



County of El Dorado

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Minutes

Board of Supervisors

Ron Briggs, Chair, District IV
Norma Santiago, First Vice Chair, District V
Ray Nutting, Second Vice Chair, District II
Ron Mikulaco, District I
Brian K. Veerkamp, District III

James S. Mitrisin, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Edward Knapp, County Counsel

Tuesday, January 15, 2013

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.

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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: 5 - Supervisor Briggs, Supervisor Santiago, Supervisor Mikulaco, Supervisor Veerkamp and Supervisor Nutting

9:20 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The Invocation was provided by Pastor Craig Klatt from the Camino Adventist Church.

The Pledge of Allegiance was led by Supervisor Mikulaco.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Board Members, staff and members of the public may request an item be pulled from the Consent Calendar for discussion. Items requested to be removed from the Consent Calendar shall be removed from Consent Calendar and heard by the Board. The Board will make any necessary additions, deletions, or corrections to the Agenda, determine matters to be added to or removed from the Consent Calendar, and with one motion adopt the Agenda and approve the Consent Calendar.

Approval of the Consent Calendar

A motion was made by Supervisor Santiago, seconded by Supervisor Veerkamp, to adopt the Agenda and approve the Consent Calendar with the following changes: Item No. 5 was pulled off the consent calendar and acted upon separately; Item No. 6 was continued off calendar; and Item No. 11 was continued to Tuesday, February 26, 2013.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

13-0008

OPEN FORUM

M. Lane
N. Gonzales

13-0009

BUDGET UPDATE

Chief Budget Officer, Laura Schwartz, reported that the Governor released the Proposed Fiscal Year 13/14 Budget on Thursday.

CONSENT CALENDAR

- 1. 13-0007 Clerk of the Board of Supervisors recommending the Board approve the Meeting Minutes from the Regular Meeting of Tuesday, January 8, 2013.

This matter was Approved on the consent calendar.

- 2. 12-1562 Chief Administrative Office, Procurement and Contracts on behalf of the Department of Transportation, recommending the Board consider the following:
 - 1) Authorize additional purchases from Bid No. 12-070-030 (Legislative File 12-0191) for the purchase of 11 new Fleet vehicles for fiscal year 2012/2013 to the low qualified bidders who have agreed to maintain pricing from the previous vehicle bid for fiscal year 2011/2012;
 - 2) Authorize the Purchasing Agent to issue purchase orders for new Fleet vehicles to the low qualified bidders of Folsom Lake Ford of Folsom, CA (2 x bid vehicle "A") in the amount of \$61,960.81, Downtown Ford Sales of Sacramento, CA (1 x bid vehicle "Q") in the amount of \$27,968.83, and Future Ford of Roseville, CA (8 x bid vehicle "H") in the amount of \$231,129.40 plus all required taxes and fees, for a one time purchase following Board approval; and
 - 3) Authorize the Purchasing Agent to issue multiple purchase orders in the amount of \$321,059.04 plus all required taxes and fees, following Board approval.

FUNDING: Fleet Internal Service Fund.

This matter was Approved on the consent calendar.

3. [12-1571](#) Chief Administrative Office, Risk Management Division, recommending the Board approve the California State Association of Counties - Excess Insurance Authority (CSAC-EIA) Cyber Liability Program - 2013-2014 Renewal Option 2 and bind coverage effective January 1, 2013.
- FUNDING:** Risk Management Subsidy Funds.
- This matter was Approved on the consent calendar.**
4. [12-1097](#) Chief Administrative Office, Risk Management Division, recommending the Board authorize the Chief Administrative Officer, or designee to execute carrier agreements with Vision Service Plan, Delta Dental (remitted to Preferred Benefit Insurance Administrators), American Specialty Health Insurance Company, and Managed Health Network (MHN) effective December 31, 2012. This action is a clarification of Board action on September 11, 2012 wherein the Board authorized the approval of the health plan rates and delegated signature authority to execute health carrier contracts.
- FUNDING:** Internal Service Fund - Risk Management Health Fund.
- This matter was Approved on the consent calendar.**
5. [13-0021](#) Chief Administrative Office and Supervisor Briggs recommending the board consider the following:
- 1) Approve moving forward with the Henningsen Lotus Park Conceptual Master Plan; and
 - 2) Approve a budget transfer moving \$26,863 from the Henningsen Lotus Park Special Revenue Fund into the Chief Administrative Office to fund the Henningsen Lotus Park Conceptual Master Plan. (4/5 vote required)
- FUNDING:** Park fees.
- A motion was made by Supervisor Veerkamp, seconded by Supervisor Nutting, to approve the matter with the addition of two (2) bullets being added to section No. 4, "Opportunities and Constraints Assessment" of the Henningsen-Lotus Concept Plan (Attachment 13-0021 A). The two bullets added are as follows: *All Economic Opportunities; and *Implementation Strategy.**
- Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting
6. [13-0050](#) Clerk of the Board recommending the Board consider the appointment of Supervisors Santiago and Veerkamp to serve as negotiators on behalf of the County for the new Placerville courthouse project.
- This matter was continued off calendar upon approval of the consent calendar.**

