



County of El Dorado

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

Minutes

Board of Supervisors

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

Suzanne Allen de Sanchez, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Louis B. Green, County Counsel

Tuesday, January 24, 2012

8:00 AM

Board of Supervisors Meeting Room

Vision Statement

"El Dorado County will remain the leader in supporting our safe, healthy, and vibrant communities, wisely managing our natural resources, and preserving our local heritage."

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

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) 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' website at 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 SESSIONS

Present: 5 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

9:00 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

[play video](#)

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

[play video](#)

Pastor Lukas from Calvary Chapel of the Foothills gave the Invocation.
Supervisor Santiago led the Pledge of Allegiance.

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

[play video](#)

Approval of the Consent Calendar

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 33 and 37 were added to the Consent Calendar, Items 8, 13, and 31 were pulled from the Consent Calendar, Items 21 and 22 were continued to February 7, 2012, and Item 43 was continued to February 14, 2012.

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

OPEN FORUM[play video](#)**PUBLIC COMMENT**

G. Copeland RE: Adjourning the meeting in memory of Gene Harter.

M. Drobrich RE: Accessibility of Agenda online.

Paul Saieth RE: Cumulative effects on projects.

S. Taylor RE: Large agenda.

BUDGET UPDATE[play video](#)

NONE

CONSENT CALENDAR[play video](#)

1. [12-0002](#) Clerk of the Board of Supervisors recommending the Board approve the meeting minutes from the Regular Meeting of Tuesday, January 10, 2012.

This matter was Approved on the consent calendar.
2. [12-0096](#) Auditor-Controller recommending the Board adopt **Resolution 005-2012** establishing the transfer of \$8,829.56 in unclaimed property tax refunds in accordance with the Revenue and Taxation Code section 5102 and \$23,887.11 in stale-dated property tax refunds in accordance with Government Code section 29802 to the County General Fund.

Adopted Resolution 005-2012 upon approval of the consent calendar.
3. [12-0140](#) Auditor-Controller recommends that the Board of Supervisors approve the attached budget transfer that will reduce the General Fund Contingency by \$12,000.00 and increase the Civil Grand Jury's budget by \$12,000.00 for the payment of the Jury's per diem and mileage expenses for the months of January and February 2012. The additional appropriation for the Civil Grand Jury should provide the Auditor-Controller with clear budgetary authority to pay the Jury's per diem and mileage expenses for the months of January and February 2012.

This matter was Approved on the consent calendar.

4. [11-1159](#) Chief Administrative Office recommending the Board authorize the Chair to sign Agreement 338-S1211 with Envision Medical Solutions, Inc. for the administration of a prescription drug savings program for County residents for a term of three (3) years upon execution, with the option to extend for additional one (1) year periods thereafter. There is no remuneration between the parties of the Agreement.

This matter was Approved on the consent calendar.

5. [12-0047](#) Chief Administrative Office recommending that the Board adopt revised Board of Supervisors Policy B-4, Collections - Recovery of Public Funds.

This matter was Approved on the consent calendar.

6. [11-0143](#) Chief Administrative Office recommending the Board authorize Chair to sign Amendment I to Agreement 344-F1111, a contract to provide funding to the Garden Valley, Georgetown, Latrobe, Mosquito, Pioneer and Rescue Fire Protection Districts for emergency medical services and equipment, as directed by the Board at the June 9, 2010 budget workshop as an alternative to Aid to Fire. The total funding for this amendment is \$593,244, one-time use of fund balance in CSA No. 7. No change to net county cost. (Refer 6/9/10, Special Meeting)

FUNDING: County Service Area No. 7.

This matter was Approved on the consent calendar.

7. [12-0083](#) Chief Administrative Office recommending Board of Supervisors:
- 1) Receive information on a no cost County Video Program through a partnership with CGI Communications, Inc.;
 - 2) Delegate authority to the Chief Administrative Officer to sign non-standard agreement with CGI Communications and related program documentation; and
 - 3) Waive Board of Supervisors Policy A-22 regarding links to commercial websites for the County Video Program.

This matter was Approved on the consent calendar.

8. [12-0113](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Award RFP #12-918-026 to ICF International, Inc. of Sacramento, California for the preparation and Environmental Impact Report (EIR) for the targeted General Plan Amendment and comprehensive Zoning Code Update; and
 - 2) Authorize the Purchasing Agent to execute an agreement for same in the amount not to exceed \$295,146.00 for a two year term upon review and approval by County Counsel and Risk Management.

FUNDING: General Fund.

