



County of El Dorado

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Minutes

Board of Supervisors

Ray Nutting, Chair, District II
John R. Knight, First Vice Chair, District I
Ron Briggs, Second Vice Chair, District IV
James R. Sweeney, District III
Norma Santiago, District V

Suzanne Allen de Sanchez, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer *Louis B. Green, County Counsel*

Tuesday, June 28, 2011

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) 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 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. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS

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

9:32 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor Lukas gave the Invocation.
Supervisor Knight led the Pledge of Allegiance.

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 3, 5, 16, 17, 18, 19, 20, 21, 22, 23, 26, 28, 33, and 34 were pulled from the Consent Calendar, Item 24 was continued to Tuesday, July 19, 2011, and Items 57 and 58 were continued off calendar.

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

OPEN FORUM

PUBLIC COMMENT

L. Dengler RE: Open Code Violations

V. Yorti RE: Pollock Pines Community Center and the returning Senior Program.

BUDGET UPDATE

None

CONSENT CALENDAR

1. [11-0732](#) Clerk of the Board of Supervisors recommending the Board approve the Meeting Minutes for the Regular Meeting of Tuesday, June 21, 2011.
This matter was Approved on the consent calendar.

2. [11-0740](#) Auditor-Controller requesting authorization to make cash advances from the General Fund to various special revenue funds during Fiscal Year 2011-2012 to alleviate negative cash conditions that may occur as a result of the timing of Federal, State and grant funding.
This matter was Approved on the consent calendar.

3. [11-0700](#) Agriculture, Weights and Measures Department recommending the Board receive and file the El Dorado-Alpine Counties 2010 Agricultural Crop and Livestock Report.
A motion was made by Supervisor Briggs, seconded by Supervisor Knight, to receive and file the report.
Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago
A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, to direct the Chief Administrative Officer to work with the Agricultural Commission, and UCCE Extension to schedule a joint meeting prior to the September budget hearings.
Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

4. [11-0701](#) Agriculture, Weights and Measures Department recommending the Board authorize the Chair to sign Amendment II to Agreement for Services 039-S1011 with Thomas Amesbury, an individual, dba Forester's Co-Op modifying the Scope of Services and increasing the maximum compensation amount by \$58,000 to an amount not-to-exceed \$226,000 for the term of June 30, 2009 through December 31, 2011 for continued specialty weed abatement, control and eradication work.
FUNDING: 100% California Department of Food and Agriculture.
This matter was Approved on the consent calendar.

5. [11-0730](#) Chief Administrative Office recommending the Board:
- 1) Adopt a Resolution establishing the job classification, job specification, salary range and bargaining unit designation for a Chief Budget Officer classification; and
 - 2) Adopt a Resolution establishing the job classification, job specification, salary range and bargaining unit designation for a CAO Administrative Technician; and
 - 3) Adopt the amended Personnel Allocation **Resolution 106-2011** based on the approved Fiscal Year 2011-12 Recommended Budget resulting in a net reduction of 23.80 vacant positions.

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

- 1) Continue the adoption of the resolutions for the Chief Budget Officer and the CAO Administrative Technician to Tuesday, July 26, 2011; and
- 2) Adopt Resolution 106-2011 as amended to delete the addition of the Chief Budget Officer and the CAO Administrative Technician position and restore the positions of Principal Administrative Analyst and Executive Assistant of CAO in the Chief Administrative Office.

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

6. [11-0727](#) Chief Administrative Office informing the Board that the six grants which were submitted to the off Highway Motor Vehicle Recreation Division for improvements to the Rubicon Trail have been approved and are in the intent to award phase and recommending that the Board:
- 1) Approve the maintenance activities identified herein;
 - 2) Authorize the Department of Transportation to prepare the stage for work now in anticipation of the final grant award in July;
 - 3) Authorize the Chief Administrative Officer to use SMUD funds as a match for the grants which have been included in the FY11/12 budget; and,
 - 4) Authorize the Chief Administrative Officer to sign and execute the grant agreements and any amendments as needed.

This matter was Approved on the consent calendar.

7. [09-0882](#) Chief Administrative Office, Office of Economic Development recommending the Board approve and authorize the Chair to sign Contract Modification No. 3 to Contract K178658-031 with Golden Sierra Workforce Investment Board to modify the terms of the contract for the second and final year of the Vital Assets grant. (Refer 6/30/09, Item 43)

FUNDING: Grant Funding.

This matter was Approved on the consent calendar.

