



# County of El Dorado

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## Minutes - Final Board of Supervisors

*Norma Santiago, Chair, District V*  
*Ray Nutting, First Vice Chairman, District II*  
*John R. Knight, Second Vice Chairman, District I*  
*James R. Sweeney, District III*  
*Ron Briggs, District IV*

*Suzanne Allen de Sanchez, Clerk of the Board of Supervisors*  
*Gayle Erbe-Hamlin, Chief Administrative Officer*      *Louis B.*  
*Green, County Counsel*

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Tuesday, May 25, 2010

8:00 AM

Board Meeting Room

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### 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.

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.

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in the foyer of Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' website at [www.edcgov.us](http://www.edcgov.us) subject to staff's ability to post the documents before the meeting.

The Board of Supervisors is concerned that written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

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

### **8:00 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSION**

**Present:** 4 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney and Supervisor Briggs

**Absent:** 1 - Supervisor Santiago

### **9:02 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS**

#### **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

#### **ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR**

Approval of the Consent Calendar

A motion was made by Supervisor Briggs, seconded by Supervisor Knight, to adopt the Agenda and approve the Consent Calendar, with the following exceptions: Items 2 and 3 were added to the Consent Calendar and Item 29 was pulled from the Consent Calendar.

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

#### **PRESENTATIONS**

1. [10-0533](#) Neda West, Health Services Department Director, presenting Mental Health Children's Services.  
**No Formal Action Required.**
2. [10-0547](#) Supervisor Knight recommending the Board adopt a Proclamation for Memorial Day in recognition, respect and honor of our El Dorado County veterans, and encouraging all to attend the Memorial Day Ceremony, Monday, May 31st at 11:00 a.m. at the El Dorado County Veterans Monument.

**Adopted proclamation upon approval of the consent calendar.**

3. [10-0546](#) Supervisor Nutting recommending the Board adopt Resolution 060-2010 acknowledging the 150th re-ride of the Pony Express on June 7, 2010.

**A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to adopt Resolution 060-2010.**

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

4. [10-0537](#) Supervisor Briggs recommending the Board receive a presentation regarding the El Dorado County Chamber of Commerce "Leadership El Dorado" Program. (Est. Time: 15 min.)

**A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to adopt a Proclamation recognizing Laurel Brent-Bumb for ten years of service as the Chief Executive Officer of the El Dorado County Chamber of Commerce.**

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

## OPEN FORUM

## BUDGET UPDATE

## CONSENT CALENDAR

5. [10-0551](#) Clerk of the Board recommending the Board approve the Board of Supervisors Meeting Minutes from the Special Meeting of Monday, May 17, 2010 and the Regular Meeting of Tuesday, May 18, 2010.

**This matter was Approved on the consent calendar.**

6. [10-0519](#) Auditor-Controller recommending the Board consider the following:  
1) Approve Gallina LLP of Roseville (formerly known as Bartig, Basler and Ray LLP) to conduct the County's independent audit for the fiscal year ending June 30, 2010; and  
2) Authorize the Chair to sign contract 491-S1011 in an amount not to exceed \$75,000, subject to approval by County Counsel and Risk Management.

**This matter was Approved on the consent calendar.**

7. [10-0456](#) Clerk of the Board recommending the Board adopt a Resolution which will rescind Resolution 049-2010 adopted on May 4, 2010, correct an erroneous reference to the El Dorado County Fire Protection District, and permit Pyro Spectacular, Inc. to conduct a pyrotechnic display on Saturday, July 3, 2010 for the First Annual Independence Day Firework Jubilee to be held at the El Dorado Hills Town Center, contingent upon full compliance of necessary requirements, insurance, contracts and permits as deemed necessary by the control authorities. (Prior Item #25, 5/4/10)

**Resolution 063-2010**

**Adopted Resolution 063-2010 upon approval of the consent calendar.**

8. [10-0543](#) Chief Administrative Office recommending the Board approve the advanced step placement of the top candidate for Assistant Chief Administrative Officer at Step 4 of the salary range.

**This matter was Approved on the consent calendar.**

9. [10-0433](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property surplus to the needs of the County; 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.