[play video](#)

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

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

9. [12-0084](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare two weapons as surplus and approve the sale of same duty weapons to retiring Sheriff Officers Captain Getchel and Captain Therkildsen.

This matter was Approved on the consent calendar.

10. [12-0082](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of County surplus property and recommending the Board of Supervisors:
- 1) So declare the items as surplus and no longer required for public use; and
 - 2) 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; and
 - 3) Authorize the Purchasing Agent to execute an agreement for the donation of eight computers to Golden Sierra High School.

This matter was Approved on the consent calendar.

11. [12-0072](#) Child Support Services recommending the Board authorize the Chair to sign a Budget Transfer increasing the Department's revenues and appropriations for FY 2011-12 by \$23,000 to fund extra help clerical support necessary to assist the Department in completing a Statewide electronic records project known as the "Backfile Project." (4/5 vote required)

FUNDING: State Department of Child Support Services.

This matter was Approved on the consent calendar.

12. [11-0058](#) District Attorney recommending the Board authorize the continuation of Departments perpetual agreements with the following for a period of one year:
- 1) Accurant;
 - 2) Lexipol, Agreement 640-S0911;
 - 3) Department of Justice, Agreement 01-098-01; and
 - 4) Constellation Justice Systems, Agreement 317-S0111.

FUNDING: General Fund.

This matter was Approved on the consent calendar.

13. [12-0076](#) Development Services Department, Planning Services Division, recommending the Board:
- 1) Approve Funding Agreement Nos. 006D-F-11/12-BOS and 005D-F-11/12-PA between the County of El Dorado and Dixon Ranch Partners, LLC for preparation of an Environmental Impact Report, and as-needed planning contract services for the proposed Dixon Ranch Subdivision; and
 - 2) Approve the Agreement for Services No. 003D-A-11/12-BOS between the County of El Dorado and LSA Associates for a not-to-exceed amount of \$127,220; and
 - 3) Authorize the Chair of the Board of Supervisors to sign the same; and
 - 4) Authorize Chair to sign budget transfer to appropriate revenue and expenditures associated with this Agreement (4/5 vote required).

FUNDING: The cost of the consultant for preparation of the environmental impact report is \$127,220. The consultant will be paid by the County from monies paid to the County from the applicant in accordance with the Funding Agreement. No costs are to be incurred by the County.

[play video](#)

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

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

14. [12-0071](#) Environmental Management Department recommending the Board adopt **Resolution 006-2012** authorizing the Director of said Department to execute and submit an application and all necessary documentation to the Department of Recycling Resources and Recovery (CalRecycle) to secure grant funding in an amount up to \$44,791 for FY 2011/2012 on behalf of El Dorado County and the City of Placerville. The El Dorado County portion of the grant funds (\$39,791) will be used for the purchase of a new truck for the litter abatement crew. The City of Placerville portion of the grant funds (\$5,000) will be used for litter abatement in the City of Placerville.

FUNDING: State of California Department of Recycling Resources and Recovery (CalRecycle) City / County Annual Payment Program.

Adopted Resolution 006-2012 upon approval of the consent calendar.

15. [12-0085](#) The El Dorado County Fair Board of Directors inviting the Board of Supervisors to attend an informal luncheon and presentation on Tuesday, February 7, 2012 at 12:00 noon at the El Dorado County Fairgrounds.

This matter was Approved on the consent calendar.

16. [12-0050](#) Human Resources Department recommending the Board adopt **Resolution 007-2012** superseding Resolution 004-2012 amending the Salary Schedule and correcting rates for the classes affected by El Dorado County Charter Section 504.

FUNDING: General Fund Department 15.

Adopted Resolution 007-2012 upon approval of the consent calendar.

17. [12-0099](#) Human Resources and Chief Administrative Office recommending the Board authorize the Purchasing Agent to sign a perpetual agreement with GovernmentJobs.com, Inc. doing business as Neogov for the upgrade and ongoing maintenance of the countywide applicant tracking system, subscription to Governmentjobs.com website, and the provision of a performance evaluation tool.

FUNDING: General Fund.

This matter was Approved on the consent calendar.

18. [12-0038](#) Health and Human Services Agency recommending the Board authorize the Chair to sign Amendment I to Agreement 426-S1011 with Foothill Indian Education Alliance increasing the Agreement by \$70,000 for a total not-to-exceed amount of \$251,450, and extending the term of the Agreement from January 31, 2012 to June 30, 2012.

FUNDING: State Mental Health Services Act (MHSA).

This matter was Approved on the consent calendar.