8. [11-0631](#) 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.
- This matter was Approved on the consent calendar.**
9. [11-0621](#) Child Support Services recommending the Board approve the continuation of the following perpetual Agreements for FY 2011-12 for the Revenue Recovery Division:
- 1) Agreement 415-S0611 with Columbia Ultimate Business Systems (CUBS) for collection software licenses and support, and
 - 2) Memorandum of Understanding 032-M1011 with the Superior Court of California, County of El Dorado.
- FUNDING:** Charges for collection services for Superior Court and County Departments.
- This matter was Approved on the consent calendar.**
10. [11-0725](#) Department of Child Support Services, Revenue Recovery Division and the Health Services Department recommending the Board discharge the relevant department heads from further accountability to collect the debts listed on the attached Discharge of Accountability Report in the amount of \$4,931,246.81, pursuant to Government Code Sections 25257 through 25259. These debts are for the period of 1994 through 2008 that are uncollectible due to expiration of the statute of limitations, death, or bankruptcy.
- FUNDING:** These debts are considered uncollectible and have not been factored into fund balances or projected revenues for the departments.
- This matter was Approved on the consent calendar.**
11. [11-0661](#) Development Services Department, Planning Services Division, forwarding Lot Line Adjustment BLA10-0036 for property identified by APNs 078-240-16 and 078-240-37, consisting of 79.70 acres, in the Pleasant Valley area, submitted by Edward and Mary Ann Dante and First Horizon Home Loans; and recommending the Board take the following actions:
- 1) Certify that the project is Exempt from CEQA pursuant to Section 21080 of the CEQA Guidelines; and
 - 2) Approve Lot Line Adjustment BLA10-0036 based on the Findings in Attachment 1. (Supervisory District 2)
- This matter was Approved on the consent calendar.**

12. [11-0645](#) District Attorney recommending the Board adopt **Resolution 107-2011** authorizing him to sign the Standard Agreement and Certification with the California Victim Compensation and Government Claims Board (VCGCB) for the term beginning July 1, 2011 through June 30, 2014.
- FUNDING:** Victim Witness Emergency Fund/Revolving Fund-Trust.
Adopted Resolution 107-2011 upon approval of the consent calendar.
13. [11-0642](#) District Attorney recommending the Board adopt **Resolution 108-2011** authorizing the District Attorney and/or the Chief District Attorney to sign the Standard Agreement with the California Victim Compensation and Government Claims Board for the Victim Witness Claims Grant for Fiscal Year 2011-2012 and any amendments or extensions thereof to operate a Victim Witness Center in the County.
- FUNDING:** California Victim Compensation and Government Claims Board.
Adopted Resolution 108-2011 upon approval of the consent calendar.
14. [11-0734](#) District Attorney recommending the Board authorize the Chair to sign Operational Agreement No. 494-M1011 between the District Attorney's Office, Department of Human Services, El Dorado County Sheriff's Office and Placerville Police Department for the Multi-disciplinary Interview Center (MDIC) Program.
- This matter was Approved on the consent calendar.**
15. [11-0603](#) Environmental Management Department recommending the Board authorize the Chair to sign a Budget Transfer increasing the operating budget by \$850,000 for the Meyers Landfill Closure for FY 2010-11.
- This matter was Approved on the consent calendar.**

16. [11-0680](#) Health Services Department recommending the Board authorize the Chair to sign Amendment I to Agreement 097-135-P-E2009 with Progress House, Inc., for substance abuse treatment services, that will:
- 1) Extend the term through September 30, 2011, coinciding with an extension received for the grant from California Emergency Management Agency (CalEMA) that provides funding for these treatment services; and
 - 2) Increase funding by \$26,000, to a revised Not-to-Exceed amount of \$205,000, utilizing unexpended funds remaining available from the CalEMA grant.

FUNDING: American Recovery and Reinvestment Act of 2009 funds made available through the California Emergency Management Agency (CalEMA) and the California Department of Alcohol and Drug Program.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

17. [11-0708](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Amendment I to Agreement 023-S1111 with Crossroads Diversified Services, Inc., extending the term for three months through September 30, 2011, with no change in the not-to-exceed amount, to provide work readiness activities and employment assistance for mentally disordered adults on an "as requested" basis for said Department.

FUNDING: State Mental Health Services Act (MHSA) Community Services and Support component.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

18. [11-0691](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Amendment I to Agreement 048-S1110 with JDT Consultants, Inc., extending the term for one additional year to June 30, 2012 and increasing compensation by \$71,500 for a new total of \$130,000, noting this Amendment I to that Agreement ensures ongoing Therapeutic Behavioral Services (TBS) for seriously emotionally disturbed minors on an as requested basis for said Department.

FUNDING: Medi-Cal/Early and Periodic Screening, Diagnosis and Treatment (EPSDT) funding, and/or Mental Health Realignment, based upon eligibility of each youth for specific services provided.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

19. [11-0587](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Agreement 032-S1211 with Summitview Child Treatment Center, Inc. in the amount of \$450,000 for the term July 1, 2011 through June 30, 2012 to provide specialty mental health services for seriously emotionally disturbed minors on an "as requested" basis for said Department.

