



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

Ron Briggs, Chair, District IV
Norma Santiago, First Vice Chair, District V
Ray Nutting, Second Vice Chair, District II
Ron Mikulaco, District I
Brian K. Veerkamp, District III

James S. Mitrison, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Edward Knapp, County Counsel

Tuesday, June 4, 2013

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>

The County of El Dorado is committed to ensuring that persons with disabilities are provided the resources to participate in its public meetings. Please contact the office of the Clerk of the Board if you require accommodation at 530-621-5390 or via email, edc.cob@edcgov.us.

Public Testimony will be received on each agenda item listed under Department Matters 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' Meeting Agenda webpage 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

PRESENTATION

1. [13-0647](#) Supervisor Briggs recommending the Board join him in congratulating Kristine Oase Guth from the Health and Human Services Agency, Public Health Division, as the winner of the "Name the New Financial System" contest for her winning entry of "FENIX" for the Fiscal Enterprise and Information Exchange System

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

The Board may make any necessary additions, deletions or corrections to the agenda including moving items to or from the Consent Calendar and adopt the agenda with one single vote. A Board member may request an item be removed from the Consent Calendar for discussion and possible action, and the item will be moved from Consent and heard as a separate item with Department Matters. Any member of the public may ask to address an item on the Consent Calendar prior to Board action.

OPEN FORUM**CAO UPDATE****CONSENT CALENDAR**

2. [13-0007](#) Clerk of the Board of Supervisors recommending the Board approve the Meeting Minutes from the Regular Meeting of Tuesday, May 21, 2013.

3. [13-0548](#) Acting as the Board of Directors of the El Dorado County Air Quality Management District:
Air Quality Management District recommending the Board authorize the Air Pollution Control Officer to sign Memorandum of Understanding (MOU) E2012022 (Agreement for Services No. 609-S1310) with Sacramento Metropolitan Air Quality Management District in the amount of \$7,000 to support the regional 2013 Spare the Air Campaign.

FUNDING: Air Quality Management District special revenue fund, Motor Vehicle Emission Reduction program.

4. [13-0644](#) Chief Administrative Office recommending the Board approve a Budget Transfer transferring \$350,000 from the General Fund Contingency to the Superior Court Maintenance of Effort related to the Indigent Defense program due to a capital murder case in South Lake Tahoe that has incurred expenses in excess of \$397,000. (4/5 vote required)

FUNDING: General Fund - Department 15.

5. [13-0639](#) Community Development Agency, Administration and Finance Division, recommending the Board authorize the Chair to sign a Budget Transfer adjusting various program budgets for Fiscal Year 2012-2013 based on projected year end actuals and to close a fund that is no longer active. (4/5 vote required)

FUNDING: Local Transportation Funds-TDA, Tribe Agreement Funds, TIM Fee Funds, Prop 1B Funds, Placerville Airport Fund Balance and Interest Earnings.

6. [13-0649](#) Chief Administrative Office recommending the Board approve the job specification for a new Economic and Business Relations Manager position and adopt Resolution **065-2013** to establish the job classification number (JCN), salary schedule and bargaining unit for the new classification.

FUNDING: General Fund/Transient Occupancy Tax Revenues.

7. [13-0565](#) 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.

8. [13-0570](#) Chief Administrative Office, Procurement and Contracts, recommending the Board approve the following:
- 1) Award Bid No.13-405-070 for the purchase of propane fuel for the West Slope of El Dorado County to the low qualified bidder, Hunt and Sons, Inc. of Placerville, CA.;
 - 2) Authorize the Purchasing Agent to issue a blanket purchase order in the amount of \$1,500,000 for a five-year (5-year) period following Board approval; and
 - 3) Authorize the Purchasing Agent to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is available within the requesting Department's budget.

FUNDING: General Fund.

9. [11-0485](#) Chief Administrative Office, Procurement and Contracts, recommending the Board:
- 1) Authorize the Purchasing Agent to extend BP20110894 for an additional twelve month term to expire on 05/18/2014 for the purchase of Plant Mix Asphalt Concrete for the East Slope of El Dorado County to the low qualified bidder Tahoe Asphalt, Inc. of South Lake Tahoe, CA.; and
 - 2) Authorize the Purchasing Agent to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: Road Discretionary Fund.

