



# County of El Dorado

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## Minutes - Final Board of Supervisors

*Helen K. Baumann, Chairman, District II*  
*Rusty Dupray, First Vice Chairman, District I*  
*Ron Briggs, Second Vice Chairman, District IV*  
*James R. Sweeney, District III*  
*Norma Santiago, District V*

*Cindy Keck, Clerk of the Board of Supervisors*  
*Laura S. Gill, Chief Administrative Officer*    *Louis B. Green,*  
*County Counsel*

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Tuesday, September 18, 2007

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.

Public Testimony will be received on each agenda item as it is called. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals speaking for a group are allocated 5 minutes. (Adopted 8/10/93) Matters not on the agenda may be addressed by the general public during the Open Forum. Public comments during Open Forum are limited to three minutes per person. The Board reserves the right to waive said rules by a majority vote.

For Purposes of the Brown Act § 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.

The Board of Supervisors 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.

The Board of Supervisors is concerned that large amounts of written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. To ensure timely delivery, written information from the public must be received by the Board Clerk by Monday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

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

**Present:** 3 - Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

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

**Present:** 3 - Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

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

At this time the Board will make any necessary additions, deletions, or corrections to the Agenda; determine matters to be added to or removed from the Consent Calendar; and with one motion adopt the Agenda and approve the Consent Calendar.

Approval of the Consent Calendar

A motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 4, 5, 7, 8, 9 and 13 pulled from the Consent Calendar for separate action; Items 18 and 22 added to the Consent Calendar and approved; and Item 20 continued to October 2, 2007.

**Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

**OPEN FORUM**

**CONSENT CALENDAR**

1. [07-1521](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, August 28, 2007.  
**RECOMMENDED ACTION:** Approve.  
  
This matter was Approved on the consent calendar
  
2. [07-1437](#) Public Health Department recommending Chairman be authorized to sign Amendment I to Agreement for Services 605-PHD0507 with the El Dorado Women's Center reducing the total compensation from \$71,760 to \$59,800 to continue to provide collection of marriage license fees for the provision of services for victims of domestic violence.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** County marriage license tax revenue.  
  
This matter was Approved on the consent calendar

3. [07-1439](#) General Services Department recommending the Acting Director of said Department be authorized to sign Change Order 2 to Agreement 017-C0899 with Thomas Haen Company, Inc. increasing compensation by \$86,492.58 and extending the term through November 24, 2007 to provide additional work required for the remodel of the South Lake Tahoe Animal Shelter Facility.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Accumulated Capital Outlay (ACO Fund) and Funding from Comic Relief donation.

**This matter was Approved on the consent calendar**

4. [07-1451](#) Probation Department recommending Resolution authorizing the Juvenile Justice Commission to reimburse members of said Commission in the amount of \$25 per meeting, not to exceed two meetings per month, and/or reimbursement for actual travel expenses incurred in the inspection of placement facilities approved by the Chief Probation Officer, per Board of Supervisors Travel Policy D-1.

**RECOMMENDED ACTION:** Adopt Resolution **231-2007**.

**FUNDING:** General Fund.

**A motion was made by Supervisor Briggs, seconded by Supervisor Dupray to adopt Resolution 231-2007 as amended, deleting "and" from "and/or reimbursement for actual travel expenses..."**

**Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

5. [07-1296](#) Transportation Department recommending Chairman be authorized to sign Agreement for Services AGMT 06-1332 with DMJM+Harris, Inc., in an amount not to exceed \$4,100,000 for a term effective upon execution and expiring upon the later of County's recordation of the Notice of Completion for the U.S. 50/Cameron Park Drive Interchange Improvements- Phase 1 Project or resolution of all construction claims, if any, associated with that Project to perform professional services associated with the engineering design and construction support for the interchange and associated improvement projects; and adopt recommended findings pertaining to same. (Cont'd 9/11/07, Item 7)

**RECOMMENDED ACTION:** Approve.

**FUNDING:** 2004 General Plan Traffic Impact Mitigation Fee Program.

**A motion was made by Supervisor Dupray, seconded by Supervisor Santiago to approve said Agreement in an amount not to exceed \$4.1 million.**

**Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

6. [07-1424](#) Transportation Department recommending Chairman be authorized to sign License Agreement CTC-20070813 with the California Tahoe Conservancy for the Angora Fire Emergency Rehabilitation Project Access to Conservancy-Owned Properties, upon review and approval by County Counsel and Risk Management.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**
7. [07-1471](#) Transportation Department recommending Chairman be authorized to sign the Certificate of Acceptance for a Temporary Construction Easement (TCE) from Smith and Gabbert Inc., a California Corporation, for a portion of APN 083-453-07, for the Cameron Park Drive/Palmer Drive Intersection Improvements Project 72364.  
**RECOMMENDED ACTION:** Approve.  
**A motion was made by Supervisor Dupray, seconded by Supervisor Santiago to approve this matter.**  
**Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
8. [07-1478](#) Transportation Department recommending the Chairman be authorized to sign the Plans and Contract Documents for the Cameron Park Drive / Palmer Drive / Country Club Drive Improvement Project 72364; and requesting authorization for construction bids to be received on Thursday, October 18, 2007.  
**RECOMMENDED ACTION:** Approve.  
**FUNDING:** 2004 General Plan Traffic Impact Mitigation (TIM) Fee.  
**A motion was made by Supervisor Dupray, seconded by Supervisor Santiago to approve this matter.**  
**Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
9. [07-1142](#) Development Services Department recommending Chairman be authorized to sign Agreement for Consultant Services with Pacific Municipal Consultants in the amount of \$60,795 for a a term of two years for the preparation of an Environmental Impact Report (EIR) for 76 Gas Station and Circle K Mini-Mart DR00-11A; and Chairman be authorized to sign Reimbursement Agreement for Funding of Consultant Services with ConocoPhillips Company for same.  
**RECOMMENDED ACTION:** Approve.  
**FUNDING:** Applicant Reimbursed.  
**A motion was made by Supervisor Sweeney, seconded by Supervisor Dupray to approve this matter with the caveat that staff who employ Pacific Municipal Consultants return to the Board with a summary outlining the number of PMC contracts and amendments, the department managing the contract, the dollar amount, purpose, and term of said contracts.**

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

10. [07-1339](#) Sheriff's Department recommending the Board approve continuation of the following current perpetual Agreements for Fiscal Year 2007-2008: Spectrum Resources Towers, L.P.; Sirron Software Corporation; TracNet Corporation and associated Amendements 1-6; and El Dorado Union High School District.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** General Fund.

**This matter was Approved on the consent calendar**

11. [07-1467](#) Human Resources Department recommending Resolution amending Authorized Personnel Allocation Resolution by **adding** three (3) Victim Witness Claims Specialist I/II positions and **deleting** three (3) Victim Witness Claims Specialist positions; and recommending Resolution amending Salary Schedule establishing the salary range and designating the bargaining unit for the revised classification of Victim Witness Claims Specialist I/II, effective the first full pay period following adoption of same.

**RECOMMENDED ACTION:** Adopt Resolution **232-2007** and **233-2007**.

**This matter was Approved on the consent calendar**

12. [07-1340](#) Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 08-208-007 for the purchase of Microsoft software products to the low qualified bidder, Dell Marketing of Round Rock, TX; and authorize a blanket purchase order in the amount of \$225,000 for a three (3) year period following Board approval and an increase to the blanket purchase order on an "as needed" basis during the awarded period if funding is available within the requesting department's budget.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Multiple Departments Fiscal Year Approved Budgets.

**This matter was Approved on the consent calendar**

13. [07-1420](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property surplus to the needs of the County and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12.

**RECOMMENDED ACTION:** Approve.

**A motion was made by Supervisor Briggs, seconded by Supervisor Dupray to approve this matter.**

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

14. [07-1479](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property for donation to the United Outreach of El Dorado County for use in the homeless shelter, Grace Place, and recommending the Board so declare and authorize donation of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12.; and further recommending the Purchasing Agent be authorized to execute Agreement 123-00811 with United Outreach of El Dorado County for same.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**
15. [07-1488](#) Chief Administrative Office, Procurement and Contracts Division, advising the Board of a perpetual Memorandum of Understanding 384-M0610 with the Department of Justice for an Electronic Recording Delivery System for the Recorder-Clerk; Purchasing Agent's signature be ratified on Addendum 2 to same; and Purchasing Agent be authorized to encumber funds in the amount of \$4,545.58 for Fiscal Year 2007/2008 for same.  
**RECOMMENDED ACTION:** Approve.  
**FUNDING:** Micrographic Trust.  
**This matter was Approved on the consent calendar**
16. [07-1455](#) Air Quality Management District Board to consider the following: Chairman be authorized to sign Agreement for Services 019-A-07/08-BOS with Dongell Lawrence Finney, a Limited Liability Partnership, in the amount of \$80,000 for a term of one year to provide specialty research and advisory services regarding Naturally Occurring Asbestos; and adopt recommended findings. (4/5 vote required) (Non-General Fund)  
**RECOMMENDED ACTION:** Approve.  
**FUNDING:** Air Quality Management District FY 2007-08 budget.  
**This matter was Approved on the consent calendar**
17. [07-1512](#) Supervisor Santiago recommending the regular Board of Supervisors meeting on Tuesday, October 23, 2007 be held in South Lake Tahoe.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**

**END CONSENT CALENDAR**

**NOTICED HEARING**

**DEPARTMENT MATTERS**

18. [07-1503](#) Chief Administrative Office recommending that the Board of Supervisors adopt the Final Response to the 2006-07 Grand Jury Final Report and authorize submittal to the Presiding Judge of the Superior Court.

