



County of El Dorado

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MEETING AGENDA

Board of Supervisors

Helen K. Baumann, Chairman, District II
Rusty Dupray, First Vice Chairman, District I
Ron Briggs, Second Vice Chairman, District IV
James R. Sweeney, District III
Norma Santiago, District V

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

Tuesday, April 17, 2007

10:00 AM

Board of Supervisors Meeting Room

The Vision Statement adopted by the Board of Supervisors on November 7, 2006, states "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."

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.

10:00 A.M. - CALL TO ORDER

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

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

PRESENTATION

1. [07-587](#) **PRESENTATION** proclaiming May 2007 as Bike Commute Month.

CONSENT CALENDAR

2. [07-616](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, April 10, 2007.
RECOMMENDED ACTION: Approve.
 3. [07-521](#) Public Health Department recommending Chairman be authorized to sign Agreement 566-PHD0207 with Barton Healthcare System for a term through September 29, 2008 to participate in the development and implementation of a health information technology system to support the El Dorado County Safety Net Technology Project.
RECOMMENDED ACTION: Approve.
- FUNDING:** Agency for Healthcare Research and Quality, Blue Shield Foundation of California, and First 5 of El Dorado Grants
4. [07-550](#) Public Health Department recommending Chairman be authorized to sign Budget Transfers for reimbursement to California Forensic Medical Group (CFMG) and payment to other medical professionals and facilities for emergency medical services provided to County Inmates; and recommending funding in the amount of \$41,667 for excess insurance coverage and an adjustment in the amount of \$23,298 to Probation's Juvenile Hall budget. (4/5 vote required)
RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

5. [07-595](#) Human Services Department, Community Services Division, recommending Chairman be authorized to sign Contract No. R760321-04/526 with Golden Sierra Job Training Agency in the amount of \$60,000 for the term January 1, 2007 through December 31, 2007 for California Rapid Response Special Project Services by El Dorado County as Area Partner Consortium Operator of the Golden Sierra Job Training Agency Consortium; and authorize the Director of said Department to execute subsequent documents relating to said Agreement, including amendments thereto, contingent upon approval by Risk Management and County Counsel, that do not affect the dollar amount or the term and required fiscal and programmatic reports; and recommending Budget Transfer 27196 increasing estimated revenue and appropriations by \$6,000 to incorporate new California Rapid Response revenues and corresponding appropriations. (4/5 vote required)
RECOMMENDED ACTION: Approve.

FUNDING: California Rapid Response Special Project Funds.
6. [07-596](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign Memorandum of Understanding and Joint Exercise of Powers Agreement with the California Statewide Automated Welfare System Consortium IV for a term of one year to design, develop, operate and maintain an automated system to support the business requirements for the administration of certain public assistance programs for Consortium counties.
RECOMMENDED ACTION: Approve.
7. [07-540](#) Transportation Department recommending Resolution sanctioning the closure of South Shingle Road from Millers Hill School to the end of the pavement on South Shingle Road, Settlers Trail and Coulter Lane, on Saturday, April 28, 2007, between 7:00 a.m. and 11:00 a.m. for the "Latrobe Country Fun Run/Walk" event.
RECOMMENDED ACTION: Adopt Resolution **085-2007**.
8. [07-539](#) Transportation Department recommending adoption of Resolution acknowledging, but rejecting at this time, Irrevocable Offer of Dedication 2007-07 from Nikolay and Susanne Demidoff for road right of way and public utilities easements (APN 048-471-28) necessary to meet a condition of approval for Design Review DR05-0024.
RECOMMENDED ACTION: Adopt Resolution **084-2007**.

9. [07-468](#) Transportation Department recommending Chairman be authorized to sign Agreement for Services AGMT 06-1341 with MACTEC Engineering and Consulting, Inc. in the amount of \$500,000 for the term of April 17, 2007 through April 16, 2009 to provide geotechnical, design, environmental and construction support services for erosion control and water quality projects in the Tahoe Basin.
RECOMMENDED ACTION: Approve.

FUNDING: California Tahoe Conservancy, United States Forest Service, United States Bureau of Reclamation, Tahoe Regional Planning Agency Mitigation Funds

10. [07-516](#) Transportation Department recommending Chairman be authorized to sign Road Improvement Project Funding Agreement 07-1377 with Mitchell McAllister in the amount of \$51,288 to provide funding for road improvements on Fairover Court in the Texas Hill Estates Road Zone of Benefit No. 12 as required under the conditions of approval of Certificate of Compliance 97-205; and recommending Budget Transfer 27198 in the amount of \$51,288 increasing revenue and expenditures for said improvements. (4/5 vote required)
RECOMMENDED ACTION: Approve.

FUNDING: Donation by Property Owner.