10. [13-0549](#) Chief Administrative Office, Procurement and Contracts on behalf of the Community Development Agency, Transportation Division, recommending the Board approve the following:
- 1) Award RFP No. 13-918-038 for the preparation of a an update to the 1993 Bridge Replacement Study and environmental document to improve the Mosquito Road Bridge, crossing the South Fork of the American River (County CIP No. 77126, Bridge No. 25C0061) to Quincy Engineering of Sacramento, CA; and
 - 2) Authorize the Community Development Agency Director to negotiate a contract for the project and return to the Board for contract approval.

FUNDING: Federal Highway Administration Local Assistance Highway Bridge Program.

11. [11-0995](#) Clerk of the Board of Supervisors recommending the Board authorize the Chair to sign Amendment I to perpetual Agreement No. 303-S1110 with Municipal Code Corporation increasing compensation in the amount of \$500 for each four (4) hour teleconference and/or web based conference and \$150 per each additional hour beyond the first four (4) hours on an as-needed basis related to the recodification of County ordinance code.

FUNDING: General Fund.

12. [13-0588](#) Clerk of the Board of Supervisors recommending the Board make the following appointments to the Fire Advisory Board:
- 1) Reappoint Chief Tom Keating to serve as the member for Rescue Fire District for a term to expire January 1, 2015;
 - 2) Appoint Chief Dave Roberts to serve as the member for El Dorado Hills Fire District for a term to expire January 1, 2015;
 - 3) Reappoint Chief John Pang to serve as the member for Meeks Bay Fire District for a term to expire January 1, 2015;
 - 4) Appoint Chief Robert Gill to serve as the member for Pioneer Fire Protection District for a term to expire January 1, 2015; and
 - 5) Appoint Unit Chief Kelly Keenan to serve as the member for Cal-Fire (Amador/El Dorado Unit) for a term to expire January 1, 2015.

13. [13-0512](#) Community Development Agency, Transportation Division, recommending the Board consider the following pertaining to the Mt. Aukum Road at North Fork Cosumnes River - Bridge Maintenance Project, CIP No. 77130; the Cosumnes Mine Road at North Fork Cosumnes River - Bridge Maintenance Project, CIP No. 77133; and the Overlay - Francisco Drive Project, CIP No. 72186:
- 1) Determine that the proposed work required for preventative bridge maintenance and pavement rehabilitation may be accomplished pursuant to Public Contract Code, Section 20395(c) in that the County shall perform the work by purchasing the materials and having the work performed by day labor, in which case advertising for bids is not required;
 - 2) Authorize the Transportation Division Director to use County staff/maintenance workers as day labor to perform the proposed work required for replacement of deck timbers, wheel guards, joint seals, deck overlay, spot painting, rehabilitation of pavement, an overlay and shoulder backing to meet the new edge of pavement;
 - 3) Declare its intent to utilize its authority under Public Contract Code Section 22031 to perform force account work prior to commencing work on each project; and
 - 4) Adopt Resolution **064-2013** to close Francisco Drive, south of Cambria and just north of El Dorado Hills Boulevard for seven (7) weekdays to rehabilitate failed pavement and detour traffic.

FUNDING: Highway Bridge Program Grant Funds and Regional Surface Transportation Program Rural Exchange Funds.

14. [13-0437](#) Community Development Agency, Transportation Division, recommending the Board adopt Resolution **061-2013** sanctioning the temporary closure of a section of Boulder Mountain Drive during the Boulder Mountain Erosion Control Project (CIP No. 95153) for no more than six continuous weeks during the time period from July 8, 2013 to October 22, 2013 for the placement of asphalt concrete pavement and related activities, and authorize the Director of Transportation, or successor, to determine the precise closure period.

15. [13-0233](#) Community Development Agency, Transportation Division, recommending the Board take the following actions pertaining to the Lake Tahoe Boulevard Enhancement Project (CIP No. 95186):
- 1) Adopt the Mitigated Negative Declaration for the Lake Tahoe Boulevard Enhancement Project;
 - 2) Adopt the Mitigation Monitoring and Reporting Program (Appendix A of the Initial Study (IS)/MND); and
 - 3) Approve the Lake Tahoe Boulevard Enhancement Project as described in the California Environmental Quality Act Mitigated Negative Declaration.

FUNDING: United States Forest Service Lake Tahoe Basin Management Unit - Erosion Control, State of California - Congestion Mitigation for Air Quality Program, Regional Surface Transportation Program, and Tahoe Regional Planning Agency mitigation funds.

16. [11-0565](#) District Attorney's Office in partnership with the El Dorado County Sheriff's Office recommending the Board authorize the Chair to sign Amendment No. 2 to Memorandum of Understanding No. 523-M111 in the amount of \$164,198 with the State of California Department of Justice for forensic DNA services effective June 1, 2013 through May 31, 2014.

