



County of El Dorado

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Minutes - Draft Board of Supervisors

Norma Santiago, Chair, District V
Ray Nutting, First Vice Chair, District II
Brian K. Veerkamp, Second Vice Chair, District III
Ron Mikulaco, District I
Ron Briggs, District IV

James S. Mitrisin, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer *Edward Knapp,*
County Counsel

Tuesday, April 22, 2014

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.

8:02 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS

Present: 3 - Supervisor Briggs, Supervisor Mikulaco and Supervisor Veerkamp

Absent: 2 - Supervisor Santiago and Supervisor Nutting

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

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

Absent: 1 - Supervisor Nutting

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor John Lukas of the Calvary Chapel of the Foothills gave the Invocation.
Supervisor Veerkamp led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

APPROVAL OF CONSENT CALENDAR

A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs to Adopt the Agenda and Approve Consent Calendar 1 and Consent Calendar 2 together with the following changes:

Pull item 2.

Correct item 4 to read that the excursion train will run from April 2014 through June 2014 with a review by the Chief Administrative Office, Parks Division.

Yes: 4 - Briggs, Santiago, Mikulaco and Veerkamp

Absent: 1 - Nutting

APPROVAL OF CONSENT CALENDAR 2 (Due to Supervisor Nutting's absence, the Board approved Consent Calendars 1 and 2 with one motion).

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.

14-0619 OPEN FORUM

Public Comment: M. Lane, K. Payne

14-0620 CAO UPDATE

CONSENT CALENDAR 1

1. **10-0130** Acting as the Board of Directors of the El Dorado County Air Quality Management District:

Air Quality Management District recommending the Board of Directors consider the following:

1) Approve and authorize the Chair to sign the following funding agreements for Fiscal Year 2013/2014 pending approval of Air Pollution Control Officer (APCO), County Counsel and Risk Management:

a) Agreement 507-F1411 with Rescue Union School District, \$131,756,

b) Agreement 508-F1411 with Gold Trail Union School District, \$131,756,

c) Agreement 509-F1411 with Black Oak Union School District, \$279,999,

d) Agreement 510-F1411 with Buckeye Union School District, \$263,512,

e) Agreement 511-F1411 with Camino Union School District, \$278,664;

and

2) Authorize the APCO, or designee, to execute amendments and related documents to the funding agreements, contingent upon approval by County Counsel and Risk Management, which do not increase the funding amounts.

FUNDING: AQMD Special Revenue Fund (No Federal Funding).

This matter was Approved on the Consent Calendar.

2. **13-0915** Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following pertaining to Job Order Contracting, Bid 14-968-047:
- 1) Award the Construction Contracts to Fregoso Builders, Inc. and Staples Construction Company, Inc. who are the two lowest responsive, responsible bidders;
 - 2) Approve and authorize the Chair to sign Public Works Contract No. 559-C1499 with Fregoso Builders, Inc. and Contract No. 560-C1499 with Staples Construction Company, Inc., each agreement having a not-to-exceed amount of \$2,000,000, subject to review and approval of the final Contracts Documents by County Counsel and Risk Management;
 - 3) Approve and authorize the Chair to sign Resolution **039-2014** delegating authority to the Facilities Manager and Chief Administrative Officer to execute all documentation required to implement individual task orders under the Job Order Contracting program agreements; and
 - 4) Authorize the Purchasing Agent to sign an Escrow Agreement, if requested by either Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds. (Refer 03/14/14, Item 1).

FUNDING: Accumulated Capital Outlay (ACO) Funds.

Public Comment: K. Payne

A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs to Approve this matter and Adopt Resolution 039-2014.

Yes: 3 - Briggs, Santiago and Veerkamp

Noes: 1 - Mikulaco

Absent: 1 - Nutting

3. **10-1057** Chief Administrative Office, Economic Development Division, recommending the Board approve and authorize the Purchasing Agent to sign Amendment III to Agreement No. 247-F1111 with the El Dorado Hills Chamber of Commerce, to increase the contract amount by \$5,000 to support the coordination and promotion of an El Dorado Hills Business Park Broker Event on May 15, 2014.

