



# County of El Dorado

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## Minutes - Final Board of Supervisors

*James R. Sweeney, Chairman, District III*  
*Helen K. Baumann, Vice Chairman, District II*  
*Rusty Dupray, District I*  
*Charlie Paine, District IV*  
*Norma Santiago, District V*

*Cindy Keck, Clerk of the Board of Supervisors*  
*Laura S. Gill, Chief Administrative Officer*    *Louis B. Green,*  
*County Counsel*

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Tuesday, February 14, 2006

8:00 AM

Board of Supervisors Meeting Room

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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.

For Purposes of the Brown Act (Government Code Section 54954.2 (a), the numbered items on this Agenda give a brief general description of each item of business to be transacted or discussed. The recommendations of the staff, as shown, do not prevent the Board of Supervisors from taking other action.

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE

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. To ensure timely delivery, written information from the public must be received by the Board Clerk by Monday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

### 8:00 A.M. - CALL TO ORDER AND CLOSED SESSIONS

**Present:** 2 - Supervisor Sweeney and Supervisor Santiago

**Absent:** 1 - Supervisor Paine

**9:00 A.M. - 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.

A motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt the Agenda and approve the Consent Calendar with the following exceptions: Item 22 continued off calendar; Items 30, 31 and 38 added to the Consent Calendar; and Item 33 continued to February 28, 2006.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

**OPEN FORUM**

**PRESENTATIONS**

1. **06-0291** **PRESENTATION** by Human Services Department, Community Services Division, and the El Dorado County Commission on Aging on the improvements made to the Placerville Senior Center during the past year; and presentation of Certificates of Appreciation acknowledging local individuals and businesses for the donation of time and/or materials for the renovation of said Center.

2. [06-0285](#) **PRESENTATION** proclaiming February 28, 2006 as "Spay Day USA" in El Dorado County.

A motion was made by Supervisor Santiago, seconded by Supervisor Dupray, that this matter be Adopted. The motion carried by the following vote:

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

**CONSENT CALENDAR**

3. **06-0281** Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, February 7, 2006.

**RECOMMENDED ACTION:** Approve.

This matter was approved on the Consent Calendar.

4. **06-0282** Release of Lien (on file with the Clerk).  
**RECOMMENDED ACTION:** Approve.  
**This matter was approved on the Consent Calendar.**
5. **06-0267** Public Health Department recommending Chairman be authorized to sign retroactive Agreement SC1-2006 with Superior Court of El Dorado County in an amount not to exceed \$16,250 for the term July 1, 2005 through June 30, 2006 to provide funding for a Collaborative Justice Juvenile Drug Court Program; and Budget Transfer 26066 increasing revenue and expenditure appropriations by \$16,250 for same. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.  
**FUNDING:** New funding - Judicial Council of California.  
**This matter was approved on the Consent Calendar.**
6. **06-0268** Public Health Department recommending the Board approve in concept the submission of an application to the Blue Shield Foundation of California for a grant award up to \$400,000 over a three year period to create a County-wide technology infrastructure supporting the ACCEL Initiative.  
**RECOMMENDED ACTION:** Approve.  
**FUNDING:** Grant.  
**This matter was approved on the Consent Calendar.**
7. **06-0269** Human Services Department, Community Services Division, recommending Resolution authorizing the Chairman to sign Amendment 01 to Contract Number AP-0506-29 with the California Department of Aging (CDA) increasing the maximum grant amount by \$137,352 to \$1,368,639 for the period July 1, 2005 through June 30, 2006; said Resolution authorizes the Director of Area Agency on Aging to continue to administer and execute subsequent documents relating to same, including amendments thereto that do not affect the dollar amount or term and required fiscal and programmatic reports; and recommending approval of Budget Transfer 26064 in the amount of \$39,008 establishing a budget for the new Medicare Part D Enrollment Program and Budget Transfer 26065 in the amount of \$30,000 to budget one-time donation funds for the purchase of a replacement convection steamer for senior lunches. (4/5 vote required)  
**RECOMMENDED ACTION:** Adopt Resolution **041-2006**.  
**FUNDING:** Federal funding and donations.  
**This matter was approved on the Consent Calendar.**

8. **06-0270** General Services Department recommending Chairman be authorized to sign Notice of Completion for the El Dorado County Placerville Airport, Crack Repair, Slurry Seal and Remark of Runway, Taxiway, and Operations Ramp Project under contract to California Pavement Maintenance Company.

