Sweeney, Briggs and Santiago

Absent: 1 - Dupray

39. [07-1229](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of vehicles surplus to the needs of the County and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12.
- RECOMMENDED ACTION:** Approve.

This matter was Approved on the consent calendar

40. [07-1260](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of vehicles surplus to the needs of the County and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12.
- RECOMMENDED ACTION:** Approve

This matter was Approved on the consent calendar

41. [07-1182](#) Chief Administrative Office, Procurement and Contracts Division, recommending award of Request for Qualifications and Statements of Interest 07-918-135 to The HLA Group, Landscape Architects & Planners, Inc. of Sacramento, CA; and Chairman be authorized to sign Agreement 084-S0811 with same in the amount of \$425,700 for a one-year term upon approval and review by County Counsel and Risk Management for the provision of landscape architecture and civil engineering of the Pollock Pines Community Park. (Cont'd 7/17/07, Item 35)

RECOMMENDED ACTION: Continue to **August 21, 2007.**

FUNDING: State of California Proposition 40.

This matter was Approved on the consent calendar

42. [07-1354](#) Supervisor Baumann recommending Frank Molinari be appointed to serve as a member on the Assessment Appeals Board for District 2 for a term to expire September 2010.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

43. [07-1360](#) Supervisor Briggs recommending Steve Liles be appointed to serve as the Outfitter Representative on the River Management Advisory Committee for a term to expire January 2011.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

44. [07-1361](#) Supervisor Briggs recommending Susan Rayburn be appointed to serve as the District 4 Representative on the Local Disaster Council for a term to expire January 2011.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

45. [07-1276](#) Supervisor Santiago recommending ratification of Resolution 203-2007 approving highway restrictions on State Highway Routes 50 and 89 on Sunday, September 9, 2007, between Stateline through South Lake Tahoe and the county line at Tahoma between the hours of 6:00 a.m. and 12:00 noon for the 5th Annual Tour De Tahoe - Bike Big Blue bicycling event.

RECOMMENDED ACTION: Approve.

This matter was Adopted on the consent calendar

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARINGS

46. [07-759](#) Hearing to consider Resolution **116-2007** to Vacate a Portion of Old River Road Coloma Townsite as described in said Resolution. (Resolution of Intention adopted 6/5/07) (Cont'd. 6/26/07, Item 61)
- Hearing no protests, a motion was made by Supervisor Briggs, seconded by Supervisor Sweeney to adopt Resolution 116-2007.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
47. [07-1329](#) Chief Administrative Office recommending the Board receive and file the Initial Draft Response to the 2006-2007 Grand Jury Final report and provide comments to the Chief Administrative Officer regarding changes to incorporate in the Final Draft Response.
- This matter was added to the Consent Calendar and approved.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
48. [07-1344](#) Transportation Department recommending Resolution **210-2007** to Support the Request to the California Tahoe Conservancy for Site Improvement Grant Funding for Proposed Work in the Tahoe Basin for the Angora Fire Emergency Restoration Project.
- FUNDING:** California Tahoe Conservancy
- This matter was added to the Consent Calendar and approved.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
49. [07-1355](#) Environmental Management Department recommending Chairman be authorized to sign Memorandum of Understanding (MOU) with the California Department of Forestry and Fire Protection (commonly known as Cal Fire) to enforce the California Forest Practice Act and all applicable rules and regulations as related to the tree debris identification and removal phase of the Angora Fire burn area debris removal initiative.
- A motion was made by Supervisor Santiago, seconded by Supervisor Briggs to authorize the Chairman to sign the Memorandum of Understanding as amended this date. Item 3 under "Tree and Vegetation Identification and Removal" to read: "CAL FIRE will enforce the California Forest Practices Act Rules and Regulations as they relate to Contractor activities regarding the hazardous tree identification and commercial removal." Item 3 under "Funding" to read: "COUNTY will receive reimbursement from the California Disaster Assistance Act (CDAA) for at least 75% of the costs related to the Angora Fire Hazardous Tree Identification and Removal Project." Item 4 under "Funding" to read: "COUNTY will receive a Proposition 40 grant from CAL FIRE for removal of dead, dying, and diseased vegetation that does not meet the hazard tree standards of the CDAA."

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

50. [07-1368](#) Environmental Management Department recommending the Board receive and file a report regarding the County's liability and future risk concerning the Angora Fire tree debris identification and removal program. (Refer 7/31/07, Item 7)

FUNDING: No fiscal impact.

