



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

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

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

Tuesday, March 19, 2013

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>

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Clerk of the Board if you require accommodation at 530-621-5390 or via email, edc.cob@edcgov.us.

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.

8:00 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 THE AGENDA AND APPROVAL OF CONSENT CALENDAR

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.

OPEN FORUM

CAO UPDATE

CONSENT CALENDAR

1. [13-0007](#) Clerk of the Board of Supervisors recommending the Board approve the Meeting Minutes from the Regular Meeting of Tuesday, March 12, 2013.
2. [12-1569](#) Clerk of the Board of Supervisors recommending the Board make the following appointment:

Abandoned Vehicle Abatement Service Joint Powers Authority

Appoint Supervisor Ron Mikulaco as Member, replacing Supervisor Ray Nutting, with No Term of Expiration.

Appoint Supervisor Brian Veerkamp as Alternate Member, replacing Supervisor Ron Mikulaco, with No Term of Expiration.

3. [13-0217](#) Chief Administrative Office, Procurement and Contracts on behalf of the Community Development Agency, Department of Transportation, recommending the Board approve the following:
 - 1) Award RFP No. 13-918-037 for the preparation of a Project Study Report to improve the Mt. Murphy Road Bridge, crossing the South Fork of the American River in the town of Coloma (County CIP # 77129, Bridge No. 25C0004) to CH2MHill of Sacramento, CA; and
 - 2) Authorize the Community Development Agency Director to negotiate and execute a contract for the project in the estimated amount of \$550,000.

FUNDING: Federal Highway Administration Local Assistance Highway Bridge Program.

4. [13-0212](#) Child Support Services recommending that the Board authorize relief of accountability for debt in the amount of \$205 in identified bad debt unrecoverable disbursements.

5. [13-0254](#) District Attorney recommending the Board authorize the Chair to sign a budget transfer allocating \$2,000 of South Lake El Dorado Narcotics Enforcement Team (SLEDNET) asset forfeiture funds to be donated to Tahoe Youth and Family Services to be used to offset costs associated with "The Drug Store Project", a training that will be offered to 300 6th grade youth in the Tahoe basin about the dangers of drug experimentation, use and abuse to be held on April 2, 2013 at the Lake Tahoe Community College Campus.

FUNDING: Asset Forfeiture Funds.

6. [13-0232](#) District Attorney recommending the Board authorize the Chair to sign a budget transfer increasing revenues and appropriations through the use of Supplemental Law Enforcement Services Fund (SLESF) totaling \$17,550 to purchase six laptops and other miscellaneous equipment to assist staff in the prosecution of crimes. (4/5 Vote Required)

FUNDING: Supplemental Law Enforcement Services Fund.

7. [12-0262](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Chair to sign retroactive Memorandum of Understanding 311-M1311 with Alpine County for the term of July 1, 2012 through June 30, 2013 in the not-to-exceed amount of \$50,000 for the reimbursement of Hospital Preparedness Program services provided by Health and Human Services staff.

8. [13-0241](#) Human Resources recommending the Board authorize the Chair to sign Agreement No. 435-S1311 with Renne, Sloan, Holtzman & Sakai, LLP, for the term April 1, 2013 through March 31, 2014 with a not to exceed amount of \$25,000 to provide professional legal services on an "as requested" basis in support of the County in matters involving California Public Employment Relations Board. (4/5 Vote Required)

FUNDING: General Fund.

9. [13-0107](#) Transportation recommending the Board consider the following:
- 1) Make findings in accordance with Chapter 3.13, Section 3.13.030 of the County ordinance that it is more economical and feasible to engage an independent contractor for real property appraisal and acquisition services and relocation services; and
 - 2) Authorize the Chair to sign Agreement for Services No. 443-S1311 with Associated Right of Way Services, Inc. in the amount of \$200,000 which shall become effective upon execution and shall expire the later of three years or completion of all issued Task Orders or Work Orders, upon review and approval by County Counsel and Risk Management.

FUNDING: Various Capital Improvement Program (CIP) and Environmental Improvement Program (EIP) funding sources that fund the Department's CIP and EIP projects.

10. [13-0108](#) Transportation recommending the Board consider the following:
- 1) Make findings in accordance with Chapter 3.13, Section 3.13.030 of the County ordinance that it is more economical and feasible to engage an independent contractor for real property appraisal and acquisition services and relocation services; and
 - 2) Authorize the Chair to sign Agreement for Services No. 441-S1311 with Bender Rosenthal, Inc. in the amount of \$350,000 which shall become effective upon execution and shall expire the later of three years or completion of all issued Task Orders or Work Orders, upon review and approval by County Counsel and Risk Management.