**RECOMMENDED ACTION:** Approve.

**This matter was approved on the Consent Calendar.**

9. **06-0271** General Services Department recommending Director of said Department be authorized to sign the Revised Application for Federal Assistance in the amount of \$277,035 from the Federal Aviation Administration (FAA), Department of Transportation, for FAA Airport Improvement Program funds for the Georgetown Airport , Rehabilitate Runway 16/34-Phase 3, Crack Seal and Slurry Seal of Apron and Hangar Taxiways Project, noting the Reconstruction/relighting cost overruns - \$91,616 and crack seal/slurry seal - \$200,000.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** FAA Grant - 95%, CALTRANS - 4.75% and Community Enhancement funds - 0.25%.

**This matter was approved on the Consent Calendar.**

10. **06-0272** General Services Department recommending the Director of said Department be authorized to sign the application for Federal Assistance in the amount of \$225,000 from the Federal Aviation Administration (FAA) , Department of Transportation, for FAA Airport Improvement Program funds for the Placerville Airport, Slurry Seal Runway Ends of Runway 23, Remark of Thresholds for Runways 5 and 23, and Replacement of a Portion of the Medium Intensity Runway Lighting System (MIRL) for Runways 5 and 23 Project, noting the FAA has noted that the runway safety areas at Placerville Airport are nonstandard ; and, the FAA has implemented a nationwide program to bring runway safety areas into standardization.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** FAA Grant - 95%, CALTRANS Grant - 4.75% and Placerville Enterprise Airport Fund 0.25%.

**This matter was approved on the Consent Calendar.**

11. **06-0288** Development Services Department, Planning Services Division, submitting final map (TM01-1376F) for Serrano/Village J3A, Unit 1; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements, Agreement on Conditions for Acceptance of Drainage Easements; and Agreement on Conditions for Acceptance of Roads for Serrano/Village J3A, Unit 1 with Serrano Associates, LLC.  
**RECOMMENDED ACTION:** Approve.

**This matter was approved on the Consent Calendar.**

12. **06-0273** Transportation Department recommending Chairman be authorized to sign Agreement AGMT 05-938 with David Evans and Associates, Inc. in an amount not to exceed \$2,000,000 for a term of two years to provide "as-needed" project planning and design services associated with the Ponderosa Road/South Shingle Road/U.S. Highway 50 Interchange Project, noting this is consistent with Board of Supervisors approval on November 8, 2005, Item 52.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** Capital Improvement Project - Road/Traffic Impact Fees.

**This matter was approved on the Consent Calendar.**

13. **06-0274** Transportation Department recommending Chairman be authorized to sign Agreement AGMT 05-935 with Quincy Engineering, Incorporated in an amount not to exceed \$2,000,000 for a two year term to provide "as-needed" project planning, design and construction support engineering services for projects associated with the El Dorado Hills Boulevard/U.S. Highway 50 Interchange Project, noting this is consistent with Board of Supervisors approval on November 8, 2005, Item 52.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** Capital Improvement Project - Road/Traffic Impact Fees.

**This matter was approved on the Consent Calendar.**

14. **06-0286** Transportation Department recommending Chairman be authorized to sign Lease Revenue Agreement CTA-05005 with California Tahoe Conservancy in the amount of \$2,020 for the term December 1, 2005 through July 30, 2006 for soil erosion control projects in the Lake Tahoe region.  
**RECOMMENDED ACTION:** Approve.