19. [12-0039](#) Health and Human Services Agency recommending the Board authorize the Chair to sign Agreement 381-188-P-N2011 with University of California Davis Health System to receive four (4) Telemedicine systems at no cost to the County, for the term upon signature through June 30, 2013, as part of the Model eHealth Communities Project.

FUNDING: Regents of the University of California on behalf of University of California Davis Health System

This matter was Approved on the consent calendar.

20. [12-0060](#) Health and Human Services Agency, Community Services Division, recommending the Board adopt **Resolution 008-2012** authorizing the Chair to sign Agreement 12F-4409 and the accompanying Contractor Certification Clauses (CCC 307), with the California Department of Community Services and Development, for the period January 1, 2012 through December 31, 2012, for 2012 Program Year Community Services Block Grant funds in the initial amount of \$36,587. The Resolution further authorizes the Health and Human Services Agency Director, or successor, or the Chief Assistant Director, or successor, to execute further documents relating to said Agreement, including one or more amendments thereto, contingent upon approval by County Counsel and Risk Management, that collectively increase the dollar amount by up to \$211,812 to the total estimated 2012 allocation of \$248,399, other amendments thereto that do not alter the total maximum dollar amount or term, to sign subsequent required fiscal and programmatic reports and to perform any and all administrative responsibilities in relationship to said Agreement.

FUNDING: Federal CSBG Grant Funds.

Adopted Resolution 008-2012 upon approval of the consent calendar.

21. [12-0045](#) Health and Human Services Agency, Community Services Division, requesting the Board consider the following recommendations regarding the 40-unit affordable workforce rental housing project known as Sunset Lane Apartments, proposed by Mercy Housing California 55, a California Limited Partnership, division of Mercy Housing California:
- 1) Authorize the Director of the Health and Human Services Agency, or successor, to execute the Loan Agreements, Development Agreements, Promissory Notes, Regulatory Agreements, Deeds of Trust With Assignment of Rents, and all other documents necessary to issue the loan to, service the loan for, and collect loan repayments from Mercy Housing California 55 for the development of the Sunset Lane Apartments in Shingle Springs, California up to \$483,000 from Community Development Block Grant Loan 10-STBG-6711 and up to \$3,000,000 from Home Investment Partnership Grant Loan 11-HOME-6952; and
 - 2) Authorize the Auditor-Controller's Office to process check requests to disburse funds which will be offset by corresponding amounts from the above loan grants. (Cont'd 1/10/12, Item 13)

FUNDING: Community Development Block Grant and Home Investment Partnership Grant Loan.

This matter was continued to February 7, 2012 upon approval of the consent calendar.

22. [12-0037](#)

Acting as the Board of Directors for the El Dorado County Public Housing Authority:

The El Dorado County Public Housing Authority requesting the Board consider the following recommendations regarding the 40-unit affordable workforce rental housing project known as Sunset Lane Apartments, proposed by Mercy Housing California 55, a California Limited Partnership, division of Mercy Housing California:

- 1) Authorize the Executive Director of the El Dorado County Public Housing Authority, or successor, to execute the Loan Agreement, Promissory Note, Deed of Trust With Assignment of Rents, and all other documents necessary to issue the loan to, service the loan for, and collect loan repayments from Mercy Housing California 55 for the development of the Sunset Lane Apartments in Shingle Springs, California up to \$1,400,000 under the California Housing Finance Authority Loan Agreement HELP-022607-02; and
- 2) Authorize the Auditor-Controller's Office to process check requests to disburse funds which will be offset by corresponding amounts from the above loan grant. (Cont'd 1/10/12, Item 12)

FUNDING: California Housing Finance Authority Housing Enabled by Local Partnerships funds.

This matter was continued to February 7, 2012 upon approval of the consent calendar.

23. [12-0022](#)

Health and Human Services Agency, Public Health Division, recommending the Board approve and authorize the Chair to sign a Budget Transfer reflecting a net increase in revenue and corresponding appropriations of \$586,154 from the Local Revenue Fund 2011 and Federal Financial Participation funding for Drug Medi-Cal services. (4/5 vote required)

FUNDING: California Department of Alcohol and Drug Programs; State Realignment 2011; and Federal Financial Participation (FFP).

This matter was Approved on the consent calendar.

24. [12-0044](#) Health and Human Services Agency, Social Services Division, recommending the Board ratify the submittal of an initial grant application to the California Department of Social Services (CDSS) to participate in their Innovative Projects program, which is associated with the Federal Supplemental Nutrition Assistance Program Education program, in the not-to-exceed amount of \$300,000 for Federal Fiscal Years 2012 and 2013; and further authorize the Director of Health and Human Services to execute, upon receipt, any additional documents required by CDSS from the Health and Human Services to complete the grant application process. If the grant application is successful, the Health and Human Services Agency will return to Board with grant documents for execution.

