



County of El Dorado

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MEETING AGENDA 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. Mitrising, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer
Edward Knapp, County Counsel

Tuesday, August 12, 2014

8:00 AM

Board of Supervisors Meeting Room

Vision Statement

"El Dorado County will remain the leader in supporting our safe, healthy, and vibrant communities, wisely managing our natural resources, and preserving our local heritage."

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

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at:
<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.

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.

8:00 A.M. - CALL TO ORDER AND RECESS TO CLOSED SESSIONS

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

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.

OPEN FORUM

CAO UPDATE

CONSENT CALENDAR

1. [14-1102](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on August 5, 2014.
2. [14-1107](#) Auditor-Controller recommending the Board adopt Resolution **128-2014** establishing the 2014/2015 rate of the Tax Levy for the taxing agencies in the County of El Dorado.
3. [14-1100](#) Chief Administrative Office recommending the Board approve the attached Fiscal Year 2013/14 budget transfer reducing appropriations in the Probation Department budget by \$43,855 and increasing appropriations in the Facilities budget by \$43,855 to correctly appropriate utility expenses at the Juvenile Hall. (4/5 vote required)

FUNDING: General Fund.

4. [14-0377](#) Chief Administrative Office, Economic Development Division, recommending the Board consider the following:
 - 1) Determine that a public benefit is derived from the Festival of the Americas Pow Wow cultural event; and
 - 2) Authorize the Purchasing Agent to sign Funding Agreement #133-F1511 with Foothill Indian Education Alliance, Inc., authorizing a contribution of \$10,000 to partially fund the event to be held at the El Dorado County Fairgrounds, October 4 - 5, 2014. (Refer 4/8/14, Item 7)

FUNDING: Transient Occupancy Tax.

5. [14-0785](#) Chief Administrative Office, Economic Development Division, recommending the Board:
 - 1) Determine that a public benefit is derived from the California Historic Landmark dedication for the site at Echo Summit that served as the high-altitude training center and site of the 1968 U.S. Olympic Men's Track and Field Trials; and
 - 2) Adopt Resolution **129-2014** authorizing a contribution in the amount of \$5,000 to Eldorado National Forest to support the dedication and celebration held at the site.

FUNDING: Transient Occupancy Tax.

6. [14-1069](#) Clerk of the Board, based upon the recommendation of the Tahoe Resource Conservation District, recommending the Board accept the following resignations and make the following appointments to the Tahoe Resource Conservation District:
Accept the resignation of William Boosman, Director
Appoint Martin Goldberg, Director, Term Expiration 11/01/15
Accept the resignation of Paul Sciuto, Director
Appoint Jim Ross, Director, Term Expiration 11/01/16

7. [14-0783](#) Community Development Agency, Environmental Management Division, recommending the Board approve and authorize the Chair to sign Agreement for Services 640-S1411 with Tetra Tech BAS, Inc. in an amount not to exceed \$300,000 for a three (3) year term to provide as-needed solid waste, landfill and wastewater treatment plant engineering services.

FUNDING: Special Revenue Fund - Community Service Area #10.

8. [14-1122](#) Community Development Agency, Administration and Finance Division recommending the Board make findings that it is in the public interest to authorize the use of \$62,538 of unused Fiscal Year 2013/2014 General Fund contribution programmed for the road maintenance program in order to reimburse the Road Fund for non-road related use of the Headington Road facility under Lease Agreement No. 069-L1411, and to reimburse the Traffic Impact Mitigation Fee fund for non-road fund related use of the Perks Court property under Lease Agreement No. 182-L1011.

FUNDING: General Fund.

9. [14-0982](#) Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign the Joint Use Agreement between El Dorado County and Pacific Gas and Electric Company for 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).

10. [14-0681](#) Community Development Agency, Transportation Division, recommending the Board take the following actions pertaining to the CSA 5 Upper Area Erosion Control Project, Contract No. PW 13-30701, CIP No. 95196, P&C No. 057-C1599:
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for August 1, 2014;
 - 2) Approve and authorize the Chair to sign the Construction Contract, subject to review and approval of the final Contract Documents by County Counsel and Risk Management; and
 - 3) Authorize the Community Development Agency Director to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds.

Funding: California Tahoe Conservancy Grant Funds (100%).

11. [13-1397](#) Community Development Agency, Transportation Division, regarding the Silva Valley Parkway Interchange, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign the Easement Deeds from the County to Pacific Gas and Electric Company, on Assessor's Parcel Numbers 118-170-01 and 121-280-01; and
 - 2) Authorize the Clerk of the Board to record each easement deed and provide a conformed copy to the Community Development Agency, Transportation Division for the U.S. 50 / Silva Valley Parkway Interchange - Phase 1 Project, CIP No. 71328.

