



# County of El Dorado

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## MEETING AGENDA

### 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*

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Tuesday, February 13, 2007

8:00 AM

Board of Supervisors Meeting Room

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**The Vision Statement adopted by the Board of Supervisors on November 7, 2006, states "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.

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE

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 CLOSED SESSIONS**

**9:00 A.M. - CLOSED SESSION REPORTS**

**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.

## PRESENTATION

1. [07-119](#) **PRESENTATION** by the Public Health Department updating the Board on the State of California Medical Marijuana Identification Card Program.

## OPEN FORUM

## CONSENT CALENDAR

2. [07-247](#) Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, February 6, 2007.  
**RECOMMENDED ACTION:** Approve.
3. [07-164](#) Public Health Department recommending the following:
  - 1) Adopt Resolution authorizing submission of claims and other financial documents to Sacramento County for the Housing Opportunities for Persons with AIDS (HOPWA) funding;
  - 2) Authorize Chairman to sign the Contractor Certification of Compliance form; and
  - 3) Authorize Director of said Department to sign the Certificate Regarding Lobbying.**RECOMMENDED ACTION:** Adopt Resolution **029-2007**.
4. [07-169](#) Public Health Department recommending Chairman be authorized to sign retroactive Amendment 1 to Agreement 06-55364 with California Department of Health Services (DHS) increasing compensation by \$43,000 to \$268,000 for the County's Preventive Health Care for the Aging (PHCA) program.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** Incoming funding from DHS.
5. [07-186](#) Public Health Department recommending Chairman be authorized to sign Agreement 558-PHD1106 with The Grace Foundation of Northern California in the amount of \$150,000 for a term of three years to provide secure shelter and care for livestock in the custody of the Animal Control Division.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** West Slope Animal Control Budget.

6. [07-115](#) Public Health Department recommending the following:
- 1) Approve and authorize the appropriation of General Fund money to satisfy the match requirement for the Substance Abuse Offender Treatment Program (OTP) as was initially brought to the Board at the meeting of September 26, 2006; (said match requirement is 10% of the amount provided by OTP and totals \$16,861);
  - 2) Approve and authorize the Chairman to sign retroactive Agreement with Progress House, Inc. for services for which this funding is intended; and
  - 3) Approve and authorize the Chairman to sign the Budget Transfer 27129 to reflect the funding from OTP and associated expenditures in the County's FY 06/07 budget.
- RECOMMENDED ACTION:** Approve.
- FUNDING:** OTP funds and General Fund match.
7. [07-243](#) Mental Health Department recommending Chairman be authorized to sign Amendment 1 to Agreement 272-S0611 with Merced Manor, Inc. amending the rates charged by the vendor, in accordance with the State Department of Mental Health allowances for Fiscal Year 2006-2007 for the term February 7, 2006 through February 7, 2008 to provide long term 24-hour special treatment for mentally disordered adults on an "as-requested" basis for said Department.
- RECOMMENDED ACTION:** Approve.
- FUNDING:** Medi-Cal and Realignment.
8. [07-085](#) Transportation Department recommending Chairman be authorized to sign Notice of Completion for the Silvertip Phase 2 Erosion Control Project under construction with Herback General Engineering.
- RECOMMENDED ACTION:** Approve.
9. [07-161](#) Transportation Department recommending Chairman be authorized to sign Amendment I to Agreement AGMT 05-854 with North State Resources, Inc., revising Rate Schedule, increasing compensation by \$100,000 to \$300,000 and extending the term through July 11, 2008 to provide specialty environmental review services.
- RECOMMENDED ACTION:** Approve.
10. [07-072](#) Transportation Department requesting authorization to enter into negotiations, pursuant to Government Code Section 7267.1(b), with the respective property owners and with owners whose properties are later determined to be necessary for the installation of site improvements for the Christmas Valley Phase 1 Erosion Control and Stream Environment Zone (SEZ) Enhancement Project (Project) (JN 95151 & 95188)
- RECOMMENDED ACTION:** Approve.

11. [07-200](#) Transportation Department recommending Chairman be authorized to sign Amendment 3 to Agreement AGMT 04-721 with Fehr & Peers Associates, Inc. for transportation planning and engineering services to:
- 1) amend the scope of services to clarify task order requirements;
  - 2) extend the term for one additional year through February 15, 2008;
  - 3) increase the compensation by \$100,000 and add a new fee schedule;
  - 4) modify the indemnity provision for services rendered after December 21, 2006; and
  - 5) add a requirement for progress reports.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Non General fund. Contract is funded from sources appropriate to each Task Order.

