



# County of El Dorado

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## Minutes - Final 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*

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Tuesday, October 19, 2010

8:00 AM

Board of Supervisors Meeting Room

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### 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) 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' website at [www.edcgov.us](http://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.

**8:02 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS**

**Present:** 5 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

**9:09 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS**

**INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

**ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR**

Approval of the Consent Calendar

**A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 5 and 8 were pulled from the consent calendar, Items 21 and 27 were continued to November 2, 2010, and Items 20 and 30 were continued to October 26, 2010.**

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

**PRESENTATION**

- 1. [10-1111](#) Supervisor Santiago recommending the Board receive a Presentation by Deb Jensen, Executive Director of the El Dorado Arts Council, on the "Arts Destination," Arts Incubation, Education and Events. (Est. Time: 10 Min.)

**Received presentation.**

**OPEN FORUM**

**PUBLIC COMMENT**

**T. Soike RE: Claims procedures**

[10-1141](#)

**BUDGET UPDATE**

**Gayle Erbe-Hamlin gave a detailed budget update see attachments.**

2. [10-1046](#) HEARING - Consider introduction (first reading) of an ordinance authorizing the redevelopment of certain territory of the County of El Dorado by the City of Placerville (the "City") and the Redevelopment Agency of the City of Placerville (the "Agency"). (Refer 9/28/10, Item 32) (Est. Time: 30 Min.)

*PUBLIC COMMENT*

*J. Simon*

*S. Taylor*

*B. Firwinder*

*M. Donkai*

*B. Carlson*

**A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, as follows:**

- 1) Read title, waived reading of ordinance 4952 in its entirety;**
- 2) Approved introduction; and**
- 3) Set adoption (second reading) for October 26, 2010.**

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

3. [10-1118](#) Department of Transportation recommending that the Board consider recommendations regarding easements on both public and private land for the Rubicon Trail alignment adopted by the Board on January 26, 2010. (Refer 1/26/10, Item 25) (Est. Time: 1 Hr.)

**FUNDING:** Since the proposed easements satisfy the obligations of both the County and the USFS under the Cleanup and Abatement Order, it is anticipated that the County will absorb the cost of preparing the easement application, and preparing a survey of the Board-adopted preferred route, and the U.S. Forest Service will absorb the cost of processing the County's easement application, including the environmental analysis.

*PUBLIC COMMENT*

*N. Sprunger  
R. Villalvazo  
S. Johnston  
S. Morris  
R. Burlison  
W. Harris  
A. Granite*

**A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, as follows:**

- 1) Authorize the Department of Transportation to apply for an easement; from the United States Department of Agriculture, Eldorado National Forest for the Rubicon Trail alignment adopted by the Board on January 26, 2010, from the Wentworth Springs Campground to the El Dorado/Placer County line, which crosses federal land. This easement is not intended to supplant, replace, diminish or alter whatever rights-of-way may exist under Revised Statutes section 2477; and**
- 2) Authorize the Department of Transportation to take the steps necessary to acquire an easement for the Rubicon Trail alignment adopted by the Board on January 26, 2010, from the Wentworth Springs Campground to the El Dorado/Placer County line, from the private landowners, including ordering and paying for title and appraisal reports for the appropriate properties, including APN's: 010-100-01 (Rubicon Trail Partners) and 010-180-07 (Rubicon Soda Springs). This easement is not intended to supplant, replace, diminish or alter whatever rights-of-way may exist under Revised Statutes section 2477, prescriptive easements or any other manner.**

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

## CONSENT CALENDAR

4. [10-1117](#) Clerk of the Board recommending the Board approve the Meeting Minutes from the Regular Meeting of Tuesday, October 12, 2010.
- This matter was Approved on the consent calendar.**

5. [10-1093](#) Auditor-Controller recommending the Board approve Agreement for Services 252-S1111 with Calfee and Konwinski, A Professional Corp. in the amount of \$180,000 for a three year term to provide legal services related to the preparation of legal proceedings regarding the collections of delinquent special taxes for special assessment districts.

