



County of El Dorado

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Minutes - Final Board of Supervisors

James R. Sweeney, Chairman, District III
Helen K. Baumann, Vice Chairman, District II
Rusty Dupray, District I
Charlie Paine, District IV
Norma Santiago, District V

Cindy Keck, Clerk of the Board of Supervisors
Laura S. Gill, Chief Administrative Officer *Louis B. Green,*
County Counsel

Tuesday, April 4, 2006

8:00 AM

Board of Supervisors Meeting Room

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) 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.

For Purposes of the Brown Act (Government Code Section 54954.2 (a), the numbered items on this Agenda give a brief general description of each item of business to be transacted or discussed. The recommendations of the staff, as shown, do not prevent the Board of Supervisors from taking other action.

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE

The Board of Supervisors is concerned that large amounts of written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. To ensure timely delivery, written information from the public must be received by the Board Clerk by Monday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

8:00 A.M. - CALL TO ORDER AND CLOSED SESSIONS

Present: 2 - Supervisor Sweeney and Supervisor Santiago

Absent: 1 - Supervisor Paine

9:00 A.M. - CLOSED SESSION REPORTS**PLEDGE OF ALLEGIANCE TO THE FLAG****ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR**

At this time 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.

A motion was made by Supervisor Dupray, seconded by Supervisor Baumann to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 30 and 31 pulled from the Consent Calendar for separate action; Item 21 continued off calendar; Items 27 and 54 continued to April 18, 2006; Item 53 continued to May 9, 2006; and Supervisor Dupray advised that he would be recusing himself from Items 23 and 24.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

Additionally, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to add one New Business Item (#64) to Department Matters.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

PRESENTATIONS

1. **06-0501** **PRESENTATION** honoring those individuals selected by their District Supervisor to receive the "Volunteer of the Year" Award for 2005.

2. **06-0503** **PRESENTATION** by William Frost, County Director and Natural Resources Advisor and Wendy West, Natural Resources Program Representative celebrating the University of California Cooperative Extension - El Dorado County 90th Anniversary.

3. **06-0502** **PRESENTATION** proclaiming April as "Sexual Assault Awareness Month" in the County of El Dorado.

A motion was made by Supervisor Sweeney, seconded by Supervisor Dupray to adopt the Proclamation.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

4. **06-0504** **PRESENTATION** proclaiming April as "Child Abuse Prevention Month" in the County of El Dorado.

A motion was made by Supervisor Santiago, seconded by Supervisor Dupray to adopt this Proclamation.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

OPEN FORUM

CONSENT CALENDAR

- 5. 06-0557** Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, March 28, 2006.
RECOMMENDED ACTION: Approve.
This matter was approved on the Consent Calendar.
- 6. 06-0520** Release of liens (on file with the Clerk).
RECOMMENDED ACTION: Approve.
This matter was approved on the Consent Calendar.
- 7. 06-0505** Public Health Department recommending April 3 through April 9, 2006 be proclaimed as "Public Health Week" in the County of El Dorado.
RECOMMENDED ACTION: Adopt.
This matter was approved on the Consent Calendar.
- 8. 06-0508** Public Health Department recommending Chairman be authorized to sign retroactive Health Resources and Services Administration (HRSA) National Bioterrorism Hospital Preparedness Program Local Funding Agreement with the California Department of Health Services (CDHS) in the amount of \$228,377 for the period September 1, 2005 through August 31, 2006 for local hospital preparedness activities.
RECOMMENDED ACTION: Approve.
FUNDING: HRSA IV Grant funding for 2005/2006.
This matter was approved on the Consent Calendar.
- 9. 06-0509** Public Health Department recommending Budget Transfer Nos. 26098 and 26099 for the fiscal year 2005/2006 California Children's Services (CCS) Program and the Children's Health and Disability Program (CDHP), increasing board and care funding from the County General Fund for CCS critically ill children by \$170 and transferring \$170 from the Social Services Trust to align the CCS budget with the current State budget for said services. (4/5 vote required)
RECOMMENDED ACTION: Approve.
FUNDING: Social Service Trust and State Grant.
This matter was approved on the Consent Calendar.