**This matter was added to the Consent Calendar and approved upon adoption of the Agenda.**

**Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

19. [07-1288](#) Hearing to consider request from the District Attorney for the expenditure of the State Fiscal Year 2006/2007 Supplemental Law Enforcement Services Fund allocation in the amount of \$66,565, including accrued interest; and District Attorney recommending (1) Resolution **230-2007** be adopted amending Authorized Personnel Allocation Resolution by **adding** one (1) Deputy District Attorney I/IV position for the District Attorney's Office; (2) Chairman be authorized to sign Budget Transfer 28020 establishing revenues and expenditures for same; and (3) perpetual Agreement 317-S0111 with Constellation Integration Services, Inc. dba Constellation Justice Systems (DAMION Case Management System) be continued.

**FUNDING:** Supplemental Law Enforcement Services Fund (SLESF)

**Hearing no protests, a motion was made by Supervisor Santiago, seconded by Supervisor Dupray to approve this matter.**

**Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

20. [07-1474](#) Human Services and Public Health Departments recommending the Board adopt and direct said departments to implement a standardized rate structure, effective January 1, 2008, based on the current State-approved Drug Medi-Cal fee-for-service rate as the ongoing benchmark, for the purchase of therapeutic counseling and other associated or like services for clients of these departments to facilitate a more efficient and cost-effective service delivery system.

**FUNDING:** Multiple Federal and State Allocations and Grants.

**Upon adoption of the Agenda this matter was continued to October 2, 2007.**

**Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

21. [07-1107](#) Chief Administrative Office recommending the Board approve revisions to Board of Supervisors Policy E-6, "Relocation Reimbursement" and Board of Supervisors Policy E-7 "Recruitment Signing Bonus". (Cont'd 7-17-07, Item 61)

**A motion was made by Supervisor Briggs, seconded by Supervisor Dupray to approve Policies E-6 and E-7 as amended this date.**

**Yes:** 3 - Dupray, Sweeney and Briggs

**Noes:** 2 - Baumann and Santiago

- 22. [07-1159](#) Chief Administrative Officer providing draft revisions to Board of Supervisors Policy B-1 (Budget Control and Responsibility). (Refer 8/14/2007, Item 55)

**This matter was added to the Consent Calendar and approved.**

**Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

**2:00 P.M. - Continuation of hearing to consider the Fiscal Year 2007/2008 County Budget.**

**After hearing testimony this date, hearing continued to 9:00 a.m. Monday, September 24, 2007 for further testimony.**

**CAO REPORTS**

**ITEMS TO/FROM SUPERVISORS**

**ADJOURNMENT**

**CLOSED SESSION**

- 23. [07-1516](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Title: U.S.A. v. El Dorado County, City of South Lake Tahoe, et al., U.S. District Court Case No. S-01-1520 MCE GGH (ED CA).

**No action reported.**

- 24. [07-1541](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:** Significant exposure to litigation. One (1) potential case.

**No action reported.**

**ADDENDUM**

**CLOSED SESSION:**

- 25. [07-1552](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:** Significant exposure to litigation. One (1) potential case.

**No action reported.**



26. [07-1544](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: El Dorado County Employees Association, Local No. 1, Grievance  
on behalf of Member Loren Massaro. One (1) potential case.  
**No action reported.**

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

Notice of any Agenda ADDENDA will be recorded on the "AGENDA HOTLINE" (530) 621-6622 no later than 8:00 A.M. on Saturday preceding the Tuesday meeting.

Persons interested in serving on any Board of Supervisors ADVISORY BOARD, COMMITTEE, OR COMMISSION are encouraged to complete an application form (available in the office of the Clerk of the Board of Supervisors, or on line) and submit same to the board, committee or commission, to the County Department which supports the board, committee or commission, or to the Clerk of the Board of Supervisors.

VIDEO TAPES of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

West Slope - Comcast - Channel 2, Wednesday at 4:00 P.M.

South Lake Tahoe - Charter Cable 21, Daily - Time varies