FUNDING: General Fund/Transient Occupancy Tax (TOT).

This matter was Approved on the Consent Calendar.

4. **13-0606** Chief Administrative Office, Parks Division, recommending the Board consider approving the request from the Placerville and Sacramento Valley Rail Road to run an excursion train to Latrobe for a Pancake Fundraiser Breakfast on the last Sunday of each month from April 2014 through December 2014.

This matter was Approved on the Consent Calendar. Correct item 4 to read that the excursion train will run from April 2014 through June 2014 with a review by the Chief Administrative Office, Parks Division.

5. **14-0437** Community Development Agency, Transportation Division, recommending the Board adopt Resolution **041-2014** sanctioning a road closure to be in effect for Harvard Way from Clermont Way to Silva Valley Parkway. This event is scheduled for Tuesday, April 29, 2014 from 8:30 a.m. to 11:00 a.m., for "Every 15 Minutes" subject to conditions set forth in Resolution No. 110-79 dated May 1, 1979, and conditions set forth in the "Application for Road Closure" submitted for this event.

Resolution 041-2014 was Adopted upon Approval of the Consent Calendar.

6. **14-0274** Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign Agreement for Services No. 392-O1411 with Neff Rental, LLC in the amount of \$200,000 for a three (3) year term with a start date upon full execution of the Agreement for short-term rental of equipment used to support operations for the Division, pending review and approval by County Counsel and Risk Management.

FUNDING: Road Fund (No Federal Funds).

This matter was Approved on the Consent Calendar.

7. **14-0457** Community Development Agency, Transportation Division, recommending the Board adopt Resolution **043-2014** accepting the 2013 revisions to the County of El Dorado Maintained Mileage System.

Resolution 043-2014 was Adopted upon Approval of the Consent Calendar.

8. **14-0211** Clerk of the Board recommending the Board consider the following appointments to the Charter Review Committee:
- 1) District II Member: Jim Hill
 - 2) District IV Member: Terry Gheradi
 - 3) District V Member: (in progress)

This matter was Approved on the Consent Calendar.

9. **14-0110** Health and Human Services Agency and Human Resources Department recommending the Board approve and authorize the Chair to sign Resolution **040-2014** to:
- 1) Certify that a critical need exists in the Health and Human Services Agency to employ licensed staff who can provide psychiatric mental health services in accordance with state licensing requirements; and
 - 2) Approve the appointment of CalPERS retiree, Dr. Blair Romer, to the position of Psychiatric Clinician Extra Help prior to completion of the 180-day waiting period following the date of his retirement to provide critically needed psychiatric services on a term limited basis not to exceed 960 hours in a fiscal year.

FUNDING: Funded primarily by Medi-Cal, Mental Health Services Act, Realignment.

Resolution 040-2014 was Adopted upon Approval of the Consent Calendar.

10. **14-0507** Treasurer-Tax Collector's Office recommending the Board authorize the issuance of a business license to Nancy A. Bradley, doing business as Gold Rush Ghosts, operating a fortunetelling / psychic reading / life coach business in the Placerville area.

This matter was Approved on the Consent Calendar.

11. **14-0568** Supervisor Mikulaco recommending the Board make the following appointment to the California Rural Home Mortgage Finance Authority: Appoint Supervisor Veerkamp as alternate, replacing Supervisor Mikulaco. Term to expire January 5, 2015.

This matter was Approved on the Consent Calendar.

CONSENT CALENDAR 2

12. **14-0595** Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on April 15, 2014.

This matter was Approved on the Consent Calendar.

