



County of El Dorado

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Minutes - Final 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, December 10, 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.

8:03 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS

Present: 4 - Supervisor Briggs, Supervisor Mikulaco, Supervisor Veerkamp and Supervisor Nutting

Absent: 1 - Supervisor Santiago

9:18 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

**Pastor Craig Klatt of the Camino Adventist Church gave the Invocation.
Supervisor Santiago led the Pledge of Alligiance to the Flag.**

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

APPROVAL OF CONSENT CALENDAR 1

Public Comment: K. Payne

A motion was made by Supervisor Nutting, seconded by Supervisor Mikulaco, to adopt the agenda and Approve Consent Calendar 1 with no changes.

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

APPROVAL OF CONSENT CALENDAR 2

A motion was made by Supervisor Veerkamp, seconded by Supervisor Mikulaco, to Approve Consent Calendar 2 with no changes.

Yes: 4 - Briggs, Santiago, Mikulaco and Veerkamp

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

14-0002 OPEN FORUM

Public Comment: B. Reeves, S. Novacek

CAO UPDATE

The Chief Administrative Officer recognized staff in the Sheriff's office, Transportation, Facilities and Health and Human Services for their efforts to ensure safe conditions related to the recent winter storm and cold weather.

Reminder of the Grand Opening of the West Slope Mental Health Clinic and Wellness Center on December 11, 2013 from 12:30 to 2:30 PM. This event is client focused and will include a ribbon cutting, raffle, art show and facility tour.

CONSENT CALENDAR 1

1. [13-1481](#) Chief Administrative Office, Procurement and Contracts Division on behalf of Health and Human Services Agency, recommending the Board consider the following:
 - 1) Award RFP 14-918-013 for the provision of the Mental Health Services Act (MHSA) Prevention and Early Intervention (PEI) Youth and Children's Services Programs Services to El Dorado Hills Community Vision and New Morning Youth and Family Services for the Early Intervention for Youth program; Black Oak Mine Union School District, El Dorado Hills Community Vision, and Tahoe Youth and Family Services for the Primary Intervention Project (PIP) program; and New Morning Youth and Family Services for the Incredible Years program;
 - 2) Authorize the Purchasing Agent to execute agreements for same with the following not to exceed amounts for FY 2013-14: \$50,000 for Early Intervention for Youth, \$212,700 for Primary Intervention Project (PIP), and \$50,000 Incredible Years, subject to review, revisions and approval by County Counsel and Risk Management; and
 - 3) In the event the FY 2014-15 MHSA Plan Update continues the PIP beyond its current termination date of December 30, 2014, authorize the Purchasing Agent to amend the PIP Agreements for up to 18 months (to June 30, 2016), to coincide with the expiration of the FY 2013-14 Three-Year MHSA Plan, without returning to the Board, contingent upon the scope of services remaining the same, the funding remaining within the recommended/approved budget, and the approval of County Counsel and Risk Management.

FUNDING: Mental Health Services Act.

This matter was Approved on Consent Calendar 1.

2. [13-1499](#) Chief Administrative Office, Procurement and Contracts Division on behalf of Information Technologies, recommending the Board authorize the Purchasing Agent to sign Purchase Order Agreement PO201407790 with Bear Data in the amount of \$93,174.36 for ongoing maintenance and advance depot exchange for critical Cisco switches and routers.

FUNDING: General Fund.

This matter was Approved on Consent Calendar 1.

3. [13-1508](#) Chief Administrative Office, Procurement and Contracts Division, recommending the the Board consider the following pertaining to the Placerville Jail Control Panel Project:
- 1) Adopt the plans, specifications, and contract documents;
 - 2) Authorize the Chair to sign the plans; and
 - 3) Authorize advertisement for construction bids (Bid No. 14-968-033).
- FUNDING:** Criminal Justice Special Revenue Fund.
- This matter was Approved on Consent Calendar 1.**
4. [13-1300](#) Community Development Agency, Administration and Finance Division, recommending the Board adopt Resolution **188-2013** setting a mailed ballot election on May 6, 2014 for a measure to consider an increase to an existing special tax for the purpose of providing road improvement and maintenance services in the Fernwood Cothrin Ranch Road Zone of Benefit No. 98114 within County Service Area No. 9.
- FUNDING:** County Service Area No. 9, Zone of Benefit Special Taxes.
- Resolution 188-2013 was Adopted upon Approval of Consent Calendar 1.**
5. [10-1324](#) Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Authorize the Health and Human Services Agency Director to sign a Restated Joint Exercise of Powers Agreement with California Mental Health Services Authority (El Dorado County 142-O1111) that governs the operations of the California Mental Health Services Authority with a term that began July 1, 2009 and has no end term. The Restated Joint Exercise of Powers Agreement is effective July 1, 2013; and
 - 2) Authorize the Health and Human Services Agency Director to execute further documents relating to 142-O1111, including amendments thereto, contingent upon approval by County Counsel and the Chief Administrative Officer with regard to the California Mental Health Services Authority and participation therein, in accordance with Resolution 024-2011.
- FUNDING:** Mental Health Services Act, specifically Prevention and Early Intervention program.
- This matter was Approved on Consent Calendar 1.**

