



County of El Dorado

330 Fair Lane, Building A
Placerville, California
530-621-5390
FAX 530-622-3645
www.edcgov.us/bos

MEETING AGENDA

Board of Supervisors

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

Terri Daly, Acting Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Louis B. Green, County Counsel

Tuesday, May 1, 2012

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.

Live Web Streaming of the Board of Supervisors Meetings, Agendas, Supplemental Materials and Minutes of the Board of Supervisors are available on the internet at:
<http://eldorado.legistar.com/Calendar.aspx>

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. - CALL TO ORDER AND RECESS TO CLOSED SESSIONS

9:00 A.M. - RECONVENE TO OPEN SESSION AND CLOSED SESSION REPORTS

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

Board Members, staff and members of the public may request an item be pulled from the Consent Calendar for discussion. Items requested to be removed from the Consent Calendar shall be removed from Consent Calendar and heard by the Board. The Board will make any necessary additions, deletions, or corrections to the Agenda, determine matters to be added to or removed from the Consent Calendar, and with one motion adopt the Agenda and approve the Consent Calendar.

OPEN FORUM

BUDGET UPDATE

CONSENT CALENDAR

1. [12-0002](#) Acting Clerk of the Board recommending the Board approve the meeting minutes from the Special Meeting of Monday, April 16, 2012 and the Regular Meeting of Tuesday, April 17, 2012.
2. [11-0468](#) Acting Clerk of the Board recommending the Board receive and file the FY 11/12 Third Quarter Expenditures report for the Board of Supervisors District Budgets.

3. [12-0520](#) Acting Clerk of the Board requesting the Board accept an invitation from the El Dorado County and Georgetown Divide Resource Conservation Districts to attend the Annual Board of Supervisors Luncheon/Workshop to be held on Tuesday, May 22, 2012 from 12:00 noon to 2:00 p.m. at the El Dorado County Library Conference Room located in Placerville.
4. [12-0458](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of County surplus property 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.
5. [12-0460](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
 - 1) Declare a 1978 Chevrolet Dump Truck, Serial No. CCE668V12199, County tag number 32542, and a utility box with rack, County tag number 21545 as surplus; and
 - 2) Authorize the Purchasing Agent to sign a donation agreement for transfer of the vehicle to El Dorado County Fair Association, Inc.
6. [12-0506](#) Chief Administrative Office requesting the Board authorize the Chief Administrative Officer to sign a contract with Erickson Air Crane for services on the Rubicon Trail upon approval by County Counsel and Risk Management.
7. [12-0507](#) Chief Administrative Office recommending the Board authorize the Chair to sign Memorandum of Understanding with the Highway 50 Association in the amount of \$10,000 to provide funding assistance for the Wagon Train event to be held June 3, 2012 through June 10, 2012.

FUNDING: County Promotions.

8. [11-1243](#) Chief Administrative Office recommending the Board re-approve a budget transfer increasing use of fund balance by \$33,728.97, moving \$40,000 in Accumulative Capital Outlay revenue from Facilities Capital Projects to Parks projects, decreasing General Fund contingency by \$110,000 and increasing the Parks budget by \$183,728.97 for parks projects approved on November 1, 2011. (4/5 vote required) (Refer 3/13/12, Item 5)

FUNDING: Accumulative Capital Outlay Fund (\$40,000), General Fund Contingency (\$110,000), Henningsen Lotus Park Fees (\$25,000), Quimby Fees (\$4,007), CSA No. 3 Park Administration Fees (\$3,267), CSA No. 9 Pollock Pines/Camino Rec (\$1,454).