11. [07-546](#) Transportation Department recommending Chairman be authorized to sign Agreement 07-1421 with PSOMAS in the amount of \$2,450,000 for a term commencing April 17, 2007 to provide construction engineering and construction support services for the Missouri Flat Road / U.S. Highway 50 Interchange Project.
RECOMMENDED ACTION: Approve.

FUNDING: State Traffic Impact Mitigation Fee.

12. [07-517](#) Transportation Department recommending Chairman be authorized to sign Amendment 2 to Agreement for Services AGMT 05-789 with Stantec Consulting Inc. increasing compensation amount by \$30,000 to \$90,000 and extending the term through April 18, 2008 to provide assistance with continued planning and design services necessary for project development.
RECOMMENDED ACTION: Approve.

13. [06-1588](#) Sheriff's Office and General Services Department recommending the following pertaining to the emergency replacement of security system at the South Lake Tahoe Jail:
- (1) Find that a state of emergency exists at the South Lake Tahoe Jail as a result of the failure of the closed circuit television and intercom communication systems;
 - (2) Find that in accordance with County Ordinance Code 3.14.060, the County may dispense with competitive bidding requirements to immediately secure assistance from an outside vendor to perform the necessary emergency work; and
 - (3) Authorize Purchasing Agent to issue a purchase order for the "like" replacement of equipment and installation. (4/5 vote required)
- (Continued 4/10/07, Item 16)
- RECOMMENDED ACTION:** Approve.

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

14. [07-518](#) General Services Department recommending award of Bid for the South Lake Tahoe Animal Shelter remodel in the amount of \$1,505,720 to the lowest qualified bidder Thomas Haen Company; and recommending Chairman be authorized to execute said agreement contingent upon County Counsel and Risk Management approval.
- RECOMMENDED ACTION:** Approve.

FUNDING: Health Department Special Revenue Fund & Accumulated Capital Outlay (ACO Fund).

15. [07-545](#) Information Technologies Department recommending Chairman be authorized to sign Amendment I to Agreement 102-S0711 with AT&T Datacomm increasing compensation amount by \$60,000 to \$160,000 for the purchase of Cisco Network Equipment for the County.
- RECOMMENDED ACTION:** Approve.

FUNDING: The funding for purchases are included in the FY 06/07 budgets of Information Technologies and other various departments, and will be included in FY 07/08 budgets.

16. [07-578](#) Human Resources Department recommending Chairman be authorized to sign Amendment 2 to Agreement 073-S0611 with Meyers, Nave, Riback, Silver, & Wilson increasing compensation amount by \$25,000 to \$75,000 and extending the term one additional year to provide professional legal services to the Civil Service Commission on an "as requested" basis.
- RECOMMENDED ACTION:** Approve.

FUNDING: General Fund.

17. [07-220](#) County Service Area 10 consideration of Amendment 1 to Agreement 045-A-05/06-11 with Nick J. Farros, Sr. dba NJF Engineering increasing compensation amount by \$43,750 to \$127,410 and extending the term through December 6, 2007 to provide assistance with the final closure and postclosure of the Union Mine Landfill.
RECOMMENDED ACTION: Approve and authorize Chairman to sign.
18. [07-476](#) County Service Area 3 consideration of Memorandum of Understanding 029-M-06/07 between the County of El Dorado Environmental Management and County of El Dorado General Services Departments in the amount of \$66,000 for the term of July 1, 2007 through June 30, 2008 for reimbursement of the cost of providing snow removal services at the County facilities in the South Lake Tahoe Basin.
RECOMMENDED ACTION: Approve and authorize Chairman to sign.
- FUNDING:** Funding for the MOU is provided by the General Services Department Facilities Maintenance Division (General Fund) and has been included in the General Services FY 2007-08 budget request.

19. [07-547](#) Supervisors Sweeney and Briggs recommending the Chief Administrative Officer be directed to allocate, in the fiscal year 2007-2008 budget, the sum of \$400,000 and in the fiscal year 2008-2009 budget, and each year thereafter, the sum of \$200,000 as the County's share of the El Dorado Water and Power Authority's cost sharing agreement. (Cont'd 4/10/07, Item 32)
RECOMMENDED ACTION: Approve.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARINGS

20. [07-490](#) Environmental Management Department recommending adoption of Resolution **089-2007** declaring the week of April 23 through April 29, 2007 as "West Nile Virus and Mosquito and Vector Control Awareness Week" in El Dorado County.
21. [07-638](#) District Attorney and staff presenting an update regarding the Elder Protection Unit.
22. [07-631](#) Supervisor Baumann, on behalf of the El Dorado County Water Agency, recommending review of its Conflict of Interest Code, per Government Code Sections 87303 and 87306.5(a), contained within Resolution WA-4-2007.

