



County of El Dorado

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

Minutes - Final Board of Supervisors

Helen K. Baumann, Chairman, District II
Rusty Dupray, First Vice Chairman, District I
Ron Briggs, Second Vice Chairman, District IV
James R. Sweeney, District III
Norma Santiago, District V

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

Tuesday, March 20, 2007

8:00 AM

Board of Supervisors Meeting Room

The Vision Statement adopted by the Board of Supervisors on November 7, 2006, states "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."

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 RECESS TO CLOSED SESSIONS

Present: 1 - Supervisor Sweeney

Absent: 2 - Supervisor Briggs and Supervisor Santiago

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

Present: 3 - Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

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.

Approval of the Consent Calendar

A motion was made by Supervisor Sweeney, seconded by Supervisor Dupray to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 14 and 26 pulled from the Consent Calendar for separate action; Item 48 added to the Consent Calendar and approved; and Item 29 continued to April 17, 2007.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

PRESENTATION

- 1. [07-449](#) **PRESENTATION** of Proclamation designating March 2007 as Social Worker Appreciation Month in El Dorado County.
No action required.

OPEN FORUM

CONSENT CALENDAR

- 2. [07-473](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday March 13, 2007.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar

- 3. [07-403](#) Public Health Department recommending Resolution establishing imprest cash accounts at the interim Animal Control shelter sites located at 511 Placerville Drive in Placerville and 4211 Sunset Lane in Shingle Springs.
RECOMMENDED ACTION: Adopt Resolution **067-2007**.

FUNDING: Current year cost savings.
This matter was Approved on the consent calendar

4. [07-299](#) Mental Health Department recommending Chairman be authorized to sign Agreement 520-S0711 with Jana Todd, dba JDT Consultants in the amount of \$150,000 for a term to expire March 31, 2009 to provide mental health/therapeutic behavioral services for mentally ill minors on an "as-requested" basis for said Department.
RECOMMENDED ACTION: Approve.

FUNDING: Medi-Cal, EPSDT and Realignment.

This matter was Approved on the consent calendar

5. [07-301](#) Mental Health Department recommending Chairman be authorized to sign Agreement 492-S0711 with Fred Finch Children's Home dba Fred Finch Youth Center in the amount of \$142,775 for a term to expire December 31, 2008 to provide specialty mental health services for children on an "as-requested" basis for said Department.
RECOMMENDED ACTION: Approve.

FUNDING: Medi-Cal, EPSDT and Realignment.

This matter was Approved on the consent calendar

6. [07-452](#) Human Services Department, Community Services Division, recommending adoption of Proclamation honoring Margaret Gwinnup for her outstanding volunteer service at the El Dorado County Senior Day Care Center.
RECOMMENDED ACTION: Adopt Proclamation.

This matter was Approved on the consent calendar

7. [07-453](#) Human Services Department, Community Services Division, recommending Resolution authorizing the Chairman to sign Amendment 1 to Agreement AP-0607-29 with the California Department of Aging increasing the maximum grant amount by \$127,956 to \$1,352,529 for the term July 1, 2006 through June 30, 2007 for Title III/VII Senior Services, Title III E Family Caregiver Support Program services and Older Americans Act Community Based Services Programs; and recommending the Director of Area Agency on Aging be authorized to execute subsequent documents relating to said contract, including amendments thereto, contingent upon approval of County Counsel and Risk Management, that do not affect the dollar amount or the term and to sign required fiscal and programmatic reports; and further recommending Budget Transfer 27161 incorporating unbudgeted increased revenues and corresponding expenditures in the amount of \$64,998 for same. (4/5 vote required)

RECOMMENDED ACTION: Adopt Resolution **062-2007**.

FUNDING: Federal one-time-only funds NSIP/USDA and Donations.

This matter was Approved on the consent calendar

8. [07-456](#) District Attorney recommending Resolution authorizing him to execute the Grant Award Agreement with the State of California Office of Emergency Services (OES) in the amount of \$146,981 for the term July 1, 2007 through June 30, 2008 for the 2007-2008 Elder Vertical Prosecution Block Grant Program; and Chairman be authorized to sign Certification for same.

RECOMMENDED ACTION: Adopt Resolution **063-2007**.

FUNDING: Office of Emergency Services.

This matter was Approved on the consent calendar

9. [07-386](#) Child Support Services recommending Budget Transfer 27155 increasing Revenues for State Electronic Data Processing (EDP) and Maintenance and Operation (M&O) Emergency Funding in the amount of \$13,270 to purchase a tape backup system and a backup radio antenna used as the Briw Road buildings sole connection with the County WAN. (4/5 vote required)

RECOMMENDED ACTION: Approve.

FUNDING: State funding.