FUNDING: Various Capital Improvement Program (CIP) and Environmental Improvement Program (EIP) funding sources that fund the Department's CIP and EIP projects.

11. [13-0111](#) Transportation recommending the Board consider the following:
- 1) Make findings in accordance with Chapter 3.13, Section 3.13.030 of the County ordinance that it is more economical and feasible to engage an independent contractor for real property appraisal services; and
 - 2) Authorize the Chair to sign Agreement for Services No. 446-S1311 with Pattison & Associates, Inc. in the amount of \$140,000 which shall become effective upon execution and shall expire the later of three years or completion of all issued Task Orders or Work Orders, upon review and approval by County Counsel and Risk Management.

FUNDING: Various Capital Improvement Program (CIP) and Environmental Improvement Program (EIP) funding sources that fund the Department's CIP and EIP projects.

12. [13-0112](#) Transportation recommending the Board consider the following:
- 1) Make findings in accordance with Chapter 3.13, Section 3.13.030 of the County ordinance that it is more economical and feasible to engage an independent contractor for real property appraisal and acquisition services and relocation services; and
 - 2) Authorize the Chair to sign Agreement for Services No. 442-S1311 with Universal Field Services, Inc. in the amount of \$200,000 which shall become effective upon execution and shall expire the later of three years or completion of all issued Task Orders or Work Orders, upon review and approval by County Counsel and Risk Management.

FUNDING: Various Capital Improvement Program (CIP) and Environmental Improvement Program (EIP) funding sources that fund the Department's CIP and EIP projects.

13. [13-0176](#) Transportation recommending the Board consider the following:
- 1) Make findings pursuant to Article II, Section 210b (6) of the El Dorado County Charter that the ongoing aggregate of the work performed under this Agreement is not sufficient to warrant the addition of permanent staff; and
 - 2) Authorize the Chair to sign Agreement for Services 389-S1311 with Five Star Automotive in an amount not-to-exceed \$150,000 for a one year term to provide automotive maintenance and repair services for fleet vehicles located in the South Lake Tahoe basin.

FUNDING: Fleet Operations Internal Service Fund.

14. [13-0092](#) Transportation recommending the Board take the following actions pertaining to the Montgomery Estates Area 2 Erosion Control Project (CIP No. 95170):
- 1) Adopt the Mitigated Negative Declaration for the Montgomery Estates Area 2 Erosion Control Project;
 - 2) Adopt the Mitigation Monitoring and Reporting Program (Appendix A of the Initial Study (IS)/MND);
 - 3) Approve the Montgomery Estates Area 2 Erosion Control Project as described in the California Environmental Quality Act Mitigated Negative Declaration; and
 - 4) Authorize the Interim Director Department of Transportation or designee to sign the Notice of Determination.

FUNDING: United States Forest Service Lake Tahoe Basin Management Unit, State of California, and Tahoe Regional Planning Agency grant funds.

15. [13-0155](#) Transportation recommending the Board authorize the Department to proceed with ordering and payment of title reports and certified appraisals to commence the acquisition process for the Hollow Oak Road Drainage Project, CIP No. 72369, affecting portions of the following subject parcels:
- 1) APN 119-090-17, Joseph P. Williams as Trustee of the Williams Family Trust Dated September 19, 1991; and
 - 2) APN 119-090-85, Hessameddin Fallah-Najmabadi.

FUNDING: Bass Lake Hills Public Facilities Financing Plan.

16. [13-0222](#) Transportation recommending the Board authorize the Chair to sign the Agreement for Sale of Mitigation Credits with the Cosumnes Floodplain Mitigation Bank, between the Westervelt Ecological Services and the County of El Dorado, pursuant to Section 404 of the Clean Water Act, as specified in the U.S. Army Corps of Engineers Letter of Permission, dated December 28, 2012, as necessary for the construction of the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project, CIP No. 71328.
- FUNDING:** El Dorado Hills Traffic Impact Mitigation Fees - Silva Valley Interchange Set Aside Fund, 2004 GP TIM-Silva Valley Set Aside, Developer Advance Funds, and State-Local Partnership Program Grant Funds.
17. [13-0172](#) Supervisor Briggs recommending Board receive a presentation provided by the Health and Human Services Agency on the County's Senior Nutrition Program. (Est. Time: 15 Min.) **This matter will be continued to Tuesday, March 26, 2013 at 10:30 a.m.**
18. [13-0274](#) Supervisor Santiago recommending the Board adopt Resolution **027-2013** to consolidate the South Tahoe Public Utility District Board of Directors elections to general even-year elections pursuant to California Elections Code 10404, subdivision (j).
19. [12-0285](#) Supervisor Santiago recommending the Board adopt Resolution **028-2013** acknowledging road restrictions during the 22nd Annual America's Most Beautiful Bike Ride at Lake Tahoe on June 2, 2013.
20. [11-1303](#) Chief Administrative Office recommending the Board participate in a workshop on the Strategic Investment Plan with all Department Heads on February 19, 2013. **Chief Administrative Office recommending this matter will be continued to Tuesday, March 26, 2013 to coincide with the discussion regarding the Enterprise Resource Planning (ERP) system.**