- 10. 06-0510** Public Health Department recommending Chairman be authorized to sign retroactive Public Health Emergency Preparedness Cities Readiness Initiative Funding Grant Agreement with California Department of Health Services for funding in the amount of \$58,411 to be used to increase the capacity of the County's medical centers to deliver medicines and medical supplies during emergencies.
RECOMMENDED ACTION: Approve.
- FUNDING:** Cities Readiness Initiative Grant.
- This matter was approved on the Consent Calendar.**
- 11. 06-0511** Public Health Department recommending Chairman be authorized to sign Amendment 02 to Agreement 431-PHD0405 with Sheldon R. Minkin, D.O. increasing compensation from \$40,000 to \$52,000 for the completion of services and special projects on an "as-needed" basis through June 30, 2006 until projects are completed whichever comes first.
RECOMMENDED ACTION: Approve.
- FUNDING:** Departmental Cost Savings.
- This matter was approved on the Consent Calendar.**
- 12. 06-0512** Mental Health Department recommending Chairman be authorized to sign retroactive Memorandum of Understanding 674-M0611 with El Dorado County Office of Education (EDCOE) for a term to expire June 30, 2006 to allow the transfer of Federal Individuals with Disabilities Education Act (IDEA) funds in the amount of \$80,000 from the State Department of Mental Health for mental health services to special education pupils pursuant to AB 3632, noting retroactive to July 1, 2005 - EDCOE signed agreement on January 31, 2006 and not timely received by County.
RECOMMENDED ACTION: Approve.
- FUNDING:** Federal IDEA funds.
- This matter was approved on the Consent Calendar.**

- 13. 06-0513** Human Services Department, Community Services Division, recommending Chairman be authorized to sign Memorandum of Understanding between Area 4 Agency of Aging, San Joaquin County Department of Aging and Community Services and El Dorado County Area Agency on Aging for the term July 1, 2006 to June 30, 2010 for Health Insurance Counseling and Advocacy Program (HICAP) services in El Dorado County.

RECOMMENDED ACTION: Approve.

FUNDING: State.

This matter was approved on the Consent Calendar.

- 14. 06-0514** Human Services Department, Community Services Division, recommending adoption of Proclamations honoring John Winegar, Dorothy Winegar, Juanita Ricci and Tommy Hawke for their volunteer services in various capacities at the Senior Day Care Center for more than a decade.

RECOMMENDED ACTION: Adopt Proclamations.

This matter was approved on the Consent Calendar.

- 15. 06-0522** Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 321-S0611 with DN Associates dba DNA Group Home in an amount not to exceed \$320,000 for a two year period to provide foster care/group home services on an "as-requested" basis for clients of the Child Protective Services Program.

RECOMMENDED ACTION: Approve.

FUNDING: Federal, State and County funding.

This matter was approved on the Consent Calendar.

- 16. 06-0526** Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 580-S0611 with McFarlane Mortuary, Inc., in an amount not to exceed \$20,000 for the term April 5, 2006 through April 4, 2008 to provide mortuary services on an "as-requested" basis for the disposition of indigent Social Services' clients on the East Slope of El Dorado County.

RECOMMENDED ACTION: Approve.

FUNDING: Federal, State and County funding.

This matter was approved on the Consent Calendar.

- 17. 06-0527** Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 315-S0611 with Lincoln Child Center, Inc. in an amount not to exceed \$300,000 for a two year period to provide foster care/group home services on an "as-requested" basis for clients of the Child Protective Services Program.
RECOMMENDED ACTION: Approve.
- FUNDING:** Federal, State and County funding.
- This matter was approved on the Consent Calendar.**
- 18. 06-0523** Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 198-S0611 with Saint Francis Home for Children in an amount not to exceed \$40,000 for a two year period to provide foster care/group home services on an "as-requested" basis for clients of the Child Protective Services Program.
RECOMMENDED ACTION: Approve.
- FUNDING:** Federal, State and County funding.
- This matter was approved on the Consent Calendar.**
- 19. 06-0525** Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment I to Agreement 384-S0511 with Sierra Recovery Center increasing compensation from \$60,000 to \$100,000, amending scope of services, and adding nondiscrimination compliance language; said Center provides substance abuse treatment and shelter services for clients referred by the Human Services Department.
RECOMMENDED ACTION: Approve.
- FUNDING:** Federal, State and County.
- This matter was approved on the Consent Calendar.**
- 20. 06-0515** Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 457-S0611 with Children's Receiving Home of Sacramento in an amount not to exceed \$400,000 for a two year term to provide foster care/group home services on an "as-requested" basis for clients of the Child Protective Services Program.
RECOMMENDED ACTION: Approve.
- FUNDING:** Federal, State and County.
- This matter was approved on the Consent Calendar.**

