



County of El Dorado

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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, August 28, 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 Regular Meeting on Tuesday, August 7, 2012, Special Meeting on Monday, August 20, 2012, and the Regular Meeting on Tuesday, August 21, 2012.

2. [12-1090](#) Chief Administrative Office requesting the Board:
 - 1) Authorize a \$2,000,000 loan out of the Department of Transportation (DOT) Road Fund to the City of Placerville to advance the initial outlay for the Western Placerville Interchange Phase 1A improvements contingent upon an agreement between the County and City that ensures repayment and minimizes the County's risk on the project;
 - 2) Authorize the Chief Administrative Office to work with County Counsel, the County Auditor and other departments on the appropriate loan agreement and safeguards; and
 - 3) Authorize the Chair to sign the loan agreement once completed, contingent upon County Counsel review and approval.

3. [12-1010](#) 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.

4. [12-1082](#) Chief Administrative Office recommending the Board appoint Sara Ramsay to serve as a member on the Trails Advisory Committee for a term to expire January 1, 2016.

5. [12-1064](#) District Attorney recommending the Board receive and file the Seventh Annual Report on Real Estate Fraud for Fiscal Year 2011/2012.

FUNDING: Real Estate Fraud Prosecution Trust.

6. [12-1063](#) District Attorney recommending the Board authorize the Chair to sign the Fiscal Year 2011/2012 Equitable Sharing Agreement and Certification Report for Federal Asset Forfeiture with the United States Department of Justice.

FUNDING: Equitable Sharing (Asset Forfeitures.)

7. [12-1039](#) Elections Department recommending the Board adopt Resolution **122-2012** consolidating local jurisdiction elections with the upcoming November 6, 2012 election.

8. [12-1050](#) Health and Human Services Agency, Mental Health Division, recommending the Board:
- 1) Ratify the signature of the Health and Human Services Agency Director on the Substance Abuse and Mental Health Services Administration, Center for Mental Health Services Community Mental Health Services Block Grant (MHBG) Program application for Fiscal Year 2012/2013, in the amount of \$153,724, to address the needs of Mental Health Services clients in the County of El Dorado; and
 - 2) Authorize the Health and Human Services Agency Director to sign the subsequent allocation documents upon award of the grant.

FUNDING: California Department of State Hospitals.

9. [11-0559](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Chair to sign retroactive Amendment I to Agreement No. 001-M1210 (049-162-P-R2011) with El Dorado Union High School District, extending the term through June 30, 2013 and increasing the not-to-exceed amount of the Agreement to \$60,000. This Agreement provides funding for the County to provide on-site Public Health Nurse services as part of the program commonly known as "Healthy Start."

FUNDING: Incoming funding from El Dorado Union High School District (EDUHSD).

10. [10-1202](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Chair to sign Amendment No. A02 to Agreement No. 228-162C-P-R2010 (10-95256) with the California Department of Public Health, reducing the total not-to-exceed amount from \$42,090 to \$41,418, with no change to the original term of July 1, 2010 through June 30, 2013.

FUNDING: California Department of Public Health-Office of AIDS.

11. [10-0803](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Chair to sign Amendment II to Agreement for Services 653-PHD0707 with California Shock/Trauma Air Rescue, d.b.a. CALSTAR, for the provision of emergency medical air ambulance advanced life support services in the County of El Dorado extending the term to February 28, 2013. There is no funding associated with this Agreement.

FUNDING: Not applicable to Agreement as CALSTAR directly invoices clients on a fee-for-service basis.

