



# County of El Dorado

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## Minutes - Draft Board of Supervisors

*Norma Santiago, Chair, District V  
Vacant, District II*

*Brian K. Veerkamp, First Vice Chair, District III*

*Ron Mikulaco, Second Vice Chair, District I*

*Ron Briggs, District IV*

*James S. Mitrisin, Clerk of the Board of Supervisors*

*Terri Daly, Chief Administrative Officer Edward Knapp,  
County Counsel*

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Tuesday, June 17, 2014

8:00 AM

Board of Supervisors Meeting Room

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### 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.

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<http://eldorado.legistar.com/Calendar.aspx>

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Clerk of the Board if you require accommodation at 530-621-5390 or via email, [edc.cob@edcgov.us](mailto:edc.cob@edcgov.us).

Public Testimony will be received on each agenda item listed under Department Matters 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' Meeting Agenda webpage 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 Briggs, Supervisor Santiago, Supervisor Mikulaco and Supervisor Veerkamp

**9:26 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS**

**Present:** 4 - Supervisor Briggs, Supervisor Santiago, Supervisor Mikulaco and Supervisor Veerkamp

**INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

**Pastor Mark Cowles of the Highway Bible Church gave the Invocation.  
Supervisor Mikulaco led the Pledge of Allegiance to the Flag.**

**ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR**

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs to Adopt the Agenda and Approve the Consent Calendar with the following changes:**

**Pull items 1 and 4.**

**Correct item 22 to reflect the term expirations of both appointments to be May 31, 2017.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

The Board may make any necessary additions, deletions or corrections to the agenda including moving items to or from the Consent Calendar and adopt the agenda with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and possible action, and the item will be moved from Consent and heard as a separate item with Department Matters. Any member of the public may ask to address an item on the Consent Calendar prior to Board action.

**14-0900 OPEN FORUM**

*Public Comment: J. Fuller, E. Willyard, J. Moalley, G. Wollard, M. Smith, M. Lane*

**14-0899 CAO UPDATE**

**CONSENT CALENDAR**

1. **14-0807** Clerk of the Board recommending the Board approve the Minutes from the closed session meeting of the Board of Supervisors on June 9, 2014, the regular meeting of the Board of Supervisors on June 10, 2014 and the budget workshop of the Board of Supervisors on June 12, 2014.

*Public Comment: M. Lane*

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Mikulaco to Approve this matter.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

2. **13-1346** Chief Administrative Office recommending the Board approve the authorization of Discharge of Responsibility for the collection of infraction, misdemeanor and felony debts listed on the Discharge of Accountability Report submitted by the Superior Court.

**This matter was Approved on the Consent Calendar.**

3. **14-0680** Chief Administrative Office, Economic Development Division, recommending the Board approve and authorize the Chair to sign Resolution **069-2014** from the Community and Economic Development Advisory Committee establishing a Technical Advisory Subcommittee to ensure that the Subcommittee explicitly is required to follow the Ralph M. Brown Act.

**Resolution 069-2014 was Adopted upon Approval of the Consent Calendar.**

4. **14-0716** The River Management Advisory Committee and the Chief Administrative Office, Parks Division, recommending the Board approve final passage (Second Reading) of **Ordinance 5007** amending Chapter 5.50 of the El Dorado County Ordinance Code to include the following;  
1) Prohibition of any glass bottle, jar, tumbler or vessel of any nature within 100 feet from the waterline on the South Fork of the American River on County Property including but not limited to Henningsen Lotus Park and Chili Bar Park, and  
2) Ban any glass bottle, jar, tumbler or vessel of any nature on the South Fork of the American River (Cont. 6/10/14, Item 76)

*Public Comment: M. Lane, K. Payne*

**A motion was made by Supervisor Briggs, seconded by Supervisor Veerkamp to Approve this matter.**

**Yes:** 3 - Briggs, Santiago and Veerkamp

**Noes:** 1 - Mikulaco

5. **13-0311** Community Development Agency, Environmental Management Division, recommending the Board consider the following:
- 1) Accept grant award in an amount up to \$9,800 from the California Unified Program Agency Forum Board, Environmental Protection Trust Fund; and
  - 2) Delegate authority to the Community Development Agency Director, or designee, to execute all grant documents, including, but not limited to, the grant funding agreement, amendments, requests for payment, reports, and all associated documents necessary to secure grant funds and expend the funds for the purpose of implementing the Unified Program.

