



County of El Dorado

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Minutes - Draft Board of Supervisors

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

James S. Mitrisin, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer
Robyn Drivon, County Counsel

Tuesday, October 7, 2014

9:00 AM

Board of Supervisors Meeting Room

This meeting will start at 9:00 AM

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.

9:00 A.M. - CALLED TO ORDER

Present: 5 - Supervisor Briggs, Supervisor Santiago, Supervisor Mikulaco, Supervisor Veerkamp and Supervisor Frentzen

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor Dave Cooke of the Cold Springs Community Church gave the Invocation. Supervisor Frentzen led the Pledge of Allegiance to the Flag.

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Public Comment: L. Weitzman

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

- 1) Continue item 15 to October 14, 2014; and**
- 2) Move item 20 to the Consent Calendar and Continue as a standing item on the Agenda until further notice.**

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

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.

14-1381 OPEN FORUM (See Attachment)

Public Comment: P. Pava, B. Raye, L. Weitzman, M. Lane

14-1380 CAO UPDATE (See Attachment)

CONSENT CALENDAR

1. **14-1345** Clerk of the Board recommending the Board approve the Minutes from the special meeting of the Board of Supervisors on September 29, 2014 and the regular meeting of the Board of Supervisors on September 30, 2014.

This matter was Approved on the Consent Calendar.

2. **14-1246** Chief Administrative Office recommending the Board adopt a revised Board of Supervisors Policy A-3, Ordinances - New or Amended Development and Distribution of Board of Supervisors Policies. (Cont. 9/23/14, Item 5)

This matter was Approved on the Consent Calendar.

3. **14-1300** Chief Administrative Office, Facilities Division, recommending the Board authorize the Purchasing Agent to sign Amendment I to Agreement for Services No. 616-S1410 with Pacific Systems Integrators, Inc., to provide on-call and emergency detention lock maintenance and repair services in jails and juvenile detention centers and increasing compensation by \$200,000 for an amended not to exceed amount of \$262,000.

FUNDING: Accumulated Capital Outlay Fund and Criminal Justice Special Revenue Fund.

This matter was Approved on the Consent Calendar.

4. **12-1163** Chief Administrative Office recommending the Board, in accordance with Board of Supervisors Policy B-14, consider the following:
- 1) Make a finding that the Courtside Manor Phase 3 project provides significant community benefit by providing housing that is affordable to low-income households; and
 - 2) Award Traffic Impact Mitigation Fee Offset totaling \$279,600.

FUNDING: Traffic Impact Mitigation Fees.

This matter was Approved on the Consent Calendar.

5. **14-1205** Community Development Agency, Environmental Management Division, recommending the Board consider the following:
- 1) Accept grant award in the amount of \$53,885 through the California Department of Resources Recycling and Recovery, Used Oil Payment Program (Fiscal Year 2013/14); and
 - 2) Delegate authority to the Community Development Agency Director, or designee, to execute all grant documents including but not limited to requests for payment, reports and all associated documents necessary to secure grant or payment program funds and expend the funds for the purpose of implementing the CalRecycle Used Oil Payment Program, Cycle Four (OPP4), Fiscal Year 2013/14.

FUNDING: CalRecycle OPP4 Fiscal Year 2013/14 Used Oil Payment Program.

This matter was Approved on the Consent Calendar.

6. **14-1115** Community Development Agency, Environmental Management Division, recommending the Board adopt Resolution **164-2014** to collect the Certified Unified Program Agency annual surcharge on behalf of the State of California, Department of Forestry and Fire Protection, Office of the State Fire Marshal for their administration at the State level of the Aboveground Petroleum Storage Act Program.

Resolution 164-2014 was Adopted upon Approval of the Consent Calendar.

7. **14-1160** Community Development Agency, Transportation Division, recommending the Board adopt Resolution **166-2014** sanctioning the closure of Main Street, in Georgetown between Highway 193 and Placer Street on Saturday, October 18, 2014 and Sunday, October 19, 2014 between 7:00 a.m. and 7:00 p.m., for the "Cowboy Gathering on the Georgetown Divide", subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."

Resolution 166-2014 was Adopted upon Approval of the Consent Calendar.

8. 14-1059

Health and Human Services Agency, recommending the Board consider the following:

1) Ratify the Chair's signature on Agreement for Services 152-S1511 with Lilliput Children's Services for the term September 2, 2014 through June 30, 2016, with a maximum obligation of \$261,360, for the provision of the Family Engagement Service Program, this action will allow for the inclusion of an amount of \$142,560 for Fiscal Year 2015/16 that was not added in the original agenda item the Board saw on August 5, 2014;

2) Authorize the Purchasing Agent or their designee to execute any amendments relating to Agreement for Services 152-S1511 which do not increase the maximum dollar amount or term of the Agreement, contingent upon approval by County Counsel and Risk Management; and

3) Authorize the Director of the Health and Human Services Agency or their designee to administer and execute any subsequent administrative documents relating to said Agreement, including but not limited to required fiscal and programmatic reports.