FUNDING: Medi-Cal/Early and Periodic Screening, Diagnosis and Treatment (EPSDT) funding, and/or Mental Health Realignment, based upon eligibility of each youth and specific services provided.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

20. [11-0687](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Agreement 030-S1211 with Family Connections El Dorado, Inc. in the amount of \$96,660 for the term July 1, 2011 through June 30, 2012 to provide outreach and support services primarily for Latino individuals and families on the Western Slope.

FUNDING: State Mental Health Services Act.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

21. [11-0562](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Amendment I to Agreement 050-S1111 with Victor Treatment Centers, Inc., extending the term for one additional year to June 30, 2012 and increasing compensation by \$126,500 to a new total of \$185,000 to provide specialty mental health services for seriously emotionally disturbed minors on an as requested basis for said Department.

FUNDING: Medi-Cal/Early and Periodic Screening, Diagnosis and Treatment (EPSDT) funding, and/or Mental Health Realignment, based upon eligibility of each youth placed in this vendor's facilities and specific services provided.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

22. [11-0578](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Agreement 031-S1211 with Sierra Child and Family Services, Inc. in the amount of \$720,000 for the term July 1, 2011 through June 30, 2012 to provide specialty mental health services for seriously emotionally disturbed minors on an "as requested" basis for said Department.

FUNDING: Medi-Cal/Early and Periodic Screening, Diagnosis and Treatment (EPSDT) funding, Mental Health Realignment, and/or Mental Health Services Act (MHSA) funding, based upon eligibility of each youth and specific services provided.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

23. [11-0692](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Amendment I to Agreement 308-S1010 with Clinicians Telemed Medical Group, Inc., extending the agreement for two (2) additional months, clarifying the compensation terms and increasing compensation by \$40,500 to a new total of \$99,000 to provide psychiatry services for seriously mentally ill adults on an "as requested" basis for said Department.

FUNDING: Medi-Cal, Mental Health Realignment & Mental Health Services Act (MHSA).

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

24. [11-0689](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Agreement 082-S1210 with Gia-Evita Lanzano, M.D. in an amount not to exceed \$225,000 for psychiatry services for a term of twelve (12) months effective upon full execution of the Agreement. This Agreement will assist the Department in managing psychiatric workload due to the current 2.0 full-time employee (FTE) psychiatrist allocation vacancies.

FUNDING: Medi-Cal, Mental Health Realignment & Mental Health Services Act (MHSA).

This matter was continued to Tuesday, July 19, 2011 upon approval of the consent calendar.

25. [11-0694](#) Health Services Department recommending the Board authorize the Chair to sign Amendment I to Agreement 346-S0711 with North Tahoe Fire Protection District to continue performing ambulance services, extending the term through August 31, 2011, and prorating annual compensation for the additional two months of the Agreement, estimated at \$29,000 for the extension period.

FUNDING: County Service Area 3, Special Tax for West Shore Area, and fee for ambulance services.

This matter was Approved on the consent calendar.

26. [11-0472](#) Human Resources Department recommending the Board adopt **Resolution 109-2011** approving the successor Memorandum of Understanding (MOU) between the County of El Dorado and the El Dorado County Employees Association (EDCEA) Local No. 1, representing employees in the General (GE), Paraprofessional (PL) , and Supervisory (SU) Bargaining Units and authorize the Chairman to sign said MOU, noting the MOU would be effective upon ratification by the Board of Supervisors through June 30, 2013.

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, to adopt Resolution 109-2011.

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

27. [11-0723](#) Human Resources Department recommending the Chair be authorized to sign Agreement 110-S1211 with Valentina Reiner, dba The Law Offices of Valentina Reiner covering a period of July 1, 2011 through June 30, 2012 with a not at exceed amount of \$100,000 to provide investigative services and other specialized personnel services on an "as requested basis" for the Human Resources Department.

This matter was Approved on the consent calendar.

28. [11-0682](#) Human Resources Department recommending the Board adopt **Resolution 110-2011** approving the successor Memorandum of Understanding (MOU) between the County of El Dorado and the El Dorado County Deputy Sheriff's Association (DSA) and authorize the Chair to sign said MOU, noting the MOU would be effective upon ratification by the Board of Supervisors through December 31, 2013.
- A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, to adopt Resolution 110-2011.**
- Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago
29. [11-0724](#) Human Resources, Risk Management Division, recommending the Board:
- 1) Authorize the Human Resources Director or designee to secure continued dental insurance coverage provided by California State Association of Counties - Excess Insurance Authority (CSAC-EIA); and
 - 2) Authorize the payment of premiums and administrative fees as provided in the policy and pursuant to the Memorandum of Understanding with CSAC-EIA through December 31, 2012, noting that payments are to be remitted to Preferred Benefit Insurance Administrators (PBIA), the firm designated by CSAC-EIA to administer the program.
- This matter was Approved on the consent calendar.**
30. [11-0608](#) Human Resources, Risk Management Division, recommending the Board:
- 1) Authorize the Chair to sign Agreement 083-O1211 with UnitedHealthcare of California of California (also known as PacifiCare) in the estimated amount of \$1,375,757 for the contract period July 1, 2011 through December 31, 2011 to provide group health benefits for County employees and retirees who elect this plan; and
 - 2) Authorize the payment of premiums to Employee Benefits Specialists (EBS) the administrative intermediary for UnitedHealthcare.
- This matter was Approved on the consent calendar.**