**FUNDING:** California Unified Program Agency Forum Board Environmental Protection Trust Fund (No Federal Funds).

**This matter was Approved on the Consent Calendar.**

6. **14-0757** Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign the Certificate of Acceptance acknowledging the Quitclaim of Easement from Pacific Bell Telephone Company, doing business as AT&T California, to El Dorado County on the U.S. 50/Missouri Flat Road Interchange Improvements - Phase 1B Project, CIP No. 71336.

**FUNDING:** 2004 General Plan Traffic Impact Mitigation & Highway 50 TIM fees, American Recovery & Reinvestment Act, Master Circulation & Funding Plan, Regional Improvement Program, Road Fund/Discretionary, State Highway Operation and Protection Program Funds, and Transportation Community & System Preservation Funds (Federal Funds).

**This matter was Approved on the Consent Calendar.**

7. **14-0774** Clerk of the Board, based upon the recommendation of the Tahoe Paradise Resort Improvement District, recommending the Board make the following appointment to the Tahoe Paradise Resort Improvement District.

Tahoe Paradise Resort Improvement District:

Appoint Victor Babbitt, Member, Term Expiration 12/04/2015

**This matter was Approved on the Consent Calendar.**

8. **12-0132** Health and Human Services Agency, Social Services Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Amendment II to Agreement for Services 308-S1211 with James N. Hardwick dba New Leaf Counseling Services by extending the term to February 27, 2017 and increasing the not-to-exceed amount by \$150,000 for a maximum contractual obligation of \$250,000 for the continued provision of therapeutic counseling, in-patient and out-patient substance abuse treatment services, substance abuse testing, and related services, on an "as requested" basis for clients referred by the Health and Human Services Agency; and
  - 2) Authorize the Purchasing Agent or their designee to execute further documents relating to Agreement for Services 308-S1211, including amendments which do not affect the maximum dollar amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management.

**FUNDING** Funded with a blend of Federal and State Funds (85%) with County share of cost or required match (15%) met primarily with realignment resources.

**This matter was Approved on the Consent Calendar.**

9. **13-0095** The Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Authorize the termination of Agreement for Services 222-S1311 with Sierra Foothills AIDS Foundation, Inc. for the provision of medical case management and supportive care services for persons living with Human Immunodeficiency Virus or Acquired Immunodeficiency Syndrome pursuant to its Article XI, "Default, Termination and Cancellation," Item D "Termination or Cancellation Without Cause;" due to Sierra Foothills AIDS Foundation, Inc. receiving funding directly from Sacramento County, which acts as the Fiscal Agent for Health Resources and Services Administration and;
  - 2) Authorize the Health and Human Services Agency Director to sign a letter to Sierra Foothills AIDS Foundation, Inc. terminating Agreement for Services 222-S1311.

**FUNDING** Federal Ryan White Comprehensive Acquired Immunodeficiency Syndrome Resources Emergency Act Funds with the County of Sacramento acting as the fiscal agent.

**This matter was Approved on the Consent Calendar.**

**10. 13-1342**

The Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Amendment II to Agreement for Services 195-M1011 with the County of Nevada for use of the County of El Dorado psychiatric health facility services to increase the maximum contractual obligation to \$180,000 for Fiscal Year 2013-2014 with no change to the termination date of June 30, 2014 (Refer: 11/05/13, Item 20);
- 2) Approve and authorize the Chair to sign Agreement for Services 047-S1511 with the County of Nevada for use of the County of El Dorado psychiatric health facility services for a term beginning July 1, 2014 through June 30, 2017 with a maximum contractual obligation of \$990,000;
- 3) Authorize the Chair to execute further documents relating to Agreement for Services 047-S1511 with the County of Nevada, including amendments, and contingent upon approval by County Counsel and Risk Management;
- 4) Approve and authorize the Chair to sign Amendment III to Agreement for Services 378-S1010 with the County of Placer for use of the County of El Dorado psychiatric health facility services with a term that began July 1, 2010 and continues in perpetuity with an increase in the annual maximum contractual obligation to \$200,000 effective Fiscal Year 2013-2014 with no change to the termination language (Refer: File ID 11-1203, 07/30/13, Item 15);
- 5) Authorize the Chair to execute further documents relating to Agreement for Services 378-S1010 with the County of Placer, including amendments, and contingent upon approval by County Counsel and Risk Management;
- 6) Approve and authorize the Chair to sign Agreement for Services 028-F1511 with the County of Shasta for use of the County of El Dorado psychiatric health facility services with a term to begin July 1, 2014 and continues in perpetuity with an annual maximum contractual obligation of \$100,000; and
- 7) Authorize the Chair to execute further documents relating to Agreement for Services 028-F1511 with the County of Shasta, including amendments, and contingent upon approval by County Counsel and Risk Management.

