



# County of El Dorado

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

## Minutes - Final Board of Supervisors

*James R. Sweeney, Chairman, District III*  
*Helen K. Baumann, Vice Chairman, District II*  
*Rusty Dupray, District I*  
*Charlie Paine, District IV*  
*Norma Santiago, District V*

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

---

Tuesday, June 13, 2006

8:00 AM

Board of Supervisors Meeting Room

---

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

**Absent:** 1 - Supervisor Paine

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

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

**ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR**

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.

**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 7, 14 and 19 pulled from the Consent Calendar for separate action; Items 33, 34 and 35 added to the Consent Calendar and approved; and Items 12 and 36 continued to June 20, 2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

**OPEN FORUM****CONSENT CALENDAR**

- 1. 06-0943** Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, June 6, 2006.  
**RECOMMENDED ACTION:** Approve.  
**This matter was approved on the Consent Calendar.**
- 2. 06-0942** Release of lien(s). (On file with the Clerk).  
**RECOMMENDED ACTION:** Approve.  
**This matter was approved on the Consent Calendar.**
- 3. 06-0927** Public Health Department recommending Chairman be authorized to sign Amendment 01 to Agreement 480-PHD0905 with Barton Memorial Hospital allocating the remaining \$20,000 for a total amount of \$63,450 in fiscal year 2005-2006 to increase the preparedness equipment and supplies inventory for the Health Resources and Services Administration National Bioterrorism Hospital Preparedness Program.  
**RECOMMENDED ACTION:** Approve.  
**This matter was approved on the Consent Calendar.**

4. **06-0929** Public Health Department recommending Chairman be authorized to sign Amendment 02 to Agreement ( 345-PHD 1103) with the County of Placer increasing compensation by \$6,000 to \$85,000 and extending the term to June 30, 2007 to provide specified solid waste management services through the Environmental Health section of the Placer County Health and Human Services Division.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** State Grant and Solid Waste Franchise Fees.

**This matter was approved on the Consent Calendar.**

5. **06-0928** Public Health Department recommending Chairman be authorized to sign the following Amendments to the CalWORKs Substance Abuse Services Program Treatment Provider Agreements reallocating funding for fiscal year 2005/2006 for preinatal residential services:  
(1) Amendment 01 to Agreement 445-PHD0505 with Progress House, Inc. increasing compensation by \$5,000 to an amount not to exceed \$71,900; and  
(2) Amendment 01 to Agreement 444-PHD0505 with Family Connections El Dorado, Inc. decreasing compensation by \$5,000 to an amount not to exceed \$9,400.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** County Department of Human Services CalWORKs Memorandum of Understanding.

**This matter was approved on the Consent Calendar.**

6. **06-0930** Mental Health Department recommending Chairman be authorized to sign Agreement 030-S0711 with ValueOptions, Inc. in the amount of \$30,000 for the term July 1, 2006 through June 30, 2007 to provide administrative services for mental health services for Medi-Cal beneficiaries who are minors and reside out-of-home and out of their county of residence.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** Realignment.

**This matter was approved on the Consent Calendar.**

7. **06-0931** Mental Health Department recommending Chairman be authorized to sign Amendment 01 to Agreement 496-S0611 with the State Department of Mental Health in the amount of \$762,018 for the term July 1, 2005 through June 30, 2006 to provide services to mentally disordered clients who are Medi-Cal beneficiaries.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** State Managed Care.
- A motion was made by Supervisor Baumann, seconded by Supervisor Santiago to approve this matter.**
- Yes:** 4 - Dupray, Baumann, Sweeney and Santiago
- Absent:** 1 - Paine
8. **06-0932** Human Services Department, Community Services Division, recommending Vendor Agreement with Del Oro Caregiver Resource Center (DCRC) for the Senior Day Care Program reimbursement for respite services for the period July 1, 2006 through June 30, 2007; and recommending Director of said Department be authorized to sign said Agreement and any subsequent amendments thereto that do not affect the term or the dollar amount.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** State Grant Funding.
- This matter was approved on the Consent Calendar.**
9. **06-0933** Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 676-S0611 with Chelsea Brierly dba Affirmations in an amount not to exceed \$40,000 for a two-year period to provide "as-requested" therapeutic counseling services to clients of the Child Protective Services Program.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** Federal, State and County General Fund.
- This matter was approved on the Consent Calendar.**
10. **06-0934** Library Director recommending Budget Transfer 26145 increasing allocation for library books and operations by \$5,480.93 and accepting revenue from the Law Library and donations from the Friends of the Library. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** Law Library and Friends of the Library.
- This matter was approved on the Consent Calendar.**

