



County of El Dorado

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MEETING AGENDA Board of Supervisors

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

James S. Mitrising, Clerk of the Board of Supervisors
Pamela Knorr, Interim Chief Administrative Officer
Robyn Drivon, County Counsel

Tuesday, December 9, 2014

8:00 AM

Board of Supervisors Meeting Room

ADDENDUM

Item No. 32 is hereby added to Department Matters.

Item No. 33 is hereby added to Closed Session.

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.

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<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

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

1. [14-1645](#) Clerk of the Board recommending the Board approve the Minutes from the regular meeting of the Board of Supervisors on December 2, 2014.
2. [14-1563](#) 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.
3. [14-1610](#) Clerk of the Board recommending adoption of the 2015 Board of Supervisors meeting calendar.
4. [09-1405](#) Community Development Agency, Administration and Finance Division, recommending the Board approve and authorize the Chair to sign Lease Agreement #260-L1511 with Ross W. Groelz and Doris M. Groelz, in the amount of \$4,536 per month commencing on October 1, 2014 and ending on September 30, 2015 for office space located at 924 Emerald Bay Road, South Lake Tahoe, for the Community Development Agency's Transportation Division's Tahoe Engineering Unit staff.

FUNDING: Road Fund, recovered through overhead rates charged to Federal, State and Local Grants. (Federal Funds)

5. [14-1293](#) Community Development Agency, Administration and Finance Division, recommending the Board consider the following:
 - 1) Approve appointments of Advisory Committee members to fill vacancies on zone of benefit advisory committees in County Service Areas No. 2 and No. 9 as outlined on Exhibit A, Zone of Benefit Advisory Committee Changes; and
 - 2) Confirm the appointment of advisory committee members who will be continuing their participation on the zone of benefit advisory committees in County Service Areas No. 2 and No. 9 as outlined in Exhibit B, Zone of Benefit Advisory Committee Continuing Participants.

FUNDING: Zone of benefit assessments and special taxes. (No Federal Funding)

6. [12-0076](#) Community Development Agency, Development Services Division, recommending the Board take the following actions on the Consultant Contracts for the Dixon Ranch project (Tentative Map TM11-1505):
- 1) Approve and authorize the Chair to sign a retroactive Agreement for Services No. 087-S1511 with LSA Associates for continued preparation of the Environmental Impact Report;
 - 2) Approve and authorize the Chair to sign the Agreement for Services No. 246-S1511 with Goodwin Consulting Group for review of the associated fiscal impact and development agreement documents;
 - 3) Approve and authorize the Chair to sign the Funding Agreement #105-F1511 with Dixon Ranch Venture LLC ("Applicant") for a total not-to-exceed amount of \$165,029.00, to fund the above Agreements for Services; and
 - 4) Approve and authorize the Chair to sign a Budget Transfer to increase revenue and appropriations by \$165,029 associated with the Agreement. (4/5 vote required)

FUNDING: Applicant Funding Agreement.

7. [13-0198](#) Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Accept the subdivision improvements for West Valley Village, Unit 3A as complete;
 - 2) Reduce Performance Bond Rider No. 6547250 to \$477,346, which is 10% of the total cost of the subdivision improvements. This amount guarantees against any defective work, labor done, or defective materials furnished, which is to be released after one year if no claims are made;
 - 3) Hold Laborers and Materialmens Bond Rider No. 6547250 in the amount of \$2,386,728.11 for six months to guarantee payment to persons furnishing labor, materials or equipment; and
 - 4) Authorize the Clerk of the Board to release the respective bonds after the required time periods.