**FUNDING:** Federal, County of Nevada, County of Placer, and County of Shasta.

**This matter was Approved on the Consent Calendar.**

- 11. 14-0509** Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Resolution **066-2014**, which authorizes the Director of the Health and Human Services Agency, or designee, to execute future Lease Agreements with residential landlords using the "Lease Agreement Template;"
  - 2) Authorize the Health and Human Services Agency Director, or designee, to sign said template leases on an as-needed basis in order to allow eligible Health and Human Services Agency clients the opportunity to live independently in transitional housing; and
  - 3) Authorize the Health and Human Services Agency Director, or designee, to execute further documents relating to said template leases, including amendments which do not affect the maximum dollar amount or term of the template lease, contingent upon approval by County Counsel and Risk Management.

**FUNDING:** State and Federal Funding.

**Resolution 066-2014 was Adopted upon Approval of the Consent Calendar.**

- 12. 14-0555** The Health and Human Services Agency, Social Services Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Agreement for Services 027-S1511 with the El Dorado County Office of Education for the provision of Child Abuse Prevention Council Activities for the term commencing July 1, 2014 and continuing in perpetuity with a maximum contractual obligation of \$75,000 per fiscal year; and
  - 2) Authorize the Purchasing Agent or their designee to execute further documents relating to Agreement for Services 027-S1511, including amendments which do not affect the maximum funding of \$75,000 per fiscal year, contingent upon approval by County Counsel and Risk Management.
- FUNDING:** State and Federal Funding, including Title IV-B, Subpart 2 of the Social Security Act and Title II of the Child Abuse Prevention and Treatment Act Amendments of 1996.
- This matter was Approved on the Consent Calendar.**



- 13. 14-0643** The Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Agreement for Services 040-S1511 with Foothill Indian Education Alliance, Inc., for the provision of culturally specific Native American prevention and early intervention services for the term July 1, 2014 through June 30, 2017 and with a maximum contractual obligation of \$377,175; and
  - 2) Authorize the Purchasing Agent or their designee to execute further documents relating to Agreement for Services 040-S1511, including amendments that do not affect the maximum dollar amount or the term of the Agreement contingent upon approval by County Counsel and Risk Management.

**FUNDING:** Mental Health Services Act.

**This matter was Approved on the Consent Calendar.**

- 14. 14-0786** Health and Human Services Agency, Community Services Division, recommending the Board consider the acceptance of the following grant awards in support of the Senior Day Care Program:
- 1) Soroptimist International of Cameron Park in the amount of \$920 for dementia care educational materials; and
  - 2) Women's Fund El Dorado in the amount of \$1,447.79 for the purchase of a washer/dryer combination for the El Dorado Hills Senior Day Care Center.

**FUNDING:** Women's Fund El Dorado and Soroptimist International of Cameron Park Grant Funds.

**This matter was Approved on the Consent Calendar.**

- 15. 14-0721** Sheriff's Office recommending the Board approve and authorize the Chair to sign Agreement No. 020-S1511 with the County of Sacramento in an amount not-to-exceed \$150,000 for the term July 1, 2014 through June 30, 2017 to continue to receive reports from certified forensic pathologists in instances of a homicide, suspicious death or Sudden Infant Death Syndrome.

**FUNDING:** General Fund.

**This matter was Approved on the Consent Calendar.**

- 16. 11-0588** Treasurer-Tax Collector recommending the Board approve the continuation of the following perpetual agreements for a total amount of \$104,600 for the Fiscal Year 2014-2015 for ongoing maintenance and support for equipment, software licensing and treasury services as follows:
- 1) Bloomberg LP;
  - 2) Bank of New York Western Trust;
  - 3) Diebold Inc;
  - 4) HP Enterprises Services LLC;
  - 5) Loomis, Fargo and Company;
  - 6) NCR Corporation;
  - 7) Professional Consultancy International (PCI, LLC); and
  - 8) SymPro Inc.

**FUNDING:** General Fund.

**This matter was Approved on the Consent Calendar.**

- 17. 14-0853** Supervisor Santiago requesting the Board consider approving the Placerville & Sacramento Valley Railroad, Inc. special event on June 20, 2014, utilizing the rail line beginning at Folsom and ending at the Deer Creek Bridge, El Dorado County from 4:30 p.m. to approximately 6:30 p.m.