*PUBLIC COMMENT*

*T. Soike*

**A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to approve this matter.**

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

6. [10-0830](#) Chief Administrative Office recommending the Board approve employees eligible to receive the County's Early Retirement Incentive Plan, noting said plan was approved by the Board of Supervisors on July 20, 2010, Item No. 30. (Cont'd 10/19/10, Item 6)

**This matter was Approved on the consent calendar.**

7. [10-1083](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Award Bid No. 11-680-013 for the purchase of Ammunition to the low qualified bidders, Adamson Police Products of Hayward, CA in the amount of \$14,000; San Diego Police Equipment Co. Inc., of San Diego, CA in the amount of \$155,000; and Lawmen's and Shooters Supply of Vero Beach, FL in the amount of \$23,000 plus applicable sales taxes;
  - 2) Authorize the Purchasing Agent to issue multiple blanket purchase orders to the same three bidders in the total amount of \$192,000 for the twelve (12) month awarded period following Board approval; and
  - 3) Authorize the Purchasing Agent to increase the blanket purchase orders on an "as needed" basis during the awarded period as long as funding is available within the requesting Department's budget.

**FUNDING:** General Fund and non-General Fund.

**This matter was Approved on the consent calendar.**

8. [10-1082](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Award Bid No. 11-393-018 for the purchase of Food Items and Kitchen Supplies for use County wide;
  - 2) Authorize one-year blanket purchase orders to the following vendors: Strauss Food Service of Placerville, CA and Sysco Sacramento of Sacramento, CA in the amount of \$375,000 each; Farmer Brothers Coffee of West Sacramento, CA in the amount of \$3,000; and National Food Group of San Diego, CA in the amount of \$2,000 for use on the East and West Slopes of the County; U.S. Foodservice of Reno, NV in the amount of \$100,000; Crystal Dairy Foods of South Lake Tahoe, CA; and Mad Butcher Meat Company of Sacramento, CA; in the amount of \$10,000 each for use on the East Slope only; Francis Distributing of Diamond Springs, CA in the amount of \$10,000 for use on the West Slope; and
  - 3) Authorize the Purchasing Agent to increase the blanket purchase orders on an "as needed" basis during the awarded period as long as funding is available within the requesting Department's budget.

**FUNDING:** General Fund.

*PUBLIC COMMENT*

*J. Strause*

**A motion was made by Supervisor Knight, seconded by Supervisor Sweeney, to approve this matter.**

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

9. [10-1062](#) Health Services Department recommending the Board receive and file the following reports for special taxes for County Service Areas (CSA) 3 and 7, specific to County of El Dorado ambulance services for Fiscal Year 2009-10:
- 1) Statement outlining Government Code § 50075.1 (a) specifying the authority under which the County may levy a special tax for ambulance services within CSA's 3 and 7, (b) indicating the purpose for which this tax may be used, (c) identifying the special tax revenue fund in the County of El Dorado and, (d) citing the requirement for annual reporting of the special tax revenue; and
  - 2) Report pursuant to § 50075.3 that identifies the amount of funds collected and expended.

**This matter was Approved on the consent calendar.**

10. [10-1074](#) Health Services Department recommending the Board authorize the Chair to sign Amendment I to Agreement 101-129-P-E2010 with the County of Sacramento, Department of Health and Human Services, Public Health Laboratory with no change to the not-to-exceed amount of \$30,000 and revising the fee schedule in effect for the remainder of the term of this Agreement with no change to the original term of July 1, 2010 through June 30, 2011 for the provision of back-up laboratory services.

**FUNDING:** Health Services Department Public Health Realignment.

**This matter was Approved on the consent calendar.**

11. [10-1053](#) Department of Human Services recommending the Board approve and authorize the Purchasing Agent to execute Amendment I to Agreement for Services 222-S1010 with Sierra Forever Families, a foster family agency changing the term of the agreement from a three-year term to an ongoing agreement that shall continue until terminated, increasing the maximum annual compensation to \$100,000 for Fiscal Year 2010-11 and each subsequent fiscal year, and revising other contract terms to allow placements by the Probation Department and to reflect current standard County contract language to provide emergency shelter care and/or foster care placement services on an "as-requested" basis.