31. [11-0599](#) Human Resources, Risk Management Division, recommending the Board of Supervisors:
- 1) Authorize the Chair to sign Agreement 076-O1211 with Kaiser Foundation, Health Plan, Inc. in the estimated amount of \$3,158,312 for the period July 1, 2011 through December 31, 2011; and
 - 2) Authorize the payment of premiums to Employee Benefits Specialists (EBS) the administrative billing intermediary for Kaiser Permanente.

This matter was Approved on the consent calendar.

32. [11-0741](#) Human Resources Department, Risk Management Division, recommending the Board approve a Budget Transfer increasing revenues and appropriations in the Liability sub-fund in the amount of \$275,400 to cover claims and judgments through FYE 2010-11 (4/5 vote required).

FUNDING: Non General Fund - Risk Management Internal Service Fund.

This matter was Approved on the consent calendar.

33. [11-0611](#) Department of Human Services recommending the Board approve and authorize the Purchasing Agent to execute Agreement for Services 361-S1111 with Seneca Residential and Day Treatment Center for Children dba Seneca Center, a group home, for the provision of emergency shelter care and/or foster care placement services on an "as requested" basis. The Agreement allows placement by the Department of Human Services and the Probation Department, is effective upon execution, shall continue until terminated and specifies a maximum annual compensation of \$100,000.

FUNDING: Federal and State Social Services funding with required County Share of Cost met primarily with realignment resources.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

34. [11-0674](#) Department of Human Services recommending the Board authorize the Chair to sign Agreement for Services 004-S1211 with Progress House, Inc. in the not-to-exceed amount of \$1,250,000 during the term of July 1, 2011 through June 30, 2014 for the provision of therapeutic counseling, classes, substance abuse testing and associated treatment services on an "as requested" basis.

FUNDING: 85% Federal/State Social Services allocations with 15% County match .

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.

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

35. [11-0679](#) Department of Human Services recommending the Board:
1) Approve the 2012-2013 Community Services Block Grant (CSBG) Community Action Plan (CAP); and
2) Authorize the Chair to sign the cover sheet for submittal of the CAP to the California Department of Community Services and Development.

This matter was Approved on the consent calendar.

36. [11-0686](#) Department of Human Services recommending the Board adopt **Resolution 111-2011** authorizing the Chair to sign Amendment 3 to Agreement 09C-1758 with the California Department of Community Services and Development, extending the term through June 30, 2012 with no change in the dollar amount, for the provision of Department of Energy (DOE) Weatherization Assistance Program services to eligible residents of El Dorado and Alpine counties; and further authorizing the Department Director, or successor, to continue to administer Agreement 09C-1758 as amended and execute subsequent documents relating to said Agreement, including amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the total dollar amount or the term, and any subsequent required fiscal and programmatic reports.

FUNDING: 100% Federal Grant Funds.

Adopted Resolution 111-2011 upon approval of the consent calendar.

37. [11-0726](#) Department of Human Services (DHS) recommending the Chair be authorized to sign Agreement for Services 410-O1110 with Marshall Medical Center in the amount of \$234,273 to enable said Department to continue to provide and be reimbursed for the services of one Eligibility Worker to process Medi-Cal and County Medical Services Program applications on-site at the hospital during the term of July 1, 2011 through June 30, 2014.

FUNDING: Marshall Medical Center.

This matter was Approved on the consent calendar.

38. [07-565](#) Information Technologies Department recommending the Board authorize the Chair to sign Amendment 4 to Agreement C23-007 with Computer Associates International, Inc. (CA, Inc.) in the amount of \$128,064 extending the term through June 30, 2014 for mainframe system software maintenance and license upgrade for the IBM z9 BC server.

This matter was Approved on the consent calendar.

39. [11-0684](#) Library Director recommending the Board authorize the Chair to sign Budget Transfer 2011104 increasing revenues and appropriations by \$14,300 for the purchase of library materials as a result of a donation from the Friends of the Library for FY 2010-11. (4/5 vote required)

FUNDING: Donations.

This matter was Approved on the consent calendar.

