



# County of El Dorado

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## Minutes - Final Board of Supervisors

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Tuesday, December 5, 2006

8:00 AM

Board of Supervisors Meeting Room

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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 (Government Code Section 54954.2 (a)), the numbered items on this Agenda give a brief general description of each item of business to be transacted or discussed. The recommendations of the staff, as shown, do not prevent the Board of Supervisors from taking other action.

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE

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 CLOSED SESSIONS**

**Present:** 2 - Supervisor Sweeney and Supervisor Santiago

### **9:00 A.M. - CLOSED SESSION REPORTS**

### **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 Sweeney to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 5, 31, 51 and 55 pulled from Consent Calendar for separate action; Items 15, 18, 19, 20, 44, 46, 69 and 70 continued to December 12, 2006; Items 67 and 68 added to Consent Calendar and approved; Items 73 and 74 continued off calendar; and Item 43 language modified as recommended.**

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

**Absent:** 1 - Baumann

## PRESENTATION

1. [06-1845](#) **PRESENTATION** of Resolution **388-2006** recognizing Valerie Rudd, PHN, Public Health Services Manager on the occasion of her retirement from 30 years of public service with El Dorado County.  
**No formal action required.**

## OPEN FORUM

## CONSENT CALENDAR

2. [06-1833](#) Approval of the Board of Supervisors Conformed Agendas (Minutes) of the Regular Meeting of Tuesday, November 14, 2006 and of Special Meeting of Tuesday, November 21, 2006.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**
3. [06-1834](#) Public Health Department recommending advanced step placement of Shannon Asquith at Step 4 of the salary range for the position of Animal Control Operations Manager, effective pay period 26.  
**RECOMMENDED ACTION:** Approve  
**FUNDING:** Salary cost savings.  
**This matter was Approved on the consent calendar**
4. [06-1832](#) Public Health Department recommending Chairman be authorized to sign Memorandum of Understanding (MOU) with the Lake Tahoe Unified School District for the use of said facilities in hosting a point of distribution site supporting the Public Health Preparedness Plan.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**
5. [06-1835](#) Public Health Director recommending the Board confirm her signature authority to extend the term of the following Agreements:  
(1) Agreement 460-PHD0605 with CaliforniaKids Healthcare Foundation for uninsured children's healthcare;  
(2) Agreement 459-PHD0605 with El Dorado County Community Health Center for children and toddler immunizations; and  
(3) Agreement with Alpine County for ambulance services.  
**RECOMMENDED ACTION:** Approve.  
**A motion was made by Supervisor Sweeney, seconded by Supervisor Dupray to approve this matter.**

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

**Absent:** 1 - Baumann

6. [06-1864](#) Mental Health Department recommending the Board receive and file the Mental Health Commission, South Lake Tahoe Council 2006 Annual Report on the needs and performance of the County's mental health system.  
**RECOMMENDED ACTION:** Approve.

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

7. [06-1856](#) Mental Health Department recommending Chairman be authorized to sign Agreement 050-S0711 with Summitview Child Treatment Center, Inc. in an amount not to exceed \$850,000 for a term to expire June 30, 2008 to provide specialty mental health services for emotionally disturbed minors on an "as-requested" basis.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** State SB 163 Funds, Medi-Cal, EPSDT.

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

8. [06-1857](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment 1 to Agreement 202-S0711 with New Morning Youth and Family Services, Inc. amending the term for the period July 1, 2006 through June 30, 2007, with no increase in compensation, to provide child abuse prevention intervention and treatment services for the Child Abuse Prevention, Intervention and Treatment (CAPIT) and Promoting Safe and Stable Families (PSSF) Programs for said Division, noting retroactive as to term due to efforts between Department and agency to merge two contracts into one during the first quarter of the fiscal year.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** Federal, State and County General Fund.

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

9. [06-1858](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment 1 to Agreement 301-S0611 with Charis Youth Center increasing compensation by \$60,000 to \$100,000 for a two year period to provide foster care/group home services on an "as-requested" basis for clients for said Division.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** Federal, State and County General Fund.