FUNDING: There is no County Match requirement to receive this funding. Through the Healthy, Hunger-Free Kids Act of 2010, funding for the Supplemental Nutrition Assistance Program Education program was changed to 100% Federal funding through two-year grants rather than a reimbursement plan.

This matter was Approved on the consent calendar.

25. [11-0093](#) Sheriff's Office, in conjunction with the Probation Department, recommending the Board authorize the Chair to sign Amendment I to Agreement 265-S1111, amending Exhibit A to include the El Dorado County Juvenile Treatment Center in the Billable Labor Rates/Emergency Response sections of the exhibit.

FUNDING: General Fund.

This matter was Approved on the consent calendar.

26. [12-0041](#) Department of the County Surveyor recommending the Board adopt **Resolution of Vacation 009-2012** Abandonment of Easement (AOE) No. 2012-01 summarily vacating the two (5') five foot easements running along both sides of the boundary line falling between Lot 34 and Lot 35 of Diamond Development Subdivision, recorded at Book F, Page 119, excepting the easterly 10 feet and the westerly 10 feet, located on Assessor's Parcel Numbers 329-341-10 and 329-341-11. AOE was requested by Jerry and Trudy Collins.

Adopted Resolution of Vacation 009-2012 upon approval of the consent calendar.

27. [11-0311](#) Department of Transportation recommending the Board:
- 1) Authorize the Chair to sign the Notice of Acceptance with Qualcon Contractors, Inc. for the Contract Overlay - North Upper Truckee Road (2 Miles) Project (Contract No. PW 11-30581, CIP 72178) in the Lake Tahoe Basin; and
 - 2) Authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department after the one-year guarantee period.

FUNDING: This Project was funded by State Proposition 1B funds. The requested Board action has no associated fiscal impact.

This matter was Approved on the consent calendar.

28. [11-1392](#) Department of Transportation recommending the Board take the following actions related to the SMUD Trail Project, CIP No. 97005:
- 1) Adopt the California Environmental Quality Act Mitigated Negative Declaration; and
 - 2) Approve the Project as described in the California Environmental Quality Act Mitigated Negative Declaration.

FUNDING: The Project is included in the Adopted 2010 Capital Improvement Program and is funded through a combination of State Transportation Improvement Program - Transportation Enhancement Funds (45%), Local Funds (14%) and a contribution from the El Dorado Hills Community Services District (16%) based on the preliminary cost estimate. An additional 25% is anticipated from State Transportation Improvement Program - Transportation Enhancement Funds.

This matter was Approved on the consent calendar.

29. [10-0723](#) Department of Transportation recommending the Board consider the following regarding the US 50/Silva Valley Parkway Interchange - Phase 1 Project No. 71328:
- 1) Authorize the Director of Transportation to sign a second PG&E deposit letter; and
 - 2) Authorize payment in the amount of \$40,000 for a deposit to PG&E to finalize engineering services required for the cost analysis and engineering for the relocation of existing electrical facilities.

FUNDING: Silva Valley Interchange Set Aside Account.

This matter was Approved on the consent calendar.

30. [12-0117](#) Supervisor Knight providing an update to the Board regarding the Sacramento Placerville Transportation Corridor (SPTC) JPA's response to the County's letter dated August 17, 2011 requesting permission to remove the rails in the corridor between the western county line and Shingle Springs at Mother Lode Drive for the development of a multi-use trail.

This matter was Approved on the consent calendar.

31. [12-0070](#) Supervisor Nutting recommending the Board approve and authorize the Chair to sign a letter to the El Dorado National Forest Supervisor, Kathy Hardy acknowledging Randy Moore's commitment to work with any county requesting Coordination.

[play video](#)

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

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

32. [12-0091](#) Supervisor Sweeney and the Mental Health Commission recommending the Board appoint Linn Williamson to the El Dorado County Mental Health Commission for a term to expire January 1, 2015.

This matter was Approved on the consent calendar.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

33. [12-0046](#) Chief Administrative Office and the Health and Human Services Agency recommending the Board:
- 1) Authorize the relocation of County staff in South Lake Tahoe from leased space at 1900 Lake Tahoe Boulevard to County owned space at 1360 Johnson Boulevard (County Administration Center) and 3050 Lake Tahoe Boulevard (South Lake Tahoe Senior Center);
 - 2) Authorize the Chair to sign Facility Use Agreement 356-O1211 with the City of South Lake Tahoe to provide for the joint use of the South Lake Tahoe Senior Center located at 3050 Lake Tahoe Boulevard by the City and County; and
 - 3) Authorize the relocation of the Veteran Affairs office from the County Administration Center to the South Lake Tahoe Senior Center. (Est. Time: 10 Min.)