9. [11-0861](#) County Counsel recommending the Board authorize the Chair to sign Amendment No. 5 to the Agreement with Science Applications International Corporation (SAIC) increasing the "not-to-exceed" amount by \$5,000 to \$70,000 to provide Biological Services to the County in connection with the Gabbro soils rare plants. (Refer 7/26/11, Item 6)

10. [12-0423](#) Development Services Department, Planning Services Division, forwarding Lot Line Adjustment BLA08-0057 for property identified by APNs 091-030-47, 091-030-48, and 091-030-49, consisting of 476.58 acres, in the Latrobe area, submitted by Brandon Ranch LLC and Varozza Trucking Inc.; and recommending the Board take the following actions:
 - 1) Certify that the project is Categorically Exempt from CEQA pursuant to Section 15305(a) of the CEQA Guidelines; and
 - 2) Approve Lot Line Adjustment BLA08-0057 based on the Findings in Attachment 1. (Supervisory District 2)

11. [12-0494](#) Environmental Management Department recommending the Board:
 - 1) Approve the amended Solid Waste Rate Setting Policies and Procedures Manual;
 - 2) Adopt a Resolution authorizing a Solid Waste Services Agreement with South Tahoe Refuse Co., Inc.; and
 - 3) Authorize the Chair to sign the Solid Waste Services Agreement with South Tahoe Refuse Co., Inc., effective May 1, 2012.

12. [12-0438](#) Health and Human Services Agency, Public Health Division, recommending the Board approve and authorize the Chair to sign Memorandum of Understanding 065-146-P-N2011, an Operational Agreement with the Environmental Management Department, El Dorado County Sheriff's Office, and the American Red Cross, with no remuneration for services, for the term upon signature until terminated by one of the parties thereto, for the provision of disaster response services to the special needs population of the County.

13. [11-0822](#) Health and Human Services Agency, Public Health Division, recommending the Board approve and authorize the Chair to sign Amendment II to Memorandum of Understanding 438-O0190 (No. 801-PHD1008) with Marshall Medical Center, for the term July 28, 2009 through November 3, 2012, to allow Marshall time to receive, and provide the County a copy of, the official written verification from American College of Surgeons confirming successful completion of the Focus Review held February 10, 2012. (Refer 7/26/11, Item 9)

14. [11-0073](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Chair to sign Amendment I to Agreement 164-S1211 (017-111-P-E2011) with California Tahoe Emergency Services Operations Authority to update the Indemnity clause to include Alpine County, and to update contact information reflecting the creation of the Health and Human Services Agency, with no change to term or compensation.

FUNDING: County Service Area 3 - Benefit Assessment (South Shore Area), Special Tax (West Shore Area), and fee for ambulance services.

15. [11-1359](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Chair to sign Amendment 1 to Agreement 108-095A-P-E2011 (516-S1111) with Sierra Foothills AIDS Foundation, increasing the total not-to-exceed amount from \$124,708.12 to \$199,782.12 and extending the termination date from December 31, 2011 to June 30, 2012. This agreement is to provide medical case management services for individuals and families living with Acquired Immune Deficiency Syndrome in the County of El Dorado. (Refer 12/20/11, Item 7)

FUNDING: Ryan White Comprehensive AIDS Resources Emergency Act grant funding (federal funding) administered by Sacramento County.

16. [12-0487](#) Human Resources Department recommending the Chair to sign Agreement 394-S1211 with the law offices of Meyers, Nave, Riback, Silver and Wilson in an amount not to exceed \$25,000 for the term May 1, 2012 through April 30, 2013 to provide professional legal services on an "as requested" basis for the Civil Service Commission. (4/5 vote required)

FUNDING: General Fund.

17. [12-0442](#) Department of Transportation recommending the Board authorize the Chair to sign Contract Change Order No. 34.1 with DeSilva Gates - Viking, A Joint Venture in an amount of \$100,875.82 to provide payment for additional cleaning and painting of existing structural steel on the U.S. 50/Missouri Flat Road Interchange Improvements - Phase 1B Project, CIP No. 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.

18. [12-0393](#) Department of Transportation recommending the Board adopt a Resolution sanctioning the road closure of Merrychase Drive from Country Club Drive to the southern entrance of Blue Oak Elementary School. Road barricades will be in effect at the intersections of Merrychase Drive and Country Club Drive; Merrychase Drive and Casa Largo Way; and Merrychase Drive at the southern entrance to Blue Oak Elementary School from 7:00 a.m. to 11:00 a.m. on Saturday, May 5, 2012, for the Blue Oak Elementary PTA's Fourth Annual "Bulldog Biathlon," subject to the conditions set forth in Resolution No. 110-79 dated May 1, 1979, and the Application for Road Closure.