**This matter was Approved on the Consent Calendar.**

- 18. 14-0792** Supervisor Veerkamp recommending the Board take the following actions:
- 1) Adopt Resolution **068-2014** authorizing Pyro Spectaculars, Inc. to conduct a pyrotechnic display for the annual "4th of July Celebration" on Friday July 4, 2014 at the Placerville Speedway located at the El Dorado County Fairgrounds; and
  - 2) Authorize the Chair to sign a letter to the Fire Marshall approving same.

**Resolution 068-2014 was Adopted upon Approval of the Consent Calendar.**

- 19. 14-0860** Supervisor Veerkamp recommending the Board recognize Alexander Matthew LeBaron for successfully achieving the rank of Eagle Scout, Boy Scouts of America, Troop 658, Camino, California

**This matter was Approved on the Consent Calendar.**

**END CONSENT CALENDAR**

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

- 20. 14-0603** Auditor-Controller recommending the Board hold a public hearing on June 17, 2014 at 10:00 a.m. for the discussion and adoption of Resolution **071-2014** establishing the Fiscal Year 2014-2015 Proposition 4 ("Gann Spending Limit") for the County of El Dorado in the amount of \$176,226,269. (Cont. 6/10/14, Item 82)

**Supervisor Santiago opened the public hearing.**  
**A motion was made by Supervisor Briggs, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution 071-2014.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

- 21. 14-0849** County Counsel recommending the Board approve and authorize the Chair to sign Resolution **070-2014** to set the date for a special election on September 9, 2014, to fill the District II vacancy on the Board of Supervisors.

**A motion was made by Supervisor Briggs, seconded by Supervisor Santiago to Approve this matter and Adopt Resolution 070-2014.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

- 22. 14-0836** Supervisor Santiago requesting the Board consider the following regarding First 5 El Dorado Children and Families:
- 1) Receive a presentation by Kathi Guerrero, First 5 El Dorado Children and Families Executive Director;
  - 2) Reappoint the following to the First 5 El Dorado Children and Families Commission for the terms stated:
    - a) Wendy David, Community Representative, Term Expiration 5/31/2016;
    - b) Sherri Springer, Community Representative, Term Expiration 5/31/2016; and
  - 3) Approve the 2012-2017 Strategic Plan.

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs to Approve this matter with the correction of the term expirations of both appointments to be May 31, 2017.**

**Yes:** 3 - Briggs, Santiago and Veerkamp

**Absent:** 1 - Mikulaco

- 23. 14-0833** Supervisor Briggs recommending the Board consider the following:
- 1) Adopt a Proclamation to recognize the contributions of Eugene "Gene" Chappie to the County of El Dorado and the State of California; and
  - 2) Forward the Proclamation to the office of California State Senator Ted Gaines with a request to the Senator to initiate the process to designate a portion of State Highway 193, beginning at State Highway 49 in Cool, in honor of Eugene "Gene" Chappie.

*Public Comment: K. Debird, K. Purcell, K. Payne, T. Gheradi, L. Warden, J. Sweeney, D. Mainward, R. Long*

**Supervisor Briggs read the Proclamation.**

**A motion was made by Supervisor Briggs, seconded by Supervisor Veerkamp to Approve this matter.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

- 24. 14-0743** Supervisor Veerkamp recommending the Board consider the following:
- 1) Receive a presentation from Apple Hill Growers Association about their plans to commemorate their 50th Anniversary; and
  - 2) Present a Proclamation to the Apple Hill Growers Association acknowledging and celebrating their 50th Anniversary.
  - 3) Consider authorization of a contribution in the amount of \$7,000 to support the development of a promotional video celebrating the 50th Anniversary memorializing the benefits and economic contributions to El Dorado County.

*Public Comment: L. Larson, E. Delfino, D. Bolster, A. Wofford*

**Supervisor Veerkamp read the Proclamation.**

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs to Adopt the Proclamation and Authorize a contribution in the amount of \$7,000 from the Economic Development Program.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

**11:00 A.M. - TIME ALLOCATION**

- 25. **14-0844** Supervisor Briggs recommending Board receive a presentation from representatives from the Sheriff's Office of Emergency Services that will include an overview of the role of Office of Emergency Services to ensure that the residents and agencies throughout the County of El Dorado are able to prepare for, respond to, and recover from emergencies which threaten life, property and the environment.

*Public Comment: M. Lane, J. Harper, P. Dwyer, L. Maranco*

**Received and Filed.**

- 26. **14-0843** Supervisor Briggs recommending Board receive a presentation from the El Dorado County Local Disaster Council that will include an overview of the Council's structure, membership, purpose, activities and goals. Council members will invite the Board's participation, input and direction.