12. [07-194](#) Sheriff's Department recommending adoption of Resolution continuing the state and local emergency declared on January 25, 2007, due to the severe cold weather, if it is found that conditions of extreme peril to the safety of persons and property exists. (4/5 vote required) (Cont'd 1-30-07, Item 42)

**RECOMMENDED ACTION:** Adopt Resolution **028-2007**.

13. [06-1588](#) Sheriff's Office and General Services Department 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 not-to-exceed \$175,000 for the "like" replacement of equipment and installation. (4/5 vote required) (Continued 2-6-2007, Item 20)

**RECOMMENDED ACTION:** Approve and continue for status review.

**FUNDING:** Accumulated Capital Outlay Fund and Criminal Justice Special Revenue Fund.

14. [07-244](#) General Services Department recommending Chairman be authorized to sign Lease Agreement 538-L0711 with Floyd Family Limited Partnership in the amount of \$16,390 per month for the term March 1, 2007 through February 29, 2012 for 7,500 square feet of improved office space with the use of common parking areas located at 1900 Lake Tahoe Boulevard, South Lake Tahoe for the Department of Mental Health.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** State and Federal Funds.
15. [07-235](#) General Services Department recommending Chairman be authorized to sign Lease Agreement 527-L0711 with The Caso Trust in the amount of \$3,198 per month for the term February 15, 2007 through February 14, 2012 for 2,369 square feet of improved office space with the use of three designated parking spaces in adjacent parking lot located at 550 Main Street, Suite C in Placerville for the Department of Human Services Housing Programs.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** State and Federal Funds.
16. [07-212](#) General Services Department recommending Chairman be authorized to sign Bid 07-968-103 documents for the South Lake Tahoe Animal Shelter Remodel; and recommending said Department be authorized to advertise for bids to be received no later than 2:00 p.m. on Friday, March 16, 2007.  
**RECOMMENDED ACTION:** Approve, **subject to County Counsel review of any changes that may be required pertaining to said documents.**
17. [07-234](#) General Services Department recommending Chairman be authorized to sign Lease Agreement 528-L0711 with Shingle Springs Veterinary Group in the amount of \$8,500 per month commencing February 15, 2007 through June 15, 2007 for 2,254 square feet of kennel and office space with the use of common parking areas located at 4211 Sunset Lane, Suite 105, in Shingle Springs for the Animal Control Division.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** License fees/ Realignment fees.
18. [07-215](#) Environmental Management Department recommending Chairman be authorized to sign bid documents for the vegetative cover for the closure of 13.6 acres at the Union Mine Disposal Site Project 027-PA-06/07-BOS; and said Department be authorized to advertise for bids for said Project, upon approval by County Counsel and Risk Management.  
**RECOMMENDED ACTION:** Approve.

19. [07-116](#) Transportation Department recommending the Chairman be authorized to sign the following Appraisal Services Agreements:  
(1) Agreement for Services AGMT 06-1302 with Universal Field Services, Inc. for real property appraisal, acquisition and relocation services for a two-year term with a not to exceed amount of \$100,000.00;  
(2) Agreement for Services AGMT 06-1303 with Bender Rosenthal, Inc. for real property appraisal, acquisition and relocation services for a two-year term with a not to exceed amount of \$100,000.00; and  
(3) Agreement for Services AGMT 06-1304 with Sierra West Valuation for real property appraisal services for a two-year term with a not to exceed amount of \$100,000.

**RECOMMENDED ACTION:** Approve.

20. [07-397](#) Information Technologies Department recommending the "Information Technologies Trends and Directions for El Dorado County" Workshop be rescheduled to Tuesday, February 27, 2007 at 2:00 p.m.

**RECOMMENDED ACTION:** Approve.

21. [07-171](#) Treasurer-Tax Collector recommending adoption of Resolution approving sealed bid sale of tax defaulted property on Friday, May 4, 2007.

**RECOMMENDED ACTION:** Adopt Resolution **030-2007**.

**FUNDING:** General Fund.

22. [07-181](#) County Counsel recommending adoption of Resolution revising the current Conflict of Interest Code to take into account changes in employment positions and job duties since the last revision.

