



County of El Dorado

Board of Supervisors
330 Fair Lane, Building A
Placerville, California
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www.edcgov.us/bos

MEETING AGENDA

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, February 2, 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) 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.

8:00 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 AGENDA AND APPROVAL OF CONSENT CALENDAR

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.

OPEN FORUM

BUDGET UPDATE

PRESENTATIONS

1. [10-0032](#) **PRESENTATION** of Proclamation proclaiming February and March 2010 to be "The Big Read" in El Dorado County. (Est. Time: 10 Min.)
2. [10-0080](#) **PRESENTATION** from the City of South Lake Tahoe regarding the South Tahoe Redevelopment Project Area No. 2. (Est. Time: 1 Hr.)

CONSENT CALENDAR

3. [10-0053](#) Approval of Board of Supervisors Meeting Minutes from the Regular Meeting of Tuesday, January 19, 2010. (Cont'd 1/26/10, Item 5)
4. [10-0078](#) Approval of Board of Supervisors Meeting Minutes from the Special Meeting of Monday, January 25, 2010 and the Regular Meeting of Tuesday, January 26, 2010.
5. [09-1515](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare four (4) handguns as surplus and approve the sale of duty weapons to retiring/former Sheriff's Office employees.
6. [10-0042](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property surplus to the needs of the County and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12 and Section 3.12.220 thereof.

7. [10-0066](#) El Dorado County Fair Board of Directors recommending the Board of Supervisors appoint Jody Gray, El Dorado County Fair Chief Executive Officer (CEO), to serve as an Alternate Member on the California Construction Association Joint Powers Authority (JPA).
8. [10-0028](#) Health Services Department recommending the Board authorize participation in an application for a Pilot Community Academic Research Award sponsored by the Tobacco-Related Disease Research Program for the purpose of reducing exposure to second-hand smoke in rural California, as co-applicant with University of California, Davis, Department of Public Health Sciences, in the amount of up to \$125,000 for two years and requesting ratification of the Director of said Department's signature on participation documents.
- FUNDING:** State funding through Health Education and Research Accounts of the Tobacco Tax and Health Protection Act of 1988 (Proposition 99).
9. [10-0043](#) Health Services Department recommending the Board authorize the Chair to sign Memorandum of Understanding (MOU) 887-PHD0809 with the County of Alpine in the amount of \$50,000 for a term to expire August 10, 2010, effective upon execution, to reimburse El Dorado County for providing Preparedness Coordinator services to Alpine County.
- FUNDING:** Alpine County.
10. [10-0039](#) Human Services Department recommending adoption of Resolution authorizing the Chair to execute Contract 10B-5608 with the California Department of Community Services and Development (CSD), for the interim term of January 1, 2010 through April 30, 2010 in the initial amount of \$326,434 for 2010 Program Year Low-Income Home Energy Assistance Program; and, further authorizing the Director of Human Services, or successor, to sign required fiscal and programmatic reports and execute subsequent documents relating to said contract, including one or more amendments thereto, contingent upon approval by County Counsel and Risk Management, that collectively increase the dollar amount by up to \$1,733,266 to the total estimated 2010 grant allocation of \$2,059,700 and extending the term to June 30, 2011, and other amendments thereto that do not alter the total projected maximum dollar amount or the term past June 30, 2011.
- FUNDING:** Federal Grant Funds.
Resolution 009-2010

11. [10-0041](#) Human Resources Department recommending adoption of Resolution approving new job specifications and salary ranges for the positions of Supervising Revenue Recovery Officer and Senior Revenue Recovery Officer; and, amending the authorized personnel allocation in Child Support Services deleting one (1) FTE Administrative Services Officer and adding one (1) FTE Supervising Revenue Recovery Officer.
FUNDING: Revenue Collections from various department and agency sources.
Resolution 010-2010
12. [09-1484](#) Human Resources Department recommending the Board authorize the Chair to sign an Agreement with Alliant Insurance Services, Inc. in an amount not to exceed \$425,000 for the period of February 1, 2010 through January 31, 2013 to provide employee benefits consulting services for the Human Resources Department.
FUNDING: General Fund.
13. [10-0023](#) Recorder-Clerk-Registrar of Voters recommending the Board authorize the Chair to sign Agreement 329-S1011 with Data Information Management Systems (DIMS) in the amount of \$62,400 for the term August 1, 2009 through July 31, 2010 to provide software license and support for the election data management system.
FUNDING: General Fund.
14. [10-0092](#) Supervisor Knight requesting the Chair's signature be ratified on a letter to Ms. Bimla Rhinehart, Executive Director, California Transportation Commission, in support of El Dorado County Transportation Commission's request to use Corridor Mobility Improvement Account (CMIA) project savings, combined with local funds, to extend the El Dorado U.S. Highway 50 High Occupancy Vehicle (HOV) lane project.

END CONSENT CALENDAR

DEPARTMENT MATTERS

15. [10-0077](#)

APPOINTMENTS to Committees/Commissions that are advisory to the Board of Supervisors.

Aging Commission - 2 Year Term for Member at Large

Appoint - Member-at-Large, Sharon Balch for a term to expire January 2012.

Agricultural Commission - 4 Year Term

Reappoint - Representative, Gary Ward from the Livestock Industry, for a term to expire January 2014.

Building Appeals Board - 3 Year Term

Reappoint - Member, Construction Consultant, Robert Cox, for a term to expire January 2013.

Reappoint - Member, Engineer, Neil Moore, for a term to expire January 2013.

Reappoint - Member, Community at Large, Kathy Russell, for a term to expire January 2013.

Reappoint - Member, Engineer, Gene Thorne, for a term to expire January 2013.

Cemetery Advisory Committee - 2 Year Term

Reappoint - District 1 Member, Susan Mickus, for a term to expire January 2012.