FUNDING: Developer Funds. (No Federal Funds)

8. [13-0199](#) Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Accept the subdivision improvements for West Valley Village, Unit 3B as complete;
 - 2) Reduce Performance Bond Rider No. 94-89-01 to \$238,444, which is 10% of the total cost of the subdivision improvements. This Bond guarantees against any defective work, labor done, or defective materials furnished, which is to be released after one year if no claims are made;
 - 3) Hold Laborers and Materialmens Bond Rider No. 94-89-01 in the amount of \$1,192,217.33 for six months to guarantee payment to persons furnishing labor, materials or equipment; and
 - 4) Authorize the Clerk of the Board to release the respective bonds after the required time periods.

FUNDING: Developer Funds. (No Federal Funds)

9. [13-0866](#) Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Accept the subdivision improvements for West Valley Village, Unit 5B-1 as complete;
 - 2) Reduce Performance Bond No. SU 1123642 to \$474,435, which is 10% of the total cost of the subdivision improvements. This amount guarantees against any defective work, labor done, or defective materials furnished, which is to be released after one year if no claims are made;
 - 3) Hold Laborers and Materialmens Bond No. SU 1123642 in the amount of \$2,372,170.64 for six months to guarantee payment to persons furnishing labor, materials or equipment; and
 - 4) Authorize the Clerk of the Board to release the respective bonds after the required time periods.

Funding: Developer Funds. (No Federal Funds)

10. [14-0242](#) Chief Administration Office, Parks Division, providing an update to the Board that the request for the closure of the El Dorado Trail for the Sugarloaf Stampede Run, to be held on Saturday April 18, 2015, has been withdrawn. (Related to Item 11)

11. [14-1359](#) Community Development Agency, Transportation Division, recommending the Board adopt Resolution **200-2014** sanctioning the closure of a portion of Jacquier Road to accommodate the "Sugarloaf Stampede Run" which is scheduled for Saturday, April 18, 2015 from 8:00 a.m. to 11:00 a.m., subject to conditions set forth in Resolution 110-79 and conditions set forth in the Application for Road Closure. (Cont. 11/4/14, Item 17) (Related to Item 10)

12. [14-1525](#) Community Development Agency, Transportation Division, recommending the Board approve and authorize the Chair to sign the Certificate of Acceptance for the Quitclaim of Easement from Harry and Jean Walsh to El Dorado County on the U.S. 50/Missouri Flat Road Interchange Improvements - Phase 1B Project, CIP No. 71336.
- FUNDING:** 2004 General Plan Traffic Impact Mitigation & Highway 50 TIM fees, American Recovery & Reinvestment Act, Master Circulation & Funding Plan, Regional Improvement Program, Road Fund/Discretionary, State Highway Operation and Protection Program Funds, and Transportation Community & System Preservation Funds. (Federal Funds)
13. [14-1562](#) Community Development Agency, Transportation Division, recommending the Board consider the following for the Salmon Falls Road Realignment Project, CIP No. 73362:
- 1) Approve and authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificates of Acceptance for the related documents from Michael Hawes, an Unmarried Man, for Assessor's Parcel Number 104-080-42;
 - 2) Authorize the Community Development Agency Director, or designee, to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including payment of title and escrow fees; and
 - 3) Authorize the Community Development Agency Director, or designee, to extend the date of closure of escrow upon mutual agreement of both parties.
- FUNDING:** Highway Safety Improvement Program Funds and Regional Surface Transportation Program Exchange Funds. (Federal Funds)
14. [13-0254](#) District Attorney recommending the Board authorize the Chair to sign a budget transfer allocating \$2,000 of South Lake El Dorado Narcotics Enforcement Team asset forfeiture funds to be donated to Tahoe Youth and Family Services to be used to offset costs associated with "The Drug Store Project", a training that will be offered to 325 sixth grade youth in the Tahoe basin about the dangers of drug experimentation, use and abuse to be held on Tuesday, March 31, 2015, at the Lake Tahoe Community College Campus. (4/5 vote required)
- FUNDING:** Asset Forfeiture Funds.
15. [14-1299](#) El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of the extreme wildland fire known as the King Fire. (Cont. 12/2/14, Item 21)