**RECOMMENDED ACTION:** Adopt Resolution **031-2007**.

23. [07-229](#) County Service Area 10 recommending Chairman be authorized to sign Amendment 1 to Contract No. 044-C-05/06-11 with Global Labs Inc., dba California Laboratory Services increasing compensation by \$50,000 to \$130,000 to provide analysis of ground, surface and wastewater sample testing from the Union Mine Landfill and the Union Mine Wastewater Treatment Facility for the Environmental Management Department, noting the increase is necessary due to the unanticipated amount of testing required during the 2005-2006 wet weather season and subsequent emergency discharges to El Dorado Irrigation District.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** County Service Area 10 Special Revenue Funds.

24. [07-176](#) Chief Administrative Officer recommending Budget Transfer to appropriate \$13,969 in Title III Federal Forest Reserve funds awarded to the University of California Cooperative Extension for the development of a fire-resistant Plant Guide and associated workshops in fiscal year 2006-2007.  
**RECOMMENDED ACTION:** Approve.
25. [07-150](#) Transportation Department recommending approval of the Temporary Construction Easement from Phyllis Joan Rogers, APN 327-130-22; authorize Chairman to sign the Certificate of Acceptance for said Easement; and authorize the Director of Transportation or designee to execute internal Escrow Instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** Traffic Impact Mitigation Fees, Regional Improvement Program Funds, and Master Circulation and Funding Plan Program.
26. [07-242](#) Supervisor Baumann recommending ratification of her signature on Letters-of-Intent sent to Jody Jones with Caltrans District III, allowing work to begin on the process of building the High Occupancy Vehicle (HOV) lanes on Highway 50 from Bass Lake Road to the proposed casino near Greenstone Road.  
**RECOMMENDED ACTION:** Approve.

## END CONSENT CALENDAR

## NOTICED HEARING/DEPARTMENT MATTERS

27. [07-233](#) Hearing to consider recommendation of Auditor-Controller to disburse excess proceeds in the amount of \$459.90 to Heavenly Valley Townhouses from the sale of tax defaulted property (APN 500-200-04-100) on November 4, 2005.
28. [07-232](#) Hearing to consider recommendation of the Auditor-Controller to disburse excess proceeds in the amount of \$1,172.03 to Heavenly Valley Townhouses from the sale of tax defaulted property (APN 500-200-05-100) on November 4, 2005.
29. [07-221](#) Hearing to consider recommendation of the Auditor-Controller to disburse excess proceeds in the amount of \$1,069.15 to Heavenly Valley Townhouses, from the sale of tax defaulted property (APN 500-206-04-100) on November 4, 2005.

30. [07-170](#) Public Health, Sheriff, and Probation Departments recommending that the Board authorize the Public Health Department to enter into a new contract with California Forensic Medical Group effective July 1, 2007. (Refer 12/12/06, Item 4)
- FUNDING:** General Fund (to be budgeted in FY 2007-08 in the Public Health Department through a transfer from the Sheriff's Department budget)
31. [07-237](#) General Services Department recommending Chairman be authorized to sign retroactive Amendment 1 to Agreement 106-S0411 with EPIC Aviation, LLC dba Air BP Aviation Services extending the term through December 15, 2007 to provide aviation fuel and related services to the Placerville and Georgetown airports, noting Procurement and Contracts will issue a request for bids for this commodity and prepare a request for Board action prior to this expiration of this agreement.
- FUNDING:** Airport Enterprise Fund.
32. [07-240](#) General Services Department recommending Chairman be authorized to sign retroactive Amendment 2 to Lease of Personal Property Agreement 088-L0410 with Epic Aviation, LLC dba Air BP Aviation Services increasing compensation by \$9,740 to \$42,950 and extending the term from July 28, 2003 through December 15, 2007 for the rental of a 1999 FordAvjet Refueler, Unit No. R-30006, VIN 1FDAF56FXEA007770, with 1200 gallon capacity for the Placerville and Georgetown Airports, noting Procurements and Contracts will issue a request for bids for this equipment with requested Board action prior to the expiration of this rental agreement.
- FUNDING:** Airport Enterprise Fund.
33. [06-1966](#) Transportation Department recommending Budget Transfer 27097 (revised) for budget adjustments as outlined in Journal Interface dated January 4, 2007, noting major drivers affecting the budget transfer include an increase in revenues and appropriations totaling \$10.1 million for White Rock and Latrobe Road improvements that were to be built by the developer but will now be built by the County, said transaction is reflected in the special revenue fund due to the prepayment of impact fees for subject improvements. (4/5 vote required) (Cont'd. 1-23-07, Item 26)
34. [07-260](#) Chief Administrative Officer recommending the Board receive and file a status report regarding the County's development review process, specifically the Technical Advisory Committee.
- FUNDING:** No fiscal impact.