*Public Comment: L. Columbo, J. Harper, M. Lane, H. Campbell, L. Maranco, S. Fredricks*

**Received and Filed.**

**DEPARTMENT MATTERS**

**27. 13-0572** HEARING - At the request of Tahoe Truckee Sierra Disposal, Inc., and pursuant to the April 4, 1995 Collection Franchise Agreement, as amended, consider their request to conduct a public hearing and adopt Resolution **056-2014** increasing the comprehensive solid waste collection rates by 1.64 percent (1.64%), effective July 1, 2014. (Est. Time: 30 Min.)

**Supervisor Santiago opened the public hearing.  
A motion was made by Supervisor Briggs, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution 056-2014.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

**28. 14-0855** Clerk of the Board recommending the Board appoint the First Vice-Chair and Second Vice-Chair of the Board of Supervisors as a result of the vacancy in the office of the District II Supervisor.

**A motion was made by Supervisor Briggs, seconded by Supervisor Santiago to:  
1) Appoint Supervisor Veerkamp as First Vice-Chair; and  
2) Appoint Supervisor Mikulaco as Second Vice-Chair.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

- 29. 14-0809** Clerk of the Board recommending the Board consider Board Member appointments to various Boards, Commissions or Committees as a result of the vacant District II Supervisor's office:
- American River Authority:  
Appoint one (1) Alternate, Term Expiration 01/05/2015
- California Rural Home Mortgage Finance Authority:  
Appoint one (1) Member, Term Expiration 01/01/2015
- Capital Southeast Connector Joint Powers Authority:  
Appoint one (1) Alternate, Term Expiration 01/05/2015
- Chamber of Commerce - South Lake Tahoe:  
Appoint one (1) Alternate, Term Expiration 01/05/2015
- Community Action Council:  
Appoint one (1) Member, Term Expiration 01/05/2015
- El Dorado Water and Power Authority:  
Appoint one (1) Member, No Term Expiration
- Folsom City/El Dorado County Joint Powers Authority:  
Appoint one (1) Member, Term Expiration 01/05/2015
- Local Enforcement Agency Independent Hearing Panel:  
Appoint one (1) Member, Term Expiration 01/05/2015
- Mountain Counties Air Basin Control Council:  
Appoint one (1) Member, Term Expiration 01/05/2015
- Regional Council of Rural Counties:  
Appoint one (1) Member, Term Expiration 01/05/2015
- Rural Counties' Environmental Services Joint Powers Authority:  
Appoint one (1) Delegate, Term Expiration 01/05/2015
- Sacramento Area Council of Governments:  
Appoint one (1) Alternate, Term Expiration 01/05/2015
- Sacramento-Placerville Transportation Corridor Joint Powers Authority:  
Appoint one (1) Member, Term Expiration 01/05/2015
- South Lake Tahoe Basin Waste Management Authority:  
Appoint one (1) Alternate, Term Expiration 01/05/2015
- South Lake Tahoe Recreation Facilities Joint Powers Authority:

Appoint one (1) Alternate, Term Expiration 01/05/2015

Tahoe Conservancy:

Appoint one (1) Alternate, Term Expiration 01/05/2015

Tahoe Regional Planning Agency:

Appoint one (1) Alternate, Term Expiration 01/05/2015

Transit Authority:

Appoint one (1) Alternate, Term Expiration 01/05/2015

Transportation Commission:

Appoint one (1) Commissioner, Term Expiration 01/05/2015

Water Agency:

Appoint one (1) Member, Term Expiration 01/05/2015

**This item was recalled by the Board of Supervisors to correct the appointments to the California Rural Home Mortgage Finance Authority and the Rural Counties Environmental Services Joint Powers Authority. The recall was incorporated into the original motion and vote.**