19. [12-0213](#) Department of Transportation recommending the Board consider the following:
- 1) Approve the termination of the County of El Dorado Airport Ground Lease for Portable Hangars No. 09-52872 dated April 13, 2010 with Al Hamilton for Hangar Space No. TP-15; and
 - 2) Authorize the Chair to sign the County of El Dorado Airport Ground Lease for Portable Hangars No. 12-53428 for Hangar Space No. TP-15 with Richard A. Wampach in an amount of \$720 per year for ten years with two additional ten-year lease options, located at the Placerville Airport. (4/5 vote required per Ordinance Code §3.08.021)

FUNDING: Placerville Airport Enterprise Fund - Fee Revenue.

20. [12-0402](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the termination letter for the County of El Dorado Airport Land Use Agreement for Hangars Lease No. 459-L0811 dated April 29, 2008 with Joe Stancil Jr. and Doralee A. Stancil for Hangar Space No. TP-24;
 - 2) Authorize the Chair to sign the termination letter for the Ten Year Option for Airport Land Use Agreement for Hangars No. 125-L0611 dated December 13, 2005 with Mark McClone for Hangar Space No. H-27;
 - 3) Authorize the Chair to sign the County of El Dorado Airport Ground Lease for Portable Hangars No. 12-53399 for Hangar Space No. TP-24 with BDQ Properties, LLC in an amount of \$1,736 per year for ten years with two additional ten-year lease options; and
 - 4) Authorize the Chair to sign the County of El Dorado Airport Ground Lease for Portable Hangars No. 12-53401 for Hangar Space No. H-27 with Stancil Enterprises, Inc. and Sierra Investment Group, Inc. in the amount of \$1,241 per year for ten years with two additional ten-year lease options, both hangars located at the Placerville Airport. (4/5 vote required per Ordinance Code §3.08.021)

FUNDING: Placerville Airport Enterprise Fund - Fee Revenue.

21. [12-0489](#) Department of Transportation recommending the Board adopt a Resolution Agreeing to Hear Resolutions of Necessity in Conjunction with the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project (Project), CIP No. 71328. (4/5 vote required)
22. [12-0500](#) Department of Transportation recommending the Board adopt a Resolution Agreeing to Hear Resolutions of Necessity in Conjunction with the U.S. 50 El Dorado Hills Interchange - Phase 2B.1 (AKA HOV Phase 0) Project, CIP No. 71328. (4/5 vote required)
23. [11-0089](#) Department of Transportation recommending the Board authorize the Chair to sign the Notice of Acceptance for the completion of Pacific Gas & Electric Company's (PG&E) LED Street Light/Parking Area Lighting Turnkey Replacement Service, performed under Agreement PW11-30623. (Refer 12/6/11, Item 18)

FUNDING: Energy Efficiency and Conservation Block Grant (EECBG) Agreement (Grant Agreement) No. CBG-09-177, effective June 30, 2010 to June 14, 2012.

24. [12-0493](#) Sheriff's Office recommending the Board adopt a Resolution approving the submission of an application to California State Parks, Off Highway Vehicle Division Grant Program in the amount of \$112,652 for law enforcement services on the Rubicon Trail.
25. [12-0518](#) Supervisor Knight recommending the Board consider waiver of park fees in the amount of \$210 for the use of the Pavilion at Henningsen Lotus Park for the annual El Dorado Transit Authority Employee/Family Picnic on May 19, 2012.
26. [12-0516](#) Supervisor Knight recommending the Board adopt a Resolution in support of the general alignment of the Capital Southeast Connector project.
27. [12-0530](#) Supervisor Sweeney and Bill Schultz, Clerk-Recorder/Registrar of Voters recommending the Board authorize the Chair to sign a letter in opposition of Assembly Bill (AB 2299) (Amended Feuer) requiring public safety officials names be redacted from recorded documents .
28. [12-0454](#) Supervisor Santiago recommending the Board appoint Bill Boosman and Paul Sciuto to serve as members of the Tahoe Resource Conservation District Board of Directors for terms to expire November 1, 2015 and November 1, 2016.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

29. [12-0481](#) Hearing to consider adoption of Resolution adjusting the solid waste collection rates for South Tahoe Refuse Co., Inc. by 4.48 percent to be effective May 1, 2012.