40. [11-0650](#) Probation Department recommending the Board adopt Resolution **112-2011** designating the County of El Dorado Probation Department as the County agency to provide Postrelease Community Supervision (PCS) pursuant to California's pending adult public safety realignment addressed in AB 109.

FUNDING: To be determined by the State of California budget.

Adopted Resolution 112-2011 upon approval of the consent calendar.

41. [11-0638](#) Sheriff's Office recommending the Board authorize the Chair to sign Agreement 019-S1211 with the County of Sacramento in an amount not-to-exceed \$150,000 for the term July 1, 2011 through June 30, 2014 to continue to receive reports from certified forensic pathologists in instances of a homicide, suspicious death or Sudden Infant Death Syndrome.

FUNDING: General Fund.

This matter was Approved on the consent calendar.

42. [11-0735](#) Sheriff's Office recommending the Board authorize the Chair to sign Agreement 008-S1210 with Identix, Inc., a Delaware Corporation, in an amount not to exceed \$55,693 for the term July 1, 2011 through June 30, 2012, to provide equipment maintenance on LIVESCAN fingerprinting machines.

FUNDING: Livescan Special Revenue Fund 7724353.

This matter was Approved on the consent calendar.

43. [11-0430](#) Department of Transportation recommending the Board consider the following:
- 1) Approve and accept the Right of Entry Permit, Agreement No. 11-53192, from the California Department of Parks and Recreation for the Sawmill 2 Bike Path and Erosion Control Project, Capital Improvement Program No. 95165; and
 - 2) Authorize the Director of Transportation to sign the Permit.

FUNDING: Tahoe Regional Planning Agency Air Quality Mitigation Funds.

This matter was Approved on the consent calendar.

44. [11-0492](#) Department of Transportation recommending the following pertaining to the Contract Overlay - North Shingle Road (4 miles) Project, Contract No. PW 10-30567/CIP No. 72179:
- 1) Adopt and approve the contract documents; and
 - 2) Authorize advertisement for construction bids.

FUNDING: Proposition 1B Grant, California Integrated Waste Management Board (CIWMB) 2009/2010 Targeted Rubberized Asphalt Concrete (RAC) Incentive Program Grant, and General Fund Contribution in Lieu of Motor Vehicle License Fees.

This matter was Approved on the consent calendar.

45. [11-0563](#) Department of Transportation recommending adoption of **Resolution 113-2011** sanctioning the closure of Pony Express Trail between Sly Park Road and Sanders Drive, with partial road closures at the intersections of Forebay Road, Oak Street, North Street, Polaris Street, Laurel Drive and Sanders Drive, on Monday, July 4, 2011, between 11:30 a.m. to 1:00 p.m. for the "Pollock Pines 4th of July Parade," subject to conditions set forth in Resolution No. 110-79, and conditions set forth in the "Application for Road Closure."
Adopted Resolution 113-2011 upon approval of the consent calendar.
46. [11-0585](#) Department of Transportation recommending that the Board adopt **Resolution 114-2011** to sanction the closure of Marshall Road between Garden Valley Road and Greenwood Road in Garden Valley on Monday, July 4, 2011, between 10:00 a.m. and 11:00 a.m. for the "Garden Valley Annual 4th of July Parade and Celebration," subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."
Adopted Resolution 114-2011 upon approval of the consent calendar.
47. [11-0654](#) Department of Transportation recommending that the Board adopt **Resolution 115-2011** to sanction the closure of Pleasant Valley Road, between Leisure Lane and Mt. Aukum Road (E-16). Additionally, road barricades will be located at the intersections of Pleasant Valley Road and Beau Val Lane, Alameda Road and Strauss Drive on Monday, July 4, 2011, between 11:00 a.m. and 12:00 p.m., for the "Pleasant Valley 4th of July Parade," subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."
Adopted Resolution 115-2011 upon approval of the consent calendar.
48. [11-0564](#) Department of Transportation recommending the Board adopt **Resolution 116-2011** sanctioning the closure of Main Street in Georgetown between Highway 193 and Harkness Street. Additionally, road barricades will be located at the intersections of Main Street/Orleans Street and Main Street/Placer Street from 2:00 p.m. to 8:00 p.m. on Saturday, July 16, 2011, for the "Pride of the Mountains Car Show," subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."
Adopted Resolution 116-2011 upon approval of the consent calendar.

49. [11-0586](#) Department of Transportation recommending the Board adopt **Resolution 117-2011** issuing a parade permit for portions of the Rubicon Trail from the Wentworth Springs Campground and Loon Lake Dam eastward to the Placer County Line, for the 59th Annual "Jeepers Jamboree" from 6:00 a.m. to midnight on Wednesday, July 27, 2011 through Sunday, July 31, 2011, and for the 33rd Annual "Jeep Jamboree" from 6:00 a.m. Thursday, August 4, 2011 to midnight on Sunday, August 7, 2011, subject to the conditions set forth in Resolution No. 110-79 and in the "Application for Road Closure" submitted by the applicant.

