



County of El Dorado

330 Fair Lane, Building A
Placerville, California
530-621-5390
FAX 530-622-3645
www.edcgov.us/bos

MEETING AGENDA

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

Tuesday, November 12, 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.

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

1. [13-1250](#) Acting as the Board of Directors of the El Dorado County Air Quality Management District:

Air Quality Management District recommending the Board authorize the Air Pollution Control Officer (APCO), or designee, to sign and submit the Application of Subvention Funds to the California Air Resources Board for Fiscal Year 2013-2014 funding for air pollution control programs.

FUNDING: California Air Resources Board (CARB).

2. [11-1429](#) Acting as the Board of Directors for the El Dorado County Air Quality Management District:

Air Quality Management District recommending the Chair be authorized to sign First Amendment to Funding Agreement No. 479-F1311 with the El Dorado County Chamber of Commerce on behalf of the Coloma-Lotus Chamber of Commerce to reallocate budgeted funds within the Agreement.

FUNDING: California Department of Motor Vehicles AB 2766 Subvention Funds.

3. [13-1432](#) Auditor-Controller recommending the Board consider the following;
1) The Auditor-Controller and Chief Administrative Officer (CAO) to negotiate contracts with Kronick, Moskovitz, Tiedemann & Girard (Bond and Disclosure Counsel), Stone & Youngberg, a Division of Stifel Nicolaus, (Underwriter), and NBS Government Finance Group (NBS/GFG) (Special Tax Consultant);
2) Authorize the CAO to execute all necessary contracts related to the refunding of current bonds and issuance of additional bonds for CFD 2001-1 (Promontory) after each agreement has been reviewed by County Counsel and Risk Management;
3) Authorize the CAO to execute the Deposit and Reimbursement Agreement between El Dorado County and AKT Promontory, LLC in regards to CFD 2001-1 upon final approval by County Counsel and Risk Management; and
4) Authorize the CAO and Auditor-Controller to work with the Assessment & Community Facilities District Screening Committee members and contracted consultants to consider River Rock Development's requests and begin the proceedings of financing Promontory Mello Roos Bonds by preparing a preliminary offering statement and all other necessary steps as soon as practical.

4. [12-1436](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following:
- (1) Authorize the Purchasing Agent to extend two blanket purchase orders for one (1) additional twelve (12) month award period to expire on December 4, 2014 for the purchase of diesel fuel to the low qualified bidders, Hunt & Sons, Inc. of Placerville, CA and Flyers Energy LLC, of South Lake Tahoe, CA; and
 - (2) Authorize the Purchasing Agent to increase the blanket purchase order to same on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: Road Fund Discretionary and the General Fund for all diesel generator tanks.

5. [13-1364](#) Chief Administrative Office, Procurement and Contracts Division, on behalf of Health and Human Services Agency (HHS), recommending the Board consider the following:
- 1) Award RFP 14-918-010 to New Morning Youth and Family Services of Placerville, California for the provision of the Mental Health Services Act (MHSA) Latino Outreach Services on the Western Slope of El Dorado County; and
 - 2) Authorize the Chair to execute an agreement for same in an amount not to exceed \$85,000 for FY 2013-14, \$96,000 for FY 2014-15, \$96,000 for FY 2015-16 for a total not to exceed amount of \$277,000, subject to review, revisions and approval by County Counsel and Risk Management.

FUNDING: Mental Health Services Act (MHSA).

6. [13-1411](#) Chief Administrative Office, Procurement and Contracts Division, recommending the the Board approve the following pertaining to the Community Corrections Center Project:
- 1) Adopt the plans and contract documents;
 - 2) Authorize the Chair to sign the plans; and
 - 3) Authorize advertisement for construction bids (Bid No. 14-968-031).

FUNDING: Funding AB109.

7. [13-1331](#) Chief Administrative Office, Parks Division, recommending the Board consider the following:
- 1) Approve the following California Department of Parks and Recreation, Off-Highway Motor Vehicle Recreation Project Agreements for a total of \$354,304 and authorize the Chief Administrative Officer to execute Agreements and any amendments that do not change the dollar amount of said Agreement;
 - a) G12-03-06-P02 for Alternative Routes around Wentworth Springs Campground and Wintercamp in the amount of \$145,000 (plus County match requirement of \$74,500);
 - b) G12-03-06-S01 for Education and Safety in the amount of \$55,120 (plus County match requirement of \$34,568),
 - c) G12-03-06-G02 for Gerle Creek to Wentworth Springs Campground in the amount of \$72,434 (plus County match requirement of \$25,255),
 - d) G12-03-06-G01 for Ground Operation-Annual Operations and Maintenance in the amount of \$81,750 (plus County match requirement of \$21,570); and
 - 2) Approve the attached budget transfer increasing State revenues by \$354,304, use of SMUD funds by \$75,410 (County match), use of OHV funds by \$54,768 (County match), and increasing appropriations by \$484,482 in the Rubicon budget. (4/5 vote required)