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

10. [06-1863](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment 1 to Agreement 300-S0611 with Open Line Group Homes, Inc. increasing compensation by \$130,000 to \$250,000 for a two year period to provide foster care/group home services on an "as-requested" basis for clients of said Division.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** Federal, State and County General Fund.
- This matter was Approved on the consent calendar**
11. [06-1861](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment 1 to Agreement 190-S0611 with Atkinson Youth Services increasing compensation by \$50,000 to \$100,000 for a two year period to provide foster care/group home services on an "as-requested" basis for clients referred by said Division, noting funding is necessary to accommodate greater than anticipated client placements.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** Federal, State and County General Fund.
- This matter was Approved on the consent calendar**
12. [06-1882](#) Human Services Department, Social Services Division, recommending submission of an Addendum to the El Dorado County CalWORKs Plan to the California Department of Social Services (CDSS); and authorize the Director of said Department to sign confirmation for same.  
**RECOMMENDED ACTION:** Receive and file.
- FUNDING:** Federal, State and County General Fund.
- This matter was Approved on the consent calendar**
13. [06-1851](#) Human Services Department, Community Services Division, recommending Resolution authorizing the Chairman to sign Amendment 1 to Agreement MS-0607-35 with the California Department of Aging increasing compensation amount by \$44,472 to \$321,375 for the period July 1, 2006 through June 30, 2007 for the provision of the Multipurpose Senior Services Program; and further authorizing the Director of Area Agency on Aging to execute subsequent documents relating to said contract, including amendments thereto that do not affect the dollar amount or term and required fiscal and programmatic reports upon approval by County Counsel and Risk Management.  
**RECOMMENDED ACTION:** Adopt Resolution **370-2006**.
- FUNDING:** Federal and State Revenues.
- This matter was Approved on the consent calendar**

14. [06-1883](#) Human Services Director of the Community Services Division requesting authorization to sign the Affordable Housing Agreement and the Affordable Housing and Buyer's Occupancy and Resale Restriction Agreement with Lesarra Attached Homes, LP for developing future affordable housing projects contingent upon approval by County Counsel and Risk Management.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Federal, State and County General Fund.

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

15. [06-1852](#) Public Defender requesting authorization for payment of \$75 to Dennis Fernandez for interpreter services provided on October 16, 2006 for Case No. S06CRM0800.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** General Fund.

**This matter was continued to December 12, 2006 upon adoption of the Agenda.**

16. [06-1865](#) General Services Department recommending Chairman be authorized to sign Amendment 3 to Lease Agreement 237-L0111 with Chris Fusano, dba Investment Properties, extending the term from January 1, 2007 through December 31, 2007 for office space located at 694 Pleasant Valley Road, Suite 9 in Diamond Springs for the Human Services Department.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Federal, State and County General Fund.

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

17. [06-1737](#) General Services Department recommending the Board receive and file status report regarding the progress of the Veterans Memorial Monument, the El Dorado Hills Senior Center, the Animal Control Facilities for the West Slope and the Tahoe Basin, the expansion to the Placerville Jail, the Sheriff Administration Center, and the Sheriff Substation in El Dorado Hills. (Referred 10/31/06, Item 30)

**RECOMMENDED ACTION:** Continue to **December 12, 2006.**

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

18. [06-1839](#) Library Director recommending Budget Transfer 27076 increasing the Library budget by \$1,023.44 from donations received from the community and the Friends of the Library; said funds to be used to purchase library books. (4/5 vote required)

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Community Donations.

**This matter was continued to December 12, 2006 upon adoption of the Agenda.**

19. [06-1847](#) Library Director recommending the Board accept the final payment of a grant award from the California State Library in the amount of \$12,333 for support of adult literacy programs; and recommending Budget Transfer 27077 increasing Estimated Revenue for same. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** State Grant.
- This matter was continued to December 12, 2006 upon adoption of the Agenda.
20. [06-1894](#) Library Director recommending Budget Transfer 27078 increasing appropriations by \$26,350 for the purchase of furniture and equipment for the El Dorado Hills Library. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** Community Enhancement Funds.
- This matter was continued to December 12, 2006 upon adoption of the Agenda.
21. [06-1867](#) Environmental Management Department recommending Chairman be authorized to sign Agreement 011-S-06/07-11 with Clean Harbors El Dorado, LLC in an amount not to exceed \$134,625 for the term December 5, 2006 through May 3, 2007 to collect, process, transport and dispose of hazardous waste for said Department.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** County Service Area 10, Household/Hazardous Waste Division.
- This matter was Approved on the consent calendar
22. [06-1866](#) Environmental Management Department recommending Chairman be authorized to sign retroactive Agreement 018-A-06/07-11 with Decade Software Company, LLC in an amount not to exceed \$94,020 for the term December 1, 2006 through November 30, 2008 to provide the specialized software "Envision for Windows" for said Department, noting retroactive as to term to resolve issues raised by the vendor.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** General Fund.
- This matter was Approved on the consent calendar

23. [06-1853](#) Sheriff's Department recommending the Board approve the process of Confirming Purchase Order to Casper's Muffler and Hitch Service in the amount of \$228.43 for after-market electronic brake installation on a County Fleet vehicle.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** General Fund.