16. [14-1417](#) El Dorado County Sheriff's Office of Emergency Services recommending the Board find that a state of emergency continues to exist in El Dorado County as a result of drought conditions. (Cont. 12/2/14, Item 22)
17. [14-1585](#) Sheriff's Office recommending the Board consider the following:
1) Adopt Resolution **234-2014** amending the Authorized Personnel Allocation Resolution for the Sheriff's Office to add 1.0 FTE Sheriff's Security Officer to support the Court Security Unit. The salary and benefits cost of the Security Officer is estimated at \$102,571.00 for twelve (12) months; and
2) Approve and authorize the Chair to sign a Budget Transfer to increase appropriations for the Sheriff's Office Fiscal Year 2014/15 Budget. This transaction is consistent with the available funding established in the Court Security Memorandum of Understanding. (4/5 vote required)
- FUNDING:** State of California Court Security Realignment Funding.
18. [14-1599](#) Sheriff's Office recommending that the Board approve and authorize the Chair to sign Agreement #218-L1511 with Peter Garibaldi at an annual cost of \$5,940, and a not to exceed cost of \$29,700 for the five-year period covering November 22, 2014 through November 21, 2019 for use of a radio vault on his property in Fairplay, California.
- FUNDING:** General Fund.
19. [14-1617](#) Supervisor Frentzen recommending the Board consider extending the review and comments by the public and all interested persons, agencies and organizations for the Draft Environmental Impact Report for the Dixon Ranch Residential Project. An additional 30 days, January 10, 2015 to February 9, 2015, is being requested for additional review and comments due to the holidays.

20. [11-0314](#)

Supervisor Santiago recommending the Board consider the following:

- 1) Authorize the Chair's signature on the 2015 California State Fair Counties Exhibits Entry Form designating the El Dorado County Chamber of Commerce as the official representative for the County's exhibit to the Fair; and
- 2) Authorize that any award money for this exhibit, paid by the California Exposition and State Fair, will be paid to the El Dorado County Chamber of Commerce.

END CONSENT CALENDAR

10:00 A.M. - TIME ALLOCATION

21. [14-1621](#) Supervisor Veerkamp recommending the Board join him in recognizing:
1) Bill and Helen Carey, owners of the Forester Restaurant in Camino, California for their enthusiastic and generous support of the Camino Community Action Committee and the residents of Camino, California; and
2) The Camino Community Action Committee for their self-reliance and self-supporting activities that benefit the residents and community of Camino, California. (Est. Time: 15 Min.)
22. [14-1622](#) Supervisor Veerkamp recommending the Board adopt a proclamation commemorating December 15, 2014 as Bill of Rights Day in the County of El Dorado. (Est. Time: 10 Min.)
23. [14-1544](#) Acting as the Governing Board of the In-Home Supportive Services Public Authority, Health and Human Services Agency, recommending the Board consider the following:
1) Receive a presentation by members of the In-Home Supportive Services Advisory Committee; and
2) Receive and file the Fiscal Year 2013/14 In-Home Supportive Services Public Authority and Advisory Committee Annual Report. (Est. Time: 10 Min.)

DEPARTMENT MATTERS

24. [14-0896](#) Charter Review Committee recommending the Board adopt Resolution **211-2014** to place a Charter Amendment on the June 2016 Ballot to modify the Preamble to the El Dorado County Charter.
25. [14-1122](#) Community Development Agency and Health and Human Services Agency recommending the Board consider the following:
1) Approve operation of a homeless transitional housing program by Only Kindness, Inc. in partnership with Hangtown Haven, Inc. at the County of El Dorado owned property located at 6940 Perks Court, Placerville, Assessor's Parcel Number 327-130-18;
2) Approve and authorize the Chair to sign Lease Agreement 318-L1511 with Only Kindness, Inc. for the use of 6940 Perks Court, Placerville, to operate a homeless transitional housing program for a term of 90 days commencing on the date of final execution in an amount of one dollar for the initial 90 day term, and one dollar per month thereafter, contingent upon review, minor modification and approval from County Counsel and Risk Management; and
3) Authorize the Facilities Manager to extend the lease on a month to month basis for a total period not to exceed 12 months.