FUNDING: State, Sacramento Municipal Utility District (SMUD) Funds, Off Highway Vehicle (OHV) Funds

8. [13-1155](#) Community Development Agency, Administration and Finance Division, recommending the Board;
- 1) Approve the installation of columbaria, sidewalk, flagpole foundation and access improvements for the new Veterans' Niche Section at the Renke Annex to the Georgetown Pioneer Cemetery, and
 - 2) Authorize the Agency to enter into agreements for the construction and installation of same.

FUNDING: Georgetown Cemetery Zone of Benefit Special Taxes.

9. [13-1285](#) Community Development Agency, Administration and Finance Division, recommending the Board authorize the Chair to sign Resolution **173-2013** authorizing disbursement of County Service Area 10 Solid Waste Management City of South Lake Tahoe AB 939 fees to the City of South Lake Tahoe.

FUNDING: County Service Area 10 Zone of benefit direct charge fees.

10. [10-0897](#) Community Development Agency, Environmental Management Division, is recommending the Board consider the following:
- 1) Make findings that an outside independent contractor can more economically and feasibly perform work in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and
 - 2) Authorize the Chair to sign Agreement 154-S1411 with Doug Veerkamp General Engineering, Inc. and Agreement 153-S1411 with Joe Vicini, Inc. for the provision of as-needed construction maintenance for the Union Mine Disposal Site for an amount not to exceed \$300,000 for each agreement for a term of three (3) years from date of execution by the Board Chair.
- Funding:** Non-General Fund/County Service Area 10
11. [13-0200](#) Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Accept the subdivision improvements for West Valley Village, Unit 4 as complete;
 - 2) Reduce Performance Bond No. 6547251 from \$1,185,605.78 to \$286,001.40, which is 10% of the total improvements (not 10% of the bond). This amount guarantees against any defective work, labor done, or defective materials furnished, which is to be released after one year if no claims are made;
 - 3) To hold Laborers and Materialmens Bond No. 6547251 for \$1,430,007.02 for six months to guarantee payment to persons furnishing labor, materials or equipment; and
 - 4) Authorize the Clerk of the Board to release the respective bonds after the required time periods.
- FUNDING:** Developer funds - Lennar Communities, Inc.
12. [13-1309](#) Community Development Agency, Transportation Division, recommending the Board adopt Resolution **172-2013** sanctioning the closure of Country Club Drive between Bass Lake Road and Knollwood Drive; Merrychase Drive between Greenwood Lane and Country Club Drive; Knollwood Drive between Country Club Drive and Greenwood Lane; and Greenwood Lane between Knollwood Drive and Merrychase Drive in Cameron Park, on Saturday, December 7, 2013, between 8:00 a.m. and 9:15 a.m. for the 2013 Cameron Park "Run with Santa" event, subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."
13. [13-1350](#) Recorder-Clerk-Registrar of Voters recommending the Board approve the following appointments of Directors to Special Districts in lieu of election held on Tuesday, November 5, 2013.

14. [13-1330](#) Health and Human Services Agency, Social Services Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign Agreement for Services 010-S1311 with Tahoe Turning Point, Inc. for the provision of Transitional Housing Program-Plus services on an “as requested” basis with an annual term which shall renew for successive one-year terms, from year to year thereafter, unless terminated earlier, commencing upon execution and with a maximum not-to-exceed compensation of \$227,664 per 12 months for a maximum of nine participants; and
 - 2) Authorize the Purchasing Agent or designee to execute further documents relating to Agreement for Services 010-S1311, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

FUNDING: State Realignment.

15. [13-1408](#) Health and Human Services Agency, Public Health Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign funding Memorandum of Agreement 301-F1411, contingent upon approval by County Counsel and Risk Management, with the National Network of Public Health Institutes for an estimated amount of \$7,500 which will cover reimbursement for travel, lodging and per diem costs for one participant from the Agency to attend training sessions during the program’s duration of November 1, 2013 through July 31, 2014 and up to \$1,500 for meals for participants during the required training seminar to be hosted by the Agency in early 2014; and
 - 2) Authorize the Chief Administrative Officer or designee to execute further documents relating to Memorandum of Agreement 301-F1411, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the term or maximum compensation.