This matter was Approved on the consent calendar

24. [06-0611](#) Sheriff's Department recommending adoption of Resolution continuing the state of emergency declared on April 12, 2006 if it is found that conditions of extreme peril to the safety of persons and property exists. (4/5 vote required)

**RECOMMENDED ACTION:** Adopt Resolution **387-2006**.

This matter was Approved on the consent calendar

25. [06-1588](#) Sheriff's Office and General Services Department recommending the following pertaining to the emergency replacement of security system at the South Lake Tahoe Jail:

- (1) Find that a state of emergency exists at the South Lake Tahoe Jail as a result of the failure of the closed circuit television and intercom communication systems;
- (2) Find that in accordance with County Ordinance Code 3.14.060, the County may dispense with competitive bidding requirements to immediately secure assistance from an outside vendor to perform the necessary emergency work; and
- (3) Authorize Purchasing Agent to issue a purchase order not-to-exceed \$175,000 for the "like" replacement of equipment and installation. (4/5 vote required) (Continued 11/21/06, Item 5)

**RECOMMENDED ACTION:** Approve and continue to **December 12, 2006** for status review.

**Status Update:** The Sheriff's Department and General Services have identified the vendor as eTech Control Corp. The Sheriff's Department has worked with General Services and the vendor on the project design. General Services has been working with the vendor on the contract. The cost of the project has been identified as \$161,889.

**FUNDING:** Accumulated Capital Outlay Fund and Criminal Justice Special Revenue Fund.

This matter was Approved on the consent calendar

26. [06-0814](#) Environmental Management recommending the following:
- (1) Find that a state of emergency continues to exist at the Union Mine Wastewater Treatment Plant as a result of the 2005/2006 wet weather season;
  - (2) Find that, based on substantial evidence, immediate action is still necessary to stabilize said Plant;
  - (3) Authorize said Department to continue to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency work pursuant to written contracts and to authorize the Chairman to execute same; and
  - (4) Continue this matter to **December 12, 2006** for review of the emergency action. (Continued 11/21/06, Item 1) (4/5 vote required)
- RECOMMENDED ACTION:** Approve.

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

27. [06-0125](#) Transportation Department recommending the Board accept the Final Report and Termination of the Emergency Contracting Authority granted on January 10, 2006 for said Department to proceed under Public Contract Code Sections 20395, 22035 and 22050 to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency repairs pursuant to written contracts signed by the Chairman to stabilize and repair roads severely damaged by 2005/2006 storms. (Continued 11/21/06, Item 2)
- RECOMMENDED ACTION:** Approve.

**FUNDING:** Road Fund, seeking OES funds for 75% of costs. FEMA funding unknown, funding plan to be presented.

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

28. [06-1870](#) Transportation Department recommending Chairman be authorized to sign Joint Use Agreement with Pacific Gas and Electric Company to accommodate the relocation of certain utilities on Latrobe Road, south of Suncast Lane for the Latrobe Road Widening Project, Phase 2, Project 66103.
- RECOMMENDED ACTION:** Approve.

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



29. [06-1871](#) Transportation Department recommending the following pertaining to Latrobe Road Widening Project, Phase 2, Project 66103:  
(1) Approve Irrevocable Offers of Dedication for road right of way, including the underlying fee thereto for current and future public purposes, various public services, easements, a slope easement and a temporary construction easement affecting Lots 1, 2, 3, 6, 10, 11, 12, 13, 14, 23, 47 and 48 of the Large Lot Final Map "West Valley Village, and Parcel A of Parcel Map 46/146; and  
(2) Adopt Resolutions accepting, or acknowledging, but rejecting said offers at this time, necessary to satisfy a condition of approval of Tentative Map TM99-1359, West Valley Village.  
**RECOMMENDED ACTION:** Adopt Resolutions **372-2006** through **382-2006** and **397-2006** through **418-2006**.  
**This matter was Approved on the consent calendar**
30. [06-1873](#) Transportation Department recommending the Board receive and file the Impact Fee Program Compliance Report for fiscal year 2005/2006.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**
31. [06-1875](#) Transportation Department recommending the Auditor/Controller be authorized to make cash advances from the County General Fund to Erosion Control, South Lake Tahoe Transit and Road Funds on an "as-needed" basis to prevent negative cash balances in said funds; said funds are to be reimbursed with interest as determined by the Auditor/Controller.  
**RECOMMENDED ACTION:** Approve.  
**A motion was made by Supervisor Santiago, seconded by Supervisor Dupray to approve this matter.**  
**Yes:** 3 - Dupray, Sweeney and Santiago  
**Absent:** 1 - Baumann
32. [06-1876](#) Transportation Department recommending Resolution acknowledging, but rejecting at this time, Irrevocable Offer of Dedication (IOD 2006-26) from Serrano Associates, LLC, a Delaware Limited Liability Company, for an easement for road purposes; and accepting an Irrevocable Offer of Dedication for an easement for public utility purposes; said easements are located on a segment of Beckett Drive, PM 48/137, Parcel D in the El Dorado Hills area and are necessary as a condition of approval of Tentative Map TM01-1375F.  
**RECOMMENDED ACTION:** Adopt Resolution **383-2006**.  
**This matter was Approved on the consent calendar**