Funding: General Fund Contribution to the Traffic Impact Fee Mitigation Fund.

26. [14-1649](#)

Supervisors Santiago and Veerkamp as the Board's ad hoc committee recommending the Board consider the following:

- 1) Adopt Resolution **235-2014** reinstating the Longevity/POST Pay and Certified Public Accountant (CPA) for Elected Officials under Section 14 of the Salary and Benefits Resolution for Unrepresented Employees;
- 2) Adopt Resolution **236-2014** providing for additional compensation for the Surveyor in recognition of the additional responsibility and workload associated with the management and oversight of the Countywide Geographical Information System (GIS) function; and
- 3) Authorize the release of a Request for Proposals for an outside consultant to conduct a countywide classification and compensation study.

FUNDING: General Fund.

2:00 P.M. - TIME ALLOCATION

- 27. [13-0510](#) Community Development Agency, Long Range Planning Division, summarizing Community Region boundary line review to date and requesting Board direction regarding potential Community Region boundary line amendments. (Est. Time: 1 Hr.)

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

28. [14-1575](#) **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; Operating Engineers Local Union No. 3 representing employees in the Corrections, Probation and Trades and Crafts Bargaining Units; Deputy Sheriffs' Association representing employees in the Law Enforcement Unit; El Dorado County Managers' Association; El Dorado County Deputy County Counsel Association; El Dorado County Criminal Attorneys' Association; El Dorado County Law Enforcement Managers' Association; and Unrepresented Management. (Est. Time: 20 Min.) (Cont. 12/2/14, Item 44)
29. [14-1570](#) **Pursuant to Government Code Section 54957 - Conference with Labor Negotiator:** County Negotiator: Director of Human Resources and/or designee. Update Board on Section 504 of El Dorado County Charter with regard to LEMA and DSA Bargaining Units. (Est. Time: 15 Min.) (Cont. 12/2/14, Item 45)
30. [14-1592](#) **Pursuant to Government Code Section 54956.9(d)(1) - Existing Litigation.** Title: Claim of Harry Dean v. County of El Dorado, Worker's Compensation Claim Settlement, York Risk Services Group, Inc., ELOT#232525; and Claim of Joseph Murphy v. County of El Dorado, Worker's Compensation Claim Settlement, York Risk Services Group, Inc., ELOP#76973 . (Est. Time: 10 Min.) (Cont. 12/2/14, Item 46)
31. [14-1401](#) **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.) (Cont. 12/2/14, Item 47)

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.

Digital Recordings 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)

ANNOUNCEMENTS

No Board of Supervisor's Meeting on Tuesday, December 23, 2014.

No Board of Supervisor's Meeting on Tuesday, December 30, 2014.

Swearing in of new Board members and Elected Officials on January 5, 2015 at 10:00 a.m. in the Board of Supervisor's meeting room.

First regular meeting of the Board of Supervisors on Tuesday, January 6, 2015.

ADDENDUM**DEPARTMENT MATTERS**

32. [14-1603](#) Superior Court of El Dorado County (Court) recommending the Board give authority to the Chief Probation Officer, Director of the Health and Human Services Agency, and Chief Public Defender to sign joint letters of endorsement for two applications being submitted by the Court for funding under the State Judicial Council's Recidivism Reduction Fund competitive grant program.

CLOSED SESSION

33. [12-0443](#) **Conference with Legal Counsel - Existing Litigation** pursuant to Government Code Section 54956.9(d)(1): Title: United States of America (USA) v. El Dorado County and City of South Lake Tahoe, Civil Action No. S-01-01520 x-ref: (Meyers Landfill Site). (Est. Time: 15 Min.)