FUNDING: Proposition 69.

17. [13-0491](#) Health and Human Services Agency recommending the Board authorize the Health and Human Services Agency Director, successor, or designee to sign:
- 1) Retroactive Memorandum of Understanding 153-S1311 with California Department of State Hospitals for the allocation of and reimbursement to the State for State hospital beds for clients who have been determined to require a higher level of service than is available through the County. The Memorandum of Understanding has a term of July 1, 2012 through June 30, 2013 and an estimated maximum obligation of \$450,410 for the use of two (2) hospital beds; and
 - 2) Future requests for additional State hospital bed allocations as needed, contingent on subsequent notification to the Board of the change in number of requested allocations.

FUNDING: Mental Health Realignment.

18. [13-0558](#) Health and Human Services Agency, Mental Health Division, recommending the Board authorize the Chair to sign retroactive Agreement for Services 512-S1311 with Mental Health Management I, Inc., doing business as Canyon Manor, for the provision of Mental Health Rehabilitation Center services on an "as requested" basis for the term February 1, 2013 through March 31, 2014 with a maximum obligation of \$125,000 for the term of the Agreement.

FUNDING: Federal and State funding.

19. [13-0095](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize payment of invoices from Sierra Foothills AIDS Foundation, Inc. totaling \$69,423.05 for case management services provided during the period of July 2012 through January 2013 under Agreement for Services 222-S1311.

FUNDING: Federal (100%) via Ryan White Comprehensive Acquired Immunodeficiency Syndrome Resources Emergency Act ("CARE Act").

20. [13-0120](#) Sheriff's Office recommending the Board authorize the Chair to sign Agreement No. 009-S1410 with MorphoTrust USA Inc., a Delaware Corporation, in the amount not to exceed \$55,261.63 for the term July 1, 2013 through June 30, 2014 to provide equipment maintenance on LIVESCAN fingerprinting machines.

FUNDING: Livescan Special Revenue Fund 7724353.

21. [08-1122](#) Sheriff's Office recommending the Board authorize the Chair to sign Amendment I of the Facility Use Agreement 957-O0810 with South Tahoe Public Utility District for an additional five-year term from July 1, 2013 to June 30, 2018, for real property known as Building B, including exterior area, located at 1834 Santa Fe Road, Tahoe Paradise, for the Sheriff's Search and Rescue Station, for no cost.

FUNDING: No cost.

22. [13-0584](#) Sheriff's Office recommending the Board authorize the Chair to sign a Memorandum of Understanding with the El Dorado County Superior Court for Sheriff's Office services provided to the Superior Court for the term July 1, 2013 through June 30, 2014, in an amount not to exceed \$3,016,678.

FUNDING: State of California Court Security Realignment Funding.

23. [10-0456](#) Supervisor Mikulaco recommending the Board consider the following pertaining to the Fourth Annual Firework Jubilee to be held at the El Dorado Hills Town Center on Wednesday, July 3, 2013:
1) Adopt Resolution **062-2013** permitting Pyro Spectaculars by Souza to conduct a pyrotechnic display for the Event, contingent upon full compliance of necessary requirements, insurance, contracts and permits as deemed necessary by the control authorities; and
2) Authorize the Chair to sign a letter to the Fire Marshal approving same.
24. [11-0639](#) Supervisor Nutting recommending the Board consider the following:
1) Adopt Resolution **060-2013** permitting the Cameron Park Community Services District to present a fireworks display at Cameron Park Lake on June 29, 2013, as part of their 14th Annual Summer Spectacular Event; and
2) Authorize the Chair to sign a letter to the Fire Marshall approving same.
25. [13-0583](#) Supervisor Briggs recommending the Board approve the establishment of a Multi-Disciplinary Team that would serve as a voluntary coalition of representatives from County departments and local agencies, responsible for child welfare and protection services, that would agree to meet and collaborate on efforts to prevent child abuse and/or neglect and improve outcomes for those children who have been victims of abuse and/or neglect. This Multi-Disciplinary Team will be known as the Child Protection Unit or CPU.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION

26. [13-0547](#) Supervisors Briggs and Mikulaco recommending the Board approve a Certificate of Commendation honoring Kaythan Somavarapu of Boy Scout Troop 454 to acknowledge the hard work and commitment necessary to attain the rank of Eagle Scout. (Est. Time: 10 Min.)
27. [13-0605](#) Chief Administrative Office, Parks Division, recommending the Board receive a presentation on Joe's Skate Park. (Est. Time: 15 Min.)