6. [13-1467](#) Health and Human Services Agency recommending the Board consider the following:
- 1) Authorize the Chair to sign Agreement for Services 127-S1411 with the State of California, Department of General Services/Office of Administrative Hearings, for the provision of conducting “as requested” Emergency Medical Technician disciplinary hearings for a term of five years, effective upon final signature and for a maximum contractual obligation of \$48,000 for the term of the Agreement;
 - 2) Authorize the Chair to sign a letter terminating existing Agreement 368-162-P-E2010 in the amount of \$10,000 with the State of California for Emergency Medical Technician disciplinary hearings and which is being replaced by Agreement for Services 127-S1411 for like services; and
 - 3) Authorize the Purchasing Agent to execute further documents relating to Agreement for Services 127-S1411, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the term or maximum compensation.

FUNDING: General Fund with reimbursement through State Emergency Medical Services Authority.

This matter was Approved on Consent Calendar 1.

7. [13-1393](#) Library Director recommending the Board receive and file the following reports for special taxes for County Service Area 10, specific to County of El Dorado library services for Fiscal Year 2012-13:
- 1) Reports pursuant to Government Code § 50075.1 (a) that specifies the authority under which the County may levy a special tax for library services, § 50075.1 (b) that defines the purposes for which this tax may be used, and § 50075.1 (c) that identifies the special tax revenue fund in the County of El Dorado; and
 - 2) Attachments to those reports demonstrating the amount of funds collected and expended pursuant to Government Code § 50075.3.

FUNDING: Benefit Assessment and Special Taxes.

This matter was Approved on Consent Calendar 1.

- 8. [13-0984](#) Library Department recommending the Board authorize the Chair to:
1) Sign Agreement for Services 178-S1411 with SirsiDynix in the amount of \$268,444 for the term of January 1, 2014 through December 31, 2018 to provide a library integrated software system, including circulation, cataloging, acquisitions and public catalog; and
2) Sign a Budget Transfer increasing the Library budget by \$27,600 for same. (4/5 vote required)

FUNDING: General Fund and Library Taxes.

This matter was Approved on Consent Calendar 1.

- 9. [13-1506](#) Supervisor Briggs recommending the Board approve the Chair's signature on a letter of support for the application to designate the Mountain Quarries Railroad Bridge as a California Historical Landmark.

This matter was Approved on Consent Calendar 1.

- 10. [13-1520](#) Supervisor Briggs requests the Board approve ratification of the Chair's signature on a letter presented to Deputy Chief Probation Officer Vince Janette in recognition of his service as Acting Chief Probation Officer for the County of El Dorado.

This matter was Approved on Consent Calendar 1.

CONSENT CALENDAR 2 (Supervisor Nutting did not participate)

11. [13-0007](#) Clerk of the Board of Supervisors recommending the Board approve the Minutes for the regular meeting of Tuesday, December 3, 2013.

This matter was Approved on Consent Calendar 2.

12. [13-1444](#) Chief Administrative Office, Risk Management Division, recommending the Board approve the Medical Malpractice Extended Participation Agreement through the California State Association of Counties - Excess Insurance Authority (CSAC-EIA) committing the County to the program for two years, beginning October 1, 2013 through October 1, 2015, and authorize the Assistant Chief Administrative Officer to sign the agreement upon approval by County Counsel.

FUNDING: Risk Management Liability Insurance Fund, Medical Malpractice Insurance Program is funded by charges to the related departments including Public Health, Mental Health, Animal Control, CSA 7 Ambulance Services, Social Services and Community Services.