Reappoint - District 2 Member, Lynette Mizell, for a term to expire January 2012.

Reappoint - District 4 Member, Frank Clark, for a term to expire January 2012.

Reappoint - Native American Rep., Ramona Tripp-Verbeck for a term to expire January 2012.

Reappoint - Archaeologist Rep., Douglas A. Walker, for a term to expire January 2012.

Reappoint - Fraternal Organization Rep., Joseph "Barney" Noel, for a term to expire January 2012.

Clean Tahoe Community Task Force - 2 Year Term

Reappoint - Member, Virginia Huber, for a term to expire January 2012.

Developmental Disabilities Area Board III - 1 Year Term

Reappoint - Member, David Kelly for a term to expire January 2011.

El Dorado Solid Waste Advisory Committee - 5 Year Term

Reappoint - One (1) Public Member, Nancy Spinella, for a term to expire January 2015.

Reappoint - One (1) City of Placerville Member, Gary Pigg for a term to expire January 2015.

Reappoint - One (1) City of Placerville Alternate Member, Randy Pesses, for a term to expire January 2015.

Reappoint - One (1) Member, El Dorado Disposal, Sue Farris for a term to expire January 2015.

Reappoint - One (1) Alternate Member, El Dorado Disposal, Debi Harlow for a term to expire January 2015.

Appoint - One (1) Alternate Member, City of South Lake Tahoe, Vacant, for a

term to expire January 2015.

Historical Museum Commission - 4 Year Term

Reappoint - Member, Jeannette R. Barrett.

Reappoint - Member E. Keith Berry.

Law Library Trustees - 1 Year Term

Reappoint - Trustee, Louis B. Green, County Counsel.

Reappoint - Trustee, Jennifer K. (Nelson) Magee, Bar Association.

Mental Health Commission - 3 Year Term

Reappoint - Member, Robert Bartley, South Lake Tahoe Commission.

Reappoint - Member, Pamela Nance, South Lake Tahoe Commission.

Parks and Recreation Commission - Coterminous with appointing Board Member.

Reappoint - Member, Bob Smart, District 3.

Trails Advisory Committee - 4 Year Term

Reappoint - Member, Jim McErlane for a term to expire January 2014.

Reappoint - Member, Ms. Randy Hackbarth for a term to expire January 2014.

TIME ALLOCATION - 2:00 P.M.

16. [09-1516](#) Hearing to consider the recommendation of the Planning Commission on Parcel Map P08-0030/Harris on property identified by APN 101-030-13, consisting of 150 acres, in the Pollock Pines area, submitted by Mary H. Nugent; and recommending the Board take the following actions:
- 1) Adopt the Negative Declaration based on the Initial Study prepared by staff; and
 - 2) Approve P08-0030 based on the findings and subject to the conditions listed in Attachment 1.
- (4/5 vote required, pursuant to CA Gov. Code Section 51119.5) (Est. Time: 30 Min.) (Supervisorial District II) (Cont'd 1/19/10, Item 19)

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

CLOSED SESSION

17. [10-0085](#) Conference with Legal Counsel - **Initiation of Litigation**: Pursuant to Government Code Section 54956.9(c): Number of potential cases: (1).
18. [10-0087](#) Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Number of potential cases: (1).
19. [10-0089](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: Yubacon, Inc. v. El Dorado County Department of Transportation. (Office of Administrative Hearings Case No. A-0016-07). Number of potential cases: (1).
20. [10-0090](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: Yubacon, Inc. v. El Dorado Irrigation District, et al. (El Dorado County Superior Court Case No. 20070379) Number of potential cases: (1).
21. [10-0091](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: M & H Builders, Inc. v. RDCO, Inc., et al. (El Dorado County Superior Court Case No. PC 20070019) Number of potential cases: (1).
22. [10-0037](#) Pursuant to Government Code Section 54957 - **Public Employee Performance Evaluation**: Title: Public Defender. (Cont'd 1/26/10, Item 27)
23. [10-0096](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as APN 115-030-16. The person or persons with whom the negotiator may negotiate is the Estate of Carl E. Pohto and Laura E. Pohto, his Wife as Joint Tenants. Instructions to negotiator will concern price and terms of payment. Peter Feild will be the negotiator on behalf of El Dorado County.
24. [10-0097](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as APN 115-310-21. The person or persons with whom the negotiator may negotiate is the El Dorado Hills Community Services District. Instructions to negotiator will concern price and terms of payment. Peter Feild will be the negotiator on behalf of El Dorado County.
25. [10-0098](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as APN 115-030-15. The person or persons with whom the negotiator may negotiate are David L. Rathe and Polly Rathe, Husband and Wife as Community Property. Instructions to negotiator will concern price and terms of payment. Peter Feild will be the negotiator on behalf of El Dorado County.

26. [10-0099](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as APN 115-030-03. The person or persons with whom the negotiator may negotiate is Kenneth S. Hill, a Married Man as His Sole and Separate Property. Instructions to negotiator will concern price and terms of payment. Peter Feild will be the negotiator on behalf of El Dorado County.
27. [10-0100](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as APN 115-030-04. The person or persons with whom the negotiator may negotiate is John Nojan Khoshcar, a Married Man as His Sole and Separate Property. Instructions to negotiator will concern price and terms of payment. Peter Feild will be the negotiator on behalf of El Dorado County.
28. [10-0102](#) Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation**: Title: County Counsel.

ADDENDUM

CLOSED SESSION:

- 29. [10-0105](#) Conference with Legal Counsel - **Initiation of Litigation** pursuant to Government Code Section 54956.9(c): Number of potential cases: (1).

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

ANNOUNCEMENTS

**Special Meeting – Monday, February 22, 2010 at 9:00 a.m. – Strategic Direction
Workshop**