30. [12-0492](#) Sheriff's Office recommending the Board take the following actions relative to the purchase of essential equipment:
- 1) Hold a public hearing to use \$49,586 of Citizen's Option for Public Safety (COPS) County Jail Operation funding to purchase unmet equipment needs as identified by the Sheriff, including fixed asset items of four Automatic External Defibrillators totaling \$7,000;
 - 2) Hold a public hearing to use \$222,890 of COPS Front Line Law Enforcement funding to purchase unmet equipment needs as identified by the Sheriff, including fixed asset items of 2 Patrol Vehicle Lightbars totaling \$4,000, 1 Mobil Data Collection device totaling \$6,750, 1 Total Station to assist with crime scene investigations totaling \$16,000, and to expand the Automated Vehicle Locator system to 52 additional vehicles at a total cost of \$78,000.
 - 3) Approve a budget transfer recognizing the COPS Jail and COPS Front Line Law Enforcement revenue and appropriations. (4/5 vote required). (Est. Time: 10 Min.)

FUNDING: Local Safety and Protection Account (LSPA).

31. [12-0473](#) Chief Administrative Office recommending the Board receive and file a report on the status of emergency water heater replacement at Placerville jail. (Est. Time: 15 Min.) (Refer 4/17/12, Item 27)

32. [11-0005](#) Department of Transportation recommending the following pertaining to the Wentworth Springs Road at Gerle Creek - Bridge Replacement Project, Contract No. PW 11-30573, CIP No. 77118:
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for April 9, 2012;
 - 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 Interim 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; and
 - 4) Authorize the Interim Director of Transportation to execute Contract Change Orders consistent with Public Contract Code limits, provided the cumulative total of all Contract Change Orders is within the funding limits for the Project. (Est. Time: 5 Min.) (Refer 3/13/12, Item 13)

FUNDING: Federal Highway Administration Highway Bridge Program and Toll Credits Program.

33. [11-0808](#) Department of Transportation recommending the Board:
1) Receive and file the proposed Diamond Springs-El Dorado Circulation Exhibit (Exhibit A) to be used as a circulation guideline for all proposed development in the areas effected; and
2) Provide direction to staff based on the new information from recent EIR and traffic studies, on whether to require a focused EIR or proceed with individual applications, subject to compliance with the Diamond Springs-El Dorado Circulation Exhibit (Exhibit A).

34. [12-0531](#) Supervisor Knight recommending the Board appoint one member of the Board of Supervisors and one public member to serve on the oversight board for the former Placerville Redevelopment Agency. (Est. Time: 10 Min.)

10:00 A.M. - TIME ALLOCATION

35. [12-0471](#) Presentation of Proclamation recognizing May 2012 as "Mental Health Month" in the County of El Dorado. (Est. Time: 10 Min.)
36. [12-0428](#) Supervisor Knight recommending the Board receive a presentation by the Airport Land Use Commission of the Draft Airport Land Use Compatibility Plan. (Est. Time: 30 Min.)

11:00 A.M. - TIME ALLOCATION

37. [12-0525](#) Supervisor Briggs recommending the Board receive a presentation provided by Sue VanDelinder, Divisional Vice-President of Waste Connections Northern California operations, on the efforts and programs provided by El Dorado Disposal/Waste Connections within the County of El Dorado. (Est. Time: 15 Min.)

LUNCH - 12:00 Noon - 1:30 p.m. - Board of Supervisors to participate in the "Great Ride" in recognition of "National Bike Month."