33. [06-1877](#) Transportation Department recommending Resolutions acknowledging, but rejecting at this time, Irrevocable Offers of Dedication (IOD 2006-23) from Joyce L. LeClerg, Trustee of the LeClerg Revocable Trust of 6/10/93 (APN 096-020-52) and V. Wayne and Shirley Ann Varozza, Trustees of the Varozza Revocable Trust of 1/5/93 (APN 096-020-40) for a road right of way and public utilities easements located on Gingham Court in Placerville to satisfy a condition of approval for Boundary Line Adjustment Application 2006-0025.  
**RECOMMENDED ACTION:** Adopt Resolutions **384-2006** and **385-2006**.  
**This matter was Approved on the consent calendar**
34. [06-1895](#) Transportation Department recommending Resolution acknowledging, but rejecting at this time, Irrevocable Offer of Dedication (IOD 2006-28) from Eric Leafstone and Susan D. Wickersham for a recreational trail easement situated along the northwesterly boundary line on Char Mar Circle in Shingle Springs (APN 109-311-01) necessary to satisfy a condition of approval for Parcel Map Correction P86-0157C.  
**RECOMMENDED ACTION:** Adopt Resolution **389-2006**.  
**This matter was Approved on the consent calendar**
35. [06-1896](#) Transportation Department recommending Resolution summarily vacating (AOE 2006-18) public utilities easements located on the common boundary line of Lots 12 and 23 (APNs 110-633-01 and -12), Vista Del Lago, Unit 1, as requested by J. Alan Hines and Leslie C. Hines, as Trustees of the Hines Family Trust, necessary to accommodate planned construction of improvements for subject lots.  
**RECOMMENDED ACTION:** Adopt Resolution **390-2006**.  
**This matter was Approved on the consent calendar**
36. [06-1879](#) Transportation Department recommending Chairman be authorized to sign Road Improvement Agreement AGMT 06-1185 with Green Valley Station, LLC in the amount of \$357,882.94 for the Green Valley Road/Cambridge Road Intersection, noting the developer is required by action of the Planning Commission to widen and improve said intersection prior to occupancy.  
**RECOMMENDED ACTION:** Approve.  
**FUNDING:** Developer Fees.  
**This matter was Approved on the consent calendar**

37. [06-1880](#) Transportation Department recommending the following pertaining to The Promontory Village No. 5, Unit 1 (TM 98-1356-5):
- (1) Accept the subdivision improvements as complete;
  - (2) Reduce Performance Bond No. 08744699 by \$2,220,482.10 to \$394,032.73 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance if no claims are made; and
  - (3) Hold previously posted Laborers and Materialsmen Bond No. 08744699 in the amount of \$1,970,163.67 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance if no claims are made.

**RECOMMENDED ACTION:** Approve.

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

38. [06-1892](#) Transportation Department recommending Chairman be authorized to sign Notice of Completion for the Mosquito Road Emergency Repair Project, Contract No. 78654, noting the estimated completed construction cost is approximately \$2.2 million which is \$671,000 above the original contract price, said overrun occurred due to site conditions and project acceleration.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Road Fund with reimbursement anticipated from the Federal Emergency Management Agency and the State of California Office of Emergency Services.

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

39. [06-1897](#) Transportation Department recommending Chairman be authorized to sign
- (2) Deed Restrictions for APN 033-542-10 for land coverage transfer and for the transfer of one residential development right upon receipt of a future request from the former owner and upon approval by County Counsel.

**RECOMMENDED ACTION:** Approve.

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

40. [06-1898](#) Transportation Department requesting authorization to participate in the Lake Tahoe Basin 2007 Federal and State Grant Programs with the California Tahoe Conservancy (CTC), the State of California Department of Transportation (Caltrans), the Bureau of Reclamation (BOR), the United States Forest Service (USFS), and any other grant funding opportunities which may arise in the 2006/2007 grant cycle that facilitate Environmental Improvement Program implementation; if awarded, authorize Director of said Department, or his designee, to sign the USFS and BOR award letters, applicable certifications and associated documents required to execute the grants, subject to review by County Counsel; and adopt Resolutions supporting said Department's planning and site improvement grant requests to the CTC for work in the Tahoe Basin.