- 11. 06-0947** Transportation Department recommending Chairman be authorized to sign the following California Tahoe Conservancy License Agreements for Soil Erosion Control Project Access:
- (1) CTC 2006-0331 for Apalachee Phase 2A, (JN 95182);
  - (2) CTC 2006-0412 for Apalachee Phase 3A, (JN95184); and
  - (3) CTC 2006-0519 for Angora Phase 3, (JN95160).

**RECOMMENDED ACTION:** Approve.

**This matter was approved on the Consent Calendar.**

- 12. 06-0935** Transportation Department recommending award of construction contract for the Green Valley Road Intersection Improvements at Silva Valley Parkway Project 73312 to the lowest responsive bidder, Granite Construction Company in the amount of \$1,131,832.86; and authorize Chairman to sign Agreement for same, subject to review and approval of the final contract documents by County Counsel and Risk Management, noting consistent with cash flow projections provided by the Department of Transportation.

**RECOMMENDED ACTION:** Approve.

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

**This matter was continued to June 20, 2006 upon adoption of the Agenda.**

- 13. 06-0945** Development Services submitting final map (TM01-1376), for Serrano/Village J3A, Unit 2 and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements, Agreement on Conditions for Acceptance of Drainage Easements and Agreement on Conditions for Acceptance of Roads with Serrano Associates, LLC.

**RECOMMENDED ACTION:** Approve.

**This matter was approved on the Consent Calendar.**

- 14. 06-0948** General Services Interim Director requesting authorization to sign Extension of Facilities Agreement-Water 812-C0625 with El Dorado Irrigation District in the amount of \$7,700 to provide project reviews and inspections related to the Upper Room (St. Patrick's Church) Food Kitchen Fire Hydrant Project 03-10 located at 1868 Broadway in Placerville.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Accumulated Capital Outlay Fund.

A motion was made by Supervisor Baumann, seconded by Supervisor Santiago to approve this matter with direction that a meeting with El Dorado Irrigation District be scheduled by Supervisor Sweeney to discuss issues of mutual benefit relating to projects.

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

- 15. 06-0949** General Services Department recommending Chairman be authorized to sign Agreement 022-S0711 with Roy D. Hall dba Elevator Services Company in an amount not to exceed \$26,064 for the term July 1, 2006 through June 30, 2008 to provide elevator maintenance services County-wide for said Department's Building Maintenance Division.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** General Fund.

This matter was approved on the Consent Calendar.

- 16. 06-0936** Human Resources Division recommending Chairman be authorized to sign Amendment to Administrative Services Only Agreement with Blue Shield of California to implement the Medicare Part D "Wrap" program for retirees participating in the County's self-insured, health benefit programs. (Orig. Approved 5/23/06, Item 32)

**RECOMMENDED ACTION:** Approve.

This matter was approved on the Consent Calendar.

- 17. 06-0939** Chief Administrative Office recommending Resolution accepting the proposed exchange of property tax increments for the Kregoski Annexation to the El Dorado Irrigation District (EID), Local Agency Formation Commission Project 06-02.