FUNDING: Social Services Realignment.

This matter was Approved on the Consent Calendar.

9. 14-1295

Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:

- 1) Approve and authorize the Purchasing Agent to sign Non-Financial Memorandum of Understanding 123-M1510 with SLT Pacific Associates and Cambridge Real Estate Services, doing business as Cambridge RES, Inc., to outline the roles and responsibilities of the parties in coordinating resources and efforts to provide permanent supportive affordable housing to Mental Health Services Act eligible individuals at the property commonly referred to as The Aspens at South Lake, located at 3521 Pioneer Trail, South Lake Tahoe, California. This Memorandum of Understanding has a term that is effective upon execution and remains in effect until the conclusion of the permanent loan between the Project Sponsor/Developer and the California Housing Finance Agency unless sooner terminated or extended, in whole or in part, to ensure that this Agreement is in effect throughout the life of the aforementioned permanent loan; and
- 2) Authorize the Purchasing Agent, or their designee, to execute further documents relating to Memorandum of Understanding 123-M1510, including amendments and contingent upon approval by County Counsel and Risk Management.

FUNDING: None. This is a Non-Financial Memorandum of Understanding.

This matter was Approved on the Consent Calendar.

10. 14-1288

Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Agreement for Services 153-S1511 with Victor Treatment Centers, Inc., to provide Specialty Mental Health Services for minors in a residential setting, with a term commencing upon execution by both parties through August 31, 2017, and a maximum obligation of \$300,000;
- 2) Authorize the Purchasing Agent to execute further documents relating to the above noted Agreement, including amendments which do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management; and
- 3) Authorize termination of Agreement for Services 050-S1111 upon execution of Agreement for Services 153-S1511.

FUNDING: Federal and State Funding.

This matter was Approved on the Consent Calendar.

- 11. 14-1078** Human Resources recommending the Board consider the following:
- 1) Adopt Resolution **169-2014** to amend Operating Engineers Local Union No. 3 Probation Resolution 126-2014 directing the Human Resources Department and the Payroll Division of the Auditor/Controller's Office to implement the first 12% wage increase retroactive to the beginning of pay period 19;
 - 2) Approve the attached revised July 1, 2013 - June 30, 2016 Operating Engineers Local Union No. 3 Probation Unit Memorandum of Understanding (MOU), correcting language in Article 5 under CalPERS Transfer Liability that the employee contribution is effective the beginning of pay period 20; and
 - 3) Authorize the Chair to sign said revised MOU. (Refer: 8/12/14, Item 21)

FUNDING: General Fund.

This matter was Approved and Resolution 169-2014 was Adopted upon Approval of the Consent Calendar.

- 12. 14-1193** Probation Department recommending the Board review, receive and file the annual review of the developed rules, regulations and administrative procedure of the Adult Electronic Monitoring Program as defined by Sections 1203.016, 1203.017 and 1203.018 of the Penal Code.

FUNDING: This item is advisory only.

This matter was Approved on the Consent Calendar.

- 13. 14-1195** Probation Department recommending the Board receive and file the annual Juvenile Justice Crime Prevention Act Progress Report for El Dorado County's Community Alliance to Reduce Truancy Program for Fiscal Year 2013/14.

FUNDING: Juvenile Justice Crime Prevention Act.

This matter was Approved on the Consent Calendar.

- 14. 14-1321** Sheriff's Office is recommending the Board approve and authorize the Sheriff to sign the Off-Highway Vehicle Grant Project Agreement No. G13-03-07-L01 in the amount of \$86,248 with the California Department of Parks and Recreation for the term July 8, 2014 through July 7, 2015.

FUNDING: Off-Highway Vehicle Grant Funds, SMUD Funds for the 25% County Match.

This matter was Approved on the Consent Calendar.

- 15. 14-1312** Surveyor's Office recommending the Board authorize the Chair to sign the Avigation and Noise Easement and Certificate of Acceptance from T.L Stigall, Inc., for Assessor's Parcel Number 048-121-11, in the vicinity of the Placerville Airport.

A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs to Continue this matter to October 14, 2014.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

- 16. 14-1353** Supervisor Frentzen recommending the Board:
1) Appoint Lewis Ridgeway as the District II appointee to the Planning Commission; and
2) Extend our thanks to Planning Commissioner Dave Pratt for his 5+ years of service on the Commission.

This matter was Approved on the Consent Calendar.

- 17. 14-1310** Supervisor Veerkamp and the El Dorado County Office of Education recommending the Board make appointments and/or reappointments to the 2014/15 El Dorado County Youth Commission.