7. [12-1523](#) District Attorney requesting the Board consider the following:
- 1) Formally accept the Fiscal Year 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) and establish the revenue and appropriations for use of the grant award in the amount of \$20,531 allowing the District Attorney's Office to hire extra help staff to assist with pre-filing investigations and allow staff to attend training classes offered by the California Homicide Investigators Association;
 - 2) Ratify the Chief Administrative Officer's signature accepting the grant award effective October 2, 2012; and
 - 3) Approve the budget transfer establishing the revenue and appropriations. (4/5 vote required)

FUNDING: Justice Assistance Grant Program.

This matter was Approved on the consent calendar.

8. [13-0005](#) District Attorney's Office recommending the Board authorize the District Attorney to submit a grant application applying for the Federal Fiscal Year 2013/14 Office of Traffic Safety for the Alcohol and Drug Impaired Vertical Prosecution Program in the amount of \$318,317 with no matching requirement.

This matter was Approved on the consent calendar.

9. [12-1574](#) Environmental Management recommending the Board consider the following:
- 1) Make findings in accordance with Chapter 3.13, Section 3.13.030 of the county ordinance that it is more economical and feasible to engage an independent contractor for analysis, monitoring, monthly and annual reporting of the passive landfill gas control system and landfill gas vent and probe testing at the Meyers Landfill as required by the Partial Consent Decree between the County of El Dorado and the United States of America (US Forest Service), and for compliance with State and Federal regulations; and
 - 2) Authorize the Chair to sign Amendment II to Agreement for Services 332-S1210 with Dunn Environmental, Inc. extending the term for an additional two-year period for a term to expire on January 25, 2015 and increasing the not-to-exceed amount by \$100,450 for a total not-to-exceed amount of \$146,250.

FUNDING: Meyers Landfill Operation, Maintenance and Monitoring Budget.

This matter was Approved on the consent calendar.

10. [12-1575](#) Health and Human Services Agency (HHS) recommending the Board authorize the Chair to execute retroactive Agreement for Services 243-S1311 with Pro-Line Cleaning, Inc., in the not-to-exceed amount of \$176,302.50 for the term September 1, 2012 through August 31, 2015, for the provision of selected custodial services for the HHS Placerville offices located at 3047 Briw Road and 3057 Briw Road, Suites A and B.

FUNDING: Funded with a blend 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.

11. [12-1491](#) Health and Human Services Agency recommending the Board consider the final passage (Second Reading) of Ordinance **4991** amending Chapter 8.74 of Title 8 of the County of El Dorado Code of Ordinances pertaining to emergency and non-emergency ambulance and medical transport services. (Refer 12/18/12, Item 52)

This matter was continued to Tuesday, February 26, 2013 on approval of the consent calendar.

12. [12-1576](#) Health and Human Services Agency, Mental Health Division, recommending the Board authorize the Director of the Health and Human Services Agency to sign and submit to the State Department of Health Care Services, and the California Housing Finance Agency, the Mental Health Services Act Housing Program - Supportive Services Plan (Section D) and associated attachments.

FUNDING: Mental Health Services Act.

This matter was Approved on the consent calendar.