Funding: State and Local Partnership Program Grant, 2004 General Plan Silva Valley Interchange Set-Aside, Silva Valley Interchange Set-Aside, Highway 50 TM99-1359 fees, Highway 50 TIM fees, El Dorado Irrigation District Reimbursement, and developer advanced funds. Developer advanced funds shall be provided by West Valley, LLC, in accordance with the Conditions of Approval for West Valley Village Tentative Map TM99-1359, Condition of Approval No. 26 dated January 22, 2004.

12. [14-1116](#) County Counsel recommending the Board approve and authorize the Chair to sign Agreement 161-S1511 with the law firm of Downey Brand for advisory and litigation legal services in regard to bankruptcy and tax collection proceedings as needed for a term beginning upon execution and until terminated by one or both parties, subject to non-substantive revision should minor changes be needed prior to execution. The Agreement shall be effective upon execution and remain in effect until terminated. An initial appropriation of \$30,000.00 is included in the Treasurer/Tax Collector's Fiscal Year 2014/2015 budget for services under this Agreement.

13. [13-1134](#) District Attorney recommending the Board receive and file the Ninth Annual Report on Real Estate Fraud for Fiscal Year 2013/2014.
- FUNDING:** Real Estate Fraud Prosecution Trust.
14. [13-0474](#) Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Amendment II to Agreement for Services 034-S1411 with California Forensic Medical Group, Inc., who provides health services in the two jails and two juvenile facilities, to revise language in Article III "Compensation," which does not increase the contract amount, and add updated County standard language, with no change to the term July 1, 2013 through June 30, 2018;
 - 2) Authorize annual adjustment to Base Rate and Per Diem Rate by the percentage increase of the medical index of the Consumer Price Index-All Urban Consumers for the San Francisco-Oakland Region as published by the U.S. Bureau of Labor Statistics pursuant to Agreement for Services 034-S1411;
 - 3) Authorize an increase to Blanket Purchase Order BP20140044 in the amount of \$250,000 to ensure sufficient funding for mandated hospital overrun payments for hospital stays in accordance with Agreement 034-S1411 for Fiscal Year 2013/2014; and
 - 4) Authorize the Purchasing Agent or their designee to execute further documents relating to Agreement for Services 034-S1411, including amendments which do not affect the maximum compensation or term of the Agreement, and contingent upon approval by County Counsel and Risk Management.
- FUNDING:** General Fund.
15. [14-1043](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt Resolution **119-2014** to:
- 1) Authorize the Chair to sign Agreement MS-1415-35 in the amount of \$257,100 and the accompanying Contractor/Vendor Confidentiality Statement with the California Department of Aging for the provision of the Multipurpose Senior Services Program during the term July 1, 2014 through June 30, 2015;
 - 2) Authorize the Chief Administrative Officer, or designee, to execute any future amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the total dollar amount or the term; and
 - 3) Further authorize the Director of the Health and Human Services Agency, or designee, to continue to administer Agreement MS-1415-35 and execute any subsequent documents relating to said Agreement including required fiscal and programmatic reports.
- FUNDING:** Federal and State Grant Funding.

16. [14-1031](#) 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 104-S1511 with EDCA Lifeskills in an amount not to exceed \$135,000 with a term commencing upon execution through June 30, 2017 for the provision of senior peer counseling services; and
 - 2) Authorize the Purchasing Agent, or their designee, to execute further documents relating to Agreement for Services 104-S1511, including amendments that do not affect the maximum dollar amount or the term of the Agreement, and contingent upon approval by County Counsel and Risk Management.

FUNDING: Mental Health Services Act.

17. [12-1068](#) Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign retroactive grant funding Agreement 076-F1511 (1415-90063-34-611) with First 5 El Dorado Children and Families Commission for the County to provide specified outreach services to County residents on behalf of grantor for a term beginning July 1, 2014 through June 30, 2015 with a maximum contractual obligation of \$170,000 for the term of the Agreement; and
 - 2) Authorize the Chair to execute amendments, if any, to grant funding Agreement 076-F1511, contingent upon approval by County Counsel and Risk Management.

FUNDING: First 5 El Dorado Children and Families Commission.