This matter was Approved on the Consent Calendar.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION

- 18. 14-1291** Chief Administrative Office, Parks Division, has submitted a request to the Central Valley Regional Water Quality Control Board to rescind the Cleanup and Abatement Order issued for the Rubicon Trail on April 23, 2009. Parks Division recommending the Board consider the following:
- 1) Receive and file a presentation that will be presented to the California Regional Water Quality Control Board, Central Valley Region, on October 10, 2014; and
 - 2) Adopt Resolution **165-2014** reaffirming the County's continued commitment to the future health and wellbeing of the Rubicon Trail. (Est. Time: 30 Min.)

Public Comment: L. Warden

A motion was made by Supervisor Briggs, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution 165-2014.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

11:00 A.M. - TIME ALLOCATION

- 19. 14-1272** Community Development Agency, Long Range Planning Division, recommending the Board adopt Resolution **168-2014** to approve and authorize the Auditor-Controller to issue a matching one-time contribution of \$5,000 to support the Tahoe Resource Conservation District's efforts to survey the public's interest in financially supporting long term implementation of storm water programs in Lake Tahoe. (Est. Time: 5 Min.)

FUNDING: General Fund.

Public Comment: K. Payne

A motion was made by Supervisor Briggs, seconded by Supervisor Veerkamp to Adopt Resolution 168-2014.

Yes: 4 - Briggs, Santiago, Veerkamp and Frentzen

Noes: 1 - Mikulaco

DEPARTMENT MATTERS

20. 14-1299 El Dorado County Sheriff's Office of Emergency Services recommending the Board adopt Resolution **167-2014** declaring a state of emergency continues to exist in El Dorado County as a result of the extreme wildland fire known as the King Fire. (Cont. 9/30/14, Item 24)

This matter was moved to the Consent Calendar and will Continue as a standing item on the Agenda until further notice.

Resolution 167-2014 was Adopted upon Approval of the Consent Calendar.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

21. 14-1358 Chief Administrative Office recommending the discussion and possible adoption of Resolution **170-2014** regarding permit fee waivers for property owners affected by the King Fire, which is consistent with the action taken after the State of Emergency declared by the State of California for the Angora Fire and Sand Fire.

FUNDING: General Fund.

Public Comment: L. Weitzman, K. Payne

A motion was made by Supervisor Briggs, seconded by Supervisor Veerkamp to Approve this matter and Adopt Resolution 170-2014.

Yes: 5 - Briggs, Santiago, Mikulaco, Veerkamp and Frentzen

2:00 P.M. - TIME ALLOCATION

- 22. 12-1203** Community Development Agency, Long Range Planning Division, recommending the Board hold a workshop to accomplish the following;
- 1) Discuss the history and status of the County's biological policies as outlined in the Background Memo (Attachment 5B, 7-28-14);
 - 2) Continue discussing the broad policy approaches presented in the Policy Options Memo (Attachment 5C, 7-28-14); and
 - 3) Allow an opportunity for the Board and public to ask additional questions and for staff to provide the Board with information requested on July 28, 2014. (Est. Time: 1 Hr.)

Public Comment: J. Davies, R. Lewis, V. Zentner, K. Payne, K. Schambach, C. Langley, G. Carpenter

A motion was made by Supervisor Santiago, seconded by Supervisor Mikulaco to direct staff to begin the process of moving forward with Policy Option 3: Mitigation/Conservation Approach in the Policy Options Memo (Attachment 6C).

Yes: 4 - Santiago, Mikulaco, Veerkamp and Frentzen

Noes: 1 - Briggs

A motion was made by Supervisor Santiago, seconded by Supervisor Mikulaco to direct staff to prepare an Environmental Impact Report (EIR) on the existing Oak Woodland Management Plan and return to the Board on November 17, 2014 with the scope and budget of the EIR.

Yes: 4 - Santiago, Mikulaco, Veerkamp and Frentzen

Noes: 1 - Briggs

ITEMS TO/FROM SUPERVISORS

Supervisor Mikulaco attended the Neillo Concours at the Serrano Vistor's Center last weekend.

Supervisor Frentzen expressed an interest in how Public Record Requests are dealt with by the County.

Supervisor Santiago attended the Golden Sierra Job Agency Board meeting last Wednesday. It was reported that through the Work Force Investment Act, El Dorado County will be receiving funding. There will be a meeting on October 23, 2014 to talk about utilizing this funding to help people return to work and be in compliance with the new Work Force Innovation Opportunity Act.

Supervisor Santiago also attended last Wednesday the Sierra Economic Development Corporation meeting. The strategic plan was discussed. In particular, how to fund infrastructure projects and what can be done for business development. There will be a retreat next week to have further discussions.

ADJOURNED AT 5:13 P.M.