



County of El Dorado

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Minutes - Final Board of Supervisors

Rusty Dupray, Chairman, District I
Ron Briggs, First Vice Chairman, District IV
Norma Santiago, Second Vice Chairman, District V
Helen K. Baumann, District II
James R. Sweeney, District III

Cindy Keck, Clerk of the Board of Supervisors
Gayle Erbe-Hamlin, Chief Administrative Officer Louis B.
Green, County Counsel

Tuesday, August 12, 2008

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) 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.co.el-dorado.ca.us subject to staff's ability to post the documents before the meeting.

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. 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

Closed Session Item 08-1161 was rescheduled for August 19, 2008.

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

The Board convened at 9:05 a.m. with all members present.

Present: 3 - Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

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 Sweeney, seconded by Supervisor Baumann to adopt the Agenda and approve the Consent Calendar with the following exceptions: Item 25 added to the Consent Calendar and approved; and Item 26 continued to August 19, 2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

PRESENTATION

1. [08-1190](#) **PRESENTATION** honoring individuals selected by each District Supervisor to receive the "Volunteer of the Year" Award for 2007.
No formal action required.

OPEN FORUM

BUDGET UPDATE

CONSENT CALENDAR

2. [08-1261](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, August 5, 2008.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar

3. [08-1180](#) Public Health Department requesting authorization to purchase a fixed asset scanner in the estimated amount of \$3,265 prior to adoption of the Final Budget for FY 2008-09.

RECOMMENDED ACTION: Approve.

FUNDING: Public Health Realignment.

This matter was Approved on the consent calendar

4. [08-1208](#) Public Health Department recommending David Brazzel, M.D., who serves as the County's Emergency Medical Services Agency (EMSA) Medical Director, be placed at Step 4 of the salary range for his position of Public Health Clinician - Board Certified, Extra Help.

RECOMMENDED ACTION: Approve.

FUNDING: EMS/General Fund.

This matter was Approved on the consent calendar

5. [08-1182](#) Public Health Department recommending Chairman be authorized to sign retroactive Agreement 766-PHD0508 (115-S0911) with Sierra Foothills AIDS Foundation in the amount of \$146,897 for the term July 1, 2008 through June 30, 2009, for the continued provision of Ryan White C.A.R.E. Act services for families living with HIV/AIDS in El Dorado and Alpine counties.

RECOMMENDED ACTION: Approve.

FUNDING: Ryan White C.A.R.E. Act funding Agreement with Sacramento County.

This matter was Approved on the consent calendar

6. [08-1189](#) Human Services Department recommending the Board approve and authorize the Purchasing Agent to execute Agreements for Services with eighteen (18) foster family agency or group home vendors for the provision of emergency shelter care and/or foster care placement services on an "as requested" basis, noting each Agreement shall continue until terminated and specifies a maximum annual compensation amount of \$250,000.

RECOMMENDED ACTION: Approve.

FUNDING: Federal and State Social Services Allocation with required County Share of Cost met primarily with realignment resources.

This matter was Approved on the consent calendar

7. [08-1084](#) Transportation Department recommending Chairman be authorized to sign the Assignment, Assumption and Consent of Agreement for Services AGMT 07-1588 with William A. Reid dba William A. Reid, AIA, Architects and Stafford-King-Wiese Architects to provide architectural and engineering services to design and facilitate the construction of said Department's equipment wash facility.
RECOMMENDED ACTION: Approve.

FUNDING: Road Fund.

This matter was Approved on the consent calendar

8. [08-1092](#) Transportation Department recommending Chairman be authorized to sign Amendment I to Agreement for Services AGMT 07-1588 with Stafford-King-Wiese Architects to change the name of the project manager and the Consultant's notices recipient and address.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

9. [08-0940](#) Transportation Department recommending Temporary Right of Way and Construction Easement and Chairman be authorized to sign the Certificate of Acceptance for the easement from Fred W. Wilkinson and Roxana Hupcey for APN 109-240-30; and authorize the Director of said Department or designee to execute the escrow instructions and any other related escrow documents for this transaction, including payment of title and escrow fees for the Durock Road/Business Drive Signalization Project.
RECOMMENDED ACTION: Approve.

FUNDING: 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program.

This matter was Approved on the consent calendar

10. [08-0941](#) Transportation Department recommending Temporary Right of Way and Construction Easement and Chairman be authorized to sign the Certificate of Acceptance for the easement from Robert Deitz II and Wendy A. Deitz for APN 109-240-31; and authorize the Director of said Department or designee to execute the escrow instructions and any other related escrow documents for this transaction, including payment of title and escrow fees for the Durock Road/Business Drive Signalization Project.
RECOMMENDED ACTION: Approve.

FUNDING: 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program.