21. **06-0475** Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 432-S0511 with The Gates Recovery Foundation in an amount not to exceed \$20,000 for a two year period to provide therapeutic counseling services to clients of the Child Protective Services and Employment and Training programs.
(Continued 3/28/06, Item 5)

RECOMMENDED ACTION: Approve.

FUNDING: Federal, State and County.

This matter was continued off calendar upon adoption of the Agenda.

22. **06-0528** Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment 01 to Agreement 363-S0511 with El Dorado County Transit Authority revising Article III, Compensation for Services to reflect expanded purchase options and adding Article XXIV, Nondiscrimination; said changes do not affect compensation or term for bus transportation services for clients of said Division.

RECOMMENDED ACTION: Approve.

FUNDING: Federal, State and County funding.

This matter was approved on the Consent Calendar.

23. **06-0517** Development Services Department, Planning Services Division, submitting final map (TM94-1290F) for Hollow Oak, Unit 3 in the El Dorado Hills area; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements with Pulte Home Corporation.

RECOMMENDED ACTION: Approve.

This matter was approved on the Consent Calendar. Note: Supervisor Dupray recused himself on this matter upon adoption of the Consent Calendar.

24. **06-0521** Development Services Department, Planning Services Division, submitting final map (TM94-1290F) for Hollow Oak, Unit 4 in the El Dorado Hills area; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements with Pulte Home Corporation.

RECOMMENDED ACTION: Approve.

This matter was approved on the Consent Calendar. Note: Supervisor Dupray recused himself from this matter upon adoption of the Consent Calendar.

- 25. 06-0535** General Services Department recommending Chairman be authorized to sign Agreement 613-S0611 with Jon Schleicher dba Hangtown Fire Control in an amount not to exceed \$55,000 for the term April 20, 2006 through April 19, 2008 to provide fire suppression system services for County-owned and leased facilities.
RECOMMENDED ACTION: Approve.

FUNDING: Special Revenue, Road, Enterprise funds.

This matter was approved on the Consent Calendar.

- 26. 06-0536** General Services Department recommending Chairman be authorized to sign Amendment 01 to Agreement 529-S0510 with Conforti Plumbing, Inc. increasing compensation by \$10,000 to \$20,000 for a term through April 25, 2007 to provide emergency plumbing services on an "as-requested" basis for maintenance of County facilities.
RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was approved on the Consent Calendar.

- 27. 06-0537** General Services Department recommending Chairman be authorized to sign Grant Easement between the County of El Dorado, the Sacramento-Placerville Transportation Corridor Joint Powers Authority and El Dorado Irrigation District to proceed with the Mother Lode Force Main Sewer Replacement beginning at Sunset Lane and ending at the Shingle Springs Lift Station in Shingle Springs.
RECOMMENDED ACTION: Approve.

This matter was continued to April 18, 2006 upon adoption of the Agenda.

- 28. 06-0538** Transportation Department recommending Resolution sanctioning the closure of South Shingle Road from Millers Hill School to the end of the pavement on South Shingle Road, Settlers Trail and Coulter Lane on Saturday, April 29, 2006 between 8:00 a.m. to 10:00 a.m. for the "Latrobe Country Fun Run/Walk" event.
RECOMMENDED ACTION: Adopt Resolution **093-2006**.

This matter was approved on the Consent Calendar.

29. **06-0539** Transportation Department recommending Resolution accepting a portion of an Irrevocable Offer of Dedication (IOD 2006-01) from The Protestant Episcopal Church in the Diocese of Northern California for easement for road and public utility purposes, offered to the County of El Dorado in September 1994; said IOD is a portion of subject property (APN 083-350-03) in Cameron Park and is necessary to provide additional right of way in conjunction with phased improvements at the intersection of Cameron Park Drive and Palmer Drive.