Adopted Resolution 117-2011 upon approval of the consent calendar.

50. [11-0589](#) Department of Transportation recommending the Board authorize the Chair to sign the First Amendment to Agreement for Services 427-S1111, AGMT 10-53124 with Security and Asset Management, LP doing business as Sonitrol of Sacramento amending the Scope of Services and adding Amended Exhibit A to exclude a service location; decreasing the compensation amount by the fee associated with the eliminated service location which is \$11,340; and changing the County's notices recipient and contract administrator.

FUNDING: California Department of Child Support Services, Federal Department of Health and Human Services, State Realignment and Tobacco Settlement Funds.

This matter was Approved on the consent calendar.

51. [11-0602](#) Department of Transportation recommending the Board approve and authorize the Chair to sign a Letter of Renewal to Facility Use Agreement No. 744-L0711 with Mother Lode Lions Club in the amount of \$1,623.65 per month for the term July 1, 2011 through June 30, 2012 for leased space located at 4701 Missouri Flat Road in Diamond Springs for the Department of Human Services Senior Nutrition Program.

FUNDING: State and Federal Grant Funds, Participant Donations, and General Fund.

This matter was Approved on the consent calendar.

52. [11-0620](#) Department of Transportation recommending the Board approve and authorize the Chair to sign Contract Change Order No. 4.3 with DeSilva Gates - Viking, A Joint Venture in an estimated amount of \$500,000 to provide payment for water pollution control on the U.S. 50/Missouri Flat Road Interchange Improvements - Phase 1B Project (JN 71336).

FUNDING: State Transportation Improvement Program regional grant funds; State Highway Operations and Protection Program state operation funds; American Recovery and Reinvestment Act Transportation Enhancement federal grant funds; Transportation, Community, and System Preservation federal grant funds; Congestion Mitigation and Air Quality regional grant funds and Missouri Flat Master Circulation and Funding Plan local funds.

This matter was Approved on the consent calendar.

53. [11-0655](#) Department of Transportation recommending the Board adopt **Resolution 118-2011** accepting the 2010 revisions to the County of El Dorado Maintained Mileage System.

Adopted Resolution 118-2011 upon approval of the consent calendar.

54. [11-0671](#) Department of Transportation recommending the Board approve and authorize the Chair to:
- 1) Sign a Letter of Renewal for one additional month under Facility Use Agreement No. 740-O610 with Pollock Pines Recreation Unlimited, Inc. in the amount of \$487.64 for the term July 1, 2011 through July 31, 2011 for the current leased space located at 5581 Gail Street in Pollock Pines;
 - 2) Sign a Notice of Termination letter for Facility Use Agreement No. 740-O610 with Pollock Pines Recreation Unlimited, Inc. to become effective July 31, 2011; and
 - 3) Sign Facility Use Agreement No. 096-O1210 with Pollock Pines/Camino Community Center Association in the amount of \$350 per month for new leased space located at 2675 Sanders Drive in Pollock Pines for the term August 1, 2011 through July 31, 2012 for the Department of Human Services Senior Nutrition Program.

FUNDING: State and Federal Grant Funds, Participant Donations, and General Fund.

This matter was Approved on the consent calendar.

55. [11-0683](#) Department of Transportation recommending the Board authorize the Chair to sign the Settlement, Defense and Indemnity Agreement (11-53228) between AKT Development Corporation and the County related to the reimbursement for Sophia Parkway improvements.
- FUNDING:** 2004 GP Traffic Impact Mitigation Fees, Zone 8 (El Dorado Hills)
- This matter was Approved on the consent calendar.**
56. [11-0594](#) Department of Transportation recommending the Board:
- 1) Approve the re-calculation of the Placerville Airport Fuel Tank Loan ("Loan") using the County's pooled rate of investments thereby reducing the principal of the Loan by \$15,219.88 to reflect the correct amount of principal as of July 1, 2010; and
 - 2) Forgive the remaining balance of the Placerville Airport Fuel Tank Loan in the amount of \$36,851.14.
- This matter was Approved on the consent calendar.**
57. [11-0403](#) Treasurer-Tax Collector is recommending adding Percent-based Contributions to the Nationwide Retirement Solutions Deferred Compensation Plan.
- This matter was continued off calendar upon approval of the consent calendar.**
58. [11-0399](#) Treasurer-Tax Collector recommending the Board authorize the Chief Administrative Officer to sign a letter delegating to Nationwide Retirement Solutions (NRS) the Deferred Compensation 457 Plan "Unforeseen Emergency" review and approval process.
- This matter was continued off calendar upon approval of the consent calendar.**
59. [11-0466](#) Supervisor Knight recommending the Board receive an update on the Economic Development Advisory Committee (EDAC) Regulatory Reform Committee's progress. (Refer 6/14/11, Item 28)
- This matter was Approved on the consent calendar.**