13. [12-1524](#) Health and Human Services Agency, Mental Health Division, recommending the Board approve and authorize the Chair to sign Amendment II to Agreement 185-S1110 with BHC Sierra Vista Hospital, Inc. for the provision of inpatient mental health treatment for County clients, increasing the not-to-exceed amount from \$61,340 to \$200,000 for the remainder of the term ending June 30, 2013.

FUNDING: Medi-Cal, CMSP, and Mental Health Realignment as appropriate.

This matter was Approved on the consent calendar.

14. [12-1564](#) Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Appoint Alicia Paris-Pombo, M.D. to serve as the County Public Health Officer and Local Registrar for Vital Statistics effective April 15, 2013;
 - 2) Approve the advanced step hiring at Step 5 of the salary range totaling \$12,272/month for this position;
 - 3) Find it is in the best interest of the County to waive the requirements of Government Code Section 24001 pertaining to an individual's eligibility for appointment as County Officer;
 - 4) Approve the assignment of a recruitment signing bonus pursuant to Board of Supervisors Policy E-7; and
 - 5) Approve the allowance of relocation reimbursement pursuant to Board of Supervisors Policy E-6.

FUNDING: Public Health Realignment Funds.

This matter was Approved on the consent calendar.

15. [12-1570](#) Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign perpetual Agreement 162-S1310 with Lancet Technology, Inc., to purchase, implement and support Trauma One Software to allow computerized trauma information system data collection and data reporting, effective upon Board approval, with a not to exceed amount of \$15,468 for the first year of the Agreement;
 - 2) Authorize the Chair to sign a letter terminating without cause an existing agreement with Tri-Analytics, Inc., effective February 16, 2013, in accordance with the termination provisions of this agreement; and
 - 3) Instruct the Purchasing Agent to terminate without cause an existing agreement with Digital Innovation effective January 23, 2013, in accordance with the termination provisions of this agreement.

FUNDING: CSA 3 and CSA 7 property tax, special tax and fee-for-service.

This matter was Approved on the consent calendar.

16. [12-1526](#) Human Resources recommending the Board adopt Resolution **005-2013** revising the job specification for the Public Defender classification.
- Resolution 005-2013 was adopted upon approval of the consent calendar.**
- A motion was made by Supervisor Santiago, seconded by Supervisor Nutting, to reopen Item 16 to change the words, "required" and "preferred" to "desirable" under the Experience section, on page 3 of the Job Specification.**
- Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting
17. [09-0182](#) Information Technologies recommending the Board approve all current perpetual hardware maintenance and software license agreements as outlined on the chart dated January 11, 2012 for on-going hardware maintenance and software support for the remainder of Fiscal Year 2012-13 and Fiscal Year 2013-14.
- FUNDING:** General Fund.
- This matter was Approved on the consent calendar.**
18. [12-0205](#) Probation Department recommending the Board authorize the Chair to sign Amendment III to Agreement 277-S1010 with 3M Electronic Monitoring, Inc. for rental of electronic and GPS tracking equipment with 24/7 monitoring services, extending the term of this agreement through June 30, 2013 to match the extended agreement with Western State Contract Alliance (WSCA) No. 14600, with all other parts and sections of this agreement remaining unchanged and in full force and effect.
- FUNDING:** AB 109 and General Fund.
- This matter was Approved on the consent calendar.**
19. [12-1289](#) Department of Transportation recommending the Board reject all bids received for the El Dorado County Department of Transportation Equipment / Vehicle Wash Facility Project, Contract No. PW 12-30631, P&C No. 229-C1375, CIP No. 81134, because all bids exceed the construction budget. (Refer 10/30/2012, Item 17)
- FUNDING:** Road Fund.
- This matter was Approved on the consent calendar.**

20. [12-1361](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Possession and Use Agreement with Huddinge Partners, a Nevada Limited Partnership, for a portion of Assessor's Parcel Number 118-170-04; and
 - 2) Authorize the Interim Director of Transportation or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project, CIP No. 71328.

FUNDING: El Dorado Hills Traffic Impact Mitigation Fees - Silva Valley Interchange Set Aside Fund.

