



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, October 12, 2010

8:00 AM

South Lake Tahoe City Council Chambers

**South Lake Tahoe City Council Chambers - 1901 Airport Road, Suite 206
South Lake Tahoe, California**

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.

8:02 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS

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

Absent: 1 - Supervisor Briggs

9:09 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

Present: 5 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

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 Nutting, seconded by Supervisor Knight, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 7 and 9 were pulled from the consent calendar.

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

PRESENTATION

1. [10-1080](#) Supervisor Santiago recommending the Board receive a Presentation by Wendy David on the Lake Tahoe Collaborative. (Est. Time: 15 Min.)

Received presentation.

OPEN FORUM

PUBLIC COMMENT

- C. Chaplin RE: Amgen Tour 2011.**
- D. Hankens RE: Tahoe access to the Board of Supervisors.**
- K. Lovell RE: Welcome, Board of Supervisors meeting videos.**
- D. Burn RE: Unsecured gates at Medici Way, El Dorado Hills.**

BUDGET UPDATE**9:30 A.M. - TIME ALLOCATION**

2. [10-0656](#) Department of Transportation recommending the Board receive a Presentation regarding the Lake Tahoe Total Maximum Daily Load and the Lake Tahoe Basin Plan Amendment as part of the Lake Tahoe National Pollution Discharge Elimination System Municipal Permit and the County of El Dorado Storm Water Management Plan program. (Est. Time: 30 Min.)

NO PUBLIC COMMENT

Received presentation and by consensus directed staff to schedule a workshop in South Lake Tahoe.

10:00 A.M. - TIME ALLOCATION

3. [10-1077](#) Supervisor Santiago recommending the Board receive a Presentation by Tom Brannon, Caltrans, Supervising Transportation Engineer and Tahoe Delivery Manager, on the current and upcoming US Highway 50 and Echo Summit Projects. (Est. Time: 45 Min.)

NO PUBLIC COMMENT

Received presentation and update noting that Caltrans is adjusting the timeframe of the Highway 50 closure to meet the dates of the Amgen tour.

11:00 A.M. - TIME ALLOCATION

4. [10-1091](#) Supervisor Santiago recommending the Board receive a Presentation by Joanne Marchetta, Tahoe Regional Planning Agency Executive Director, on the Regional Plan Update. (Est. Time: 45 Min.)

NO PUBLIC COMMENT

Received presentation.

CONSENT CALENDAR

5. [10-1088](#) Clerk of the Board of Supervisors recommending the Board approve the Meeting Minutes from the Regular Meeting of Tuesday, October 5, 2010.

This matter was Approved on the consent calendar.

6. [10-0830](#) Chief Administrative Office recommending the Board approve employees eligible to receive the County's Early Retirement Incentive Plan, noting said plan was approved by the Board of Supervisors on July 20, 2010, Item No. 30. (Cont'd 10/05/10, Item 9)

This matter was approved and continued to October 19, 2010 upon approval of the consent calendar.

7. **10-1025** Development Services Department recommending the Board adopt a Resolution superseding Resolution 25-2008 revising the membership categories of the Building Industry Advisory Committee based on a motion of the Committee.

NO PUBLIC COMMENT

A motion was made by Supervisor Knight, seconded by Supervisor Sweeney, to adopt Resolution 164-2010 as amended below:

1) Section 1: delete the second instance of word "alternate" from the second sentence, change El Dorado Fire Protection District to El Dorado Fire Chiefs Association, and add "or Sacramento Builders Exchange" to Section 1.b) so that the section reads as follows:

Section 1. Committee Structure. The Committee shall consist of five members appointed by the Board of Supervisors with a three-year term. The Board of Supervisors shall appoint one member and one alternate from each of the following organizations and two "at large" members. In addition, the Development Services Department, Building and Planning Divisions, and the El Dorado County Fire Chiefs Association shall serve as technical advisors to the Committee.

- a) The El Dorado Builders Exchange (EDBE);
 - b) North State Building Industry Association or Sacramento Builders Exchange;
 - c) Surveyors, Architects, Geologists and Engineers (SAGE) of El Dorado County
- 2) Section 2: change the quorum to three voting members.

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

8. [10-0977](#) 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 2009-2010.

This matter was Approved on the consent calendar.

Board of Supervisors - Consent

9. [10-1094](#) Supervisor Nutting recommending the Board approve the appointment of Tim Thompson to serve as the District II representative on the Veterans Affairs Commission for a term to expire January 2013.

NO PUBLIC COMMENT

A motion was made by Supervisor Nutting, seconded by Supervisor Sweeney, to approve this matter noting, the Board accepts the interpretation that the commissioners do not need to reside within the Supervisor's district.

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

- 10. [10-1076](#) Supervisor Knight recommending the Board approve a Traffic Impact Fee Deferral in line with Board of Supervisors Policy B-3 for Montano De El Dorado; and direct County Counsel and the Department of Transportation to work with El Dorado Hills Pavilion Venture, LLC to prepare the agreement and documents for recordation.

This matter was Approved on the consent calendar.

END CONSENT CALENDAR

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

1:28 P.M. - Reconvened at Lake Tahoe Golf Course, 2500 Highway 50, South Lake Tahoe

- Present:** 4 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney and Supervisor Santiago
- Absent:** 1 - Supervisor Briggs

- 11. [10-1084](#) Supervisor Santiago requesting the Board attend a no host lunch, Presentation and Tour by the California State Parks Department on the Upper Truckee River Project. (Est. Time: 1 Hr.)

PUBLIC COMMENT

- C. Enes*
- J. Albanese*
- C. Chaplin*
- R. Alexander*
- C. Donahue*

Received presentation.

CLOSED SESSION

- 12. [10-1092](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: MV Transportation, Inc. v. El Dorado County, et al., 9th Judicial District Court of the State of Nevada, County of Douglas, Case No. 10-CV-0240.

No Action Reported.

- 13. [10-1096](#) Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation**: Title: Chief Administrative Officer.

No Action Reported.

2:25 P.M. ADJOURNED