11:00 A.M. - TIME ALLOCATION

23. [07-626](#) Supervisor Baumann, in coordination with Elizabeth Blakemore, Chairwoman, El Dorado County Child Abuse Prevention Council, presenting the 2007 "Champions for Children" Award to Carol Martin and Sheila Silan.
24. [07-594](#) Hearing to consider adoption of Resolution **087-2007** authorizing the submittal of an application to the California State Housing Finance Agency (CalHFA) to allow El Dorado County to participate in the Housing Enabled by Local Partnerships (HELP) Program to obtain a \$1,500,000 loan allocation to lend to Mercy Housing California for the acquisition of property and for predevelopment and construction activities for a 70-unit affordable family rental housing development (Runnymede Terrance); and the Director of Human Services to execute said application, and if application is funded, to execute documents pertaining to same, contingent upon approval by County Counsel and Risk Management.

FUNDING: CalHFA Allocation.

25. [07-605](#) Chief Administrative Office recommending that the Board receive and file the Initial Draft Response to the 2006-2007 Grand Jury Second Mid-term report and provide feedback to the CAO regarding changes to incorporate in the Final Draft Response.
26. [07-599](#) Chief Administrative Office recommending the Board of Supervisors receive and file status report on the recommendations made by the Grand Jury in its 2003-04 Final, 2004-05 Final, 2005-06 Mid-session, 2005-06 Final and 2006-07 First Mid-session report.

11:15 A.M. - TIME ALLOCATION**BOARD OF SUPERVISORS CONVENED AS THE EL DORADO COUNTY PUBLIC HOUSING AUTHORITY TO CONSIDER THE FOLLOWING:**

27. [07-600](#) Hearing to consider adoption of Resolution **086-2007** to approve the El Dorado County Public Housing Authority Year 2007/08 Annual Agency Plan for submission to the Department of Housing and Urban Development.

PUBLIC HOUSING AUTHORITY ADJOURNED**2:00 P.M. - TIME ALLOCATION**

28. [07-022](#) Development Services Department, Planning Services Division, recommending Resolution **079-2007** adopting the Criteria and Procedures for Administrative Relief from Agricultural Setbacks. (Con'd 4/10/2007, Item 46)
29. [07-560](#) Hearing to consider an appeal requiring a special use permit for continued operation of the Olde Coloma Theatre, located at 380 Monument Road, Coloma, CA., identified by APN 006-290-04, is located on the south side of Monument Road, approximately 300 feet west of the intersection with Cold Springs Road, in the Coloma area. Appellant: Coloma Crescent Players, Inc. (District IV) (Cont'd 4/10/07, Item 45)
30. [06-1821](#) Transportation Department providing update to the Board with regard to contract processes. (Cont'd. 3/20/07, Item 29)

31. [07-276](#) Transportation Department recommending Chairman be authorized to sign Agreement 06-1326 with CALTROP Corporation, Agreement 06-1327 with PB Americas, Inc., Agreement 06-1328 with PSOMAS, and Agreement 06-1329 with Vali Cooper & Associates, Inc. in the amount of \$500,000 each for the term of April 10, 2007 through April 9, 2009 except PSOMAS, which will expire March 31, 2009, to provide construction engineering and construction support services, and adopt recommended findings for same. (Cont'd. 4/10/07, Item 23)

FUNDING: The funding source will vary dependent upon which capital project is supported by these Agreements. In general, the Capital Improvement Program is funded with the 2004 General Plan Traffic Impact Mitigation fee program, grants and developer funding.

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

32. [07-617](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** Title: U.S.A. v. El Dorado County, City of South Lake Tahoe, et al., U.S. District Court Case No. S-01-1520-MCE GGH (ED CA).
33. [07-629](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:** Instructions to negotiator regarding real property described as APN 083-253-05. The persons with whom the negotiator may negotiate are Beau Melgreen and Vicki Melgreen. Instructions to negotiator will concern price and terms of payment. Negotiator on behalf of the County will be Pete Feild, Right-of-Way Program Manager.
34. [07-633](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:** Instructions to negotiator regarding real property described as APN 083-243-03. The persons with whom the negotiator may negotiate are Robert E. Nixon, Trustee, and Janet D. Nixon, Trustee, of the Robert E. Nixon and Janet D. Nixon Living Revocable Trust on June 15, 2005. Instructions to negotiator will concern price and terms of payment. Negotiator on behalf of the County will be Pete Feild, Right-of-Way Program Manager.
35. [07-639](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:** Instructions to negotiator regarding real property described as APN 083-243-02. The person with whom the negotiator may negotiate is Maricela Morales. Instructions to negotiator will concern price and terms of payment. Negotiator on behalf of the County will be Pete Feild, Right-of-Way Program Manager.

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.

Notice of any Agenda ADDENDA will be recorded on the "AGENDA HOTLINE" (530) 621-6622 no later than 8:00 A.M. on Saturday preceding the Tuesday meeting.

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 4:00 P.M.
South Lake Tahoe - Charter Cable 21, Daily - Time varies