21. [13-0161](#) Chief Administrative Office, Procurement and Contracts on behalf of the Community Development Agency, Department of Transportation, Fleet Unit, recommending the Board:
- 1) Approve the award of Bid No. 13-070-048 for the purchase of new Fleet vehicles to the low qualified bidders, Elk Grove Dodge Chrysler Jeep of Elk Grove, CA (bid vehicle "D"), Future Ford of Roseville, CA (bid vehicle "R" and "S"), Albany Ford of Albany, CA ((bid vehicle "N", "O", "P" and "Q"), Downtown Ford Sales of Sacramento, CA (bid vehicle "B", "C", "E", "F", "G", "H", "I", "K", "L" and "M");
 - 2) Authorize the Purchasing Agent to issue multiple purchase orders for the Department of Transportation, Fleet Unit in the amount of \$610,919.36 inclusive of all required taxes and fees (estimated at \$42,477.76) following Board approval,
 - 3) Authorize the purchase of three (3) extended vehicle warranties included on the purchase order from Downtown Ford Sales of Sacramento, CA for bid vehicle "C", at a total cost of \$4,755,
 - 4) Approve the revised 12/13 vehicle replacement listing, and
 - 5) Authorize the Chair to sign a budget transfer increasing appropriations and revenue in the Fleet Internal Service Fund and the Sheriff's department to accommodate the purchases.

FUNDING: Fleet Internal Service Fund and Sheriff's Civil/Law Enforcement funds

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

22. [13-0288](#) Veteran Affairs recommending the Board hear a presentation and receive and file the Veteran Affairs Annual Report for 2012. (Est. Time: 10 Min.)

23. [13-0280](#) Supervisor Briggs recommending the Board:
- 1) Direct the Chief Administrative Office to include an annual allocation, beginning with the FY 2013-14 Budget, in an amount equal to five percent (5%) of the Transient Occupancy Tax (TOT) Revenue collected pursuant to County Ordinance Code Section 3.28.030, for the purpose of funding projects, programs and services that directly benefit the support and recognition of Veterans in the County of El Dorado.
 - 2) Make this approval with the understanding and intent that this allocation be separate and apart from the County's annually adopted budget for the Department of Veteran Affairs and that this allocation shall supplement and not supplant the level of funding that is allocated as part of the annual budget process; and,
 - 3) Direct the Chief Administrative Office to develop, in coordination with the Director of Veteran Affairs, a proposal for the use of these TOT funds for programs and services that complement and enhance the services provided by the County's Department of Veteran Affairs and include that proposal in the Recommended Budget for review and approval by the Board of Supervisors. (Est. Time: 30 Min.)

24. [13-0059](#) Hearing to consider adoption of Resolution **026-2013** establishing Contract Application, Permit Application, and Inspection fees in accordance with Chapter 8.74 of Title 8 of the County of El Dorado Code of Ordinances titled "County Emergency Medical Services and Medical Transportation" as amended by the Board of Supervisors on February 26, 2013 via Ordinance 4991, and Chapter 8.74.080(B) of said Ordinance which allows the setting of Contract Application and Permit Fees by Resolution of the Board of Supervisors.

FUNDING: Fee for Service.

25. [12-1555](#) Health and Human Services Agency recommending the Board approve:
- 1) Update to the County of El Dorado Emergency Medical Services Plan;
 - 2) Update to the County of El Dorado Emergency Medical Services Trauma Plan; and
 - 3) Memorandum of Understanding 466-M1311 with Marshall Medical Center, to establish rates for interfacility transfers specific to Marshall Medical Center, effective upon execution by the Board, for a five year term that may be renewed, extended or modified by mutual consent. (Est. Time: 1 Hr.)