**A motion was made by Supervisor Briggs, seconded by Supervisor Mikulaco to make the following appointments:**

**American River Authority:**

**Appoint Supervisor Briggs, Alternate, Term Expiration 01/05/2015**

**California Rural Home Mortgage Finance Authority:**

**Appoint Supervisor Veerkamp, Member, Term Expiration 01/01/2015**

**Capital Southeast Connector Joint Powers Authority:**

**Appoint Supervisor Santiago, Alternate, Term Expiration 01/05/2015**

**Chamber of Commerce - South Lake Tahoe:**

**Appoint Supervisor Veerkamp, Alternate, Term Expiration 01/05/2015**

**Community Action Council:**

**Appoint Supervisor Veerkamp, Member, Term Expiration 01/05/2015**

**El Dorado Water and Power Authority:**

**Appoint one (1) Member, No Term Expiration (this appointment is to remain vacant)**

**Folsom City/El Dorado County Joint Powers Authority:**

**Appoint Supervisor Briggs, Member, Term Expiration 01/05/2015**

**Local Enforcement Agency Independent Hearing Panel:**

**Appoint Supervisor Mikulaco, Member, Term Expiration 01/05/2015**

**Mountain Counties Air Basin Control Council:**

**Appoint Supervisor Mikulaco, Member, Term Expiration 01/05/2015**



**Regional Council of Rural Counties:**

**Appoint Supervisor Veerkamp, Member, Term Expiration 01/05/2015**

**Appoint Supervisor Santiago, Alternate, Term Expiration 01/05/2015**

**Rural Counties' Environmental Services Joint Powers Authority:**

**Appoint Supervisor Santiago, Delegate, Term Expiration 01/05/2015**

**Sacramento Area Council of Governments:**

**Appoint Supervisor Santiago, Alternate, Term Expiration 01/05/2015**

**Sacramento-Placerville Transportation Corridor Joint Powers Authority:**

**Appoint Supervisor Mikulaco, Member, Term Expiration 01/05/2015**

**Appoint Supervisor Veerkamp, Alternate, Term Expiration 01/05/2015**

**South Lake Tahoe Basin Waste Management Authority:**

**Appoint Supervisor Veerkamp, Alternate, Term Expiration 01/05/2015**

**South Lake Tahoe Recreation Facilities Joint Powers Authority:**

**Appoint Supervisor Veerkamp, Alternate, Term Expiration 01/05/2015**

**Tahoe Conservancy:**

**Appoint Supervisor Mikulaco, Alternate, Term Expiration 01/05/2015**

**Tahoe Regional Planning Agency:**

**Appoint Supervisor Veerkamp, Alternate, Term Expiration 01/05/2015**

**Transit Authority:**

**Appoint Supervisor Santiago, Alternate, Term Expiration 01/05/2015**

**Transportation Commission:**

**Appoint Supervisor Santiago, Commissioner, Term Expiration 01/05/2015**

**Water Agency:**

**Appoint Supervisor Santiago, Member, Term Expiration 01/05/2015**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

**30. 12-0896**

HEARING - Consider introduction (First Reading) of Ordinance **5008** adding Chapter 5.30 to Title 5 to the El Dorado County Ordinance Code pertaining to Elder and Dependent Adult Protection, and recommending this item be continued to June 24, 2014, for final passage.

**A motion was made by Supervisor Mikulaco, seconded by Supervisor Briggs to Approve this matter and Continue to June 24, 2014 for final passage on the Consent Calendar.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

**31. 11-0995**

Clerk of the Board recommending the Board consider the following regarding the Ordinance Code re-codification project with Municipal Code Consultants, Inc.:

- 1) Receive and file a summary of activities to date regarding the Ordinance Code re-codification project;
- 2) Approve and authorize the Chair to sign Amendment II to Agreement 303-S1110 to modify the scope and increase compensation by \$4,080 for the preparation of a Legislative Draft copy of the El Dorado County Ordinance Code;
- 3) Authorize the continued use of the Agreement for Fiscal Year 2014-2015; and
- 4) Authorize County Counsel, in accordance with BOS Policy A-3, to prepare an ordinance to adopt and enact the updated Ordinance Code.

**FUNDING:** General Fund.

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Santiago to Approve this matter.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

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

- 32. 09-0223** Hearing to consider request to amend the property description for Agricultural Preserve No. 321 [Williamson Act Contract Revision WAC08-0004-R/Cox] to conform to a previously approved boundary line adjustment on property identified by Assessor's Parcel 093-180-53, consisting of 22.645 acres, in the Somerset area, submitted by James L. Cox; and staff recommending the Board take the following actions:
- 1) Approve the Williamson Act Contract Revision (WAC08-0004-R) for Agricultural Preserve No. 321 amending the property description, based on the Findings pursuant to California Government Code Section 51257; and
  - 2) Approve and authorize the Chair to sign Resolution **065-2014** for said Williamson Act Contract Revision. (Supervisorial District 2)

**A motion was made by Supervisor Mikulaco, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution 065-2014.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

**33. 14-0748**

Library Department recommending the Board consider the following:

- 1) Receive a presentation from the Museum Administrator on the El Dorado Western Railroad, a County Museum Program; and
- 2) Direct staff to proceed with plans to operate full size equipment and to continue with track repairs and maintenance, equipment restoration and crew training to Federal Railroad Administration certification standards on Segment 2 of the Sacramento Placerville Transportation Corridor (Refer 03/18/14, item 22, File 14-0308).