This matter was Approved on the consent calendar

11. [08-0939](#) Transportation Department recommending Chairman be authorized to sign the Temporary Right of Way and Construction Easement and Certificate of Acceptance for the easement from KFRD Investments, Inc. for APNs 109-480-10, -17 and - 27; and authorize the Director of said Department or designee to execute the escrow instructions and any other related escrow documents for this transaction, including payment of title and escrow fees for the Durock Road/Business Drive Signalization Project.

RECOMMENDED ACTION: Approve.

FUNDING: 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program.

This matter was Approved on the consent calendar

12. [08-1030](#) Transportation Department recommending Chairman be authorized to sign the Easement Acquisition Agreement For Public Purposes and Certificate of Acceptance for the slope easements and temporary construction easement from Robert J. Deitz II and Wendy A. Deitz for APN 109-240-25 and- 31; and authorize the Director of said Department or designee to execute the escrow instructions and any other related escrow documents for this transaction, including payment of title and escrow fees for the Durock Road/Business Drive Signalization Project.

RECOMMENDED ACTION: Approve.

FUNDING: 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program.

This matter was Approved on the consent calendar

13. [08-1120](#) Transportation Department recommending adoption of Resolutions **216-2008 through 219-2008** accepting the Irrevocable Offers of Dedication from Centex Homes GP, a Nevada General Partnership, for road right of ways and public service easements located along a segment of Latrobe Road on the parcels identified as Lots 13, 47 and 48 of the Large Lot Final Map entitled "West Valley Village", which are necessary to accommodate project construction for the Latrobe Road Widening Project Phase 2.

RECOMMENDED ACTION: Approve.

This matter was Adopted on the consent calendar

14. [08-1134](#) Transportation Department recommending adoption of Resolutions **220-2008** through **225-2008** accepting the Irrevocable Offers of Dedication from West Valley LLC, a California Limited Liability Company, for road right of ways and public service easements located along a segment of Latrobe Road on the parcels identified as Lots 1, 11 and 12 of the Large Lot Final Map entitled "West Valley Village", which are necessary to accommodate project construction for the Latrobe Road Widening Project Phase 2.

RECOMMENDED ACTION: Approve.

This matter was Adopted on the consent calendar

15. [08-1106](#) Transportation Department recommending adoption of Resolutions **226-2008** through **233-2008** accepting the Irrevocable Offers of Dedication from MW Housing Partners III, a California Limited Partnership, for road right of ways and public service easements located along a segment of Latrobe Road on the parcels identified as Lots 2, 10, 14 and 23 of the Large Lot Final Map entitled "West Valley Village", which are necessary to accommodate project construction for the Latrobe Road Widening Project Phase 2.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

16. [08-0700](#) Transportation Department recommending the Chairman be authorized to sign Agreement and Grant of Easement and Certificate of Acceptance for APN 033-180-15 with the State of California Department of Parks and Recreation for the purposes of constructing, operating and maintaining the Sawmill 1B Bike Path Project JN 95148.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

17. [08-1050](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement AGMT 08-1781 with Ridgeview Homes West, LLC related to a bond issuance through the California Statewide Communities Development Authority Statewide Community Infrastructure Program (SCIP).

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

18. [08-1181](#) Agriculture, Weights and Measures Department, on behalf of the Alpine/Upper Carson Weed Management Group, recommending the Agricultural Commissioner be authorized to apply for grant funding from the Carson Water Subconservancy District in the amount of \$12,000 for noxious weed projects performed by County staff in Alpine County.
RECOMMENDED ACTION: Approve.

FUNDING: Carson Water Subconservancy District Grant.

This matter was Approved on the consent calendar

19. [08-1216](#) District Attorney recommending Chairman be authorized to sign Certification document pertaining to the Grant Award Agreement with the State of California, Governor's Office of Emergency Services, for the Elder Vertical Prosecution Program.
RECOMMENDED ACTION: Approve.

FUNDING: Grant available through the Office of Emergency Services.

This matter was Approved on the consent calendar

20. [08-1186](#) District Attorney recommending Chairman be authorized to sign the Certification document pertaining to the Grant Award Agreement with the State of California, Governor's Office of Emergency Services for the Elder Abuse Program.
RECOMMENDED ACTION: Approve.

FUNDING: Grant available through the Office of Emergency Services.

This matter was Approved on the consent calendar

21. [08-1062](#) County Service Area 10 recommending Chairman be authorized to sign Agreement 015-A-08/09-BOS with Bryan A. Stirrat & Associates Inc. in an amount not to exceed \$300,000 for a three year term to provide as-needed solid waste, landfill and wastewater engineering services.
RECOMMENDED ACTION: Approve.

FUNDING: Non General Fund/County Service Area 10.

This matter was Approved on the consent calendar

22. [08-1069](#) Chief Administrative Office recommending a Special Meeting of the Board of Supervisors be scheduled for 10:00 a.m. Monday, August 25, 2008 to continue the advance planning of the projected Fiscal Year 2009-2010 Budget deficit.