- 13. 13-0558** Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to sign Amendment I to Agreement for Services 512-S1311 with Mental Health Management I, Inc. doing business as Canyon Manor, extending the term to June 30, 2016 and increasing the maximum obligation to \$375,000 to provide eligible County residents with access to designated mental health services, including intensive support and rehabilitation services; and
 - 2) Authorize the Purchasing Agent to execute further documents relating to the above noted Agreement, including amendments thereto, contingent upon review and approval by County Counsel, Risk Management, and Human Resources that do not affect the maximum dollar amount or the term.

FUNDING: Federal and State funding.

This matter was Approved on the Consent Calendar.

- 14. 14-0393** Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Approve and authorize the Chair to execute Agreement for Services 005-S1511 with Pro-Line Cleaning Services, Inc. in an amount not to exceed \$94,500 for a term of July 1, 2014 through June 30, 2017 for the provision of janitorial services at the Psychiatric Health Facility located at 935-B Spring Street; and
 - 2) Authorize the Purchasing Agent to execute further documents relating to the above noted Agreement, including amendments thereto, contingent upon approval by County Counsel, Risk Management, and Human Resources, as applicable, that do not affect the maximum dollar amount or the term.

FUNDING: State and Federal Funds.

This matter was Approved on the Consent Calendar.

- 15. 14-0440** Health and Human Services Agency, Community Services Division, recommending the Board consider the following:
- 1) Approve the use of the following five Workforce Investment Act boilerplate contracts, agreements, and associated documents:
 - a) On-The-Job Training Contract,
 - b) Work Experience Worksite Agreement (Outside Employer),
 - c) Work Experience Worksite Agreement,
 - d) Individual Referral Training Contract, and
 - e) Individual Training Account Contract;
 - 2) Authorize the Health and Human Services Agency Director, Chief Assistant Director, Assistant Director of Administration and Finance, or successors, to sign said contracts, agreements and associated documents with various governmental and community entities on an as-needed basis in order to allow eligible Health and Human Services Agency clients who are participating in the Workforce Investment Act Program activities, the opportunity to gain training and/or paid work experience to improve their employability in the open job market; and
 - 3) Authorize the Health and Human Services Agency Director, or successor, to execute further documents relating to said boilerplate contracts and agreements, including amendments thereto and contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the boilerplate contracts or agreement(s).

FUNDING: Federal Workforce Investment Act Funding.

This matter was Approved on the Consent Calendar.

- 16. 14-0600** Human Resources Department recommending the Board approve and authorize the Chair to sign Resolution **044-2014** approving the successor Memorandum of Understanding (MOU) between the County of El Dorado and the El Dorado County Managers' Association, representing approximately 76 employees in the Managers' Bargaining Unit, and approve and authorize the Chair to sign said MOU, noting the MOU would be effective the first full pay period upon ratification by the Board of Supervisors through December 31, 2016.

Resolution 044-2014 was Adopted upon Approval of the Consent Calendar.

END CONSENT CALENDAR

10:00 AM - TIME ALLOCATION

17. **14-0499** Supervisor Briggs recommending the Board receive a presentation from Health and Human Services Agency regarding the Foster Youth and Human Trafficking Task Force - Combating the Commercial Sexual Exploitation of Children and Human Trafficking in El Dorado County. (Est. Time: 1.5 Hrs.)

Received and Filed.

DEPARTMENT MATTERS

18. **14-0452** Community Development Agency, Administration and Finance Division, recommending the Board consider the following:
- 1) Submit a measure to the voters of the Pineoakio Road Zone of Benefit No. 98129 within County Service Area No. 9, to consider a special tax to replace the current benefit assessment;
 - 2) Approve and Authorize the Chair to sign Resolution **042-2014** authorizing the Registrar of Voters to submit the measure to the electorate in a mailed ballot election to be held August 26, 2014;
 - 3) The tax amount shall appear as a separate item on the tax bill of each affected parcel and shall be collected at the same time and manner as county ad valorem property taxes are collected as set forth in the applicable provisions of the Revenue and Taxation Code, and shall be subject to the same penalties and same procedure and sale in the case of delinquency as provided for such taxes. All laws applicable to the levy, collection and enforcement of county property taxes shall be applicable to such tax;
 - 4) The special tax is subject to the accountability measures required by State Law; and
 - 5) The special tax shall take affect and be imposed only if it is approved by a two-thirds majority of the votes cast in the mailed ballot election on August 26, 2014.