END CONSENT CALENDAR

DEPARTMENT MATTERS

60. [11-0041](#) Department of Transportation recommending the Board take the following actions regarding the Montgomery Estates Area 1A Erosion Control Project (Contract No. PW 09-30485, CIP No. 95155):
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for June 13, 2011;
 - 2) Authorize the Chair to sign the Construction Contract, subject to review and approval of the final Contract Documents by County Counsel and Risk Management;
 - 3) Authorize the Director of Transportation to execute Contract Change Orders consistent with the Public Contract Code limits, provided the cumulative total of all Contract Change Orders is within the funding limits for the Project; and
 - 4) Authorize the Director of Transportation to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds. (Est. Time: 5 Min.)

FUNDING: United States Forest Service.

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

- 1) Find that incomplete execution of the Equal Employment Opportunity Certification at the time of bid submittal is not an irregularity; and award the Construction Contract to Herback General Engineering, who submitted the lowest responsive, responsible bid of \$248,443.00; and
- 2) Authorize the Chair to sign the Construction Contract, subject to review and approval of the final Contract Documents by County Counsel and Risk Management.

Yes: 4 - Knight, Nutting, Sweeney and Santiago

Absent: 1 - Briggs

61. [11-0319](#)

Department of Transportation recommending the following pertaining to the Ice House Road Bridges - Maintenance Project, Contract No. PW 09-30469, CIP No. 77121:

- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for June 13, 2011; and
- 2) Authorize the Chair to sign the Construction Contract, subject to review and approval of the final Contract Documents by County Counsel and Risk Management. (Est. Time: 5 Min.)

FUNDING: Highway Bridge Program and El Dorado-Sacramento Municipal Utility District Cooperation Agreement Fund (Index 8803311).

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

- 1) Adopt the factual findings as stated in Department of Transportation's June 21, 2011 letter responding to Myers and Sons Construction, L.P.'s protest, and based thereon, deny the protest;
- 2) Find the bids from Myers and Sons Construction, L.P. and American Civil Constructors West Coast, Inc. non-responsive because they failed to submit their Proposals attached to the Contract Documents package; and find the bid from Victory Engineers, Inc. non-responsive because it failed to meet the Underutilized Disadvantaged Business Enterprise Program goal or demonstrate a good faith effort to meet this goal;
- 3) Reject all bids; and
- 4) Authorize re-advertisement for construction bids.

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

LUNCH - Presentation by CASA El Dorado.

Present: 3 - Supervisor Knight, Supervisor Nutting, and Supervisor Briggs

The Board received a presentation regarding CASA El Dorado.

62. [11-0709](#)

Department of Transportation recommending the Board take the following actions pertaining to the Silva Valley Parkway Interchange Project Supplemental Environmental Impact Report (SCH 1988050215):

1) Certify that:

a) The Supplemental Environmental Impact Report on the Silva Valley Interchange Project (consisting of the Draft Supplemental Environmental Impact Report dated January 2011, Revised Draft Supplemental Environmental Impact Report dated May 9, 2011, and the Final Supplemental Environmental Impact Report dated June 2011) have been completed in compliance with the California Environmental Quality Act);

b) The Board has reviewed and considered the information within the Supplemental Environmental Impact Report prior to approving the Project and finds the information adequate to approve the Project; and

c) The Supplemental Environmental Impact Report reflects the independent judgment and analysis of the Board.

2) Adopt the Findings of Fact and Statements of Overriding Consideration Related to the Certification of the Supplemental Environmental Impact Report on the Silva Valley Parkway Interchange Project June 2011. (Legistar Attachment F)

3) Adopt the Mitigation Monitoring and Reporting Plan (Legistar Attachment G).

4) Approve the Silva Valley Parkway Interchange Project as described in this staff report and in the Supplemental Environmental Impact Report.

5) Authorize DOT staff to proceed with ordering and payment of title reports and certified appraisals to commence the acquisition process for the Silva Valley Parkway Interchange Project #71328 improvements affecting parcels: APN 122-720-09, EDH 52, APN 122-720-05, Presbytery of Sacramento, APN 122-720-06, Ruminson Grado Ventures, LLC, APN 122-720-07, KFRD Investments-Tong Ranch LLC, APN 118-170-02 KFRD Investments-Tong Ranch LLC, APN 122-720-03, El Dorado Hills Investors, Ltd., APN121-280-01 El Dorado Hills Investors, Ltd., APN118-170-01, El Dorado Hills Investors, Ltd., APN 118-170-04, Huddinge Partners, APN 121-280-12, Huddinge Partners, APN 121-160-03, Serrano Associates, LLC, APN121-120-22, Serrano Associates, LLC, APN 122-590-01 Serrano Associates, LLC. (Est. Time: 30 Min.)