**RECOMMENDED ACTION:** Approve and adopt Resolutions **391-2006** and **392-2006**.

**FUNDING:** CTC, Caltrans, BOR, USFS.

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

41. [06-1900](#) Transportation Department recommending Chairman be authorized to sign Amendment 2 to Agreement AGMT 04-644 with Y & C Transportation Consultants, Inc. increasing compensation by \$100,000 to an amount not to exceed \$240,000 and extending the term through December 31, 2007 to assist with traffic engineering and signal design services for said Department.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Traffic Impact Mitigation Fee Program.

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

42. [06-1904](#) Transportation Department recommending Chairman be authorized to sign Freeway Maintenance Agreement AGMT 06-1299 with the California Department of Transportation (Caltrans) clarifying the division of maintenance responsibilities for the U.S. Highway 50/Missouri Flat Road Phase I Interchange Improvement Project, pending approval by County Counsel.

**RECOMMENDED ACTION:** Approve.

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

43. [06-1911](#) Transportation Department recommending Chairman be authorized to sign Cooperative Agreement AGMT 06-1298 with the State of California (Caltrans) to define terms and conditions for the construction of the U.S. Highway 50/Missouri Flat Road Phase 1A Interchange Improvement Project; and recommending Director of said Department be authorized to request and authorize payment for "State Furnished Materials" generally consisting of, but not limited to, sign panels and hardware, loop detector sensor units, signal control cabinets and appurtenances, and miscellaneous electrical materials in an amount not to exceed \$200,000.
- RECOMMENDED ACTION:** Approve.

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

This matter was approved on the Consent Calendar with the recommendation amended to "Approve, subject to minor modifications approved by County Counsel."

44. [06-1910](#) Transportation Department recommending Chairman be authorized to sign Road Improvement Agreement AGMT 06-1216 with West Valley, LLC for road improvements to Blackstone Parkway, Royal Oaks Drive, Pavillion Drive and Cornerstone Drive, collectively known as the West Valley Collector Roads. (Cont'd. 12-5-06, Item 44)
- RECOMMENDED ACTION:** Approve.

**FUNDING:** Developer Funds.

This matter was continued to December 12, 2006 upon adoption of the Agenda.

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

**Absent:** 1 - Baumann

45. [06-1869](#) Transportation Department recommending Chairman be authorized to sign Agreement for Funding and Reimbursement of Right-of-Way Acquisition Costs with West Valley LLC for the Latrobe Road Widening Project Phase 2, Project Nos. 66101, 66102 and 66103.
- RECOMMENDED ACTION:** Approve.

This matter was Approved on the consent calendar

46. [06-1874](#) Development Services Department, Planning Services Division, submitting the final map (TM99-1359F) for West Valley Village, Unit 1A, and Chairman be authorized to sign Agreement to Make Subdivision Improvements with MW Housing Partners III and Lennar Communities, Inc. for same. (Cont'd. 12-5-06, Item 46)
- RECOMMENDED ACTION:** Approve.

This matter was continued to December 12, 2006 upon adoption of the Agenda.

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

**Absent:** 1 - Baumann

47. [06-1830](#) Development Services Department recommending Chairman be authorized to sign a contract with RRM Design Group containing non-standard indemnity language, noting the Scope of Work and Budget were previously approved on September 12, 2006, Item 55.

**RECOMMENDED ACTION:** Approve.

This matter was Approved on the consent calendar

48. [06-1885](#) Auditor-Controller recommending the Board receive and file the Final Budget Book for Fiscal Year 2006-2007.

**RECOMMENDED ACTION:** Approve.

This matter was Approved on the consent calendar

49. [06-1887](#) Human Resources Department recommending the Chief Administrative Officer, or her designee, be authorized to sign the Excess Workers Compensation Memorandum of Understanding (MOU) with California State Association of Counties (CSAC) Excess Insurance Authority, noting the redlined version of the MOU is presented first, followed by the "clean version", the accompanying exhibits have remained the same.

**RECOMMENDED ACTION:** Approve.

This matter was Approved on the consent calendar

50. [06-1890](#) Human Resources Department recommending the Chief Administrative Officer, or her designee, be authorized to sign the Revised Liability Program II Memorandum of Understanding (MOU) with California State Association of Counties (CSAC) Excess Insurance Authority, noting the redlined version of this MOU is presented first, followed by the "clean" version, the accompanying exhibits remain the same.

**RECOMMENDED ACTION:** Approve.

This matter was Approved on the consent calendar

51. [06-1909](#) Recorder-Clerk, Registrar of Voters recommending the Board declare the results of the votes cast at the Consolidated General Election held on Tuesday, November 7, 2006.