*Public Comment: J. Noe, P. Scholze, M. Kennison, D. Bolster, E. Cunha, M. Dockers, K. Payne, P. Staller, R. Mason, J. Harville, L. Molenary*

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Mikulaco to direct staff to:**

- 1) **Proceed with a plan to develop a Sacramento Placerville Transportation Corridor for all uses on Segment 2:**
  - a) **Prepare a detailed plan with associated costs and funding needed for Class I certification and equipment restoration. California Environmental Quality Act (CEQA) would be evaluated based on the plan identified. Staff will work include the California Public Utilities Commission (CPUC), past Board of Supervisor actions, County Planning Documents, and current best practices of rails with trails programs;**
  - b) **Prepare a detailed plan with associated costs and funding for trail improvements that will be identified in the Needs Assessment which should be completed by the end of June. Once this plan is completed, the level of CEQA evaluation can be determined. Staff will work with the CPUC, past Board of Supervisor actions, County Planning Documents, and current best practices of rails with trails programs;**
  - c) **Work with Parks and Recreation Commission and return to the Board once the plans have been developed. Both rails and trails to continue to work together to develop solutions and not adversely affect either program.; and**
- 2) **Continue with track repairs and maintenance, equipment restoration and crew training to Federal Railroad Administration certification standards.**

**Yes:** 3 - Santiago, Mikulaco and Veerkamp

**Noes:** 1 - Briggs

**3:00 P.M. - TIME ALLOCATION****34. 13-1218**

Community Development Agency, Long Range Planning, providing the Board with a Long Range Planning update including the Land Use Policy Programmatic Update.

*Public Comment: K. Payne*

**Received and Filed.**

**ITEMS TO/FROM SUPERVISORS**

Supervisor Mikulaco announced that the circulated amendments to the original Capital Southeast Connector Joint Powers Authority contracts have all been signed by the four legislative bodies, which are the City of Sacramento, County of Sacramento, City of Elk Grove and City of Folsom.

The Sacramento Placerville Transportation Corridor Joint Powers Authority is planning on spending money in El Dorado County. There is a proposed project on Latrobe Road, which would create a parking lot for people to park while utilizing the trails.

Supervisor Veerkamp thanked the Fair Board and staff for another successful County Fair, which was highlighted by the junior livestock auction. The auction raised over \$290,000 for 4H youths.

The monthly meeting of the Sacramento Area Council of Governments will be on Thursday.

The Water Agency and El Dorado Water and Power Authority met and discussed the Water Plan and moving forward with it. The Water Plan addresses long term water supply and is a highly contested issue. There was a discussion regarding the current employees of the Water Agency and there is a meeting on Wednesday regarding that discussion.

Supervisor Santiago suggested a workshop on "All Things Water" to address the water issues.

The Tahoe Transportation District met last Friday. There were special awards given for the Stateline-to-Stateline Bikeway Phase I on State Route 28 Corridor Management Plan. This is one of the most scenic areas in Tahoe.

Another issue before the public in Tahoe is the Stateline 89 Fanny Bridge Community Revitalization Project. The Revitalization Project is working through the contents of which will eventually be the Environmental Impact Report for discussion.

At the California Councils of Government Board meeting yesterday, there was a discussion on Cap-and-Trade. Supervisor Santiago stressed the importance of El Dorado County being present and determining the process to apply for funding, particularly in forestry, waste management, electric vehicles, transportation and affordable housing. Funding available from Cap-and-Trade will be reviewed by the Strategic Growth Council.

The Special Meeting on June 23, 2014 has been cancelled.

**ADJOURNED AT 5:25 P.M.**

**CLOSED SESSION**

- 35. 14-0801** Pursuant to Government Code Section 54957: **Public Employee Discipline/Release.** (Est. Time: 30 Min.)  
**No Action Reported. All four Supervisors participated.**
  
- 36. 14-0869** **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2).  
**Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4).  
Title: Agreement with the Shingle Springs Band of Miwok Indians for Emergency Medical Services (Ambulance)  
Number of potential cases: (2). (Est. Time: 20 Min.)  
**No Action Reported. All four Supervisors participated.**
  
- 37. 14-0870** **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:**  
County Negotiator: Director of Human Resources and/or designee, and Jack Hughes of Liebert, Cassidy, Whitmore.  
Employee Organization: El Dorado County Law Enforcement Managers Association. (Est. Time: 15 Min.)  
**No Action Reported. All four Supervisors participated.**