12. [11-0384](#) Human Resources recommending the Board consider adoption (Second Reading) of County Ordinance **4979**, an Amendment to the Contract Between the Board of Supervisors of the County of El Dorado and the Board of Administration of the California Public Employees' Retirement System, as follows: "To provide Section 20475 (Different Level of Benefits), Section 21362 (2% at 50 Full formula), and Section 20037 (Three-Year Final Compensation) are applicable to local safety members entering membership for the first time in the safety classification after the effective date of this amendment to contract;" and "Section 20475 (Different Level of Benefits), Section 21353 (2% at 60 Full formula) and Section 20037 (Three-Year Final Compensation) are applicable to local miscellaneous members entering membership for the first time in the miscellaneous classification after the effective date of this amendment to contract." (Cont'd 8/14/12, Item 8)
13. [12-0840](#) Human Resources and Department of Transportation recommending the Board adopt Resolution **121-2012** approving changes to the job specification and the salary range for Deputy Director of Maintenance and Operations.
- FUNDING:** Road Fund.
14. [12-1065](#) Information Technologies Department, Records Management Division, recommending the Board adopt Resolution **119-2012** approving Records Disposition Schedule's for the Department of Transportation.
15. [12-1042](#) Sheriff's Office recommending the Board authorize the Chair to sign the Fiscal Year 2011/2012 Equitable Sharing Agreement and Certification Report for Federal Asset Forfeiture with the United States Department of Justice.
- FUNDING:** Equitable Sharing (Asset Forfeiture).
16. [12-1043](#) Sheriff's Office recommending the Board authorize the Chair to sign Revocable License Agreement No. 576-O1210 with DST Realty of California, Inc. to allow the Sheriff's Office to utilize a 58,000 square foot building located at 5272 Robert J. Matthews Parkway in El Dorado Hills on an as needed basis for training purposes, with the owner waiving all rental and occupancy fees.

17. [12-0580](#) Department of Transportation recommending the Board authorize the Chair to sign Grant Agreement CTA-11014 with the California Tahoe Conservancy to provide \$85,000 in Right-of-Way Acquisition funding for the Sawmill 2B Bike Path and Erosion Control Project (CIP No. 95192).

FUNDING: California Tahoe Conservancy.

18. [12-0972](#) Department of Transportation recommending the Board adopt Resolution **120-2012** sanctioning the closures of Main Street and South Street in Georgetown between Highway 193 and Harkness Street. Additionally, road barricades will be located at the intersections of Main Street/Placer Street, Main Street/Orleans Street and Main Street/School Street between 10:00 a.m. and 4:00 p.m. on Saturday, September 8, 2012, 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."

19. [09-0673](#) Department of Transportation recommending the following pertaining to the Walgreens at Cameron Park Drive Project:
- 1) Accept the constructed improvements at the intersection of Cameron Park Drive and Palmer Drive as complete;
 - 2) Reduce Performance Bond No. 1034222 from \$172,908.96 to \$17,290.90 to guarantee against defective work, labor done or defective materials furnished and released after one year if no claims are made; and
 - 3) Hold Laborers and Materialmens Bond No. 1034222 in the amount of \$172,908.96 to guarantee payment to persons furnishing labor, materials or equipment and released in six months, if no claims are filed.

FUNDING: Developer, Interra-Vision (Cameron Park), LLC.

20. [12-0698](#) Department of Transportation recommending the Board:
1) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related documents from Tara D. Chapman, An Unmarried Woman and Seth A. Frank, An Unmarried Man, as Joint Tenants, for Assessor's Parcel Number 035-131-03; and
2) Authorize the Interim Director of Transportation or her designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Christmas Valley Phase 2C Erosion Control Project, CIP No. 95190.
- FUNDING:** California Tahoe Conservancy Grant Funds and Tahoe Regional Planning Agency Mitigation Funds.
21. [12-0782](#) Department of Transportation recommending the Board authorize the Chair to sign the County of El Dorado Airport Ground Lease for Portable Hangars No. 12-53498 for Hangar Space No. SP-05 with Piland Electric, Inc. in an amount of \$636 per year for ten years with two additional ten-year lease options, located at the Placerville Airport. (4/5 vote required)
- FUNDING:** Placerville Airport Enterprise Fund - Fee Revenue.
22. [12-1048](#) Department of Transportation recommending the Board:
1) Approve the Appraisal Cost Reimbursement Agreement boilerplate, subject to minor modifications by County Counsel's office; and
2) Authorize the Interim Director of Transportation or her designee to execute said Agreement as necessary for the Right of Way acquisition process.
- FUNDING:** Various Capital Improvement Program (CIP) and Environmental Improvement Program (EIP) funding sources that fund the Department's CIP and EIP projects.
23. [12-1040](#) Treasurer/Tax Collector recommending the Board consider adoption (Second Reading) Ordinance **4980** amending a prior Ordinance 4136 Sections 3.34.010 to 3.34.030 of Chapter 3.34 of Title 3 of the El Dorado County Ordinance Code. The proposed ordinance would amend the prior Ordinance No. 4136 to provide minor technical changes as follows: update legal reference, correct a typo and provide additional clarity as to what the "parties of interest" charge is for and how the charge will be applied. (Cont'd 8/21/12, Item 20)