This matter was Approved on the consent calendar

10. [07-306](#) Transportation Department recommending Chairman be authorized to sign Notice of Termination of Agreement for Services AGMT 03-308 with Sunrise Support Services, Inc. effective March 28, 2007, due to said business ceasing to operate.
RECOMMENDED ACTION: Approve.
This matter was Approved on the consent calendar
11. [07-304](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement for Public Purposes from TPC/VPD Venture 1 LLC in the total amount of \$10,260 and Certificates of Acceptance for the related deeds for a portion of APNs 117-160-34 and -35; and authorize the Director of said Department or designee to execute escrow instructions and other related escrow documents pertaining to the transaction, including the payment of title and escrow fees for the Latrobe Road Widening Phase 2, Project 66101.
RECOMMENDED ACTION: Approve.
FUNDING: Traffic Impact Mitigation Fees.
This matter was Approved on the consent calendar
12. [07-339](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement for Public Purposes with Arrowest Properties, Inc. in the total amount of \$25,196, and Certificates of Acceptance for the related deeds for a portion of APN 118-010-07 and quitclaim deed for same; and authorize the Director of said Department or designee to execute escrow instructions and other related escrow documents pertaining to same, including the payment of title and escrow fees.
RECOMMENDED ACTION: Approve.
FUNDING: Traffic Impact Mitigation Fees.
This matter was Approved on the consent calendar

13. [07-351](#) Transportation Department recommending the following pertaining to Creekside Greens Subdivision:
- (1) Accept subdivision improvements as complete;
 - (2) Reduce Performance Bond No. 400TD2399 to \$110,304.33 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance if no claims are made;
 - (3) Hold previously posted Laborers and Materialsmen Bond No. 400TD2399 in the amount of \$551,521.68 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance if no claims are made; and
 - (4) Adopt Resolution **064-2007** accepting those streets within Creekside Greens, Unit 3, subdivision map boundaries and Monte Verde Drive as shown in Creekside Greens, Unit 2 into the County Maintained Mileage System.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

14. [07-341](#) Transportation Department recommending Resolution acknowledging, but rejecting at this time, Irrevocable Offer of Dedication 2007-01 from Monte McGuire and Martha Louise McGuire for a road right of way and public utilities easement (APNs 100-080-25 and 100-080-29) necessary to meet the condition of requirements for Boundary Line Adjustment 06-0065.

RECOMMENDED ACTION: Adopt Resolution **056-2007**. (Cont'd 3/13/07, Item 18)

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to direct staff to delete requirement of Irrevocable Offer of Dedication (IOD) for the boundary line adjustment and refund the IOD application fee only.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

15. [07-454](#) Library Director recommending Budget Transfer 27158 increasing the allocation for library materials by \$3,364 from donations from the community and Friends of the Library. (4/5 vote required)

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

16. [07-455](#) Library Director recommending new operating hours for the El Dorado Hills Library beginning April 1, 2007 as follows: Monday, Tuesday, Wednesday from 12:00 noon to 8:00 p.m and Thursday, Friday and Saturday 10:00 a.m. to 5:00 p.m.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

17. [07-459](#) Recorder-Clerk/Registrar of Voters requesting authorization to expand the Confidentiality of Voter Registration Information to specified Public Safety Officials pursuant to statute for the protection of individuals in specified public safety positions where life threatening circumstances may exist to the official or the official's family, noting the proposed action is consistent with Senate Bill 506, which was signed by the Governor and became effective in January 2007. (Change in Policy)
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

18. [07-407](#) Human Resources Department recommending advanced step placement of a specific Sr. Personnel Analyst candidate at Step 5 of the Salary Range for the position of Sr. Personnel Analyst.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

19. [07-292](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Purchasing Agent be authorized to utilize the County Office of Education's purchasing contracts in accordance with County Ordinance 3.12.160D; and authorize four (4) blanket purchase orders, with a combined total not to exceed amount of \$275,000 including sales tax, for terms to expire December 31, 2008 and an increase to same on an "as-needed" basis during the awarded period if funding is available within the requesting department's budget for the following awarded vendors:
- (1) Waxie Sanitary Supply of Livermore, CA for janitorial chemicals in the amount of \$35,000;
 - (2) Waxie Sanitary Supply of Livermore, CA for janitorial utensils in the amount of \$10,000;
 - (3) JC Nelson Supply Co. of Fairfield, CA for janitorial paper goods in the amount of \$165,000; and
 - (4) Unisource of Sacramento, CA for janitorial liners in the amount of \$65,000.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was Approved on the consent calendar

20. [07-290](#) Chief Administrative Office, Procurement and Contracts Division, recommending award of Request for Proposal 07-918-080 for Project-Based Voucher Program to the sole qualified respondent, American Baptist Homes of the West of Pleasanton, California; (2) and the Director of the Public Housing Authority be authorized to execute an agreement for new construction of six (6) units based on rents affordable to seniors at 45% AMI (area median income) to be assisted by Project-Based assistance under the Section 8 House Choice Voucher Program for a period of up to ten (10) years providing funding is available, subsidy layering review completion, and upon County Counsel and Risk Management review and approval.