A motion was made by Supervisor Dupray, seconded by Supervisor Santiago to approve this matter.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

51. [07-1369](#) Environmental Management Department recommending Resolution **211-2007** authorizing the submittal of an application to the California Department of Forestry and Fire Protection for a California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 Grant to assist with the Angora Fire Hazardous Tree and Vegetation Identification and Removal Project, subject to County Counsel and Risk Management approval; and recommending the Director of said Department, or his/her designee, be authorized and empowered to execute all necessary documents including but not limited to, applications and payment requests to secure grants funds and to implement and carry out the purposes specified in said grant.

FUNDING: State grant funding.

A motion was made by Supervisor Santiago, seconded by Supervisor Dupray to adopt Resolution 211-2007.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

52. [07-1311](#) Sheriff Department recommending the Board approve retroactive Memorandum of Agreement with the Lake Tahoe Community College District to provide culinary educational training to the inmates at the South Lake Tahoe Jail.

This matter was added to the Consent Calendar and approved.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

53. [07-1319](#) Auditor-Controller recommending Chairman be authorized to sign Budget Transfer 27336 increasing estimated revenues and appropriations for various special revenue funds and related department revenues and appropriations where actual transfers out exceed appropriation. (4/5 vote required) (Continued 7/31/2007, Item 4)

This matter was added to the Consent Calendar and approved.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

54. [07-1283](#) Chief Administrative Office recommending Chairman be authorized to sign Budget Transfer Nos. 27341, 27342, 27344, 27347 and 27350 increasing revenues and expenditures in various Special Revenue Funds (SRF) and Department Operating Budgets to reflect Fiscal Year 2006-2007 year-end actuals. (Continued 7/31/2007, Item 8) (4/5 vote required)

This matter was added to the Consent Calendar and approved.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

55. [07-1159](#) Chief Administrative Officer providing information relating to amending Board of Supervisors Policy B-1 (Budget Control and Responsibility) and enforcement of same. (Referred 7/03/2007, Item 22)

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to accept the information provided by the Chief Administrative Officer.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

The Chief Administrative Officer advised that she would return to the Board on September 18, 2007 with the revised policy.

56. [07-1349](#) Chief Administrative Office recommending the Board authorize payment of invoices for membership dues to International City/County Management Association and the Child Support Directors Association.

FUNDING: General and State Funding.

This matter was added to the Consent Calendar and approved.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

57. [07-1293](#) Supervisor Dupray requesting Board make determination, pursuant to Ordinance Code Section 2.03.140, for the possible reconsideration of its action on June 5, 2007 pertaining to the request of Chamy Lee for the rezoning (Z06-0017) of 10.4 acres (APN 110-020-08) from Estate Residential Ten-acre (RE-10) to Single-family Three-acre Residential (R3A); and if a determination is made to reconsider same, the hearing be set for Tuesday, August 28, 2007 at 2:00 p.m. (Item 54, 6/05/2007)

See Item No. 75 for Board action.

58. [07-789](#) Supervisor Briggs recommending \$10,000 be disbursed to Mosquito Volunteer Fire Association for payment of fees owed to the Division of Dam Safety. (Refer 5/15/07, Item 36)

A motion was made by Supervisor Briggs, seconded by Supervisor Dupray to direct the Chief Administrative Officer to include these funds in the final Fiscal Year 2007/2008 budget recommendations.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

10:00 A.M. - TIME ALLOCATION

59. [07-1308](#) Presentation by Pacific Municipal Consultants (PMC) on the Affordable Housing Options Report and discussion on the Measure HO-C Staff Report and recommending approval of the following:
- 1) Receive and file Consultants (PMC) Options Report and the Affordable Housing Task Force recommendations relative to Housing Element Measure HO-C implementation;
 - 2) Direct staff to establish an application process and format for the Housing Advisory Committee to allow for appointments by the Board;
 - 3) Direct staff to return to the Board with recommended composition of the Housing Advisory Committee based on completed applications within two months;
 - 4) Direct Human Services and Development Services Departments to continue with the development of an Affordable Housing Ordinance based on direction from the Board upon receiving options from the Consultant and comments from the Development Services Planning Commission, Affordable Housing Task Force and the public; and
 - 5) Direct said Departments to address current barriers to the development of affordable housing through review and recommendations for modification of current County policies, procedures and ordinances including the Housing Element update scheduled for June 2008 and possible amendments to the 2004 General Plan.

A motion was made by Supervisor Baumann, seconded by Supervisor Santiago to receive and file the Report; to utilize the Affordable Housing Option Report as a tool; to direct staff to return to the Board with a constraints map identifying available land; to provide information with regard to the formation of an advisory committee, including the composition (makeup and numbers) and the direction in which the committee would proceed; and to direct Human Services and Development Services Departments to return to the Board on August 28, 2007 with clearly identified current barriers and efforts pertaining to same.