**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.**

12. [10-1031](#) Library Director recommending the Board appoint Mans Kjellin to serve as a member of the Historical Museum Commission for a term to expire January 1, 2012.

**This matter was Approved on the consent calendar.**

13. [10-1007](#) Department of Transportation recommending the Board adopt a Resolution sanctioning the closure of Main Street between Highway 193 and Harkness Street, and Harkness Street from Main Street to South Street, in Georgetown on Saturday, December 4, 2010, from 12:00 noon to 9:00 p.m. for the annual Georgetown "Parade of Lights," subject to the conditions set forth in Resolution No. 110-79 dated May 1, 1979, and the "Application for Road Closure."

**Resolution 165-2010**

**Adopted Resolution 165-2010 upon approval of the consent calendar.**

14. [10-1029](#) Department of Transportation recommending the Board adopt a Resolution sanctioning the closure of Church Street between Highway 193 and School Street, and partial closure of Harkness Alley, Orleans Street, and Placer Street where they intersect with Church Street in Georgetown, on Sunday, October 31, 2010, between 5:00 p.m. and 8:00 p.m. for the 2010 Georgetown "Safe Halloween" Event, subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."

**Resolution 166-2010**

Adopted Resolution 166-2010 upon approval of the consent calendar.

**Board of Supervisors - Consent**

15. [10-1045](#) Supervisor Sweeney recommending the Board direct the Chief Administrative Officer to prepare documents as proposed in Item 31 on September 28, 2010 to enable commencement of negotiations with the State of California, Administration of the Courts (AOC). (Refer 9/28/10, Item 31).

**This matter was Approved on the consent calendar.**

**Yes:** 4 - Knight, Nutting, Sweeney and Santiago

**Abstained:** 1 - Briggs

16. [10-1120](#) Supervisor Sweeney recommending the Board adopt a Proclamation recognizing Joan Barton Barsotti for her 30 years of dedicated volunteer service to the citizen's of El Dorado County. This proclamation will be presented to the family at the Annual Women's Fund Celebration on October 21, 2010.

**This matter was Approved on the consent calendar.**

17. [10-1038](#) Supervisor Santiago recommending approval of a Proclamation recognizing Larry S. Lohman for 27 Years of Service to the County of El Dorado.

**This matter was Approved on the consent calendar.**

**END CONSENT CALENDAR**

**DEPARTMENT MATTERS**

18. [10-0450](#) Consider adoption (Second Reading) of **Ordinance 4948** revising County Ordinance Code Title 2 and Title 15 to bring into compliance with current building codes and terminology, to streamline permit processes, and to remain consistent with Tahoe Regional Planning Agency regulations. (Cont'd 10/5/10, Item 26) (Est. Time: 10 Min.)

**A motion was made by Supervisor Knight, seconded by Supervisor Santiago, to adopt Ordinance 4948.**

**Yes:** 4 - Knight, Nutting, Sweeney and Santiago

**Absent:** 1 - Briggs

19. [10-0820](#) Supervisor Briggs recommending the Board authorize the Chairman to sign letter of support to Jim Branham, Executive Director, Sierra Nevada Conservancy, stating the Board's support for the Sierra Nevada Forest and Community Initiative. (Refer 8/10/10, Item 2) (Est. Time: 10 Min.)

**A motion was made by Supervisor Knight, seconded by Supervisor Nutting, as follows:**

- 1) Approve the amended letter;
- 2) Authorize the Chair to sign the letter; and
- 3) Encourage the Sierra Nevada Conservancy to amend their resolution.

**Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

20. [10-0991](#) Chief Administrative Office recommending the Board receive and file a report regarding policy issues for the creation of formalized directions and procedures for accounting matters in this County, including OMB A-87. (Cont'd 9/20/10, Item 3) (Est. Time: 10 Min.)