RECOMMENDED ACTION: Approve.

FUNDING: Department of Housing and Urban Development through the Section 8 Choice Voucher Program.

This matter was Approved on the consent calendar

21. [07-441](#) Supervisor Baumann, on behalf of the County Chamber of Commerce, recommending Chairman be authorized to sign the 2007 California State Fair Exhibit Authorization and Appointment form designating the Chamber of Commerce as the official representative responsible for the County's exhibit and authorizes all award money for, or on account of, the exhibit representing El Dorado County to be paid by the California Exposition and State Fair go to the El Dorado County Chamber of Commerce.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

22. [07-477](#) Supervisor Baumann recommending a Special Meeting of the Board of Supervisors be scheduled for 2:00 p.m., Monday, April 30, 2007 in the Board of Supervisors Meeting Room for discussion pertaining to the Integrated Natural Resources Management Plan (INRMP). (Refer 3/6/07, Item 37)

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

23. [07-478](#) Supervisor Baumann recommending consideration of a swimming pool as an allowed use accessory to an existing single family dwelling on APN 078-060-16 due to circumstances present on subject property.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

24. [07-474](#) Supervisor Sweeney recommending the Chief Administrative Officer be directed to allocate funding in the amount of \$82,000 for spray on acoustical treatment for the Mark D. Forni Building located at the El Dorado County Fairgrounds.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

25. [07-482](#) Supervisor Sweeney recommending staff be directed to accept a City of Placerville or a City of South Lake Tahoe business license when the county does business with providers in those cities.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

26. [07-481](#) Supervisor Sweeney recommending staff be directed to refrain from exacting Irrevocable Offers of Dedication on lot line adjustments (Government Code Section 66412 (d)).

RECOMMENDED ACTION: Approve.

A motion was made by Supervisor Sweeney, seconded by Supervisor Dupray to approve this matter; staff directed to come back with standards or outlines pertaining to same; and staff further directed not to exact irrevocable offers of dedication on a lot line adjustment/boundary line adjustment until such time the Board reviews staff's recommendation with regard to same.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

27. [07-462](#) Supervisor Santiago recommending appointment of Robert Bartley to the Mental Health Commission, South Lake Tahoe Council.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARINGS

28. [06-2010](#) Hearing to consider adoption of Resolution **065-2007** changing the name of a portion of County Road No. 4, Bass Lake Road to Sienna Ridge Road. (Refer 2/27/07, Item 30)

Hearing no protests, a motion was made by Supervisor Dupray, seconded by Supervisor Santiago to adopt Resolution 065-2007.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

29. [06-1821](#) Transportation Department providing update to the Board with regard to contract processes and recommendations pertaining to task orders limitations. (Cont'd. 3/6/07, Item 33 and Referred 3/13/07, Item 20)

This matter was continued to April 17, 2007 upon adoption of the Agenda.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

30. [07-144](#) Chief Administrative Office, on behalf of the Bond Screening Committee, providing an update relating to the sale of tobacco settlement revenues for the purposes of securitizing revenues and participation in the Statewide Communities Tobacco Securitization Pool. (Continued 1/30/07, Item 33)

No action required.

31. [07-377](#) Chief Administrative Office recommending adoption of policy revisions pertaining to public works and professional services contracting. (Cont'd. 3/13/07, Item 33)

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

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

32. [07-409](#) Chief Administrative Office providing comments received relating to the Strategic Plan Framework for fiscal years 2007-08 and 2008-09 with adoption of same scheduled for March 27, 2007. (Refer 3/13/07, Item 32)

No action required.

33. [07-480](#) Supervisor Baumann recommending two members of the Board of Supervisors be appointed to represent the County in developing a funding mechanism to determine the share costs for the member agencies of the El Dorado Water & Power Joint Powers Authority in obtaining water rights.

A motion was made by Supervisor Dupray, seconded by Supervisor Santiago to appoint Supervisors Sweeney and Briggs to represent the County.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

10:00 A.M. - TIME ALLOCATION

34. [07-272](#) **PRESENTATION** by Elizabeth Haines, Superintendent of the Camino Union School District, providing an update to the Board and public on recent activities and future plans for the school district.

No action required.

35. [07-437](#) **PRESENTATION** by Dr. James Tarwater, South Lake Tahoe Unified School District Superintendent, updating the Board on a community project for the development of a Youth Sports Complex in South Lake Tahoe.

No action required.