**RECOMMENDED ACTION:** Approve.

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

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

**Absent:** 1 - Baumann

52. [06-1855](#) Chief Administrative Office recommending Chairman be authorized to sign Amendment I to Agreement 176-S0611 with Peterson Consulting, Inc. increasing compensation amount by \$20,000 to \$80,000 and extending the term through January 1, 2008 to provide legislative advocacy services at the State Capitol.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**
53. [06-1841](#) Chief Administrative Office, Procurement and Contracts Division, recommending a one year extension of Bid 06-288-042 for the purchase of plant mix asphalt concrete for the East Slope Division of the Department of Transportation; and authorize an increase to blanket purchase order to Tahoe Asphalt, Inc. of South Lake Tahoe, CA, in the amount of \$156,000 for a term to expire December 5, 2007 and an increase to same on an "as-needed" basis during the awarded period if funding is available within the requesting department's budget.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** Road Fund (Non-General Fund)  
**This matter was Approved on the consent calendar**
54. [06-1881](#) Chief Administrative Officer recommending Chairman be authorized to sign Memorandum of Understanding (MOU) with the Lake Tahoe Visitors Authority (LTVA) in the amount of \$5,678.57 in support of a design charette for the South Lake Tahoe Recreation Area that was held in October 2006. (Refer Item 06-1801, Cont'd 11/14/06, Item 36)  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**
55. [06-1846](#) Chief Administrative Office recommending a workshop be scheduled with the Board of Supervisors on Monday, January 29, 2007 at 1:00 p.m. to discuss the County's proposed five-year Capital Improvement Program.  
**RECOMMENDED ACTION:** Approve.  
  
**A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to schedule the workshop for Monday, February 5, 2007 at 2:00 p.m. to discuss the proposed five-year Capital Improvement Program.**
- Yes:** 3 - Dupray, Sweeney and Santiago
- Absent:** 1 - Baumann

56. [06-1740](#) Chief Administrative Office, Procurement and Contracts Division, presenting 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.  
**This matter was Approved on the consent calendar**
57. [06-1868](#) Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 07-204-051 for the purchase, installation and one year of software maintenance for one (1) IBM System z9 Business Class Server; declare as surplus one IBM 7060-H30 server, serial number 71019; and authorize purchase order in the amount of \$245,304, including sales tax, and trade-in allowance in the amount of \$15,225 to Jeskell, Inc. of Sunnyvale, CA for the Information Technology Department.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** General Fund.  
**This matter was Approved on the consent calendar**
58. [06-1862](#) Supervisor Sweeney requesting Board authorize the Chairman's signature on a letter to the Bureau of Land Management with the County's comments on the Sierra Draft Resources Management Plan/Environmental Impact Statement dated August 2006.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**
59. [06-1838](#) Supervisor Santiago recommending Heather Segale, Barbara Childs and Robert Anderson be reappointed to serve as Representatives on the Tahoe Resource Conservation District for terms to expire November 2010.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**
60. [06-1903](#) Supervisor Santiago recommending Chairman be authorized to sign Cooperative Agreement with the City of South Lake Tahoe to accept Project Planning Grant Funds from the California Tahoe Conservancy for the South Lake Tahoe 56-Acre Recreation Area; and recommending General Services be directed to work with the City of South Lake Tahoe to outline grant management and expenditure protocols in a future agreement.  
**RECOMMENDED ACTION:** Approve.  
**This matter was Approved on the consent calendar**



61. [06-1902](#) Supervisor Santiago recommending Leanne Wagoner be appointed to serve as a community agency representative on the Child Abuse Prevention Council for a term to expire March 2007; and accept the resignations of Nichole Loftis and Allison Jilbert.

**RECOMMENDED ACTION:** Approve.

This matter was Approved on the consent calendar

## END CONSENT CALENDAR

## NOTICED HEARINGS/DEPARTMENT MATTERS

62. [06-1776](#) Hearing to consider Site Plan Review SPR06-0136 to allow the Coloma Blues Live, Outdoor Music Festival to be held on Saturday, June 9, 2007, from 10:00 a.m. to 6:00 p.m. with an estimated attendance of 3,000 on property identified as APN 006-011-42 consisting of 18.69 acres located on the northwest side of Lotus Road, in the Lotus/Coloma area, Applicant: El Dorado Arts Council, Agent: Mary Carrera.

After hearing public testimony, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to certify the project is Categorical Exempt pursuant to Section 15304(e) of the California Environmental Quality Act (CEQA) Guidelines; and approve said permit based on findings and subject to conditions, noting the Arts Council to work with Department of Transportation staff to ensure the no parking issues are properly signed for enforcement purposes.