11:00 A.M. - TIME ALLOCATION

28. [13-0390](#) Supervisor Briggs recommending the Board receive a presentation provided by representatives from the County of El Dorado's Office of the Public Guardian, County Counsel and Public Defender on the County's roles and responsibilities in determining if public conservatorship is necessary to assure the health and safety of a vulnerable adult and/or to protect them from fraud, exploitation or abuse. Descriptions of their ongoing duties, in cases wherein a conservatorship has been established, will be provided. (Est. Time: 20 Min.)

11:30 A.M. - TIME ALLOCATION

29. [13-0576](#) Supervisor Veerkamp recommending the Board of Supervisors acknowledge the retirement of City of Placerville Chief of Police, George Nielsen with a Certificate of Recognition. (Est. Time: 15 Min.)

DEPARTMENT MATTERS

30. [13-0537](#) Auditor-Controller recommending the Board hold a public hearing on June 11, 2013 at 9:00 a.m. for the discussion and adoption of Resolution **059-2013** establishing the Fiscal Year 2013-2014 Proposition 4 ("Gann Spending Limit") for the County of El Dorado in the amount of 176,261,521. (Cont'd 5/21/13, Item 1) (Est. Time: 5 Min.)
31. [13-0609](#) Hearing to consider adoption of Resolution **058-2013** approving the issuance of revenue bonds by the Association of Bay Area Governments (ABAG) Finance Authority for Nonprofit Corporations in an amount not to exceed \$60,000,000 to finance and refinance the acquisition and construction of capital improvements for, and additions to, a senior residential and care facility located at 3421 Palmer Drive, Cameron Park, CA owned by Eskaton Properties, Inc.
32. [13-0528](#) Chief Administrative Office recommending the Board hold a public hearing to consider adoption of the Air Quality Management District (AQMD) Budget for Fiscal Year 2013-2014. The Adopted Budget Resolution for the Air Quality Management District will be brought back to the Board on June 28, 2013 for approval. (Est. Time: 15 Min.)

33. [13-0641](#) Chief Administrative Office recommending the Board authorize the Chair to sign a letter to be sent to the U.S. Fish and Wildlife Service, Division of Policy and Directives Management, requesting a field hearing from the United States Fish and Wildlife Service on the proposed listing of the Sierra Nevada yellow-legged frog, and the northern distinct population segment of the mountain yellow-legged frog as endangered species, the proposed listing of the Yosemite toad as a threatened species, and the proposed designation of critical habitat for said species.
34. [12-0965](#) Chief Administrative Office requesting Board direction regarding a Property Assessed Clean Energy (PACE) program in conjunction with Ygrene Energy Fund. (Cont'd 5/14/13, Item 25)

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

35. 13-0564 **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources and/or designee Jack Hughes of Liebert, Cassidy, Whitmore.
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: 60 Min.)
36. 11-0017 **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1): Title: Nicole Sahaj-Myers, et al. v. County of El Dorado, et al., U.S. District Court, Eastern District of California, Case No. 2:10-CV-01974-KJM. (Est. Time: 15 Min.)
37. 13-0208 **Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(d)(1).** Title: El Dorado County v. EDH 52 - Eminent Domain. (Est. Time: 30 Min.)
38. 11-1362 **Conference with Legal Counsel - Initiation of Litigation** pursuant to Government Code Section 54956.9(d)(4): Title: West Valley, LLC: Silva Valley Parkway Interchange Project. Number of potential cases: (1). (Est. Time: 30 Min.)
39. 11-1363 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2): Title: West Valley, LLC: Silva Valley Parkway Interchange Project. Number of potential cases: (1). (Est. Time: 30 Min.)
40. 12-1322 **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Complaint of Employee re: Discrimination, Harassment and Hostile Work Place. Number of potential cases: (1). (Est. Time: 15 Min.)
41. 13-0672 **Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Director of Human Resources. (Est. Time: 15 Min.)

42. 12-1096 **Conference with Legal Counsel - Significant Exposure to Litigation**
pursuant to Government Code Section 54956.9(d)(2). Number of
potential cases: (1). (Est. Time: 20 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 online) 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)

BOARD OF SUPERVISORS' ANNOUNCEMENTS

Budget Workshop
June 3, 5 and 6, 2013 - 9:00 a.m.

Tuesday, July 2, 2013
No Board of Supervisors Meeting

Tuesday, July 9, 2013
No Board of Supervisors Meeting