18. [13-1390](#) Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign non-financial Memorandum of Understanding 148-M1410 with the County of Sacramento for the coordination of service delivery to HIV/AIDS afflicted populations in El Dorado County for a term to begin upon final signature and to continue into perpetuity until terminated by either party; and
 - 2) Approve and authorize the Chair to sign further amendments to Memorandum of Understanding 148-M1410 which do not affect the term or the maximum obligation and contingent upon approval by County Counsel and Risk Management.

FUNDING: This is a non-financial Memorandum of Understanding. Sacramento County is the fiscal agent of the Federal Ryan White Comprehensive Acquired Immunodeficiency Syndrome Resources Emergency Act Funds.

19. [14-1002](#) Human Resources Department recommending the Board consider the following:
- 1) Approve the classification specification for the position of Chief Financial Officer - Unrepresented Management unit (UM) so that a Job Classification Number may be assigned;
 - 2) Authorize the Chair to sign Resolution **122-2014** confirming the salary range and bargaining unit designation for the Chief Financial Officer - UM; and
 - 3) Amend the Authorized Personnel Allocation Resolution for the Chief Administrative Office to add 1.0 FTE Chief Financial Officer - UM, and delete 1.0 FTE Chief Financial Officer.
- These changes are the result of a technical issue specific to bargaining units and do not result in any new staff or increased salary costs.

20. [14-1073](#) Human Resources Department recommending the Board;
- 1) Adopt Resolution **125-2014** adopting the negotiated Memorandum of Understanding (MOU) between the County of El Dorado and the OE3 Trades and Crafts Bargaining Unit;
 - 2) Approve and authorize the Chair to sign said MOU, noting the MOU would be effective first full pay period following Association ratification and Board of Supervisors adoption of the MOU; and
 - 3) Direct Human Resources and the Auditor-Controller's Office to administer and implement the MOU provisions.

FUNDING: General Fund, Road Fund.

21. [14-1078](#) Human Resources Department recommending the Board;
- 1) Adopt Resolution **126-2014** adopting the negotiated Memorandum of Understanding (MOU) between the County of El Dorado and the OE3 Probation Bargaining Unit;
 - 2) Approve and authorize the Chair to sign said MOU, noting the MOU would be effective first full pay period following Association ratification and Board of Supervisors adoption of the MOU; and
 - 3) Direct Human Resources and the Auditor-Controller's Office to administer and implement MOU provisions.

FUNDING: General Fund.

22. [12-0636](#) Information Technologies Department recommending the Board approve and authorize the Chair to sign Exhibit A-2 (Agreement No. 890-S0911, Amendment VII) as an extension to the Master Services Agreement with SBC Global Services, Inc. dba AT&T Global Services for AT&T Switched Ethernet Services at 924 Emerald Bay Road, South Lake Tahoe for a two year term at an estimated cost of \$9,618.72.

FUNDING: General Fund and Non-General Fund (No Federal Funds).

23. [11-0763](#) Sheriff's Office recommending the Board approve and authorize the County's Purchasing Agent to sign Agreement #587-F1411 with Partners for a Safer America for the term May 11, 2014 through May 10, 2017, which will allow the Contractor to install and maintain service boards on the premises that provide law-related information and referral services for inmates and other individuals on the Sheriff's Detention Facility premises.

FUNDING: Revenue.

24. [14-1057](#) Sheriff's Office recommending that the Board approve and authorize the purchase of:
- 1) Three (3) treadmills for the Sheriff's Placerville and South Lake Tahoe Fitness Rooms, in the amount of \$16,750, partially funded by a donation of \$9,250 from the Deputy Sheriff's Association; and
 - 2) One (1) MK9 emergency restraint chair in the amount of \$1,699 for the Sheriff's South Lake Tahoe Jail funded by Supplemental Law Enforcement Services Fund (SLESF) Jail.

These purchases are being requested prior to the adoption of the Fiscal Year 2014/2015 final County Budget in September 2014 to allow for the receipt of goods ordered but not delivered in Fiscal Year 2013/2014.

FUNDING: Deputy Sheriff's Association donation, General Fund and SLESF.

25. [14-1058](#) Sheriff's Office recommending the Board approve and authorize the Chair to sign a Memorandum of Understanding with the El Dorado County Superior Court for Sheriff's Office services provided to the Superior Court for the term July 1, 2014 through June 30, 2015, in an amount not to exceed \$3,265,780.

FUNDING: State of California Court Security Realignment Funding.

26. [14-1009](#) Treasurer-Tax Collector's Office recommending the Board adopt Resolution **124-2014** granting approval to sell tax defaulted properties at public auction (via the internet and/or at a County office), noting said sale(s) to be conducted beginning November 7, 2014.