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

**Absent:** 1 - Baumann

63. [06-1842](#) Hearing to consider adoption of Resolution **393-2006** establishing a fee schedule effective January 5, 2007 for the Agriculture, Weights and Measures Department for Agricultural and Pesticide Usage Programs.

**FUNDING:** Agriculture, Weights & Measures Fees.

Hearing no protests, a motion was made by Supervisor Santiago, seconded by Supervisor Dupray to adopt Resolution **393-2006**.

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

**Absent:** 1 - Baumann

64. [06-1913](#) Hearing to consider adoption of Resolution **394-2006** authorizing the County to join the Statewide Community Infrastructure Program (SCIP) giving property owners an option to finance Traffic Impact Mitigation (TIM) fees and construction of public improvements, noting Board to receive report from Bond Screening Committee regarding participation in SCIP. (Refer 06-1724, Continued 11/7/06, Item 27)

**Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt Resolution 394-2006.**

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

**Absent:** 1 - Baumann

65. [06-1844](#) General Services and Public Health Departments requesting a workshop session be scheduled with the Board of Supervisors on Tuesday, January 16, 2007 at 2:00 p.m. or Monday, January 22, 2007 at 2:00 p.m. to hear options and provide input on the development of a building plan for the new West Slope Animal Control Shelter.

**A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to schedule Tuesday, January 16, 2007 at 10:00 a.m. for said workshop.**

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

**Absent:** 1 - Baumann

66. [06-1825](#) Chief Administrative Officer recommending the Final Draft Response to the 2006-2007 Grand Jury Mid-Session Report and requesting authorization to submit said Final Response to the Presiding Judge of the Superior Court and direction for the publication and distribution of same.

**A motion was made by Supervisor Sweeney, seconded by Supervisor Dupray to approve the recommendation.**

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

**Absent:** 1 - Baumann

67. [06-1848](#) Sheriff's Department recommending Chairman be authorized to sign retroactive Amendment 2 to Evidentiary Examination Agreement No. 703-S0311 with The Regents of the University of California extending the term through September 30, 2007 for the provision of evidentiary examination services for said Department.

**FUNDING:** General Fund.

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

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

**Absent:** 1 - Baumann

68. [06-1850](#) Human Resources Department recommending Chairman be authorized to sign retroactive Amendment 2 to Agreement 373-S0510 with Cooperative Personnel Services, dba CPS Human Resource Services increasing compensation amount by \$11,000 to an amount not to exceed \$49,000 for the term through January 5, 2005 through September 15, 2006 to provide specialized, professional analytical consultant services for said Department.

**FUNDING:** General Fund.

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

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

**Absent:** 1 - Baumann

69. [06-1640](#) Transportation Department recommending Resolution **328-2006** amending the Authorized Personnel Allocation Resolution by **deleting** one (1) Senior Planner position and **adding** one (1) Principal Planner position; and recommending Resolution **329-2006** amending the El Dorado County Salary Schedule revising the salary range for the Chief Engineering Technician position for said Department. (Continued 12/5/06, Item 69)

**FUNDING:** Traffic Impact Mitigation Fund and Developer Fees.

**This matter was continued to December 12, 2006 upon adoption of the Agenda.**

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

**Absent:** 1 - Baumann

70. **06-1058** Transportation Department recommending the following pertaining to the Revenue Projections and Recruitment Status for said Department:  
(1) Receive and file information related to projections in revenue and the recruitment status for vacant and new positions;  
(2) Authorize said Department to continue with recruitments and hiring; and  
(3) Approve the five-year projection of the Traffic Impact Mitigation (TIM) fee revenue related to residential housing to be included in the Five-Year Capital Improvement Program (CIP) in conjunction with the Countywide CIP Workshop currently scheduled for February 5, 2007. (Continued 12/5/06, Item 70)

**This matter was continued to December 12, 2006 upon adoption of the Agenda.**

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

**Absent:** 1 - Baumann

71. [06-1854](#) Supervisor Santiago recommending Resolution **371-2006** authorizing a loan to the Tahoe City Public Utility District in the amount of \$400,000; said amount does not exceed 85% of said District's anticipated property tax revenue for fiscal year 2006/2007.

A motion was made by Supervisor Santiago, seconded by Supervisor Dupray to adopt Resolution 371-2006 with direction that staff provide the Board with a list of the projects to be constructed.

Yes: 3 - Dupray, Sweeney and Santiago

Absent: 1 - Baumann

**BOARD OF SUPERVISORS CONVENED AS THE AIR QUALITY MANAGEMENT DISTRICT BOARD TO CONSIDER THE FOLLOWING:**

72. [06-1914](#) Hearing to consider amendments to Rule 527-Federal Major Modifications necessary for Environmental Protection Agency (EPA) to satisfy the Federal New Source Review Reform requirements applicable to modifications of federal major sources.