**This matter was Approved on the consent calendar.**

10. [10-0539](#) Chief Administrative Office recommending the Board authorize the Chair to sign the annual Agreements with the El Dorado County Resource Conservation District and Georgetown Divide Resource Conservation District, in the amount of \$78,857.50 each, for a term to expire June 30, 2011, to identify responsibilities and establish areas of cooperative effort for all parties regarding erosion, sediment control, and watershed management.

**FUNDING:** General Fund.

**This matter was Approved on the consent calendar.**

11. [10-0470](#) Development Services Department recommending the Board approve the advanced step placement of Earl F. McGuire, Jr., P.E., at Step 5 of the salary range for the Extra Help position of Sr. Civil Engineer for a limited term of approximately three months.

**FUNDING:** General Fund, Permit Fees

**This matter was Approved on the consent calendar.**

12. [10-0486](#) Environmental Management Department is recommending the Board consider the following:
- 1) Make findings that an outside independent consultant can more economically and feasibly perform work in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and
  - 2) Authorize the Chair to execute Agreement 026-A-09/10-BOS with NewPoint Group Management Consultants, for a total not to exceed amount of \$191,000 to expire on June 30, 2011 for development of the Countywide Solid Waste Management Plan.

**FUNDING:** Non-General Fund

**This matter was Approved on the consent calendar.**

13. [10-0497](#) Environmental Management Department recommending the Board authorize the Chair to sign letters requesting financial support from the City of Placerville, El Dorado Hills Community Services District, Cameron Park Community Services District, and the South Lake Tahoe Basin Waste Management Authority for the development of a Countywide Solid Waste Management Plan.

**This matter was Approved on the consent calendar.**

14. [10-0322](#) Health Services Department, Mental Health Division, recommending the Board approve and authorize the Health Services Director to sign and submit a request to the State of California to increase the Department's Mental Health Services Act Community Services and Support and Prevention and Early Intervention FY 2009/10 Prudent Reserve Fund by \$20,000 for a total FY 2009/10 amount of \$417,329.

**FUNDING:** State Mental Health Services Act Funds

**This matter was Approved on the consent calendar.**

15. [10-0341](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Amendment I to Agreement 676-S0911 with Sacramento Children's Home, extending the term by one year through June 30, 2011 and increasing the compensation amount by \$200,000 to \$300,000 to provide specialty mental health services for seriously emotionally disturbed minors on an as requested basis for said Department.

**FUNDING:** Funding is provided by Medi-Cal/Early and Periodic Screening, Diagnosis and Treatment and Realignment, as determined by the funding sources available and appropriate for each youth placed in this facility. The agreement can be terminated within 7 calendar days without cause upon written notice should the funding be reduced or eliminated at the State/Federal or local level.

**This matter was Approved on the consent calendar.**

16. [10-0400](#) Health Services Department recommending the Board authorize the Chair to sign retroactive Amendment 2 (v.2) to Agreement 07-NNA09 with the State Department of Alcohol and Drug Programs, providing additional funding of \$14,862 for FY 2009/10, for a new not-to-exceed total of \$1,041,412 for the term July 1, 2009 through June 30, 2010.

**FUNDING:** California Department of Alcohol and Drug Programs

**This matter was Approved on the consent calendar.**

17. [10-0404](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Agreement 397-S1011 with Sierra Child and Family Services, Inc. in the amount of \$720,000 for the term July 1, 2010 through June 30, 2011 to provide specialty mental health services for seriously emotionally disturbed minors on an as requested basis for said Department.

**FUNDING:** Funding is provided by Medi-Cal/Early and Periodic Screening, Diagnosis and Treatment and Realignment, as determined by the funding sources available and appropriate for each youth placed in this facility.

**This matter was Approved on the consent calendar.**

18. [10-0434](#) Health Services Department, Mental Health Division, recommending the Board authorize the Chair to sign Agreement 382-S1011 with Summitview Child Treatment Center, Inc. in the amount of \$530,000, for the term July 1, 2010 through June 30, 2011 to provide specialty mental health services for seriously emotionally disturbed minors on an as requested basis for said Department.

**FUNDING:** Funding is provided by Medi-Cal/Early and Periodic Screening, Diagnosis and Treatment and Realignment, as determined by the funding sources available and appropriate for each youth placed in this facility.