Yes: 4 - Dupray, Baumann, Briggs and Santiago

Abstained: 1 - Sweeney

11:00 A.M. - TIME ALLOCATION

60. [07-1151](#) Presentation by Godbe Research on survey results from the 2007 El Dorado County Resident Satisfaction Survey; and Chief Administrative Officer recommending the Board receive and file said survey.
- No action required.**

2:00 P.M. - TIME ALLOCATION

61. [07-1289](#) Hearing to consider the following pertaining to 1,691 acres (APNs 042-011-11, -16, -17, -18, -19, -26, 042-021-24, -25, 042-030-05, -14, -18, 042-210-01, -02 and 042-600-03) in the Pollock Pines area; Applicant El Dorado Irrigation District:
- (1) General Plan Amendment (A07-0003) amending the land use map designation from Natural Resource (NR) and Medium Density residential (MDR) to Tourist Recreational (TR) for all project parcels;
 - (2) Rezone (Z07-0009) from Residential Agricultural Twenty-acre (RA-20) to Recreational Facilities (RF) for portions of APNs 042-030-05 and 042-030-14, a zone change from Residential Agricultural Eighty-acre (RA-80) to Recreational Facilities (RF) for a portion of APN 042-011-16, and a zone change from Residential Agricultural Eighty-acre (RA-80) to Recreational Facilities (RF) for APN 042-600-03; and
 - (3) Special Use Permit (S07-0008), consistent with the adopted Sly Park Recreation Area Master Plan and Environmental Impact Report, for all existing recreational facilities and the following proposed facilities: Sugarloaf Fine Arts Camp consisting of twelve 720 square foot student cabins, four 1,056 square foot staff cabins, four 1,176 square foot toilet/shower rooms, one 7,760 square foot multi-purpose/kitchen/toilet building, one 960 square foot office, three 960 square foot band rooms, one 960 square foot art room, three 1,920 square foot dance/drama/photo studios, 88 parking spaces with overflow on the hard courts, an amphitheater with a stage, and two dog parks; marina parking lot expansion consisting of 20 boat trailer parking spaces; and Bumpy Meadows trailhead parking lot consisting of a new encroachment to Mormon Immigrant Trail and 19 parking spaces; and
 - (4) Adoption of Ordinance **4740** for said rezone.

Hearing no protests, a motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to find that the Environmental Impact Report prepared for the Sly Park Recreation Area Master Plan fully analyzed all impacts associated with the project approvals requested of El Dorado County and adopt the Mitigation Monitoring and Reporting Program; approve General Plan Amendment A07-0003 changing the land use designation as described, based on findings; adopt Ordinance 4740 approving rezone Z07-0009 as described, based on findings; and approve Special Use Permit S07-0008 and all existing facilities, based on the findings and subject to conditions/mitigation measures.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

62. [07-1278](#) Hearing to consider rezone (Z06-0041) of 0.64 acre (APN 116-312-05) from Limited Multifamily Residential-Design Control-Airport Safety (R2-DC-AA) to Limited Multifamily Residential-Planned Development-Airport Safety (R2-PD-AA); Development Plan (PD06-0028) to convert an existing 11 unit rental apartment complex into 11 airspace condominium units with common areas under management of a homeowner's association; and Tentative Subdivision Map (TM06-1427) creating said condominium units; and Design Waiver to allow the reduction of the sidewalk improvement requirement from six to four feet; and adoption of Ordinance **4738** for same; Applicant: David Long, Marlon LTD. (District 1)

Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Briggs to find the project Categorically Exempt pursuant to Section 15305 and 15301(k) of the California Environmental Quality Act Guidelines; adopt Ordinance 4738 approving rezone Z06-0041 as described, based on the findings; and approve PD06-0028/TM06-1427 including the design waiver, adopting the development plan as the official development plan, based on findings, subject to conditions.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

63. [07-1295](#) Hearing to consider rezone (Z06-0035) of 0.57 acre (APN 082-543-07) from Limited Multifamily-Design Control-Airport Safety District (R2-DC-AA) to Limited Multifamily Residential-Planned Development-Airport Safety (R2-PD-AA); Development Plan (PD06-0023) to allow a four-unit multifamily residential development consisting of two-duplex units; Tentative Parcel Map (P06-0030) to create four residential lots including open space lots; Design Waiver to allow the reduction of the sidewalk improvement requirement from six feet to four feet; and adopt Ordinance **4739** for same; Applicant: David and Michael Mc Mahon. (District I)