35. [07-225](#) Transportation Department recommending adoption of Detour Option No. 1 as the preferred traffic handling plan for the Bass Lake Road improvement project and remove Option No. 4 from further consideration.
- FUNDING:** Developer advanced project with reimbursement from Traffic Impact Mitigation fees.
36. [07-245](#) Fair Manager recommending Chairman be authorized to sign the El Dorado County Fair 2007 Budget in the amount of \$1,351,723 previously approved by the Fair Board of Directors and the Department of Food and Agriculture Division of Fairs and Expositions, noting this amount represents total operating appropriations offset by \$1,198,197 in operating revenues, the budget shows a net loss after depreciation of \$94,026, however, this budget should be submitted to the Board for its approval before submission to the State Department of Food and Agriculture as prescribed in the agreement between the County and the Fair Association.
37. [06-1995](#) Information Technologies Department recommending adoption of the proposed changes to Board of Supervisors Policy A-19 and to the Computer and Network Resource Usage Policies and Standards Guides. (Cont'd. 1-23-07, Item 25)
- FUNDING:** No Change to Net County Cost
38. [07-259](#) Chief Administrative Officer recommending the Board receive and file the first quarterly report pertaining to the development of the Missouri Flat corridor.
39. [07-144](#) Chief Administrative Office providing report on Ordinance and Initiative language pertaining to tobacco settlement revenues. (Continued 1/30/07, Item 33)

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

40. [07-266](#)      **PRESENTATION** by Rob Schamberg, Superintendent of Black Oak Mine Unified School District, updating the Board and the public on the activities and plans for the school; and the Golden Sierra High School Choir to provide a short performance.
41. [07-231](#)      **PRESENTATION** of Proclamation by Supervisor Briggs to Mr. Schamberg, Black Oak Mine Unified School District Superintendent, commending the Georgetown Divide on being awarded one of the "100 Best Communities for Youth for 2007".

**LUNCH RECESS - 12:00 NOON**

**Board of Supervisors to attend a luncheon and presentation with the El Dorado County Fair Board of Directors in the Board Room at the El Dorado County Fairgrounds, located at 100 Placerville Drive in Placerville.**

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

42. [07-218](#)      Hearing to consider a correction to TM89-1147C submitted by Robert and Vera Doettling, Danny and Sandra Marostica, VCO, a California Limited Partnership to amend the recorded final map for Longview Estates, Unit 3 (Lots 35 through 38) to reconcile the map with the correct location of the right-of-way for the cul-de-sac that fronts the four subject parcels identified as APNs 325-420-11, 12, -13 and -14 in the Placerville Periphery area.
43. [07-204](#)      Hearing to consider Williamson Act Contracts WAC06-0012 and WAC06-0013 submitted by EDWARD AKIN to reduce the acreage in existing Agricultural Preserve No. 1 from 323.79 to 118.21 acres and establish a new separate agricultural preserve consisting of the remaining 200.13 acres on properties identified as APNs 089-120-31 and -32, 317-030-01, -06, -09 and -14 located in the Gold Hill area; and adoption of Resolution **026-2007** modifying Agricultural Preserve No. 1 and Resolution **027-2007** establishing Agricultural Preserve No. 309.
44. [07-209](#)      Supervisor Sweeney directing that no fee shall be charged for an original Williamson Act Contract when an existing contract is being divided; a fee shall be charged for the additional contract only, noting this action to clarify the Board's action on August 15, 2006, Item No. 85.
45. [07-174](#)      Chief Administrative Office providing review of proposed Capital Improvement Projects for fiscal years 2008 through 2011.

**CAO REPORTS**

**ITEMS TO/FROM SUPERVISORS**

**The Board of Supervisors adjourned in memory of Bruce Crawford, a respected member of the community.**

**CLOSED SESSION**

- 46. [07-217](#) Pursuant to Government Code Section 54956.9(a), 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).
  
- 47. [07-252](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation.** Pullen v County of El Dorado, SCAB:SAC 0331555, 0349176, Unassigned, Bragg & Associates, Claim: 200307255; 123; ABC.

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