**RECOMMENDED ACTION:** Adopt Resolution **183-2006**.

This matter was approved on the Consent Calendar.

- 18. 06-0938** Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 06-570-124 for the purchase of guide marker "U" channel posts for the Department of Transportation; and authorize blanket purchase order to the low qualified bidder, Interstate Sales of Auburn, California in the amount of \$52,416, including sales tax, and authorize 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:** Department of Transportation Road Fund.
- This matter was approved on the Consent Calendar.**
- 19. 06-0937** Chief Administrative Office, Procurement and Contracts Division, recommending award Request for Quote to George Miers and Associates of Moraga, California for architectural design services for the new Placerville Animal Control Shelter; and authorize General Services Department to negotiate a contract for same.  
**RECOMMENDED ACTION:** Approve.
- A motion was made by Supervisor Sweeney, seconded by Supervisor Baumann to approve this matter with direction to staff to provide information derived from comments of Board members discussed this date.**
- Yes:** 4 - Dupray, Baumann, Sweeney and Santiago
- Absent:** 1 - Paine
- 20. 06-0944** Supervisor Dupray recommending Resolution permitting Cameron Park Community Services to present a fireworks display at the Cameron Park Lake on Saturday, June 24, 2006, as part of the 7th Annual Summer Spectacular, contingent upon approval from various agencies as required.  
**RECOMMENDED ACTION:** Adopt Resolution **185-2006**.
- This matter was approved on the Consent Calendar.**
- 21. 06-0940** Supervisor Baumann recommending Resolution permitting Pyro Spectaculars, Inc. to conduct a pyrotechnic display at the Placerville Speedway for the annual "4th of July Celebration" on Tuesday, July 4, 2006 at the El Dorado County Fairgrounds, contingent upon full compliance of necessary requirements, insurance, contracts and permits as directed by fire control authorities and local officials.  
**RECOMMENDED ACTION:** Adopt Resolution **184-2006**.
- This matter was approved on the Consent Calendar.**

- 22. 06-0955** Supervisor Sweeney, on behalf of the El Dorado County Office of Education, requesting Chairman be authorized to sign the document supporting the Emergency Response and Crisis Management Grant application process for the Office of Education to obtain Emergency Response Crisis Management Grant Funds.

**RECOMMENDED ACTION:** Approve.

This matter was approved on the Consent Calendar.

## END CONSENT CALENDAR

## NOTICED HEARING/DEPARTMENT MATTERS

### DEPARTMENT MATTERS

- 23. 06-0926** Hearing to consider adoption of Resolution **182-2006** establishing the fiscal year 2006-2007 Proposition 4, Gann Spending Limit, in the amount of \$140,186,806 for El Dorado County.

**Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt Resolution 182-2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

- 24. 06-0919** Hearing to consider adoption of Resolution **173-2006** establishing fees for mosquito abatement and snow removal equipment within County Service Area 03 (City of South Lake Tahoe) for fiscal year 2006/2007, noting the proposed benefit assessments remain unchanged and on April 4, 2006, the City of South Lake Tahoe held public hearing on \$20 benefit assessment for snow removal equipment and approved continuation of benefit assessment.

**Hearing no protests, a motion was made by Supervisor Santiago, seconded by Supervisor Dupray to adopt Resolution 173-2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine



- 25. 06-0920** Hearing to consider adoption of Resolutions **174-2006** and **175-2006** establishing West Slope and East Slope waste management fees for fiscal year 2006/2007; and adoption of Resolution **176-2006** establishing an appeal process for County Service Area 10 waste management parcel fees.

**Hearing no protests, a motion was made by Supervisor Santiago, seconded by Supervisor Dupray to adopt Resolution Nos. 174-2006, 175-2006 and 176-2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

- 26. 06-0921** Hearing to consider adoption of Resolution **177-2006** increasing solid waste collection rates by 3.7% based on the annual Consumer Price Index (CPI) adjustment, effective July 1, 2006 for Tahoe Truckee Sierra Disposal Co., Inc., noting CPI as determined by State of California Industrial Relations, All Urban Consumers for California.

**Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt Resolution 177-2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

- 27. 06-0922** Hearing to consider adoption of Resolution **178-2006** increasing solid waste collection rates by 3.7% based on the annual Consumer Price Index (CPI) adjustment, effective July 1, 2006 for Amador Disposal Service Co., Inc., noting CPI is determined by State of California Department of Industrial Relations, All Urban Consumers for California; Provider has also requested a 3% fuel surcharge; Environmental Management Department will bring a recommendation to the Board of Supervisors when review is completed.

**Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt Resolution 178-2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

- 28. 06-0923** Hearing to consider adoption of Resolution **179-2006** increasing solid waste collection rates by 3.7% based on the annual Consumer Price Index (CPI), effective July 1, 2006 for Sierra Disposal Services, noting CPI as determined by State of California Department of Industrial Relations, All Urban Consumers for California; Provider has requested a general operating increase of 9% and another 6.72% increase to provide additional residential yard waste and oil recycling programs; the Environmental Management Department will bring a recommendation to the Board of Supervisors when review is completed.

**Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt Resolution 179-2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

- 29. 06-0924** Hearing to consider adoption of Resolution **180-2006** increasing solid waste collection rates by 3.7% based on the annual Consumer Price Index (CPI) adjustment, effective July 1, 2006 for El Dorado Disposal Service, Inc., noting CPI as determined by State of California Department of Industrial Relations, All Urban Consumers for California; Provider has requested a 3.78% fuel surcharge; the Environmental Management Department will bring a recommendation to the Board of Supervisors when review is completed.

**Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt Resolution 180-2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

- 30. 06-0925** Hearing to consider adoption of Resolution **181-2006** increasing solid waste collection rates by 3.7% based on the annual Consumer Price Index (CPI) adjustment, effective July 1, 2006 for American River Disposal Service, noting CPI as determined by the State of California, Department of Industrial Relations, All Urban Consumers for California.

**Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt Resolution 181-2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

31. **06-0946** Hearing to consider adoption of Resolution **188-2006** establishing Environmental Management service fees for fiscal year 2006/2007, effective July 1, 2006; said Resolution supersedes Resolution 173-2005.

**Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt Resolution 188-2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

32. **06-0872** Public Health Department recommending award of Request for Proposal of ambulance billing services and reporting on staff communications with regard to collection services for same. (Referred 6/6/06, Item 67)

**A motion was made by Supervisor Sweeney, seconded by Supervisor Baumann to award Request for Proposal to Wittman Enterprises LLC for ambulance billing services, clarify that the reduction in force is for one Senior Medical Billing Assistant position and three Medical Billing Assistant I/II positions; and develop a relationship for collection services through the Treasurer/Tax Collector's Office.**

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

**Recused:** 1 - Dupray

**Absent:** 1 - Paine

33. [06-0234](#) Sheriff's Department recommending adoption of Resolution **186-2006** continuing the state and local emergency declared on December 31, 2005 if it is found that conditions of extreme peril to the safety of persons and property exists. (4/5 vote required) (Refer 6/6/06, Item 58)

**This matter was added to the Consent Calendar and Resolution 186-2006 adopted.**

34. [06-0611](#) Sheriff's Department recommending adoption of Resolution **187-2006** 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) (Refer 6/6/06, Item 59)