This matter was Approved on the consent calendar.

21. [12-1362](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Possession and Use Agreement with Huddinge Partners, a Nevada Limited Partnership, for a portion of Assessor's Parcel Number 121-280-12; and
 - 2) Authorize the Interim Director of Transportation or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project, CIP No. 71328.

FUNDING: El Dorado Hills Traffic Impact Mitigation Fees - Silva Valley Interchange Set Aside Fund.

This matter was Approved on the consent calendar.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION

22. [12-0708](#) PRESENTATION - Chief Administrative Office presenting the second graduating class of the County of El Dorado Supervisors' Training Academy, Fall 2012 session. (Est. Time 30 min.)
- No Formal Action Required. However, Certificates of Completion of the Supervisors' Academy were presented to participants.**

10:30 A.M. - TIME ALLOCATION

23. [13-0025](#) PRESENTATION - Chief Administrative Office recommending the Board receive a presentation on Budget Basics.
- Received and Filed.**

2:00 P.M. - TIME ALLOCATION

24. [13-0022](#) El Dorado County Deputy Sheriff's Association (DSA) has requested an appeal hearing on the bargaining unit designation for the classification of Sheriff's Security Officers. The hearing was requested by the DSA pursuant to Board of Supervisor's Resolution No. 10-83 as amended by Resolution No. 112-86.
- A motion was made by Supervisor Santiago, seconded by Supervisor Mikulaco, to deny the appeal pertaining to the bargaining unit designation for the classification of the Sheriff's Security Officers.**
- Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

[13-0010](#)**CAO REPORTS**

The Chief Administrative Officer reported the following:

1) Facilities Manager Russ Fackrell reported this morning that when County staff opened the Johnson Center building (South Lake Tahoe) today they found the fire sprinklers going off in the court building. Overnight the system froze and the pipes burst. The Courts are in the process of changing their energy management system for their portion of the building and are working with the main boiler that controls the entire facility. County staff assisted in securing the system and performing basic clean up until the Court's maintenance contractor arrived. The jail is not affected.

2) Please assist me with congratulating Don Spear on his promotion to Deputy Director of Maintenance in the Transportation Division of Community Development Agency. The position was vacant following the retirement of Tom Celio. Don brings a wealth of knowledge on the County roads to the position.

13-0011**ITEMS TO/FROM SUPERVISORS**

Supervisor Mikulaco reported that the first week in office has exceeded his expectations, and that it is still an honor and a pleasure to be working as a Supervisor.

Supervisor Nutting reported that he will be attending the Regional Council of Rural Counties meeting this week.

Supervisor Santiago reported that she recently attended a meeting with the First 5 Children and Families Commission, and joined a webinar on Rural Economies, hosted by the National Association of Counties (NACo).

13-0069

The Board of Supervisors Meeting was adjourned in memory of Bob Harris and Daniel A. Ferrier.

ADJOURNMENT

CLOSED SESSION

25. 11-0662 Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: In re: South Tahoe Area Transit Authority Debtor, and related adversary proceedings, United States Bankruptcy Court for the District of Nevada, Case No. 10-53666. (Est. Time: 15 min.)

No Action Reported.

26. 12-1566 Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as APN 325-110-47; Donald W. Fields and Beverly A. Fields, Trustees of the Donald W. Fields and Beverly A. Fields Revocable Trust. The person or persons with whom the negotiator may negotiate are Donald W. Fields and Beverly A. Fields. Instructions to negotiator will concern price and term of payment. Julie Duchscherer will be the negotiator on behalf of El Dorado County. (Est. Time: 15 Min.)

No Action Reported.

27. 13-0035 Pursuant to Government Code Section 54957.6. **Conference with Labor Negotiator**:
County Negotiator: Director of Human Resources and/or designee.
Employee Organization: El Dorado County Employees Association Local No.1 representing employees in the General, Professional, and Supervisory Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts, Probation, and Corrections Bargaining Units; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Criminal Attorney Association; El Dorado County Deputy County Counsel Association; El Dorado County Managers Association; El Dorado County Law Enforcement Managers Association; and Unrepresented Employees. (Est. Time: 1 Hr.)

No Action Reported.