RECOMMENDED ACTION: Adopt Resolution **094-2006**.

This matter was approved on the Consent Calendar.

30. **06-0481** Transportation Department recommending Chairman be authorized to sign Agreement AGMT 05-967 with Dowling Associates, Inc. in an amount not to exceed \$500,000 for a term of two years to provide "as-needed" transportation planning and traffic engineering services, noting this firm is one of 8 firms placed on a list after DOT completed its solicitation for transportation consulting firms in 2005. This consultant is nationally recognized for his transportation and traffic expertise and, this firm will not submit proposals for any private project development/design work within the County. (Continued 3/28/06, Item 10)

RECOMMENDED ACTION: Approve.

FUNDING: Interim 2004 General Plan Traffic Impact Mitigation Fee Program.

A motion was made by Supervisor Sweeney, seconded by Supervisor Baumann to approve this matter with the following conditions: (1) task orders under this Agreement are to be numbered; (2) a standard format is to be used for the task orders; and (3) task order approval is to be strictly limited to the Director and the Deputy Directors of the Department of Transportation.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

31. **06-0552** Transportation Department recommending the Board adopt the California Environmental Quality Act (CEQA) Negative Declaration for the Mother Lode Drive Two-Way Left-Turn Widening Project; and approve said Project as described in the CEQA document.

RECOMMENDED ACTION: Approve.

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

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

- 32. 06-0554** Transportation Department recommending findings be made that irregularities within the DBE bid information are minor and do not materially affect the bids; and award the construction contract work to the lowest, responsive bidder, Granite Construction Company in the bid amount of \$713,410.76 for the Missouri Flat/El Dorado Road Signalization and Intersection Improvements Project 73125.
RECOMMENDED ACTION: Approve and authorize Chairman to sign Agreement with same subject to review and approval of the final documents by County Counsel and Risk Management.

FUNDING: TIM fees, HES Grant, RSTP-C.

This matter was approved on the Consent Calendar.

- 33. 06-0477** Library Director recommending Budget Transfer 26095 increasing the allocation for the Literacy Program by \$5,282 due to an increase in state funding and increasing the allocation for the Cameron Park Library by \$15,000 from fund balance in fund type 12. (Continued 3/28/06, Item 7) (4/5 vote required)

RECOMMENDED ACTION: Approve.

FUNDING: State funding.

This matter was approved on the Consent Calendar.

- 34. 06-0555** Probation Department recommending Resolution authorizing the Chief Probation Officer to submit El Dorado County's Juvenile Justice Crime Prevention Act Application for approval to the State of California for the County's Comprehensive Multi-Agency Juvenile Justice Plan Modification.

RECOMMENDED ACTION: Adopt Resolution **099-2006**.

FUNDING: Juvenile Justice Crime Prevention Act.

This matter was approved on the Consent Calendar.

- 35. 06-0556** Sheriff's Department recommending Resolution authorizing the Sheriff and selected employees to sign the application for the 2006 Emergency Management Performance Grant for funding to assist local agencies in preparing comprehensive disaster preparedness plans; and Chairman be authorized to sign said Resolution

RECOMMENDED ACTION: Adopt Resolution **100-2006**.

FUNDING: FEMA.

This matter was approved on the Consent Calendar.

- 36. 06-0529** Treasurer-Tax Collector recommending Chairman be authorized to sign Memorandum of Understanding between the El Dorado County Treasurer/Tax Collector's Revenue Recovery Division and the Superior Court of California, County of El Dorado to pursue collection of delinquent criminal fines, forfeitures, assessments and fees under a Comprehensive Collection Program pursuant to California Penal Code Section 1463.007.

RECOMMENDED ACTION: Approve.

FUNDING: Anticipated recovery collections costs over the life of the MOU.

This matter was approved on the Consent Calendar.

- 37. 06-0545** Recorder-Clerk/Registrar of Voters recommending adoption of Resolution endorsing the designation of the month of April 2006 as "Voter Education and Participation Month" for the June 6, 2006 Primary Election.

RECOMMENDED ACTION: Adopt Resolution **097-2006**

This matter was approved on the Consent Calendar.