This matter was Approved on Consent Calendar 2.

13. [13-1423](#) Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificates of Acceptance for the related documents from Helen E. Gordon, Surviving Joint Tenant, for Assessor's Parcel Number 104-430-02;
 - 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 Salmon Falls Road South of Glenesk Lane Realignment Project, CIP No. 73362.

FUNDING: Highway Safety Improvement Program Funds (Federal Funds) and Regional Surface Transportation Program Exchange Funds (No Federal Funds).

This matter was Approved on Consent Calendar 2.

14. [11-0058](#) District Attorney recommending the Board authorize the continuation of perpetual agreements with the following:
- 1) Accurint;
 - 2) Lexipol, Agreement 640-S0911;
 - 3) Department of Justice, Agreement 01-098-01; and
 - 4) Constellation Justice Systems, Agreement 317-S0111.

FUNDING: General Fund.

This matter was Approved on Consent Calendar 2.

15. [12-1247](#) Health and Human Services Agency, Community Services Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign Modification 3 to Contract No. K386295-01 with Golden Sierra Job Training Agency, for provision of Workforce Investment Act Program job training activities, decreasing the total contract amount by \$85,000, from \$1,044,790 to \$959,790; and
 - 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 further authorize the Director of the Health and Human Services Agency, or designee, to continue to administer Contract No. K386295-01, as amended, and execute any subsequent documents relating to said Agreement including required fiscal and programmatic reports.

FUNDING: Federal Funding.

This matter was Approved on Consent Calendar 2.

16. [10-0933](#) Health and Human Services Agency recommending the Board consider the following:
- 1) Adopt Resolution **189-2013** authorizing the Director of Health and Human Services Agency, subject to review and approval by County Counsel, to sign all necessary applications, supporting documents, and acceptance documents as required by the California Department of Public Health to apply for or secure Maternal, Child, and Adolescent Health Program funding for the continued implementation and maintenance of said Program on a County level for the period of July 1, 2013 to June 30, 2018. The current fiscal year allocation covers the term July 1, 2013 through June 30, 2014 in the amount of \$325,767; and
 - 2) Authorize the Health and Human Services Agency Director and Assistant Director of Administration and Finance to administer the annual allocation and further authorize the Program Coordinator and the Chief Fiscal Officer to execute invoices submitted for reimbursement and required fiscal and programmatic reports.

FUNDING: Federal Title V, Title XIX, and State General Fund. The funding source is Health Resources and Services Administration (HRSA) and administered through the California Department of Public Health. The required County match will be met using Public Health Realignment funding.

Resolution 189-2013 was Adopted upon Approval of Consent Calendar 2.

17. [13-1478](#) Health and Human Services Agency recommending the Board authorize the Chair to sign a Certification of Local Approval to accompany The Center for Violence Free-Relationships' application to the California Department of Housing and Community Development for 2013 Emergency Solutions Grants Program funding for their local emergency shelter operations.

FUNDING: 100% Federal Grant Funds to the Grantee.

This matter was Approved on Consent Calendar 2.

END CONSENT CALENDAR

10:00 AM - TIME ALLOCATION

- 18. [13-1523](#) Supervisor Santiago requests the Board recognize Leah Brown, El Dorado County Health and Human Services Agency Social Worker, awarded the 2013 Blue Ribbon Award for excellence in Customer Service by a Public Agency, by the Lake Tahoe South Shore Chamber of Commerce in South Lake Tahoe. (Est. Time: 10 Min.)

Received and Filed. Supervisor Santiago presented Ms. Brown with a Certificate of Recognition.

- 19. [13-1482](#) Chief Administrative Office, Economic Development Division, recommending the Board receive a presentation from El Dorado Hills Chamber of Commerce providing an annual status report for promotional funding. (Est Time: 15 Min.)

Received and Filed.

- 20. [13-1512](#) Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
 - 1) Adopt El Dorado County’s Mental Health Services Act (MHSA) Three-Year Plan, covering Fiscal Years 2013-14 (from Plan adoption date) through FY 2015-16; and
 - 2) Authorize implementation of the Three-Year Plan through June 30, 2014 or until the FY 2014-15 MHSA Plan Update is adopted by the Board, whichever occurs at the later date. (Est. Time: 15 Min.)

FUNDING: State MHSA Funds and Expenditure Offsets from Insurance Reimbursements (Federal, State or Private Insurance).