**38. 14-0847**

**Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real property described as:

- 1) APN 317-040-86; Sarah Carter, a Single Woman. The person or persons with whom the negotiator may negotiate is Sarah Carter.
- 2) APN 089-060-18; Larry L. Fish and Kathryn E. Fish, Trustees of the Fish Family Trust Dated July 10, 2003. The person or persons with whom the negotiator may negotiate are Larry L. Fish and Kathryn E. Fish.
- 3) APN 321-040-01; Waldith Evans Graham and William Arthur Graham, Trustees of the Waldith Evans Graham and William Arthur Graham 1991 Revocable Trust Dated September 1, 1991. The person or persons with whom the negotiator may negotiate are Waldith Evans Graham and William Arthur Graham.
- 4) APN 317-040-26; Steven Philip Stewart and Edith Charlene Stewart, as Trustees of the 1994 Steven Philip Stewart and Edith Charlene Stewart Revocable Trust Dated May 18, 1994. The person or persons with whom the negotiator may negotiate are Steven Philip Stewart and Edith Charlene Stewart.
- 5) APN 089-060-23; Michael S. Howard, a Married Man as his Sole and Separate Property. The person or persons with whom the negotiator may negotiate is Michael S. Howard.
- 6) APN 321-050-02; Lilia L. Harding, an Unmarried woman. The person or persons with whom the negotiator may negotiate is Lilia L. Harding.
- 7) APN 089-060-01; Linda Elaine Shoemake, Marilyn Jean Gastaldi Henricks, Polly Ann Gastaldi Therkildsen, and Sonia Marie Gastaldi Ward, all as a Married Woman as her Sole and Separate Property. The person or persons with whom the negotiator may negotiate are Linda Elaine Shoemake, Marilyn Jean Gastaldi Henricks, Polly Ann Gastaldi Therkildsen, and Sonia Marie Gastaldi Ward.
- 8) APN 321-040-17; Craig Therkildsen and Polly Gastaldi, Husband and Wife as Joint Tenants. The person or persons with whom the negotiator may negotiate are Craig Therkildsen and Polly Gastaldi.
- 9) APN 321-230-06; Joseph Thomas Sexton, Jr. and Lisa Sexton, Husband and Wife a Joint Tenants. The person or persons with whom the negotiator may negotiate are Joseph Thomas Sexton, Jr. and Lisa Sexton.
- 10) APN 321-230-08; Calvin R. Overton and Tami L. Overton, as Trustees of the Overton Family Trust Dated January 28, 2007. The person or persons with whom the negotiator may negotiate are Calvin R. Overton and Tami L. Overton.
- 11) APN 317-040-82; Clyde A. Panger and Deanna A. Panger, Husband and Wife as Joint Tenants. The person or persons with whom the negotiator may negotiate are Clyde A. Panger and Deana A. Panger.

Instructions to negotiator will concern price and terms of payment.

Jeannette Lyon will be the negotiator on behalf of El Dorado County.  
(Est. Time: 15 Min.)

**No Action Reported. All four Supervisors participated.**

- 39. 14-0852 Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Orion Davis v. County of El Dorado, et al. El Dorado County Superior Court Case No.s SC20120040 and PC20140074 (Est. Time: 10 Min.)

**No Action Reported. All four Supervisors participated.**

- 40. 14-0854 Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Legal issues regarding vacancy for Supervisor position in District II resulting from Jury Verdicts in The People of the State of California vs. Raymond James Nutting; El Dorado Superior Court Docket Nos.: P13CRF0294 and P13CRM0744

Number of potential cases: (1) (Est. Time: 30 Min.)

**No Action Reported. All four Supervisors participated.**

- 41. 14-0856 Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation.**  
Title: Claim of Michael McKeand v. County of El Dorado, Workers' Compensation Claim Settlement. York Risk Services Group, Inc., Claim # ELOT-233180.

(Est. Time: 10 Min.)

**No Action Reported. All four Supervisors participated.**

- 42. 14-0858 Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation.**  
Title: Claim of Dan Carolan v. County of El Dorado, Workers' Compensation Claim Settlement. York Risk Services Group, Inc., Claim # ELOH-51542.

(Est. Time: 10 Min.)

**No Action Reported. All four Supervisors participated.**

- 43. 14-0859 Pursuant to Government Code Section 54956.9(d)(1)- Existing Litigation.**  
Title: Claim of Georgia Windham v. County of El Dorado, Workers' Compensation Claim Settlement. York Risk Services Group, Inc., Claim # ELOM-67224.

(Est. Time: 10 Min.)

**No Action Reported. All four Supervisors participated.**