- 38. 06-0540** Human Resources Division recommending Resolution approving the Memorandum of Understanding between the County of El Dorado and the El Dorado County Law Enforcement Managers Association for the period April 4, 2006 through December 31, 2007.

RECOMMENDED ACTION: Adopt Resolution **095-2006**.

FUNDING: General Fund.

This matter was approved on the Consent Calendar.

- 39. 06-0546** Human Resources recommending adoption of Resolution amending the Salary Schedule by adding the new classification of Medical Administrative Officer and establishing salary range and bargaining unit for same, noting this position is included in the Final 2005/2006 Budget.

RECOMMENDED ACTION: Adopt Resolution **098-2006**.

This matter was approved on the Consent Calendar.

- 40. 06-0532** Chief Administrative Office recommending Resolution amending Resolution 291-2005 adding APNs 110-020-30 and 067-051-05 for the annexation by Local Agency Formation Commission (Project 05-06) to El Dorado Irrigation District and El Dorado Hills Community Services District while detaching from County Service Area 9 Zone of Benefit 17 (Naef Boundary Modification), noting LAFCO has modified the proposed annexation by adding two parcels totaling 13.22 acres. The change in tax increment remains the same as that adopted by the Board on September 27, 2005, item 21.

RECOMMENDED ACTION: Adopt Resolution **090-2006**.

This matter was approved on the Consent Calendar.

- 41. 06-0533** Chief Administrative Office recommending Resolution amending Resolution 167-2005 accepting property tax increment distribution plan for annexation of APNs 050-010-22 and 050-080-04 adding said parcels into the El Dorado Irrigation District for the Bannon Property, Local Agency Formation Commission (LAFCO) Project 05-05, noting the exchange of property tax increments was approved by the Board on June 14, 2005 (Item 28), this action is necessary to include a second parcel that was erroneously excluded in the original action, the total amount of acreage affected remains the same as the original action.

RECOMMENDED ACTION: Adopt Resolution **091-2006**.

This matter was approved on the Consent Calendar.

- 42. 06-0493** Chief Administrative Office recommending the Board accept \$7,500 in Grant Funding from PG&E; and authorize Chairman to sign Budget Transfer 26092 increasing revenues and appropriations in the Economic Development Office budget, noting the grant will support the cost of the Venture Communities Pilot Implementation Project, including the sponsorship of a two-day conference with venture capitalists to be held in El Dorado Hills. (Continued 3/28/06, Item 17)

RECOMMENDED ACTION: Approve.

FUNDING: Grant funding.

This matter was approved on the Consent Calendar.

- 43. 06-0547** Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 06-920-092 for the purchase of WebXtender Licenses to the sole qualified bidder, CompuCom Systems, Inc. of Dallas, Texas; and authorize purchase order in the amount of \$51,165 for same for Information Technologies.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was approved on the Consent Calendar.

- 44. 06-0548** Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 06-725-81 for the purchase of various communications equipment for Information Technologies to the low qualified bidder, G3 Technology partners of Memphis, TN; and authorize blanket purchase order in the amount of \$83,776, including sales tax, for a twelve month period and an increase to same on an "as needed" basis during the awarded period if funding is available within the requesting department's budget.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was approved on the Consent Calendar.

- 45. 06-0549** Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 06-920-089 for Novell Maintenance and Support services to the low qualified bidder, ASAP Software of Buffalo Grove, IL; and authorize purchase order in the amount of \$50,304 for same for Information Technologies.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was approved on the Consent Calendar.

- 46. 06-0550** Chief Administrative Office, Procurement and Contracts Division, recommending award of Request for Proposal (RFP) 06-961-082 for a Regional Hazardous Materials Emergency Response Plan to Boykin Consulting Services of Grass Valley, CA; and recommending Chairman be authorized to sign Agreement 692-S0611, upon final approval by County Counsel and Risk Management, between El Dorado County, acting by and through County Service Area 10, and Christine M. Boykin dba Boykin Consulting Services in an amount not to exceed \$46,010 for a term to expire September 15, 2006 for response plan development services for the Environmental Management Department.

RECOMMENDED ACTION: Approve.

FUNDING: Hazardous Materials Emergency Planning Grant.

This matter was approved on the Consent Calendar.