This matter was Approved on the consent calendar

23. [08-1234](#) Chief Administrative Office recommending continuation of perpetual agreement with Daystar Computer Systems, Inc. in the amount of \$10,733 for Fiscal Year 2008-2009 to provide online annual maintenance and support for the Legistar Automated Agenda System.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was Approved on the consent calendar

END CONSENT CALENDAR

DEPARTMENT MATTERS

24. [08-1152](#) Hearing to consider adoption of Resolution **214-2008** establishing benefit assessments to be maintained at current fee for ambulance services in County Service Area No. 3, South Shore Area, for Fiscal Year 2008-2009 on improved parcels within the Service Area (except for the Tahoe West Shore Zone of Benefit).

FUNDING: CSA 3 Benefit Assessments.

Hearing no protests, a motion was made by Supervisor Santiago, seconded by Supervisor Sweeney to adopt Resolution 214-2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

25. [08-1177](#) Public Health Department recommending renewal of California State Association of Counties (CSAC) Excess Insurance Authority (EIA) catastrophic inmate medical insurance program for Fiscal Year 2008-2009 in the amount of \$111,933.

FUNDING: County General Fund.

This matter was added to the Consent Calendar and approved.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

26. [08-1149](#) Transportation Department recommending the following pertaining to the El Dorado County Senior Center Pedestrian Access Improvements Project 99562:
1. Award of Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for August 7, 2008;
 2. Authorize the Chairman to sign said contract with the lowest responsive, responsible bidder, subject to review and approval of the final contract documents by County Counsel and Risk Management; and
 3. Authorize the Director of said Department to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding contract retention funds.

FUNDING: Accumulated Capital Outlay (ACO) funds and general fund

This matter was continued to August 19, 2008 upon adoption of Agenda.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

27. [08-0537](#) Chief Administrative Office recommending Budget Transfer 28253 transferring \$215,000 from Contingency to fund cost overruns in the Court Maintenance of Effort budget related to County obligation to split excess Court related revenue with the State that was not included in the FY 2007-08 budget appropriations and to provide additional funding to cover invoices received in FY 2007-08 related to murder trials. (4/5 vote required)

FUNDING: General Fund - Department 15.

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

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Noes: 1 - Briggs

28. [08-0832](#) Appointments to the Plant and Wildlife Stakeholder Advisory Committee by those Board members who have not submitted their membership recommendations. (Cont'd 8/5/08, Item 23)

A motion was made by Supervisor Santiago, seconded by Supervisor Briggs to appoint Francesca Loftis and Bill Center as the District V member appointments to the Plant and Wildlife Stakeholders Advisory Committee.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

10:00 A.M. - TIME ALLOCATION

29. [08-1198](#) Hearing to consider adoption of Resolution **215-2008** authorizing submittal of a Home Investment Partnerships Program Application to the California State Department of Housing and Community Development for a grant in the amount of \$800,000 to provide loans to eligible first-time homebuyers; authorize the commitment of Community Development Block Grant Revolving Loan Program funds of up to \$10,000 per assisted household; and authorize the Human Services Director to sign the Applicant Certification and Commitment of Responsibility and the Green Building Self-Certification Checklist; and if awarded, to execute the subsequent grant agreement and any amendments thereto that do not affect the dollar amount or the term, contingent upon approval by County Counsel and Risk Management, and other grant-related documents.

FUNDING: Federal grant funds.

Hearing no protests, a motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to adopt Resolution 215-2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

30. [08-1265](#) Supervisor Santiago recommending the Board receive presentation of the 2008-2018 Environmental Improvement Program (EIP) by Paul Nielsen, Tahoe Regional Planning Agency (TRPA), Acting Branch Chief of the Environmental Improvement Program; said Program will be officially introduced at the 2008 Environmental Summit on August 16, 2008 on the grounds of the Vahalla Estate and hosted by Senator Dianne Feinstein and Governor Arnold Schwarzenegger; additionally, Supervisor Santiago recommending discussion and possible Board direction to staff regarding the following:
- 1) Investigation of alternative funding sources for implementation and associated maintenance;
 - 2) Relationship between EIP and forest fuels reduction;
 - 3) Incorporation of EIP into a Tahoe Basin economic development strategy; and
 - 4) Maintaining our currently recognized leadership role as environmental stewards.

No action required.

CAO REPORTS**ITEMS TO/FROM SUPERVISORS****ADJOURNMENT**

CLOSED SESSION

31. [08-1161](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: U.S.A. v. El Dorado County, City of South Lake Tahoe, et al., U.S.
District Court Case No. S-01-1520-MCE GGH (ED CA).
This closed session was rescheduled to August 19, 2008.

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 2, 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