After hearing public testimony, a motion was made by Supervisor Dupray, seconded by Supervisor Baumann to adopt the negative declaration as prepared; adopt Ordinance 4739 approving rezone Z06-0035 as described, based on findings and subject to conditions, with direction that if a condition to construct curbs, gutters and sidewalks was placed on the property described as APN 082-830-08 then the owners of APN 082-830-07 will only be required to construct the offsite improvements for their property.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

64. [07-434](#) Hearing to consider adoption of Resolution **206-2007** establishing a new agricultural preserve (No 310/Williamson Act Contract WAC06-0014) consisting of 35.2 acres on APN 046-061-37 in the Somerset area; and Ordinance **4741** to rezone APN 046-061-37 from Estate Residential Ten-acre (RE-10) to Agricultural Preserve (AP) requested by Greg and Sharon Baiocchi. (District II) (Cont'd 3-13-07, Item 36)

After hearing public testimony, a motion was made by Supervisor Baumann, seconded by Supervisor Sweeney to find the project categorically exempt pursuant to Section 15317 of the California Environmental Quality Act Guidelines; adopt Resolution 206-2007 approving WAC06-0014 establishing new Agricultural Preserve 310 on the subject property; adopt Ordinance 4741 approving rezone Z06-0039 on subject property based on the Planning Commission's findings.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

65. [07-1298](#) Development Services Department, Planning Services Division, recommending Resolution **205-2007** approving the General Plan amendment considered by the Board during the August 2007 "General Plan Window."

A motion was made by Supervisor Dupray, seconded by Supervisor Sweeney to adopt Resolution 205-2007.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

66. [07-1254](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**
Significant exposure to litigation. One (1) potential case.
No action reported.
67. [07-1378](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**
Significant exposure to litigation. Title: Clark v. El Dorado County Sheriff's Office.
No action reported.
68. [07-1227](#) 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).
No action reported.
69. [07-1313](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: Randy Subjeck, Kim Subjeck, Curtis Woodard, and Londa Woodard v. El Dorado County, et al, El Dorado County Superior Court Case No. PC20060321.
No action reported.
70. [07-1312](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator - Director of Human Resources;
Employee Organization - El Dorado County Management Association and El Dorado County Criminal Attorney Association.
No action reported.
71. [07-1314](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator - Director of Human Resources;
Employee Organization - El Dorado County Employees' Association, Local No. 1. (60 Minutes)
No action reported.
72. [07-1315](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator - Director of Human Resources;
Employee Organization - Operating Engineers, Local No. 3, Probation.
No action reported.

73. [07-1316](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator - Director of Human Resources;
Employee Organization - Operating Engineers, Local No. 3, Trades and Crafts.
- No action reported.**

ADDENDUM**CLOSED SESSION:****74. [07-1390](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:****

Instructions to negotiator regarding the acquisition of real property described as APN 089-18-035, -36 and -37 (Chili Bar Resort). The persons with whom the negotiator may negotiate are Richard Dechant, Marianne Dechant and American River Conservancy. Instructions to negotiator will concern price, term of payment, or both. Negotiator on behalf of El Dorado County will be Jordan Postlewait, Manager of Airports, Parks and Grounds.

No action reported.

DEPARTMENT MATTERS:**Clarification of Agenda Item # 57, File 07-1293 (Refer Agenda Page 15)****75. [07-1394](#) Supervisor Dupray requesting Board make determination, pursuant to Ordinance Code Section 2.03.140, for the possible reconsideration of its action on June 5, 2007 pertaining to the request of Chamy Lee for the rezoning (Z06-0017) of 10.4 acres (APN 110-020-08) from Estate Residential Ten-acre (RE-10) to Single-family Three-acre Residential (R3A); **and Tentative Parcel Map P06-0017 proposing to create three parcels ranging in size from 3 to 4 acres in the El Dorado Hills area;** and if a determination is made to reconsider same, the hearing be set for Tuesday, August 28, 2007 at 2:00 p.m. (Item 54, 6/05/2007)**

A motion was made by Supervisor Briggs, seconded by Supervisor Sweeney to reconsider this matter at 2:00 p.m. on Tuesday, August 28, 2007.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

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.

Notice of any Agenda ADDENDA will be recorded on the "AGENDA HOTLINE" (530) 621-6622 no later than 8:00 A.M. on Saturday preceding the Tuesday meeting.

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 4:00 P.M.

South Lake Tahoe - Charter Cable 21, Daily - Time varies