



County of El Dorado

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Minutes - Final Board of Supervisors

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

Suzanne Allen de Sanchez, Clerk of the Board of Supervisors
Gayle Erbe-Hamlin, Chief Administrative Officer *Louis B.*
Green, County Counsel

Tuesday, August 17, 2010

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.

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.

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

Present: 4 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney and Supervisor Briggs

Absent: 1 - Supervisor Santiago

9:30 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Supervisor Briggs, seconded by Supervisor Sweeney, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 10, 11, 12, and 13 were pulled from the Consent Calendar, Item 14 was continued to September 14, 2010.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

PRESENTATIONS

1. [10-0907](#)

Supervisor Santiago recommending the Board receive a Year of the Child Presentation regarding children's services within the El Dorado County Library System.

Presented.

OPEN FORUM

PUBLIC COMMENT

J. Butler RE: Diamond Springs development

L. Stroud RE: Budget and animal shelter

BUDGET UPDATE**CONSENT CALENDAR**

2. [10-0898](#) Clerk of the Board recommending the Board approve the Board of Supervisors Meeting Minutes for the Regular Meeting of Tuesday, August 10, 2010.
This matter was Approved on the consent calendar.

3. [10-0903](#) Auditor-Controller recommending the Board adopt a Resolution establishing the 2010/11 rate of the tax levy for the taxing agencies in the County of El Dorado.
Resolution 135-2010
Adopted Resolution 135-2010 upon approval of the consent calendar.

4. [10-0830](#) Chief Administrative Office recommending the Board approve employees eligible to receive the County's Early Retirement Incentive Plan, noting said plan was approved by the Board of Supervisors on July 20, 2010, Item No. 30. (Cont'd 8/10/10, Item 5)
This matter was approved and continue to August 24, 2010 upon approval of the consent calendar.

5. [10-0859](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
 - 1) Award Bid No. 11-288-005 for the purchase of 3/8" X No. 6 Crushed aggregate Chips to the low qualified bidder, George Reed, Inc. of Lone, CA;
 - 2) Authorize the Purchasing Agent to issue a blanket purchase order in the amount of \$377,000 for a twelve (12) month period following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.
FUNDING: Road Fund
This matter was Approved on the consent calendar.

6. [10-0862](#) Chief Administrative Office recommending the Board adopt a Resolution accepting the exchange of property tax increment for the annexation of 38 parcels to, and the detachment of 14 parcels from the Meeks Bay Fire Protection District, Local Agency Formation Commission Project No. 2010-04.

FUNDING: N/A

Resolution 136-2010

Adopted Resolution 136-2010 upon approval of the consent calendar.

7. [10-0908](#) Clerk of the Board recommending the Board ratify the Proclamation in Posthumous Honor and Recognition of Senator Cox presented on July 20, 2010.

This matter was Approved on the consent calendar.

8. [10-0899](#) Human Resources Department, Risk Management Division, recommending the Board approve and authorize the Chair to sign Agreement 140-S1111, with Blue Shield of California in the approximate amount of \$600,000 for the period of July 1, 2010 through June 30, 2011 to provide claims administration services and PPO provider network access for the County's self-insured health plan.

This matter was Approved on the consent calendar.

9. [10-0850](#) Recorder-Clerk-Registrar of Voters recommending the Board declare the results of the official canvass of the mailed ballot election held July 27, 2010 for Fallen Leaf Lake Community Services District.

This matter was Approved on the consent calendar.

10. [10-0723](#) Department of Transportation recommending the Board consider the following regarding the US 50/Silva Valley Parkway Interchange - Phase 1 Project No. 71328:

- 1) Authorize the incorporation of the PG&E Caltrans State Master Agreement requirements into the Project;
- 2) Authorize the Director to sign the PG&E deposit letter; and
- 3) Authorize payment in the amount of \$30,000 for a deposit to PG&E to initiate engineering services required for the cost analysis of relocating existing electrical facilities.