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

Yes: 3 - Dupray, Sweeney and Santiago

Absent: 1 - Baumann

73. [06-1915](#) Hearing to consider adoption of Resolution **396-2006** approving the 2006 Reasonable Available Control Technology (RACT) State Implementation Plan (SIP) Revisions and Update Analysis Staff Report as required by Sections 182(b)(2) and 182(f) of the Federal Clean Air Act.

This matter was continued off calendar upon adoption of the Agenda.

Yes: 3 - Dupray, Sweeney and Santiago

Absent: 1 - Baumann

**AIR QUALITY MANAGEMENT DISTRICT BOARD ADJOURNED**

**TIME ALLOCATIONS - 10:00 A.M.**

- 74. [06-1837](#)      **PRESENTATION** by Rob Schamberg, Superintendent of Black Oak Mine Unified School District, updating the Board and the public on recent activities and future plans for said District.

**This matter was continued off calendar upon adoption of the Agenda.**

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

**Absent:** 1 - Baumann

- 75. [06-1849](#)      **PRESENTATION** of Proclamation recognizing Mabel Reed for her exceptional service as a Long Term Care Ombudsman Volunteer and conveying grateful recognition for her outstanding volunteer service.

**No formal action required.**

**TIME ALLOCATION - 2:00 P.M.**

- 76. [06-1816](#)      Hearing to consider adoption of Resolution **386-2006** establishing Agricultural Preserve 306 (Williamson Act Contract WAC06-0006) on properties identified as APNs 094-060-16, -31, and -35; and adoption of Ordinance **4709** rezoning (Z06-0019) said properties from Estate Residential Five-acre (RE-5) to Agricultural Preserve (AP) in the Fairplay area, Applicant: Joel and Judith Sklar.

**Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to certify the Williamson Act Contract is categorically exempt pursuant to Section 15317 of the California Environmental Quality Act (CEQA) Guidelines; adopt Resolution 386-2006 establishing Agricultural Preserve No. 306; and adopt Ordinance 4709 approving said rezone, based on findings of the Planning Commission.**

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

**Absent:** 1 - Baumann

77. [06-1817](#) Hearing to consider adoption of Resolution **395-2006** establishing Agricultural Preserve 307 (Williamson Act Contract WAC06-0008) on property identified as APN085-540-55; and adoption of Ordinance **4710** rezoning (Z06-0036) said property from Select Agricultural (SA-10) to Exclusive Agricultural (AE) in the Camino area, Applicants: Frank Gregory and Susan L. Boeger.

Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to certify Williamson Act Contract as categorically exempt pursuant to Section 1317 of the California Environmental Quality Act (CEQA) Guidelines; adopt Resolution 395-2006 establishing Agricultural Preserve No. 307; and adopt Ordinance 4710 approving said rezone based on findings of the Planning Commission.

Yes: 3 - Dupray, Sweeney and Santiago

Absent: 1 - Baumann

**CAO REPORTS**

**ITEMS TO/FROM SUPERVISORS**

**ADJOURNMENT**

**CLOSED SESSION**

78. [06-1796](#) Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:**  
Title: Agricultural Commissioner.  
**No action reported.**
79. [06-1886](#) Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:**  
Title: Public Health Officer.  
**No action reported.**
80. [06-1908](#) Pursuant to Government Code Section 54957: **Public Employment,**  
Title: Director of Human Resources.  
**No action reported.**
81. [06-1878](#) Pursuant to Government Code Section 54956.9(a), **Anticipated Litigation:**  
Significant exposure to litigation: Title: Mosquito Road Emergency Repair Project (Stop Notice Claims)  
One (1) potential case.  
**No action reported.**
82. [06-1899](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**  
Significant exposure to litigation. Title: Threatened Litigation regarding the Cameron Park Congregate Care Project (A06-0003/Z05-0008/PD05-0005/TM05-1400/P05-0014/S05-0017).  
One (1) potential case.  
**No action reported.**
83. [06-1918](#) Pursuant to Government Code Section 54956.9, **Anticipated Litigation:**  
Significant exposure to litigation. One (1) potential case.  
**No action reported.**
84. [06-1836](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: In re Microsoft Corp. Antitrust Litigation, City and County of San Francisco, et al., v. Microsoft Corp., MDL Docket No. 1332, Civil Action No. 04-CV-03705.  
**No action reported.**

**2:30 P.M. - INTERVIEWS FOR MENTAL HEALTH DIRECTOR**

85. [06-1906](#) Pursuant to Government Code Section 54957, **Public Employment:**  
Title: Interviews for Mental Health Director.  
**No action reported.**