



County of El Dorado

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

MEETING AGENDA

Board of Supervisors

John R. Knight, Chair, District I
Ron Briggs, First Vice Chair, District IV
Norma Santiago, Second Vice Chair, District V
Ray Nutting, District II
James R. Sweeney, District III

Terri Daly, Acting Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Louis B. Green, County Counsel

Tuesday, September 18, 2012

8:00 AM

Board of Supervisors Meeting Room

Vision Statement

"El Dorado County will remain the leader in supporting our safe, healthy, and vibrant communities, wisely managing our natural resources, and preserving our local heritage."

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at: <http://eldorado.legistar.com/Calendar.aspx>

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) 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' website at www.edcgov.us subject to staff's ability to post the documents before the meeting.

The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

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

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

Board Members, staff and members of the public may request an item be pulled from the Consent Calendar for discussion. Items requested to be removed from the Consent Calendar shall be removed from Consent Calendar and heard by the Board. 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.

OPEN FORUM

BUDGET UPDATE

CONSENT CALENDAR

1. [12-0002](#) Acting Clerk of the Board recommending the Board approve the Meeting Minutes from the Regular Meeting on Tuesday, September 11, 2012.

2. [12-1156](#) Auditor-Controller recommending the Board consider the following:
1) Receive and file the Reports of Special Tax Delinquencies for Community Facilities District No. 1992-1 (CFD 1992-1 Serrano), Community Facilities District 2001-1 (CFD 2001 1 Promontory), and Community Facilities District 2005-2 (Laurel Oaks); and
2) Adopt Resolutions **129-2012**, **130-2012** and **131-2012** authorizing judicial foreclosure of delinquent special tax installments pursuant to the CFD 1992-1, CFD 2001-1, and CFD 2005-2 respectively.
3. [12-1163](#) Chief Administrative Office recommending the Board consider the following in accordance with Board of Supervisors Policy B-14:
1) Make a finding that specific projects will provide significant community benefit by providing housing that is affordable to very low-, low-and/or moderate-income households; and,
2) Award Traffic Impact Mitigation (TIM) Fee Offsets totaling \$125,120.
- FUNDING:** Traffic Impact Mitigation Fees.
4. [12-1090](#) Chief Administrative Office recommending the Board consider the following:
1) Authorize a \$2,000,000 loan out of the Department of Transportation (DOT) Road Fund to the City of Placerville to advance the initial outlay for the Western Placerville Interchange Phase 1A improvements contingent upon an agreement between the County and City that ensures repayment and minimizes the County's risk on the project;
2) Authorize the Chief Administrative Office to work with County Counsel, the County Auditor and other departments on the appropriate loan agreement and safeguards; and
3) Authorize the Chair to sign the loan agreement once completed, contingent upon County Counsel review and approval. (Cont'd. 9/11/2012, Item 3)
5. [12-1110](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare a duty weapon as surplus and approve the sale of the weapon to retiring Sheriff Officer, Deputy Rick Fitzgerald.

6. [12-1133](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following:
- 1) Approve lease of Pitney Bowes postage meter for Health and Human Services, Social Services Division (HHS/SSD) in the amount of \$24,464.40 (\$407.74 per month) for a term of sixty (60) months; plus applicable sales tax; and
 - 2) Authorize the Purchasing Agent to execute the lease agreement for same.

FUNDING: General Fund.

7. [12-1128](#) Health and Human Services Agency, Community Services Division, recommending the Board:
- 1) Adopt Resolution **133-2012** to supersede Resolution 287-95, authorizing the assignment of the County of El Dorado's California Debt Limit Allocation Committee Single-Family Housing Bond Allocation to the California Rural Home Mortgage Finance Authority Homebuyers Fund; and
 - 2) Authorize the Director of the Health and Human Services Agency, or successor, to determine the appropriate level of the assignment of the California Debt Limit Allocation Committee bond allocation to the California Rural Home Mortgage Finance Authority Homebuyers Fund, and to execute related documents.

FUNDING: California Debt Limit Allocation Committee Single-Family Housing Bond Allocation.

8. [12-1154](#) Department of Transportation recommending the Board authorize the acquisition of one vehicle (fixed asset) prior to the adoption of the Fiscal Year 2012-2013 Budget.