FUNDING: National Network of Public Health Institutes.

16. [13-1335](#) Health and Human Services and Human Resources recommending the Board consider the following:
- 1) Approve revisions to the Psychiatrist class specification creating a Psychiatrist I and Psychiatrist II alternately staffed classification.
 - 2) Approve the new salary for Psychiatrist I/II classification.
 - 3) Approve the bargaining unit designation change from El Dorado County Employees Association (Local 1) to Unrepresented Management.
 - 4) Approve a per diem, hourly Psychiatrist classification at a higher hourly rate than the full time Psychiatrist classification; and
 - 5) Adopt Resolution **175-2013** effecting these modifications.

FUNDING: Funded primarily by MediCal, Mental Health Services Act (MHSA), Realignment.

17. [13-1369](#) Sheriff's Office recommending the Board authorize the Chair and the Sheriff to sign the FY 2009/10, 2010/11, and 2011/12 Equitable Sharing Agreements and Certifications to correct an accounting error in the amount of \$36.99.
18. [13-0958](#) Treasurer-Tax Collector recommending the Board approve additional deposit alternatives as an investment category and delete the Certificate of Deposit Account Registry Service (CDARS) and Federally Insured Cash Account (FICA) as investment categories in the "Investments - Maximum Percentage/Portfolio" section of the El Dorado County Investment Policy.
19. [12-1377](#) Supervisor Briggs recommending the Board adopt a Proclamation to recognize November 2013 as National Hospice Palliative Care Month.
20. [13-1428](#) Supervisor Veerkamp recommending the Board consider his attendance at the California Public Employers Labor Relations Association (CALPELRA) annual conference November 20-22 in Monterey, California. Estimated total expenditures of \$1600 would include registration to the conference, lodging and travel.

CONSENT CALENDAR 2

21. [13-0007](#) Clerk of the Board of Supervisors recommending the Board approve the Minutes for the regular meeting of Tuesday, November 5, 2013.
22. [13-0615](#) Community Development Agency, Administration and Finance Division, recommending the Board authorize the Chair to sign Contract Change Order No. 3 with A-1 American Fence, Inc. in an estimated amount of \$9,150.60 to provide payment for additional work on gate controls on the Habitat/Security Fence and Gates Project at the Placerville Airport, AIP NO. 3-06-0188-14, CIP No. 93124.

FUNDING: Federal Aviation Administration Airport Improvement Grant and Accumulated Capital Outlay Fund. (Federal Funds)

23. [13-1407](#) Community Development Agency, Environmental Management Division, recommending the Board adopt Resolution **176-2013** to:
- 1) Accept grant funds from the State of California, Health and Human Services Agency, Department of Public Health (Grant Funding Agreement), in the amount of \$232,500, under the California Safe Drinking Water Revolving Act (HSC 116270 et. seq.) for the enforcement of the California Safe Drinking Water for Small Public Water Systems;
 - 2) Delegate authority to the Community Development Agency Director, or designee, to execute the Grant Funding Agreement, Claim Form, Local Primacy Delegation Agreement, Confidentiality Agreement, and all associated reports and documents necessary to administer the Grant Funding Agreement;
 - 3) Authorize the Community Development Agency, Assistant Director of Administration and Finance, or successor, signature authority to execute the Fiscal Agent Agreement; and
 - 4) Approve the establishment of a non-interest bearing trust fund in which to deposit the Grant funding titled "California Department of Public Health - State Revolving Fund Grant".

The authorization provided under the Resolution is effective for twelve (12) months from the date of adoption or until the Fiscal Agent has disbursed the entire Grant Amount, whichever occurs first.

FUNDING: Federal Safe Drinking Water Act, 42 U.S.C. 300 j-12 et. seq., and the Safe Drinking Water State Revolving Fund Law of 1997, Health and Safety Code, section 11670.10 et seq., and in conformance with the Local Primacy Agency Program (Federal Funds).

24. [13-1344](#) Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign the Acquisition Agreement for Public Purposes and the Certificates of Acceptance for the related documents from Stephen C. Marianos, Trustee of the Stephen C. Marianos Revocable Trust, for Assessor's Parcel Number 325-110-34;
 - 2) Authorize the Acting Community Development Agency Director or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including payment of title and escrow fees; and
 - 3) Authorize the Acting Community Development Agency Director or designee to extend the date of closure of escrow upon mutual agreement of both parties, for the Green Valley Road at Weber Creek - Bridge Replacement Project, CIP No. 77114.