2:00 P.M. - TIME ALLOCATION

38. [12-0267](#) Chief Administrative Office recommending the Board take the following actions regarding the Targeted General Plan Amendment and the Comprehensive Zoning Ordinance Update:
- 1) Approve proposed Targeted General Plan Amendments as presented in Attachment 4B for the purpose of analysis in the Environmental Impact Report;
 - 2) Approve recommended Changes to Land Use Map as presented in Attachment 3B for the purpose of analysis in the Environmental Impact Report;
 - 3) Approve the Public Review Draft of the Zoning Ordinance as revised and presented in Attachment 4E based on feedback from public comments and the Board of Supervisors, and direct staff to post the revised Public Review Draft to the County Website;
 - 4) Approve Draft Zoning Ordinance mapping criteria (rule sets) as revised and presented in Attachment 4F for the preparation of a draft zoning map that will be used for the purpose of analysis in the Environmental Impact Report, and direct staff to post revised draft maps to the County Website; and
 - 5) Direct staff to contract with a consultant to prepare the Standards as described in Resolution of Intent (ROI) 183-2011, Optional Item No. 3 "Create standards (master plans) for mixed use and Traditional Neighborhood Design development to provide for a streamlined approval process and to protect the commercial viability of the site."
 - 6) Direct staff to return on May 15, 2012 with the Notice of Preparation for Board approval and to initiate the Environmental Review process. (Cont'd 4/16/12, Item 1) (Est. Time: 30 Min.)
39. [12-0475](#) Chief Administrative Office recommending the Board review and comment on the Travel Demand Model Update major assumptions as shown in Attachment A that will be used to establish Achievable Development, 2025 No-Project, and 2035 Project/No Project land use forecasts for use in updating the El Dorado County Travel Demand Model as described in the Kimley-Horn & Associates, Inc.'s Technical Memorandum No. 10: Land Use Assumptions. (Cont'd 4/16/12, Item 2) (Est. Time: 30 Min.)

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

CLOSED SESSION

40. 12-0543 Conference with Legal Counsel - **Initiation of Litigation** pursuant to Government Code Section 54956.9(c): Title: Cease and Desist Re: SPTC Carter. Number of potential cases: (0). (Est. Time: 10 Min.)
41. 12-0517 Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: George Romano v. Supervisor Ray Nutting, et.al., El Dorado County Superior Court Case No. PSC20120143. (Est. Time: 10 Min.)
42. 12-0532 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Number of potential cases: (1). (Est. Time: 10 Min.)
43. 12-0491 Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as APN 122-720-09 (approx. 6.26 acres, south of Hwy. 50) Douglas Grant Line Assoc. Ltd., a Limited Partnership as to an undivided 45.6% interest; and Sacramento Realty Investors - El Dorado Ltd., a Limited Partnership as to an undivided 45.6% interest, and Sacramento Realty Investors - Clarksville, Ltd., a Limited Partnership as to an undivided 8.8% interest. Instructions to negotiator will concern price and term of payment. Bender Rosenthal will be the negotiator on behalf of El Dorado County. (Est. Time: 15 Min.)
44. 12-0511 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation**: Title: Director of Library Services. (Est. Time: 45 Min.)

On August 19, 2003, the Board adopted the following protocol: It is a requirement that all speakers, County staff and the public, when approaching the podium to make a visual, Power Point or transparencies presentation to the Board of Supervisors, must provide the Clerk with the appropriate number of hard copies of the presentation for Board members and the audience. Only those speakers that provide this required number of hard copies will be permitted to proceed with a visual presentation.

Persons interested in serving on any Board of Supervisors ADVISORY BOARD, COMMITTEE, OR COMMISSION are encouraged to complete an application form (available in the office of the Clerk of the Board of Supervisors, or on line) and submit same to the board, committee or commission, to the County Department which supports the board, committee or commission, or to the Clerk of the Board of Supervisors.

VIDEO TAPES of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

West Slope - Comcast - Channel 15, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)
South Lake Tahoe - Charter Cable 21, Daily - Time varies

ANNOUNCEMENTS

Special Meeting Monday, May 21, 2012

9:00 A.M. - Risk Financing Workshop

2:00 P.M. - Department of Transportation (DOT) budget follow-up

Regular Meeting Tuesday, June 5, 2012

9:00 A.M. Budget Workshop

OTHER ANNOUNCEMENTS

Congressman McClintock's Office Hours

Human Resources Conference Room

Third Tuesday of each month

10:00 a.m. - Noon