These actions are based upon the Findings of Fact and Statements of Overriding Consideration Related to the Certification of the Supplemental Environmental Impact Report on the Silva Valley Parkway Interchange Project (Legistar Attachment F).

FUNDING: The Silva Valley Interchange Project is included in the Adopted 2010 Capital Improvement Program (CIP) and is funded by 2004 General Plan Silva Valley Interchange Set Aside Traffic Impact Mitigation (TIM) fees.

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

1) Certify that:

a) **The Supplemental Environmental Impact Report on the Silva Valley Interchange Project (consisting of the Draft Supplemental Environmental Impact Report dated January 2011, Revised Draft Supplemental Environmental Impact Report dated May 9, 2011, and the Final Supplemental Environmental Impact Report dated June 2011) have been completed in compliance with the California Environmental Quality Act);**

- b) The Board has reviewed and considered the information within the Supplemental Environmental Impact Report prior to approving the Project and finds the information adequate to approve the Project; and
- c) The Supplemental Environmental Impact Report reflects the independent judgment and analysis of the Board.
- 2) Adopt the Findings of Fact and Statements of Overriding Consideration Related to the Certification of the Supplemental Environmental Impact Report on the Silva Valley Parkway Interchange Project June 2011.
- 3) Adopt the Mitigation Monitoring and Reporting Plan.
- 4) Approve the Silva Valley Parkway Interchange Project as described in this staff report and in the Supplemental Environmental Impact Report.
- 5) Authorize DOT staff to proceed with ordering and payment of title reports and certified appraisals to commence the acquisition process for the Silva Valley Parkway Interchange Project #71328 improvements affecting parcels: APN 122-720-09, EDH 52, APN 122-720-05, Presbytery of Sacramento, APN 122-720-06, Ruminson Grado Ventures, LLC, APN 122-720-07, KFRD Investments-Tong Ranch LLC, APN 118-170-02 KFRD Investments-Tong Ranch LLC, APN 122-720-03, El Dorado Hills Investors, Ltd., APN 121-280-01 El Dorado Hills Investors, Ltd., APN 118-170-01, El Dorado Hills Investors, Ltd., APN 118-170-04, Huddinge Partners, APN 121-280-12, Huddinge Partners, APN 121-160-03, Serrano Associates, LLC, APN 121-120-22, Serrano Associates, LLC, APN 122-590-01 Serrano Associates, LLC.

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

11-0270

CAO REPORTS

The Chief Administrative Officer reported that Animal Services was working on the following:

- 1) Ordinance changes for licensing requirements for working dogs is being reviewed by staff and counsel; and
- 2) Microchipping requirements for cats and dogs. SB702 if passed will prohibit the release of dogs and cats unless microchipped. We will be waiting to see if this is adopted before moving forward.

11-0280

ITEMS TO/FROM SUPERVISORS

TO/FROM SUPERVISORS

Supervisor Santiago reported that the TRPA governing board's retreat was a great success.

Supervisor Nutting reported that the state level redistricting will have its final hearing tonight and they may be creating super Senate Districts by combining multiple rural counties.

CLOSED SESSION

63. 11-0625 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation**: Title: Interim Air Pollution Control Officer. (Est. Time: 30 Min.)
- No Action Reported.

64. 11-0628 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation**: Title: Director of Development Services. (Est. Time: 30 Min.) (Cont'd 6/21/11, Item 44)
No Action Reported.
65. 11-0693 Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): United States of America (USA) v. El Dorado County and City of South Lake Tahoe. Civil Action No. S-01-1520 x-ref: (Meyers Landfill Site) (Est. Time: 20 Min.) (Cont'd 6/21/11, Item 43)
The Board by a unanimous vote voted to ratify the execution by the Director of Environmental Management of Task Order 16 with BSA Consultants to cover work regarding the litigation for Meyers Landfill.
66. 11-0627 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation**: Title: Acting Director of Information Technologies. (Est. Time: 30 Min.) (Cont'd 6/14/2011, Item 47)
No Action Reported.
67. 11-0722 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 & 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: 20 Min.)
No Action Reported.
68. 11-0745 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Building Standards Commission Fees. Number of potential cases: (1). (Est. Time: 10 Min.)
No Action Reported.

DEPARTMENT MATTERS

69. [11-0714](#) Supervisor Nutting recommending the Board sign a letter in support of a comment letter submitted by the Regional Council of Rural Counties (RCRC) to the Delta Stewardship Council in reference to the Third Draft of the Delta Plan. (Cont'd 6/21/11, Item 24)

A motion was made by Supervisor Nutting, seconded by Supervisor Sweeney, to continue this matter off calendar.

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

ADJOURNED AT 2:48 P.M.