**This matter was Approved on the consent calendar.**

19. [10-0451](#) Health Services Department recommending the Board approve and authorize the Chair to sign Budget Transfer Request increasing revenues for ambulance services by \$200,000 in County Service Area (CSA) 3 and \$792,000 in CSA 7 with corresponding increases in expenditure appropriations for contracted ambulance billing services and operational contingencies within the CSA budgets. (4/5 vote required)

**FUNDING:** Ambulance billing fees

**This matter was Approved on the consent calendar.**

20. [10-0465](#) Health Services Department recommending Board authorize the Chair to sign Agreement 035-162-P-R2010 (10-NNA09) with the State of California, Department of Alcohol and Drug Programs for the term July 1, 2010 through June 30, 2013, with a total not-to-exceed amount of \$3,144,735 for the term of the Agreement, to provide Alcohol and Drug Counseling services through the County Alcohol and Drug Program.

**FUNDING:** California Department of Alcohol and Drug Programs

**This matter was Approved on the consent calendar.**

21. [10-0485](#) Department of Human Services recommending the Board adopt a Resolution authorizing the Chair to sign Contract AP-1011-29 in the amount of \$924,238 and the accompanying Contractor/Vendor Confidentiality Statement and Contractor Certification Clauses (CCC307), with the California Department of Aging for the provision of Title III/VII senior services during the term July 1, 2010 through June 30, 2011; and authorizing the Director of the El Dorado County Area Agency on Aging to execute further documents relating to Contract AP-1011-29, including amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the dollar amount or the term, and to sign subsequent required fiscal and programmatic reports.

**FUNDING:** Federal (95%) / State (5%) Grant Funding

**Resolution 064-2010**

**Adopted Resolution 064-2010 upon approval of the consent calendar.**

22. [10-0540](#) Department of Human Services recommending the Board consider the following:
- 1) Authorize the Director of Human Services to sign County purchase approval documents in accordance with provisions of the ongoing Joint Exercise of Powers Agreement (JPA) 905-M0810 with the California Statewide Automated Welfare Systems Consortium (C-IV) for the purchase of equipment necessary for the operation of the automated Statewide eligibility determination system, throughout the term of the agreement; and
  - 2) Authorize the County Purchasing Agent to establish a blanket purchase order in the amount of \$31,959, to facilitate payment of invoices to the County of San Bernardino, which is C-IV's designated Treasurer pursuant to Section 3.03 on JPA 905-M0810; and
  - 3) Authorize the Purchasing Agent to increase the blanket purchase order as needed as long as funding is available within the Department of Human Services.

**FUNDING:**

FY 2009-10: 100% Federal/State Medi-Cal Data Privacy and Security Allocation

Future Purchases: 60% Federal / 35% State Social Services Allocation with 5% County Match met primarily with non-general fund resources.

**This matter was Approved on the consent calendar.**



23. [10-0490](#) Human Resources and Human Services Departments recommending the Board adopt a Resolution to:
- a) Establish and adopt a salary range and bargaining unit for a Supervising Deputy Public Guardian classification; and
  - b) Amend the County's Authorized Personnel Allocation Resolution, amending the Human Services Department authorized allocation by deleting 1.0 vacant FTE Program Manager-Protective Services and adding a 1.0 FTE Supervising Deputy Public Guardian position.

**FUNDING:** 57% General Fund, 18% Client Fees and 25% Federal/State (Primarily Targeted Case Management)

**Resolution 065-2010**

**Adopted Resolution 065-2010 upon approval of the consent calendar.**

24. [10-0506](#) Human Resources Department, Risk Management Division, recommending the Board consider the following:
- 1) Authorize the Human Resources Director or designee to sign all necessary documents to secure continued insurance coverage provided by California State Association of Counties - Excess Insurance Authority, including a Memorandum of Understanding for the addition of the Delta Dental program; and
  - 2) Authorize the payment of premiums and deductibles as provided in each policy.

**FUNDING:** Risk Management Special Revenue Fund.

**This matter was Approved on the consent calendar.**

25. [10-0494](#) Sheriff's Department recommending Chair be authorized to sign Reimbursement Agreement between the County of El Dorado and the City of Placerville totaling \$31,500 for equipment from 2009 Homeland Security Grant Funds.