**This matter was added to the Consent Calendar and Resolution 187-2006 adopted.**

35. [06-0125](#) Transportation Department recommending the following:
- (1) Find that a state of emergency continues to exist and authorize said Department to proceed under Public Contract Code Sections 20395, 22035 and 22050 to immediately stabilize and repair roads severely damaged by recent storms including Mosquito Road, Church Mine Road, and Cosumnes Mine Road;
  - (2) Find based upon the substantial evidence in the record regarding the conditions of the road and bridge approach facilities at said roads, that the emergency will not permit a delay resulting from competitive solicitation for bids, and that immediate action is necessary to stabilize and repair the roads and bridge approach to prevent further damage to, or failure of, the facilities, and to provide for access for public services to populated areas served by these roads;
  - (3) Authorize the Department to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency repairs pursuant to written contract and authorize the Chairman of the Board to execute those contracts; and
  - (4) Continue to the **June 20, 2006** Board Meeting for status review.  
(Refer 6/6/06, Item 60) (4/5 vote required)

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

**This matter was added to the Consent Calendar and status review continued to June 20, 2006.**

36. **06-0903** Supervisor Santiago recommending the Board approve a Memorandum of Agreement between the City of South Lake Tahoe, Lake Tahoe Unified School District and the County of El Dorado to examine the opportunity to create a joint Government/Civic Facility at South Lake Tahoe; said agencies to share the cost of an assessment process based on their proportional share or space needs and will work collaboratively in assigning respective agency staff to coordinate and facilitate the identification of an architect/engineer to assist in the project evaluation, conduct reviews, define timelines for action, and undertake preliminary design work as agreed to by all parties. (Continued 6/6/06, Item 63)
- This matter was continued to June 20, 2006 by Supervisor Santiago upon adoption of the Agenda.**

- 37. 06-0410** Chief Administrative Office recommending the Board receive and file the status report on recommendations made by the Grand Jury in its 2003/2004 Final, 2004-2005 Final and 2005-2006 Mid Session reports. (Continued 03/14/06, Item 31)

**A motion was made by Supervisor Dupray, seconded by Supervisor Santiago to receive and file this matter.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

**TIME ALLOCATION - 11:00 A.M.**

- 38. 06-0954** General Services Department recommending Chairman be authorized to sign Purchase and Sale Agreement with Louis Hungate in the amount of \$115,000 for the purchase of property identified as APN 035-183-14-100 for the expansion of the Animal Control facility in the South Lake Tahoe area; and recommending said Department's staff be authorized to initiate escrow activities to finalize the property acquisition. (Continued 6/13/06, Item 38)

**FUNDING:** Accumulated Outlay Fund.

**A motion was made by Supervisor Santiago, seconded by Supervisor Dupray to continue this matter to June 20, 2006.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

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

- 39. Hearing to consider Appeal of the approval of Special Use Permit S05-0025 allowing Verizon Wireless Communications to construct a 110-foot cellular telecommunications antenna accompanied by an equipment shelter and a fenced and landscaped leased area on property consisting of 20 acres (APN 042-680-02) in the Pollock Pines area; Appellant: Francis Itaya. (District II) (Continued 5/9/06, Item 76)

**A motion was made by Supervisor Baumann, seconded by Supervisor Dupray to continue this hearing to July 11, 2006; request representatives of Verizon Wireless Communications and the parties involved return to the Board with answers to the issues previously raised by the Board on May 9, 2006; and further request communication by all parties with regard to the location visualization of the tower.**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

**CAO REPORTS**

**ITEMS TO/FROM SUPERVISORS**

**ADJOURNMENT**

**CLOSED SESSION**

- 06-0951** Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:**  
Title: Chief Administrative Officer.  
**No action reported.**
- 06-0952** Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:**  
Title: Clerk of the Board of Supervisors.  
**On an unanimous vote, with Supervisor Paine being absent, the Board accepted the performance evaluation thereby approving Ms. Keck's increase from step 3 to step 4 of the salary range for the position of Clerk of the Board of Supervisors.**
- 06-0941** Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
El Dorado County v. Gale A. Norton, et al., United States District Court, Eastern District Case CIV.S-02-1818 GEB DAD; and El Dorado County v. California Department of Transportation, et al., Superior Court of California-County of Sacramento. Case No. 03CS00003.  
**No action reported.**