36. [07-439](#) Supervisor Santiago recommending Resolution **066-2007** in support of the community efforts in the development of a Youth Sports Complex in South Lake Tahoe; and recommending that the County of El Dorado commit to make available resources, including, but not limited to, access funding for grantwriting, planning, analysis, and support, as well as, funding opportunities that may arise in the course of the development of this project.

A motion was made by Supervisor Santiago, seconded by Supervisor Sweeney to adopt Resolution 066-2007.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

10:30 A.M. - TIME ALLOCATION

37. [07-429](#) **PRESENTATION** by Jim Vanden Heuvel on the 2018 Reno/Tahoe Winter Olympic Games.

No action required.

2:00 P.M. - TIME ALLOCATION

38. [07-436](#) Hearing to consider General Plan Amendment to change the land use designation from Medium Density Residential (MDR) to Multifamily Residential (MFR); Rezone (AZ05-0002) of 6.97 acres (APN 327-160-47) from One-acre Residential (R1A) to Multifamily Residential-Planned Development (RM-PD); Development Plan (PD06-0031) for a 70-unit apartment complex in the Diamond Springs/El Dorado area; and adoption of Ordinance **4721** for same. Applicant: Mercy Housing. (Supervisorial District III)

After hearing testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to continue this matter to 2:00 p.m., April 10, 2007.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

39. [07-430](#) Adoption of Ordinance **4720** amending Chapter 17.22 of the County Code, Site Plan Review, to include a General Plan Consistency Analysis; (General Plan FEIR [SCH2001082030]) (Introduced 3/13/07, Item 35)

A motion was made by Supervisor Dupray, seconded by Supervisor Sweeney to adopt Ordinance 4720.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

40. [07-451](#) Resolution **061-2007** amending the County General Plan pursuant to Amendment applications approved on March 13 and 20, 2007.

A motion was made by Supervisor Sweeney, seconded by Supervisor Dupray to continue this matter to 2:00 p.m., April 10, 2007.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

41. [06-1814](#) Development Services Department, Planning Services Division, submitting an update to the Status Report on the Winery Ordinance.

A motion was made by Supervisor Baumann, seconded by Supervisor Sweeney to direct staff to begin the initial environmental review based on the Agricultural Commission's recommendation; review the zones of benefit and the definition of a winery; and return to the Board on Tuesday, May 1, 2007 at 2:00 p.m. for further discussion pertaining to same.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

42. [07-450](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: U.S.A. v. El Dorado County, City of South Lake Tahoe, et al., U.S.
District Court Case No. S-01-1520 MCE GGH (ED CA).
No action reported.
43. [07-470](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
One (1) potential case.
No action reported.
44. [07-484](#) Pursuant to Government Code Section 54957, **Public Employment:**
Title: Director of Environmental Management.
No action reported.
45. [07-485](#) Pursuant to Government Code Section 54957, **Public Employee
Performance Evaluation:**
Title: Director of General Services.
No action reported.
46. [07-486](#) Pursuant to Government Code Section 54957, **Public Employee
Performance Evaluation:**
Title: Director of Development Services.
No action reported.

ADDENDUM**Closed Session:**

47. [07-504](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: California Native Plant Society, et al., v. County of El Dorado, et
al., El Dorado County Superior Court Case No. PC20070021.
No action reported.

Department Matters:

48. [07-503](#) District Attorney recommending advanced step placement of a specific
candidate at Step 5 of the Salary Range for the position of Chief
Assistant District Attorney.
This matter was added to the Consent Calendar and approved.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

49. [07-493](#) Transportation Department recommending the Director of said Department be authorized to sign Task Order 05-935-02 with Quincy Engineering, Inc. in the amount of \$852,747.91 with a completion date of February 14, 2008 to perform professional services associated with the development of Geometric Approval Drawings for the El Dorado Hills Boulevard Interchange and Highway 50 Mainline work through El Dorado Hills.

FUNDING: 2004 General Plan Traffic Impact Mitigation Fee Program.

A motion was made by Supervisor Dupray, seconded by Supervisor Sweeney to approve this matter with the caveat that any task orders exceeding \$250,000 are to be approved by the Board; task orders over \$100,000 but not exceeding \$250,000 are to be reviewed by the Chief Administrative Officer; and all task orders issued by the Department of Transportation are to be included in the Purchasing Agent's quarterly report to the Board.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

50. [07-447](#) Supervisor Baumann recommending discussion regarding the possibility of expanding of the El Dorado-Folsom Joint Powers Authority to include the City of Rancho Cordova.

No action required.

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.

Notice of any Agenda ADDENDA will be recorded on the "AGENDA HOTLINE" (530) 621-6622 no later than 8:00 A.M. on Saturday preceding the Tuesday meeting.

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 2, Wednesday at 4:00 P.M.

South Lake Tahoe - Charter Cable 21, Daily - Time varies