**FUNDING:** FY 2009 Homeland Security Grant Funds.

**This matter was Approved on the consent calendar.**

26. [10-0495](#) Sheriff's Department recommending Chair be authorized to sign Memorandum of Understanding 466-M1010 between the County of El Dorado and Campaign Against Marijuana Planting for the term June 22, 2010 to October 30, 2010.

**FUNDING:** N/A

**This matter was Approved on the consent calendar.**

27. [10-0421](#) Department of Transportation recommending the Board receive and file the Annual Report of Special Taxes for the Georgetown Cemetery Zone of Benefit 98503 in County Service Area 9 for Fiscal Year 2007-2008.

**This matter was Approved on the consent calendar.**

28. [10-0317](#) Department of Transportation recommending the Board approve the Department's use of up to \$100,000 from the Sacramento Municipal Utility District Fund (Index 8803311) to cover costs that are not reimbursable other than from the County General Fund for two Rubicon Trail projects:

- a) Work Order 99426 to fund activities related to the Clean-Up and Abatement Order; and,
- b) Work Order 99427 to fund the costs to develop the State Off-Highway Motor Vehicle Recreation Grant within FY 2009/10 that are not reimbursable by the grant.

**FUNDING:** El Dorado-Sacramento Municipal Utility District Cooperation Agreement Fund (Index 8803311).

**This matter was Approved on the consent calendar.**

29. [08-1264](#) Department of Transportation recommending the Board authorize the Chair to sign the Consent to Making of Irrevocable Offers of Dedication secured by Granite Grado Ventures, Missouri Flat, LLC for APNs 051-250-12, 051-250-46 and 051-250-54, in support of the Diamond Springs Parkway - Phase 1 Project, 72334. (Prior Item 55, 12/16/08)

**FUNDING:** 2004 General Plan Traffic Impact Mitigation Fee Program

**A motion was made by Supervisor Knight, seconded by Supervisor Sweeney, to Approved this matter.**

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Absent:** 1 - Santiago

30. [09-1511](#) Department of Transportation recommending the Board take the following actions regarding the Pioneer Trail Overlay (2.02 Miles)/Re-Striping and Water Quality Improvement Project (Contract No. PW 09-30494, CIP No. 72164):

- 1) Adopt and approve the Plans and Contract Documents and authorize the Chair to sign the Plans; and
- 2) Authorize advertisement for construction bids.

**FUNDING:** American Recovery and Reinvestment Act of 2009-Regional Surface Transportation Program, General Fund and Road Funds.

**This matter was Approved on the consent calendar.**

31. [10-0361](#) Department of Transportation recommending the Board consider the following pertaining to the Local Agency Disadvantaged Business Enterprise Annual Submittal Form (AGMT 10-52966):
- 1) Adopt Resolution approving the Local Agency Disadvantaged Business Enterprise Annual Submittal Form for Federal Fiscal Year 2010/2011; and,
  - 2) Authorize the Chair to sign the Local Agency Disadvantaged Business Enterprise Annual Submittal Form with the State of California Department of Transportation for Federal Fiscal Year 2010/2011.

**Resolution 066-2010**

Adopted 066-2010 upon approval of the consent calendar.

**Board of Supervisors - Consent**

32. [10-0530](#) Supervisor Sweeney recommending the Board adopt Certificates of Commendation for Miss El Dorado County 2009 and Miss Teen El Dorado County 2009. The certificates will be presented at the Miss El Dorado and Miss Teen El Dorado pageant on Friday, June 11, 2010.

**This matter was Approved on the consent calendar.**

33. [10-0542](#) Supervisor Briggs recommending the Board adopt a Resolution authorizing the Mosquito Volunteer Fire Association to conduct a fireworks display from a floating dock in the middle of Finnon Lake on Sunday, July 4, 2010.

**Resolution 067-2010**

Adopted Resolution 067-2010 upon approval of the consent calendar.