FUNDING: No federal funding.

Public Comment: K. Payne

A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs to Approve this matter and Adopt Resolution 042-2014.

Yes: 4 - Briggs, Santiago, Mikulaco and Veerkamp

Absent: 1 - Nutting

ITEMS TO/FROM SUPERVISORS

Supervisor Mikulaco last week attended the Tahoe Redevelopment Oversight Committee meeting. A plan was presented for approval concerning a disbursement to the Department of Finance. Supervisor Mikulaco voted no on the plan due to some concerns he has.

Supervisor Veerkamp last Thursday attended the regular board meeting of the Sacramento Area Council of Governments. Discussed at the meeting were the cooperative agreements for financial services related to Cal-Trans freeway construction. There was an update from the Regional Manager of Water. Also, discussed was the transportation system maintenance and preservation. They are starting to develop the 2016 Metropolitan Transportation Plan.

Supervisor Veerkamp tomorrow will attend the Regional Council of Rural Counties meeting. An issue has come back through the Federal Environmental Protection Agency regarding water rights.

Last week the Indian Gaming Local Community Benefit Committee awarded grants to the El Dorado County Air Quality Management District as well as the City of Placerville.

The Transitional Housing Homeless Task Force met and are working towards a plan to address the homeless issue.

Supervisor Veerkamp asked that today's Board of Supervisors meeting be adjourned in honor of Harry Harper and Jack O'Camb.

Supervisor Briggs has several issues that will be coming in front of the board for discussion. One issue is an alcohol ban along the American River. There will be many different options to consider.

The Indian Gaming Local Community Benefit Committee awarded to the Placerville Police Department a cruiser and the El Dorado County Air Quality Management District was awarded several electric car plug in stations.

Supervisor Briggs is working on preparing an item for the board to discuss regarding opening up logging or some type of activity in the forest. This would encourage some of the larger firms that are cutting in the forest to salvage and use all of the wood instead of burning it.

Supervisor Briggs is also working on the Caregiver Permit.

Supervisor Santiago and Veerkamp next week are leaving for the Capitol-to-Capitol Conference in Washington D.C. Supervisor Santiago has attended several meetings in preparation for the conference. She is on the Agricultural and Food team as well as the Economic Development team. She is working on the implementation of the Farm Bill and water issues. In the past, water for agriculture was not considered a top priority. She wants to make it known that this is not acceptable, particularly since agriculture is a large economic factor in El Dorado County.

Supervisor Santiago will also be bringing a letter of support in front of the board in regards to water bond legislation and including in that bond water storage and funding for storage particularly in rural areas.

The Tahoe Regional Planning Agency (TRPA) will be in a retreat this week. Tomorrow is the strategic planning portion of the retreat. On Thursday, is the regular board meeting for the TRPA. The TRPA was successful in the recent lawsuit pertaining to the Regional Plan Update brought against it by the local Sierra Club and Friends of the West Shore.

ADJOURNED AT 11:40 AM IN HONOR OF HARRY HARPER AND JACK O'CAMB

CLOSED SESSION

- 19. 14-0593** **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4). Title: Bolton's Portable Welding; Number of potential cases: (1). (Est. Time: 10 Min.)
- No Action Reported. Supervisors Briggs, Mikulaco and Veerkamp participated. Supervisors Nutting and Santiago were absent.**

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 online) 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)

ANNOUNCEMENTS

The Board is not scheduled to meet on May 6, 2014.