24. [12-1058](#) Supervisor Knight recommending the Board adopt a Proclamation declaring the month of September 2012 as "Prostate Cancer Awareness Month."
25. [12-1080](#) Supervisors Knight and Sweeney recommending the Board authorize the Chair to sign a letter in support of moving forward with the purchase of the site for the new Placerville Area Courthouse.
26. [12-1086](#) Supervisor Sweeney requesting the Board accept his resignation from the Iowa Hill Joint Advisory Committee (IHJAC), and recommending the Board appoint Supervisor Briggs to the Committee. Supervisor Briggs has agreed to accept this appointment.

END CONSENT CALENDAR**DEPARTMENT MATTERS/NOTICED HEARING**

27. [12-0787](#) Supervisor Santiago recommending the Board receive and file an update on the Meyers Community Plan, Meyers Community Advisory Council, and the Sustainable Communities Grant. (Est. Time: 10 Min.)

10:00 A.M. TIME ALLOCATION

28. [12-1056](#) Chief Administrative Office recommending the Board:
1) Receive and file the Initial Draft Response to the 2011/2012 Grand Jury Final Report; and
2) Provide direction regarding any changes to include with the Final Draft Response. (Est. Time: 15 Min.)

2:00 P.M. - TIME ALLOCATION

29. [12-1023](#) Department of Transportation recommending the Board receive information and provide direction regarding the Traffic Impact Mitigation Fee Program and the Capital Improvement Program. (Est. Time: 1 Hr.)

3:30 P.M. - TIME ALLOCATION

- 30. [12-0965](#) Presentation from YGreene Energy Fund regarding the Property Assessed Clean Energy (PACE) program. (Refer 8/7/12, Item 15) (Est. Time: 30 Min.)

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

31. 12-0808 Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a). Title: Center for Sierra Nevada Conservation, et al., v. County of El Dorado, et al. - El Dorado County Superior Court Case No. PC20080336. (Refer, 6/26/12, Item 53) (Est. Time: 15 Min.)
32. 12-0891 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b). Title: Deputy Sheriff's Association Grievance re Change in Assignments. Number of potential cases: (1). (Refer 7/24/12, Item 23) (Est. Time: 15 Min.)
33. 12-1096 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b). Number of potential cases: (1). (Est. Time: 15 Min.)
34. 12-0994 Pursuant to Government Code Section 54957: **Public Employee Appointment**: Title: County Counsel. (Refer 8/21/12, Item 25) (Est. Time: 60 Min.)
35. 12-1087 Pursuant to Government Code Section 54957.6. **Conference with Labor Negotiator**: County Negotiator: Director of Human Resources and/or designee. Employee Organization: Operating Engineers Local No. 3 representing employees in the Trades & Crafts unit. (Est. Time: 15 Min.)
36. 11-1156 Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: This body will hold a closed session to give instructions to its negotiator regarding the real property described as a portion of APN 325-300-02. The person or persons with whom the negotiator may negotiate are John Briggs and/or Brian Briggs. Instructions to negotiator will concern both price and term of payment. Sandy Sandoval, Grubb & Ellis Commercial Real Estate, and Randy Pesses will be the negotiators on behalf of El Dorado County. (Refer 10-4-11, Item 28) (Est. Time: 15 Min.)

ADDENDUM**DEPARTMENT MATTERS:**

37. [12-1103](#) Supervisor Knight recommending the Board consider the following:
- 1) Direct the Chief Administrative Officer to work with Development Services and other departments as necessary to expedite the issuance of any permits needed to improve the wheelchair and handicap access to the home of Judith and Tod Pickett, 4698 Pavonia Court in Cameron Park; and
 - 2) Direct the Chief Administrative Officer to work with County staff and other agencies as needed to waive any and all fees within their respective authority.

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, September 17, 2012
Begin Budget Hearings Fiscal Year 2012-2013**

9:00 a.m.

Special Meeting Monday, September 24, 2012

Gabbro Soils

9:00 a.m.

Trails and Rails

2:00 p.m.

**The Board of Supervisors is not scheduled to meet on
Tuesday, October 3, 2012 and Tuesday, October 9, 2012**

OTHER ANNOUNCEMENTS

Congressman McClintock's Office Hours

Human Resources Conference Room

Third Tuesday of each month

10:00 a.m. - Noon