FUNDING: Silva Valley Interchange Set Aside

NO PUBLIC COMMENT

A motion was made by Supervisor Briggs, seconded by Supervisor Knight, to approve this matter.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

11. [10-0764](#) Department of Transportation recommending the Board consider the following pertaining to the Silva Valley Parkway Widening South of Entrada Drive Project, Contract No. PW 09-30472/CIP No. 72370:
- 1) Adopt and approve plans and contract documents;
 - 2) Authorize the Chair to sign the plans; and
 - 3) Authorize advertisement for construction bids.

FUNDING: State and Local Partnership Program Grant Funds, Blackstone Pre-Paid Account

PUBLIC COMMENT
M. McDougal

A motion was made by Supervisor Knight, seconded by Supervisor Sweeney, as follows:

- 1) Adopt and approve plans and contract documents;
- 2) Authorize the Chair to sign the plans; and
- 3) Authorize advertisement for construction bids with necessary wording to allow the County to delay issuance of a notice to proceed for up to 90 days after award of contract.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

12. [10-0765](#) Department of Transportation recommending the Board consider the following pertaining to the White Rock Road Widening and Signalization Project, Contract No. PW 09-30493/CIP No. 72372:
- 1) Adopt and approve plans and contract documents;
 - 2) Authorize the Chair to sign the plans, subject to County Counsel and Risk Management review and approval; and
 - 3) Authorize advertisement for construction bids.

FUNDING: State and Local Partnership Program Grant Funds, Blackstone Pre-Paid Account

PUBLIC COMMENT
M. McDougal

A motion was made by Supervisor Knight, seconded by Supervisor Sweeney, as follows:

- 1) Adopt and approve plans and contract documents;
- 2) Authorize the Chair to sign the plans, subject to County Counsel and Risk Management review and approval; and
- 3) Authorize advertisement for construction bids with necessary wording to allow the County to delay issuance of a notice to proceed for up to 90 days after award of contract.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

BOARD OF SUPERVISORS - CONSENT

- 13. [10-0912](#) Supervisor Nutting recommending the Board approve and authorize the Chair to sign a letter to the United States Environmental Protection Agency in opposition of the new Boiler Maximum Achievable Control Technology (MACT) standards.

PUBLIC COMMENT

L. Brent-Bomb

T. DeVille

Acting as the Air Quality Management District, a motion was made by Supervisor Knight, seconded by Supervisor Sweeney, to approve the letter as amended.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Absent: 1 - Santiago

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

- 14. [10-0759](#) Chief Administrative Office recommending the Board adopt revisions to the Board of Supervisors Policy Manual. (Est. Time: 20 Min.) (Cont'd 8/17/10, Item 14)

Continued to September 14, 2010 upon approval of the Consent Calendar.

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNED AT 11:23 A.M.

CLOSED SESSION

15. [10-0910](#) Conference with Legal Counsel - **Initiation of Litigation** pursuant to Government Code Section 54956.9(c):
Number of potential cases: (1)
No Action Reported.
16. [10-0911](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a):
Title: 1. MV Transportation, Inc. v. South Tahoe Area Transit Authority, et al., El Dorado County Superior Court Case #SC20100154; and 2. MV Transportation, Inc. v. El Dorado County, et al., 9th Judicial Court of the State of Nevada, County of Douglas, Case #10-CV-0240.
The Board by a 4-0 vote with Supervisor Santiago absent, authorized the retention of outside council, Downey Brand, LLC.
17. [10-0854](#) Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation**: Title: Director of Human Services. (Cont. 8/3/10 #28)
The Board by a 4-0 vote with Supervisor Santiago absent approved a satisfactory evaluation for Daniel Nielson, Director of Human Services, resulting in a one step salary increase from step 3 to step 4.
18. [10-0855](#) Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation**: Title: Director of Human Resources. (Cont. 8/3/10 #29)
No Action Reported.
19. [10-0913](#) Conference with Legal Counsel - **Initiation of Litigation** pursuant to Government Code Section 54956.9(c):
Number of potential cases: (5)
No Action Reported.