- 47. 06-0551** Chief Administrative Office, Procurement and Contracts Division, recommending Board dispense with competitive bidding procedures and authorize blanket purchase order with Viacom Outdoor of West Sacramento, CA in the amount of \$14,712 for a twelve month term commencing April 27, 2006 for bulletin board advertising space to promote universal waste recycling for the Environmental Management Department (County Service Area 10).
RECOMMENDED ACTION: Approve.

FUNDING: California Integrated Waste Management Board Grant.

This matter was approved on the Consent Calendar.

- 48. 06-0530** Supervisor Sweeney requesting ratification of Chairman's signature on a letter sent to the USDA Forest Service in regard to the potential impacts of the Secure Rural Schools Land Sales Initiative.
RECOMMENDED ACTION: Approve.

This matter was approved on the Consent Calendar.

- 49. 06-0516** Supervisor Santiago recommending Resolution approving highway restrictions on State Highway 50 and 89 between Stateline through South Lake Tahoe from 6:00 a.m. to 12:00 noon and closure of Highway 89 from 6:30 a.m. to 8:30 a.m. on Sunday, June 4, 2006 for the 15th Annual America's Most Beautiful Bike Ride.
RECOMMENDED ACTION: Adopt Resolution **092-2006**.

This matter was approved on the Consent Calendar.

- 50. 06-0542** Supervisor Santiago recommending the following reappointments to the Child Abuse Prevention Council: Kim Nida and Michael Ungeheuer for terms to expire March 2008 and Nichole Loftis for a term to expire 2007; and appointment of Michelle Witt for a term to expire March 2008.
(Continued 1/10/06, Item 69)

RECOMMENDED ACTION: Approve.

This matter was approved on the Consent Calendar.

NOTICED HEARING/DEPARTMENT MATTERS

DEPARTMENT MATTERS

51. [06-0125](#) Transportation Department recommending the following:
- (1) Find that a state of emergency continues to exist and authorize said Department to proceed under Public Contract Code Sections 20395, 22035 and 22050 to immediately stabilize and repair roads severely damaged by recent storms including Mosquito Road, Church Mine Road, and Cosumnes Mine Road;
 - (2) Find based upon the substantial evidence in the record regarding the conditions of the road and bridge approach facilities at said roads, that the emergency will not permit a delay resulting from competitive solicitation for bids, and that immediate action is necessary to stabilize and repair the roads and bridge approach to prevent further damage to, or failure of, the facilities, and to provide for access for public services to populated areas served by these roads;
 - (3) Authorize the Department to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency repairs pursuant to written contract and authorize the Chairman of the Board to execute those contracts;
 - (4) Continue to the **April 18, 2006** Board Meeting for status review; and
 - (5) Ratify action of the Board on March 28, 2006 for approval of the findings. (Continued 3/28/06, Item 24) (4/5 vote required)

FUNDING: Road Fund, seeking OES funds for 75% of costs. FEMA funding unknown, funding plan to be presented.

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

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

52. [06-0234](#) Sheriff's Department recommending adoption of Resolution **096-2006** continuing the state and local emergency declared on December 31, 2005 if it is found that conditions of extreme peril to the safety of person and property exists. (Continued 03/28/2006, Item 23)

A motion was made by Supervisor Santiago, seconded by Supervisor Dupray to adopt Resolution 096-2006.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

53. [06-0363](#) General Services Department recommending adoption of the Privately-Owned and County-Owned Vehicle policy be continued to **June 6, 2006**. (Referred 4/4/06, Item 53)

This matter was added to the Consent Calendar and continued to May 9, 2006.

- 54. 06-0559** Transportation Department recommending adoption of Resolution amending the Authorized Personnel Allocation Resolution **adding** 33 positions for the Capital Improvement Program in said Department; and Human Resources and Department of Transportation be authorized to develop an aggressive recruitment program to fill the new allocations.
RECOMMENDED ACTION: Continue off calendar.

FUNDING: CIP/Road Fund.

This matter was added to the Consent Calendar and continued to April 18, 2006.

NEW BUSINESS ITEM NO. 64

- 06-0561** At the request of Supervisor Sweeney the Board added an urgency item to the Agenda: Board consideration to secure a Commercial/Industrial Wastewater Discharge Permit for the Union Mine Wastewater Treatment Facility with the El Dorado Irrigation District.