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

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

DEPARTMENT MATTERS 1

21. [11-0370](#) HEARING - At the request of South Tahoe Refuse Company, Inc., doing business as Sierra Disposal Service, consider their request to conduct a public hearing for adoption of Resolution **186-2013** increasing the solid waste collection rates by 6.6 percent effective January 1, 2014. (Est. Time: 30 Min.)

Public Comment: K. Neely

A motion was made by Supervisor Santiago, seconded by Supervisor Veerkamp, to approve this matter and Adopt Resolution 186-2013.

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

22. [12-1460](#) HEARING - Consider adoption of Resolution **187-2013** adjusting the solid waste collection rates for South Tahoe Refuse Co., Inc. (STR) by 2.78 percent to be effective January 1, 2014, in accordance with the interim year rate setting process as outlined in the Solid Waste Rate Setting Policies and Procedures Manual and approving the additional tote service rate, two-truck rate and customer litter clean-up rate, as requested by STR. (Est. Time: 30 Min.)

A motion was made by Supervisor Santiago, seconded by Supervisor Veerkamp, to approve this matter and Adopt Resolution 187-2013.

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

23. [13-1254](#) Community Development Agency, Development Services Division, recommending the Board adopt Resolution **190-2013** to amend Resolution 180-2007 to reduce by 25 percent the Building Division fees set forth in Part 1 of said Resolution (with no change to the established minimum fee) for the following project types: Garages, Granny Flats, Decks, Additions and Remodels. The fee reduction shall be in effect for a period of two years from the effective date of this Resolution which is sixty (60) days following adoption.

Public Comment: K. Payne

A motion was made by Supervisor Briggs, seconded by Supervisor Veerkamp, to approve this matter and Adopt Resolution 190-2013.

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

DEPARTMENT MATTERS 2

24. [12-0733](#) Supervisor Veerkamp and Sheriff D'Agostini recommending the Board discuss and provide direction relative to the El Dorado County Federal Coordination Advisory Committee.

No formal action taken. The Board provided the following direction to staff; Work with the Supervisors' Assistants in an effort to make contact with potentially interested constituents throughout the county in addition to the publication of a committee/commission Notice of Vacancy via the Board's webpage. An agenda item for official appointments to this committee will be considered by the Board in early 2014.

2:00 PM - TIME ALLOCATION

25. [13-1496](#) Community Development Agency, Development Services Division, forwarding a request from Alexandros Economou-A.G. Spanos Companies for a Conceptual Review of a 250-unit residential apartment complex within the El Dorado Hills Town Center East (Pre-Application PA13-0014/El Dorado Hills Apartments-Town Center) on property identified by APNs 121-290-60, 121-290-61, and 121-290-62, consisting of 4.6 acres, in the El Dorado Hills area. This item is for discussion purposes only. (Supervisorial District 1)

Public Comment: S. Taylor, C. Sandberg, N. Briel, L. Price, S. Ferry, S. Price, B. Carlson

No action taken.

26. [13-1347](#) Community Development Agency, Development Services Division, returning to the Board with Revised Findings and Conditions of Approval to include a "drop lane" along the Green Valley Road frontage for Green Valley Convenience Center (Planned Development PD12-0003) which was conceptually approved by the Board on November 5, 2013; and staff recommending the Board take the following actions:
1) Adopt the Mitigated Negative Declaration based on the Initial Study prepared by staff; and 2) Deny the appeal, thereby upholding the approval of Planned Development PD12-0003 by the Planning Commission on September 26, 2013, based on the Revised Findings and subject to the Revised Conditions of Approval listed in Attachment 1 (Legistar 2A). (Supervisorial District 1)

Public Comment: B. Jolly, N. Rallet

Following public comment and at the request of the Board, County Counsel informed the Board that pursuant to Government Code 54954.2 (b)(2) and 54956.9 (b)(3)(b) the Board may, by 4/5 vote, recess into Closed Session based on statements made in open session threatening litigation. The Board took the following action:

A motion was made by Supervisor Veerkamp, seconded by Supervisor Nutting to recess into closed session regarding this matter.