**This matter was continued to October 26, 2010 upon approval of the consent calendar.**

21. [10-0886](#) County Counsel recommending the Board receive and file an update on a proposal method to reduce the account balance in regard to the future levy of special district taxes in Community Facilities District No. 1992-1. (Cont'd 10/5/10, Item 28) (Est. Time: 20 Min.)

**This matter was continued to November 2, 2010 upon approval of the consent calendar.**

- 22. [10-1119](#) Supervisor Briggs recommending David Girard provide a presentation on the proposed Wine and Viticulture Galleria at the David Girard Vineyards. (Est. Time: 15 Min.)

*PUBLIC COMMENT*

*L. Brent-Bumb*

**Received presentation.**

- 23. [10-1122](#) Supervisor Briggs recommending the Board receive a presentation by Vincent Cal regarding a proposal for a General Store at 4031 Main Street in Greenwood (APN 074-173-01). (Est. Time: 15 Min.)

**Received presentation.**

- 24. [10-1113](#) Chief Administrative Office recommending the Board consider the following pertaining to Information Technology (IT):  
1) Receive presentations by the IT Department, the Sheriff's IT section and the Surveyor's Geographical Information System (GIS) section pertaining to potential budget reductions in each of these areas; and  
2) Approve recommendations provided by the Chief Administrative Officer pertaining to same. (Est. Time: 2 Hrs.)

**FUNDING:** General Fund.

*PUBLIC COMMENT*

*T. Holcomb*

*R. Cohns*

*V. Yorti*

*K. Fiasco*

*L. Columbo*

**Received presentations.**

**CAO REPORTS**

**ITEMS TO/FROM SUPERVISORS**

**CLOSED SESSION**

25. [10-1124](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as APN 070-261-82. The person or persons with whom the negotiator may negotiate: Detmold Limited Partners, represented by Robert Laurie. Instructions to negotiator will concern both price and term of payment. Louis Green, County Counsel, Peter Maurer, Principal Planner, and Pete Feild, Right-of-Way Program Manager will be the negotiator on behalf of El Dorado County. (Est. Time: 10 Min.)
- No Action Reported**
26. [10-1116](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: Central Valley Regional Water Quality Control Board - Clean up and Abatement Order, No. R5-2009-0030 (Rubicon Trail). Number of potential cases: (1). (Est. Time: 10 Min.)
- No Action Reported**
27. [10-1128](#) Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b). Title: Serrano Claim for CFD Tax Refund  
Number of potential cases: (1).
- This matter was continued to November 2, 2010 upon approval of the consent calendar.**
28. [10-0703](#) Pursuant to Government Code Section 54957.6. **Conference with Labor Negotiator**:  
County Negotiator: Director of Human Resources and/or designee.  
Employee Organization: El Dorado County Employees Association Local No.1 representing employees in the General, Professional, and Supervisory Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades and Crafts, Probation, and Corrections Bargaining Units; Deputy Sheriffs Association representing employees in the Law Enforcement Unit; El Dorado County Criminal Attorney Association; El Dorado County Deputy County Counsel Association; El Dorado County Managers Association; El Dorado County Law Enforcement Managers Association; and Unrepresented Employees. (Est. Time: 10 Min.)
- No Action Reported**

29. [10-1063](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**  
Governing Board of the In-Home Supportive Services Public Authority and County Negotiator: Bruce Heid of IEDA, and/or designee  
Employee Organization: United Domestic Workers of America (UDWA) AFSCME/AFL-CIO representing Independent Providers. (Est. Time: 10 Min.)

**No Action Reported**

30. [10-1126](#) Conference with Legal Counsel - **Initiation of Litigation** pursuant to Government Code Section 54956.9(c): Number of potential cases: (5). (Est. Time: 10 Min.)

**This matter was continued to October 26, 2010 upon approval of the consent calendar.**

31. [10-1079](#) Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation:** Title: Clerk of the Board of Supervisors. (Est. Time: 30 Min.)

**This matter was continued to October 26, 2010.**

**ADJOURNED AT 7:26 P.M.**