FUNDING: General Fund.

27. [14-1123](#) Supervisor Veerkamp recommending the Board join him in recognizing the achievements of Boone Russell Bates and Wolfgang Soren Hugh Shepherd for achieving the rank of Eagle Scout, Boy Scouts of America, Troop 658, Camino, California.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION

28. [14-1098](#) Supervisor Santiago recommending the Board consider the following:
- 1) Receive a presentation by John Kingsbury, Executive Director of Mountain Counties Water Resources Association (MCWRA). The presentation will be an overview of the MCWRA, introducing the North State Water Alliance principles and discussing the water reliability goals and statewide water solutions; and
 - 2) Adopt Resolution **123-2014** supporting Principles Adopted by the North State Water Alliance. (Est. Time: 60 Min.)

11:00 A.M. - TIME ALLOCATION

29. [14-1124](#) Chief Administrative Office recommending the Board receive and file the Initial Draft Response to the 2013/2014 Grand Jury Final Report and provide direction regarding potential changes to include with the Final Draft Response.

2:00 P.M. - TIME ALLOCATION

30. [14-0955](#) The Community Development Agency, Development Services Division recommending the Board adopt Resolution **127-2014** amending the Authorized Personnel Allocation Resolution for the Community Development Agency, Development Services Division, to add 9.0 positions and establish the salary range for the Deputy Building Official job classification. The 9.0 positions are:
- 1) One (1) Principal Planner;
 - 2) One (1) Deputy Building Official;
 - 3) One (1) Supervising Development Technician;
 - 4) One (1) Office Services Supervisor;
 - 5) Three (3) Building Inspector I/II/III;
 - 6) One (1) Administrative Technician; and
 - 7) One (1) Development Technician I/II

If approved, the associated budget adjustments will be made through the Fiscal Year 2014/2015 budget addenda process in September.

FUNDING: Primarily Building Permit Fees with a portion of the costs to be funded from General Fund appropriations previously budgeted for contracted stormwater quality services.

3:00 P.M. - TIME ALLOCATION

31. [14-1001](#) Board review and respond to Final Grand Jury report, Case Number GJ-13-20: County Charter, for inclusion in the Final Draft Response. (Refer: 8/5/14, Item 29)

ITEMS TO/FROM SUPERVISORS**ADJOURNMENT**

CLOSED SESSION

32. [14-1118](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee.
Employee Organization: Unrepresented Employees. (Est. Time: 10 Min.)
33. [09-0427](#) **Pursuant to Government Code Section 54956.8, Conference with Real Property Negotiator:** Instructions to its negotiator regarding the County-owned real property described as APN 325-300-32-100 (300 Forni Road, Placerville, California). The person or persons with whom the negotiator may negotiate are the State of California Administrative Office of the Courts. Instructions to its negotiator will concern both price and terms of payment. Kelly Webb will be the negotiator on behalf of El Dorado County. (Est. Time: 10 Min.)
34. [12-0443](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1): Title: United States of America (USA) v. El Dorado County and City of South Lake Tahoe, Civil Action No. S-01-01520 x-ref: (Meyers Landfill Site). (Est. Time: 15 Min.)
35. [14-1038](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Chief Probation Officer. (Est. Time: 20 Min.) (Cont. 7/29/14, Item 35)
36. [14-1101](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Agricultural Commissioner/Sealer of Weights & Measures. (Est. Time: 20 Min.)
37. [14-1103](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Clerk of the Board of Supervisors. (Est. Time: 20 Min.)

On August 19, 2003, the Board adopted the following protocol: It is a requirement that all speakers, County staff and the public, when approaching the podium to make a visual, Power Point or transparencies presentation to the Board of Supervisors, must provide the Clerk with the appropriate number of hard copies of the presentation for Board members and the audience. Only those speakers that provide this required number of hard copies will be permitted to proceed with a visual presentation.

Persons interested in serving on any Board of Supervisors ADVISORY BOARD, COMMITTEE, OR COMMISSION are encouraged to complete an application form (available in the office of the Clerk of the Board of Supervisors, or online) 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.

Digital Recordings of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

West Slope - Comcast - Channel 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)

ANNOUNCEMENTS

**Tuesday, August 19, 2014
No Board of Supervisors Meeting**

**Tuesday, September 2, 2014
No Board of Supervisors Meeting**

**Monday, September 29, 2014
Special Meeting of the Board of Supervisors**