FUNDING: Highway Bridge Program (Federal Funds), Regional Surface Transportation Program Rural Exchange Funds (Federal Funds), Regional Surface Transportation Program Caltrans Exchange Funds (Federal Funds), Traffic Impact Mitigation Fees (No Federal Funds).

END CONSENT CALENDAR

10:00 A.M. TIME ALLOCATION

25. [13-1394](#) Chief Administrative Office, Economic Development Division, recommending the Board receive a presentation from El Dorado Lake Tahoe Film and Media Office providing an annual status report for promotional funding. (Est. Time: 15 Min.)
26. [13-0561](#) Chief Administrative Office providing an update on the Community Vision and Implementation process including a presentation by AIM Consulting, Inc., regarding community planning efforts. (Estim. Time 30 min.)

2:00 P.M. TIME ALLOCATION

27. [13-1389](#) Hearing to consider the recommendation of the Planning Commission to rezone existing mixed-use developed lot from Commercial (C) to Multi-family Residential (RM) and amend the General Plan land use designation from Commercial (C) to Multi-family Residential (MFR) [General Plan Amendment A13-0006/Rezone Z13-0003/Wood] on property identified by APN 101-281-04, consisting of 0.31 acre, in the Pollock Pines area, submitted by Eugenia Wood; and recommending the Board take the following actions:
- 1) Adopt the Negative Declaration based on the Initial Study prepared by staff;
 - 2) Approve General Plan Amendment A13-0006 amending the General Plan land use designation for APN 101-281-04 from Commercial (C) to Multi-family Residential (MFR) based on the Findings listed in Attachment 1;
 - 3) Approve Z13-0003 rezoning APN 101-281-04 from Commercial (C) to Multi-family Residential (RM) based on the Findings listed in Attachment 1;
 - 4) Adopt Resolution **171-2013** for said General Plan amendment; and
 - 5) Adopt Ordinance **5003** for said rezone. (Supervisorial District 5) (Est. Time: 10 Min.)
28. [13-1068](#) Community Development Agency, Development Services Division and Transportation Division, recommending the Board provide direction on the following related to the Bass Lake Hills Specific Plan and Public Facilities Financing Plan, specifically:
- 1) Consider changes to the required timing of improvements to Highway 50/Bass Lake Road and Bass Lake Road;
 - 2) Consider an exception to the Zone 8 TIM fee reimbursement policy to allow TIM fee credits based on the developer's prepayment of TIM fees to build Bass Lake Road; and
 - 3) Direct staff continue to work with the applicant to develop a strategy to implement the Bass Lake Hills Specific Plan which may include: Environmental Review, Specific Plan Amendment, Tentative Map Condition Modifications, Public Facilities Financing Plan Revision, or other actions. (Cont'd 10/29/13, item 23)

ITEMS TO/FROM SUPERVISORS**ADJOURNMENT**

CLOSED SESSION

29. [13-1416](#) **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 and Whitmore via teleconference.
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: 30 Min.)
30. [13-1433](#) **Conference with Legal Counsel - Significant Exposure to Litigation**
pursuant to Government Code Section 54956.9(d)(2) Title: Jack and Debbie Bellnap's claim for overpayment of property taxes Number of potential cases: (1) (Est. Time: 15 min)
31. [13-1421](#) **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real property described as Assessor's Parcel Number 325-110-32. The person or persons with whom the negotiator may negotiate Barry G. Lindner and Linda C. Lindner, as Trustees of the Lindner Family Trust Dated January 31, 2007. Instructions to negotiator will concern price and/or term of payment. Dori Floyd will be the negotiator on behalf of El Dorado County. (Est. Time: 15 Min.)
32. [13-1426](#) **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** to give instructions to its negotiator regarding the real property described as 344 Placerville Drive (APN 323-400-23-100). The person or persons with whom the negotiator may negotiate is Pioneers Plaza Ltd. Partnership or designated agent. Instructions to negotiator will concern price and term of payment. Russell Fackrell will be the negotiator on behalf of El Dorado County. (Est. Time: 30 min)
33. [09-0793](#) **Pursuant to Government Code Section 54956.9(d)(2), Anticipated Litigation:** Significant Exposure to litigation: One (1) potential case. Title: Proposed revisions to Bass Lake Hills Public Facilities Financing Plan. (Est. Time 15 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.

VIDEO TAPES 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

**Special Meeting
Monday, November 18, 2013 9:00 A.M.**

**No Board of Supervisors Meeting
November 19, 2013**

**No Board of Supervisors Meeting
November 26, 2013**

**No Board of Supervisors Meeting
December 24, 2013**

**No Board of Supervisors Meeting
December 31, 2013**