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

A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs, to;
1) Adopt the Mitigated Negative Declaration based on the Initial Study prepared by staff;
2) Deny the appeal, thereby upholding the approval of Planned Development PD12-0003 by the Planning Commission on September 26, 2013, based on the Revised Findings; and
3) Adopt the Revised Conditions of Approval listed in Attachment 1 (Legistar 2A)

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

27. [13-1073](#) Supervisor Briggs recommending the Board receive a presentation provided by the Measure Y Committee and Rural Communities United on alternatives to the Traffic Demand Model for use as the basis for updating the County's General Plan.

Public Comment: K. Payne, R. Boylan, B. Bachi, K. Beal, H. Badsel, S. Taylor, B. Welty

No formal action taken. The Board provided direction to staff to return on February 24, 2014 (Special Meeting) for a more in-depth discussion.

28. [13-0793](#) Community Development Agency, Long Range Planning Division, recommending the implementation of the General Plan Amendment Initiation Process, and recommending adoption of the General Plan Initiation Policy including application criteria and process. (Est. Time: 30 Min.)

FUNDING: General Fund.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Santiago, to approve the proposed General Plan Initiation Policy as amended (See attachment labeled "Adopted General Plan Amendment Initiation Policy")

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

ITEMS TO/FROM SUPERVISORS

Supervisor Mikulaco attended an unveiling of the new Oak Ridge High School Gymnasium funded in part from Measure Q and through fundraiser's.

Supervisor Veerrkamp attended the California School Board (CSB) Association meeting.

Upcoming Sacramento Area Council of Governments (SACOG) meeting is later this week.

Supervisor Santiago will be bringing forward a request for Board authorization to attend the annual National Association of Counties (NACO) conference in Washington DC.

Supervisor Briggs attended a quarterly meeting of the Sierra Nevada Conservancy in Amador County last week including a visit to the Kennedy Mine. The Conservancy has been focusing on Mercury contamination in streams and recently awarded \$255,000 to the Raintree project. Other discussions included the need for logging to return to the region given the recent Rim Fire (Yosemite) which cost various entities and property owners an estimated \$127 million.

ADJOURNED AT 7:58 PM

CLOSED SESSION

29. [13-1529](#) **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources and/or designee, and Jack Hughes of Liebert, Cassidy, Whitmore 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: 1 Hr. 15 Min.)
No Action Reported. All five (5) Supervisors were in attendance. Supervisor Nutting recused himself from the Criminal Attorney's and Management Association portions of the discussion.
30. [13-1053](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Doe v. County, Number of potential cases: (1). (Est. Time: 20 Min.)
No Action Reported. All five (5) Supervisors were in attendance.
31. [11-1156](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:** This body will hold a closed session to give instructions to its negotiator regarding the real property described as a portion of Assessors Parcel Number (APN) 325-300-02. The person or persons with whom the negotiator may negotiate are John Briggs and/or Robert Laurie. Instructions to negotiator will concern both price and term of payment. Randy Pesses and Paula F. Frantz will be the negotiators on behalf of El Dorado County. (Est. Time: 20 Min.)
No Action Reported. All five (5) Supervisors were in attendance. Supervisor's Briggs and Nutting recused themselves.
32. [13-1539](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1). Title: Walsh v. County of El Dorado, et al., EDC Superior Court Case No. PC20130287 Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported. All five (5) Supervisors were in attendance.

33. [13-1541](#) **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Title: Sierra Club and Friends of the West Shore v. Tahoe Regional Planning Agency, (U.S. District Court, Eastern District, Case No., 2:13-CV-00267-JAM-EFB) Number of potential cases: (1). (Est. Time: 5 Min.)
- Action Reported.** The Board voted 5-0 to ratify County Counsel's signature on the Joint and Common interest agreement between El Dorado County, the City of South Lake Tahoe, Placer County, Douglas County, Carson City and Washoe County and to authorize the County's participation in a joint amicus curiae brief in support of the Tahoe Regional Planning Agency's (TRPA) motion for summary judgment in the case of Sierra Club vs. Tahoe Regional Planning Agency, (U.S. District Court, Eastern District, Case No., 2:13-CV-00267-JAM-EFB)
34. [13-1526](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Air Pollution Control Officer. (Est. Time: 20 Min.)
- Action Reported.** The Board voted 5-0 to increase the salary of Air Pollution Control Officer, Dave Johnston, to Step 5 of the salary range commencing on the next full pay period.
35. [13-1536](#) **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: County Counsel. (Est. Time: 20 Min.)
- No Action Reported.** All five (5) Supervisors were in attendance. Supervisor Nutting recused himself from portions of this item.