A motion was made by Supervisor Baumann, seconded by Supervisor Santiago to approve the letter requesting emergency relief.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

**BOARD OF SUPERVISORS CONVENE AS THE AIR QUALITY MANAGEMENT DISTRICT
BOARD TO CONSIDER THE FOLLOWING:**

- 55. 06-0544** Air Quality Management District recommending Budget Transfer appropriating funding for Motor Vehicle Emission Reductions Projects in Fiscal Year 2005-2006; and authorize Chairman to sign the following for terms to expire April 4, 2006 through June 30, 2006:
- (1) Agreement 037-DMV-05/06-11 with El Dorado County, General Services Department in the amount of \$45,000 for the Class 1 Bike Path Project;
 - (2) Agreement 038-DMV-05/06-11 with Highway 50 Corridor Transportation Management Association in the amount of \$10,000 for the Highway 50 Corridor Transportation Demand Pilot Program;
 - (3) Agreement 039-DMV05/06-11 with El Dorado County Fire Safe Council in the amount of \$23,825 for the El Dorado County Chipper Program; and
 - (4) Agreement 040-DMV-05/06-11 with El Dorado County, Fleet Management in the amount of \$22,066 for the 2006 Toyota Prius Hybrid Electric Vehicle for General Services.

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

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

AIR QUALITY MANAGEMENT DISTRICT BOARD ADJOURNED.

TIME ALLOCATION - 2:00 P.M.

- 56. 06-0560** Hearing to consider adoption of Ordinance extending General Plan Urgency Ordinance 4669 restricting the issuance of building and grading permits unless an analysis of General Plan consistency is completed. (Refer 4/10/05, Item 54) (4/5 vote required) **(Due to a lack of quorum on March 28, 2006 (Item 30) this item was continued and heard this date.)**

Hearing no protests, a motion was made by Supervisor Baumann, seconded by Supervisor Sweeney to adopt Ordinance No. 4690 extending said restriction.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

- 57. 06-0541** Hearing to consider Resolution of Intention to amend the General Plan to increase the floor area ratio (FAR) standards set forth in Policy 2.2.1.5; and create and adopt a new Mixed Use Development land use designation. **Planning staff recommending this hearing be continued to 2:00 p.m. on Tuesday, April 18, 2006.**

A motion was made by Supervisor Dupray, seconded by Supervisor Santiago to continue this hearing to April 18, 2006.

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

TIME ALLOCATION - 2:30 P.M.

- 58. 06-0436** Development Services Department recommending Chairman be authorized to sign Memorandum of Agreement with Tahoe Regional Planning Agency for staffing and funding the Pathway 2007 Regional Planning Update Process, noting this item is consistent with Resolution expressing support for the Pathway 2007 Regional Plan Update and Budget Transfer approved on March 7, 2006, Item 34. (Continued 3/28/06, Item 25)

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

Yes: 4 - Dupray, Baumann, Sweeney and Santiago

Absent: 1 - Paine

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

The Board of Supervisors adjourned in memory of former Supervisor J. Mark Nielsen.

CLOSED SESSION

- 59. 06-0506** Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** El Dorado County v. Gale A. Norton, et al., United States District Court, Eastern District Case CIV.S-02-1818 GEB DAD; and El Dorado County v. California Department of Transportation, et al., Superior Court of California-County of Sacramento. Case No. 03CS00003.
No action reported.
- 60. 06-0507** Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** El Dorado County Taxpayers et al. v. EDC (General Plan Lawsuit) Sacramento County Superior Court 96-CS-01290.
No action reported.
- 61. 06-0519** Pursuant to Government Code Section 54956.9(a), **Existing Litigation:** El Dorado County v. Jon Morgan, El Dorado County Superior Court Case No. PC20050689.
No action reported.
- 62. 06-0531** Pursuant to Government Code 54956.9(a), **Existing Litigation:** Claim of Sebren v. County of El Dorado, Worker's Compensation Claim Settlement, WCAB SAC 0352700 and SAC 246564, Claim No. Unassigned and 9600004.
No action reported.
- 63. 06-0524** Pursuant to Government Code 54956.9(c), **Anticipated Litigation:** Initiation of litigation. One (1) potential case.
No action reported.