**FUNDING:** California Tahoe Conservancy.

**This matter was approved on the Consent Calendar.**

15. **06-0275** Transportation Department recommending the Board authorize the Right of Way Unit to proceed with the acquisition process for the Pleasant Valley Road 2-Way Left Turn Project 73318 for parcels identified as APN 054-422-63 and -65 (John Christopher and Anita Agnes Fusano, Trustees); APN 097-020-50 (J and A Fusano Partners, LP); APN 097-020-51 (Christopher G. Fusano, Trustee); APN 051-542-07 (Michael Wagnon); APN 097-020-46 (William E. Patton and Mary R. Swann, Gregory W. Patton, Gael and Joan Barsotti, Trustees and James E. and Maureen Carter, Trustees); APN 097-020-47 (Steven and Laura Abel); APN 097- 020-48 (Steven Abel); APN 054-351-34 (James R. Kidder, Trustee); APN 097-010-78 (Tim and Christine Quigley); APN 097-010-67 (Gerald L. and Janet M. Bordges); APN 097-010-85 (James R. Kidder, Trustee); APN 097-010-06 (Lyn D. Shalley, Donna Rae Shalley, Lloyd E. Elliott, Sharon S. Elliott, Robert L. Elliott and Irene Elliott); APN 097-010-82 (Mohammad Nadar); APN 097-010-87 (Lloyd E. Elliott, Jr., Robert Lee Elliott and Donna Rae Shalley); and 097-010-10 (Marie and Mike Wagnon).

**RECOMMENDED ACTION:** Approve.

This matter was approved on the Consent Calendar.

16. **06-0292** Transportation Department requesting authorization to offer Step 5 salary compensation to Charles Pazzi for the position of Supervising Civil Engineer for said Department.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Traffic Impact and Developer fees.

This matter was approved on the Consent Calendar.

17. [06-0276](#) Surveyor's Office recommending Resolutions of Intention to change the names of County Road No. 1065, Weststar Lane to Via Treviso and a portion of County Road 1062, Life Way to Morel Way in the Long View Estates Subdivision; and further recommending a hearing be set on March 7, 2006 at 9:00 a.m. in the Board of Supervisors Meeting Room to consider the proposed name changes.

**RECOMMENDED ACTION:** Adopt Resolutions **042-2006** and **043-2006**.

This matter was approved on the Consent Calendar.

- 18. 06-0277** Human Resources Department recommending Resolution approving Memorandum of Understanding with Operating Engineers Local 03 - Corrections Bargaining Unit for the period January 1, 2006 through December 31, 2008, for salary increases for all affected classes and non-economic interests.  
**RECOMMENDED ACTION:** Adopt Resolution **046-2006**.  
  
**FUNDING:** General Fund.  
**This matter was approved on the Consent Calendar.**
- 19. 06-0287** Human Resources Department recommending Resolution to the California Public Employees Retirement System (CalPERS) authorizing the industrial disability retirement application of William A. Davis from the position of Deputy Sheriff, as determined by the Administrative Law Judge, effective March 20, 2006.  
**RECOMMENDED ACTION:** Adopt Resolution **048-2006**.  
  
**FUNDING:** General Fund.  
**This matter was approved on the Consent Calendar.**
- 20. 06-0284** Supervisor Santiago recommending Proclamation welcoming the participants of Ascent to South Lake Tahoe for the annual "Winter Party at Lake Tahoe" from February 26, 2006 through March 5, 2006.  
**RECOMMENDED ACTION:** Adopt Proclamation.  
  
**This matter was approved on the Consent Calendar.**
- 21. 06-0283** Supervisor Santiago recommending Proclamation acknowledging District V, the El Dorado County portion of the Tahoe Basin, a "Rape Free Zone".  
**RECOMMENDED ACTION:** Adopt Proclamation.  
  
**This matter was approved on the Consent Calendar.**
- 22. 06-0294** Supervisor Baumann recommending Supervisor Sweeney be appointed to serve as the Member Representative on the Local Agency Formation Commission (LAFCO) for a term to expire January 2008 and she be appointed to serve as the Alternate Member on LAFCO for a term to expire January 2010.  
**RECOMMENDED ACTION:** Approve.  
  
**This matter was continued off calendar upon adoption of the Agenda.**

- 23. 06-0278** Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 06-064-068 for the purchase of various patrol vehicle equipment to be used to replace existing equipment for the Sheriff's Department.
- RECOMMENDED ACTION:** Authorize blanket purchase order to Lehr Auto Electric of Sacramento, California in the amount of \$72,000 for a twelve month period and authorize an increase to said blanket purchase order on an "as-needed" basis during the awarded period if funding is available within the requesting department's budget.