9. [12-1073](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Easement Acquisition Agreement and the Certificates of Acceptance for the related documents from Matthew M. Mikkelsen and Karen I. Mikkelsen, Husband and Wife and Tyler M. Mikkelsen, All As Joint Tenants, for Assessor's Parcel Number 033-180-35; and
 - 2) Authorize the Interim Director of Transportation, or her designee, to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Sawmill 2B Bike Path and Erosion Control Project, CIP No. 95192.
- FUNDING:** California Tahoe Conservancy Grant Funds and Tahoe Regional Planning Agency Mitigation. Funds.
10. [12-0815](#) Transportation Department recommending the following pertaining to Serrano Village K6, Unit 2:
- 1) Accept subdivision improvements as complete;
 - 2) Reduce Performance Bond 782783S to \$215,409.06 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 Materialmens Bond No. 782783S in the amount of \$1,077,045.32 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance if no claims are made.
11. [12-1160](#) Supervisor Knight recommending the Board approve a Certificate of Commendation for Brandon Dishno acknowledging the hard work and community commitment needed to complete the requirements for the rank of Eagle Scout. Brandon will be honored at his Eagle ceremony on November 3, 2012.
12. [12-1167](#) Supervisor Knight recommending the Board adopt a Proclamation recognizing International Mountain Bicycling Association's (IMBA) 8th Annual "Take a Kid Mountain Biking Day" on Saturday, October 6, 2012, celebrating the joy of riding on trails. The Friends of El Dorado Trail and El Dorado Western Railroad join together in supporting this event in our community.

13. [12-0624](#) Supervisor Briggs recommending the Board authorize the Auditor-Controller to pay the Local Agency Formation Commission \$5,000 out of the remaining funds associated with the Grassy Run Community Services dissolution, thereby correcting a clerical mathematical error. (Cont'd 9/11/12, Item 27)

FUNDING: Grassy Run Community Services District (CSD) fund balance.

END CONSENT CALENDAR

DEPARTMENT MATTERS

14. [12-0837](#) Chief Administrative Office recommending the Board receive a progress report on the Zoning Ordinance update and provide direction regarding same. (Refer 8/20/12, Item 2) (Est. Time: 3 Hrs.)

FUNDING: General Fund.

2:00 P.M. - TIME ALLOCATION

15. [11-1020](#) HEARING: Consider extending the previously adopted Urgency Ordinance that imposed a 45-day moratorium on the processing and approval of any freestanding sign permits over certain size; the proposed extension reduces the scope of the previously adopted moratorium. This proposed moratorium would prohibit the approval of only those freestanding signs within one half mile of the edge of the right-of-way of U.S. Highway 50 and State Routes 49, 89, 153, and 193. The proposed extension to the moratorium would prohibit approval of signs: (A) In all unincorporated areas of the County; (B) Within one-half mile of the edge of the right-of-way of U.S. Highway 50 and State Routes 49, 89, 153, and 193; (C) Exceed 80 square feet in size or 15 feet in height; and (D) In all zoned districts. Planning Services recommends the Board take the following actions:
- 1) Adopt the Interim Ordinance, effective immediately and until August 7, 2014 or until repealed by the Board (4/5 vote required); and
 - 2) Direct staff to proceed with the Comprehensive Sign Ordinance Update using one of the following options:
 - (a) Process a Request for Proposals for the Comprehensive Sign Ordinance Update; or
 - (b) Include the Comprehensive Sign Ordinance Update to the Land Use Policy Programmatic Update process under a revised contract with ICF Jones & Stokes. (Refer 8/7/12, Item 18)

- 16. [12-1174](#) Development Services submitting a draft comment letter for Board approval on the Draft Environmental Impact Report (DEIR), prepared by Sacramento County, for the Mather Airport Master Plan; and recommending the Chairman be authorized to sign said letter.

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

- 17. **12-0388** Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: Petition for Review of NPDES Permit (Order No. R6T-2011-0101) issued by Lahontan Regional Water Quality Control Board. (Est. Time: 15 Min.)

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

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

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

West Slope - Comcast - Channel 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)
South Lake Tahoe - Charter Cable 21, Daily - Time varies

ANNOUNCEMENTS

**Special Meeting Monday, September 17, 2012
Begin Budget Hearings Fiscal Year 2012-2013
9:00 a.m.**

**Special Meeting Monday, September 24, 2012
Trails and Rails
10:00 a.m.**

**Regular Meeting Tuesday, September 25, 2012
2:00 p.m. - Annual Permit Forecast
3:00 p.m. - Land Use Policy Update - Travel Demand Model**

**Tuesday, October 3, 2012 and Tuesday, October 9, 2012
No Board of Supervisors' meetings**

**Regular Meeting Tuesday, October 16, 2012
9:00 a.m. Gabbro Soils
2:00 p.m. - Land Use Programmatic Update, Notice of Preparation
2:30 p.m. - Latrobe Road Connector**

OTHER ANNOUNCEMENTS

**Congressman McClintock's Office Hours
Human Resources Conference Room
Third Tuesday of each month
10:00 a.m. - Noon**