**END CONSENT CALENDAR**

**DEPARTMENT MATTERS/NOTICED HEARING**

34. [10-0162](#) Chief Administrative Office requesting the Board of Supervisors adopt the Strategic Direction Framework for Fiscal Year 2010/2011, provide direction to the Chief Administrative Officer if necessary and take any action as needed. (Prior Item 2, 2/22/10) (Est. Time: 15 min.)
- A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to adopt the Strategic Direction Framework for Fiscal Year 2010/2011.**
- Yes:** 4 - Knight, Nutting, Sweeney and Briggs
- Absent:** 1 - Santiago
35. [10-0536](#) Child Support Services, Revenue Recovery Division, recommending the Board approve Budget Transfer in the amount of \$36,000 from contingency to cover the Fiscal Year 2009/10 anticipated department budget shortfall, pursuant to Board of Supervisors Policy B-1. (4/5 vote required) (Est. Time: 15 min.)
- FUNDING:** General Fund
- This matter was Approved on the consent calendar.**
36. [10-0553](#) Auditor Controller recommending the Board receive and file the report regarding the Cash Position and Cash Flows. (Est. Time: 30 min.)
- NO PUBLIC COMMENT*
- Received and Filed.**
37. [10-0552](#) Chief Administrative Officer recommending the Board discuss with the Auditor-Controller and the CAO the need to move forward with a Tax and Revenue Anticipation Note Application for FY 2010/11 and to direct staff as needed. (Est. Time: 30 min.)
- A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to direct staff to not move forward with a Tax and Revenue Anticipation Note Application.**
- Yes:** 4 - Knight, Nutting, Sweeney and Briggs
- Absent:** 1 - Santiago

**2:00 P.M. - TIME ALLOCATION**

38. [10-0469](#) Development Services Department, Planning Services Division, is forwarding a request from Palos Verdes Properties, Inc. for a Conceptual Review of Pre-Application PA10-0007/Crossings at El Dorado for property identified by APNs 325-220-49, 327-110-02, 327-110-04, 327-110-06, 327-120-19, 327-120-20, 327-120-21, 327-120-22, 327-130-01, 327-130-02, and 327-130-03, consisting of 59.83 acres, in the Placerville area; and recommending the Board discuss issues identified by staff with the project developer. (Supervisorial District III) (Est. Time: 1 hr.)

*PUBLIC COMMENT:*

The Board held a Conceptual Review of Pre-Application PA10-0007, however no formal action was taken.

**CAO REPORTS**

**ITEMS TO/FROM SUPERVISORS**

**ADJOURNED AT 4:22 P.M.**

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**CLOSED SESSION**

39. [10-0548](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a):  
Title: Serrano Claim for CFD Tax Refund  
  
**The Board on a 4-0 vote with Supervisor Santiago absent authorized the retention of Kronick, Moskovitz, Tiedemann, and Girard a Law Corporation to represent the Board of Supervisors as independent legal counsel in the matter of the Serrano claim for CFD tax refund due to the recusal of the Office of County Counsel and the board further authorized the Chief Administrative Officer to enter into a contract for these legal services.**
40. [10-0549](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a):  
Title: United States of America (USA) v. El Dorado County and City of South Lake Tahoe. Civil Action No. S-01-1520 x-ref: (Meyers Landfill Site)  
  
**No Action Reported**
41. [10-0555](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a):  
Title: Central Valley Regional Water Quality Control Board - Clean Up and Abatement Order, No. R5-2009-0030 (Rubicon Trail); Petition of U.S. Forest Service to State Water Board, No. SWRCB/OCC File A-2017.  
  
**No Action Reported**
42. [10-0423](#) Pursuant to Government Code Section 54957: **Public Employee Appointment:**  
Title: Director of Information Technologies  
  
**The Board by a 4-0 vote with Supervisor Santiago absent, appointed Rick Guidara as the IT Director at Step 3 of the salary range effective June 7, 2010.**
43. [10-0550](#) Pursuant to Government Code Section 54957.6. **Conference with Labor Negotiator:**  
County Negotiator: Chief Administrative Officer  
Employee Appointment: Director of Information Technologies  
  
**No Action Reported**

44. [10-0147](#) 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 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.  
**No Action Reported**
45. [10-0563](#) Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator:** Instructions to its negotiator regarding the real properties described as APN 026-050-05-100 and APN 027-361-13. The person or persons with whom the negotiator may negotiate is the State of California Caltrans. Instructions to negotiator will concern price and terms of payment. Pete Feild will be the negotiator on behalf of El Dorado County.  
**No Action Reported**