FUNDING: Fee for Service, Property Tax and Special Tax Assessment.

10:00 A.M. - TIME ALLOCATION

26. [13-0216](#) Presentation by B. Gorman of the South Lake Tahoe Chamber of Commerce providing an annual status report for promotional funding. (Est. Time: 15 Min.)

2:00 P.M. - TIME ALLOCATION

27. [13-0118](#) Hearing to consider the recommendation of the Planning Commission on General Plan Amendment A11-0003/Rezone Z11-0004/Planned Development PD11-0002/Parcel Map P11-0003/Green Valley Center on property identified by APN 124-140-33, consisting of 6.85 acres, in the El Dorado Hills area, submitted by Winn Communities, LLC; and staff recommending the Board take the following actions:
- (1) Adopt the Mitigated Negative Declaration based on the Initial Study prepared for the General Plan Amendment and Zone Change only, and the incorporated Mitigation Monitoring Reporting Program, detailing the identified mitigation measures in the Initial Study in accordance with CEQA Guidelines Section 15074(d) [Legistar attachment F];
 - (2) Approve General Plan Amendment A11-0003 amending the land use designation for APN 124-140-33 from High Density Residential (HDR) to Commercial (C) based on the revised Findings in Attachment 1 [Legistar attachment E];
 - (3) Approve Z11-0004 rezoning APN 124-140-33 from One-Family Residential-Planned Development (R1-PD) to Commercial-Planned Development (C-PD) based on the revised Findings in Attachment 1 [Legistar attachment E];
 - (4) Deny Planned Development PD11-0002 based on the revised Findings in Attachment 1 [Legistar attachment E];
 - (5) Deny Parcel Map P11-0003 based on the revised Findings in Attachment 1 [Legistar attachment E];
 - (6) Deny request to reduce the wetland setback required by Policy 7.3.3.4 from 50 feet to 25 feet, based on the revised Findings in Attachment 1 [Legistar attachment E];
 - (7) Deny Design Waiver request reducing standard sidewalk width from 8 feet to 6 feet along Francisco Drive and Cambria Way, based on the revised Findings in Attachment 1 [Legistar attachment E];
 - (8) Adopt Resolution **016-2013** for said General Plan amendment; and
 - (9) Adopt Ordinance **4994** for said rezone. (Supervisory District 1) (Est. Time: 2 Hrs.) (Cont'd 2/26/2013, Item 24)

ITEMS TO/FROM SUPERVISORS**ADJOURNMENT**

CLOSED SESSION

28. 13-0279 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Shingle Springs Band of Miwok Indians v. El Dorado County. (Est. Time: 10 Min.)
29. 13-0292 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). (Est. Time: 15 Min.)
30. 12-1322 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Complaint of Employee re: Discrimination, Harassment and Hostile Work Place. Number of potential cases: (1). (Est. Time: 15 Min.)
31. 13-0258 **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real property described as 768 Pleasant Valley Road. The person or persons with whom the negotiator may negotiate are Steven M. Abel and Laura B. Abel or designated agent. Instructions to negotiator will concern price and term of payment. Russ Fackrell and Scott Kingston will be the negotiators on behalf of El Dorado County. (Est. Time: 15 Min.)
32. 13-0234 **Pursuant to Government Code Section 54956.8 - Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real property described as 344 Placerville Drive (APN 323-400-23). The person or persons with whom the negotiator may negotiate is Pioneers Plaza Ltd. Partnership or designated agent. Instructions to negotiator will concern price and term of payment. Russ Fackrell and Scott Kingston will be the negotiators on behalf of El Dorado County. (Est. Time: 15 Min.)
33. 13-0291 **Pursuant to Government Code Section 54957- Public Employee Performance Evaluation.** Title: Chief Administrative Officer. (Est. Time: 30 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 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)

ADDENDUM20. [11-1303](#)**Correction to Item # 20**

~~Chief Administrative Office recommending the Board participate in a workshop on the Strategic Investment Plan with all Department Heads on February 19, 2013.~~

Chief Administrative Office recommending the Board discuss the results of the Strategic Investment Plan Special Meeting of February 19, 2013 and provide additional direction as needed.

Chief Administrative Office recommending this matter be continued to Tuesday, March 26, 2013 to coincide with the discussion regarding the Enterprise Resource Planning (ERP) system.

BOARD OF SUPERVISORS' ANNOUNCEMENTS

Tuesday, April 16, 2013
No Board of Supervisors Meeting

Tuesday, May 28, 2013
No Board of Supervisors Meeting