**FUNDING:** General Fund.

This matter was approved on the Consent Calendar.

- 24. 06-0293** Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 06-288-065 for the purchase of aggregate materials for the West Slope for the Department of Transportation.
- RECOMMENDED ACTION:** Authorize blanket purchase order to Teichert Aggregates of Sacramento, California in the amount of \$21,156, including sales tax, for a twelve month period, and authorize increase to same on an "as-needed" basis during the awarded period if funding is available within the requesting department's budget, noting the bidder did not quote on 100% of items included in quotation schedule; bidder was sole qualified bidder for this and previous bid; purchasing agent has determined that issuing a third bid would produce no economic benefit to the County.

**FUNDING:** Road Fund.

This matter was approved on the Consent Calendar.

- 25. 06-0279** Chief Administrative Office, Procurement and Contracts Division, recommending a sole source purchase of one (1) Minolta MS7000 Reader Printer in the amount of \$18,222 from Sofffile of Sacramento, California to provide exceptional quality paper prints for the public for the Recorder-Clerk.
- RECOMMENDED ACTION:** Approve.

**FUNDING:** General Fund.

This matter was approved on the Consent Calendar.



- 26. **06-0300** Reappointment of Louis B. Green to the position of County Counsel for a four-year term in accordance with Section 403 of the County Charter.  
**RECOMMENDED ACTION:** Approve.

This matter was approved on the Consent Calendar.

**END CONSENT CALENDAR**

**NOTICED HEARING/DEPARTMENT MATTERS**

- 27. [06-0302](#) Chief Administrative Office recommending the establishment of an Elder Abuse Protection Unit to ensure the safety and well being of El Dorado County's senior community by pursuing vigorous prosecution of physical, emotional and fiscal abuse.

A motion was made by Supervisor Dupray, seconded by Supervisor Sweeney to approve the establishment of an Elder Protection Unit, comprised of staff from the Human Services Department, District Attorney's Office, and County Counsel, to ensure the safety and well being of El Dorado County's senior community by pursuing vigorous prosecution of physical, emotional and fiscal abuse; directed the involved departments to develop a cooperative memorandum of understanding delineating the specific responsibilities and duties of each department in the implementation and ongoing provision of Elder Protection Unit activities; and directed the Chief Administrative Officer to come back to the Board on February 28, 2006 with a budget transfer to appropriate funds in fiscal year 2005/2006 for said Unit.

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

- 28. **06-0296** General Services Department recommending the following pertaining to the Placerville Animal Control property acquisition:

- (1) Review and discuss the proposed terms and conditions of the property sale regarding portions of APNs 331-620-01 and 331-620-02; and
- (2) Direct staff to prepare a purchase and sales agreement consistent with the terms and conditions identified in "Attachment A" of the Agenda Transmittal dated February 2, 2006, with any modifications identified by the Board of Supervisors.

A motion was made by Supervisor Baumann, seconded by Supervisor Santiago to approve staff's recommendation for the preparation of a Purchase and Sales Agreement as outlined in Attachment "A"; and staff directed to return on March 7, 2006, or a date to be determined to allow for the necessary noticing requirements, for approval of said Agreement for the Placerville Animal Control Facility.

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

29. **06-0301** Public Health Department requesting authorization to conduct a request for proposal process for ambulance billing services to gauge the availability and cost of same through the private sector.

A motion was made by Supervisor Santiago, seconded by Supervisor Baumann to authorize Public Health to conduct a request for proposal process and return to the Board on April 25, 2006 with a status report on same.

30. [06-0234](#) Sheriff's Department recommending adoption of Resolution **047-2006** continuing the state and local emergency declared on December 31, 2005 if it is found that conditions of extreme peril to the safety of person and property exists. (Continued 2/7/2006, Item 26) (4/5 vote required)

This matter was added to the Consent Calendar; Resolution **047-2006** adopted; and declaration continued to February 28, 2006.

31. [06-0125](#) Transportation Department recommending the following:
- (1) Find that a state of emergency continues to exist and authorize said Department to proceed under Public Contract Code Sections 20395, 22035 and 22050 to immediately stabilize and repair roads severely damaged by recent storms including Mosquito Road, Church Mine Road, and Cosumnes Mine Road;
  - (2) Find based upon the substantial evidence in the record regarding the conditions of the road and bridge approach facilities at said roads, that the emergency will not permit a delay resulting from competitive solicitation for bids, and that immediate action is necessary to stabilize and repair the roads and bridge approach to prevent further damage to, or failure of, the facilities, and to provide for access for public services to populated areas served by these roads;
  - (3) Authorize the Department to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency repairs pursuant to written contract and authorize the Chairman of the Board to execute those contracts; and
  - (4) Continue to the **February 28, 2006** Board Meeting for status review. (Continued 2/7/06, Item 27)

**FUNDING:** Road Fund, seeking OES funds for 75% of costs. FEMA funding unknown, funding plan to be presented.

This matter was added to the Consent Calendar and approved; and status review continued to February 28, 2006.

**32. 06-0289** Transportation Department recommending the following pertaining to the Multiple Regional Transportation Planning efforts in the White Rock Road and U.S. Highway 50 Corridor:

- (1) Participate in sub-regional efforts to improve White Rock Road with representatives from Rancho Cordova, Sacramento County and the City of Folsom to develop a cohesive circulation "system" that focuses on alleviating congestion on U.S. Highway 50;
- (2) Work with Sacramento Area Commerce Trade Organization (SACOG) for the El Grove/Rancho Cordova/El Dorado County Connector Road regional planning process;
- (3) Actively participate with SACOG and other Agencies affected by the Elk Grove/Rancho Cordova/El Dorado County Road Connector Road in the formation of a Joint Powers Authority (JPA); and
- (4) Return to the Board with recommendations concerning scope, authority and appropriate formation steps for the aforementioned JPA.

**A motion was made by Supervisor Dupray, seconded by Supervisor Santiago, that this matter be Approved. The motion carried by the following vote:**

**Yes:** 4 - Dupray, Baumann, Sweeney and Santiago

**Absent:** 1 - Paine

**33. [06-0261](#)** Chief Administrative Office recommending the following pertaining to disbursement of interest from Community Enhancement Funds:

- (1) Approve Budget Transfer 26070 appropriating prior and current year interest earnings on said funds and transfer same to General Fund;
- (2) Direct that any future funding agreements that require separate funds be transferred to the General Fund;
- (3) Direct that any future funding agreements that require separate funds for tracking purposes specify that interest within those funds shall accrue to the County; and
- (4) Direct that the value of interest earnings transferred from Community Enhancement funds to the General Fund be added to General Fund Designations for Capital Projects at the close of each year. (4/5 vote required) (Continued 2/7/2006, Item 28)

**FUNDING:** Community Enhancement Funds.

**This matter was continued to February 28, 2006 upon adoption of the Agenda.**

**CAO REPORTS**

**ITEMS TO/FROM SUPERVISORS**

**ADJOURNMENT**

**CLOSED SESSION**

- 34. 06-0295** Pursuant to Government Code Section 54957, **Public Employment:**  
Title: Public Employee Performance Evaluation:

  - (1) Director of Development Services; and
  - (2) Director of Public Health.

**No action reported.**
  
- 35. 06-0297** Pursuant to Government Code 54956.9(a), **Existing Litigation:**  
El Dorado County Taxpayers et al. v. EDC (General Plan Lawsuit)  
Sacramento County Superior Court 96-CS-01290.

**No action reported.**
  
- 36. 06-0299** Pursuant to Government Code 54956.9(b), **Anticipated Litigation:**  
Significant exposure to litigation. Title: Legal issues associated with  
proposed (Traffic Impact Mitigation)TIM fee program.  
One (1) potential case.

**No action reported.**
  
- 37. 06-0298** Pursuant to Government Code 54956.9(c), **Anticipated Litigation:**  
Initiation of Litigation. One (1) potential case.

**No action reported.**

**ADDENDUM**

**DEPARTMENT MATTERS:**

- 38. 06-0303** Transportation Department recommending adoption of Resolution  
**044-2006** authorizing County Agents to execute applications to obtain  
Federal Disaster Relief.

**This matter was added to the Consent Calendar and Resolution 044-2006  
adopted.**