FUNDING: Federal, State, Realignment and Mental Health Services Act.

This matter was Approved on the consent calendar.

34. [11-1373](#) Supervisor Santiago recommending the Board approve the South Lake Tahoe Recreation Facilities Joint Powers Authority Mello Roos Bond refinancing proposal. (Est. Time: 15 min.)

[play video](#)

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

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

35. [12-0078](#) Development Services Department recommending the Board of Supervisors take the following action regarding the Targeted General Plan Amendment and Comprehensive Zoning Ordinance Update:

- 1) Adopt the **Resolution of Intention 010-2012** to amend the County General Plan by updating the Housing Element in 2013 as required by State law;
- 2) Direct the Development Services Department - Planning Services Division, to take steps necessary to prepare, in a manner consistent with applicable law, codes and regulations, a Housing Element Update and to enlist vital assistance from the Health and Human Services Agency, the Department of Transportation, Environmental Management Department, the Chief Administrative Office, Sacramento Area Council of Governments (SACOG), Tahoe Regional Planning Agency, and the public; and
- 3) Resolve to set a public hearing prior to consideration to adopt a Housing Element Update of the General Plan and adhere to the timeline required by California Government Code. (Est. Time: 10 Min.)

[play video](#)

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, as follows:

- 1) Adopt the **Resolution of Intention 010-2012** to amend the County General Plan by updating the Housing Element in 2013 as required by State law;
- 2) Direct the Development Services Department - Planning Services Division, to take steps necessary to prepare a Housing Element Update; and
- 3) Resolve to set a public hearing prior to consideration to adopt a Housing Element Update of the General Plan.

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

36. [11-1441](#) Chief Administrative Office recommending the Board authorize the Purchasing Agent to execute Agreement 396-S1211 with Kimley-Horn and Associates, Inc. to update the County's current Traffic Model for an amount not to exceed \$379,495 for a two year term, upon review and approval by County Counsel and Risk Management. (Cont'd 12/19/11, Item 4) (Est. Time: 20 Min.)

FUNDING: Traffic Impact Mitigation (TIM) Fees, Road Fund, General Fund.

[play video](#)

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

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

37. [12-0120](#) The Human Resources Department recommending the Board adopt **Resolution 011-2012** to maintain the current salaries for the classifications of Undersheriff, Captain, Lieutenant, Chief Investigator (D.A.), and Sheriff. (Est. Time: 30 Min.)

Adopted Resolution 011-2012 upon approval of the consent calendar.

38. [12-0116](#) Chief Administrative Office recommending the Board consider a License Agreement between the Sacramento Placerville Transportation Corridor - Joint Powers Authority (SPTC-JPA) and the Placerville and Sacramento Valley Railroad, Inc. (P&SVRR) for Excursion Rail. (Est. Time: 15-20 Min.)

[play video](#)

A motion was made by Supervisor Briggs, seconded by Supervisor Nutting, to deny the license agreement as submitted. The motion failed.

Yes: 2 - Nutting and Briggs

Noes: 3 - Knight, Sweeney and Santiago

A motion was made by Supervisor Knight, seconded by Supervisor Santiago, to direct County Counsel to counter the license agreement to the Sacramento Placerville Transportation Corridor - Joint Powers Authority with the Placerville and Sacramento Valley Railroad, Inc so that the excursion train can operate between Shingle Springs to Missouri Flat.

Yes: 4 - Knight, Nutting, Briggs and Santiago

Noes: 1 - Sweeney

39. [12-0142](#) Supervisor Briggs recommending the Board consider directing staff to take necessary actions to initiate the County of El Dorado's withdrawal as a Member Agency of the Sacramento Placerville Transportation Corridor Joint Powers Authority. (Est. Time: 30 Min.)

[play video](#)

A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to direct the Sacramento Placerville Transportation Corridor Joint Powers Authority (SPTC-JPA) representative, Supervisor Knight, to work with County Counsel to write a report addressing the pros and cons of dissolving the SPTC-JPA versus withdrawing from the SPTC-JPA.

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

40. [12-0135](#) Chief Administrative Office recommending the Board receive a presentation from the California State Association of Counties (CSAC) regarding their position on the initiative CSAC, the sheriff's association, and the probation officers association filed in November. (Est. Time: 15 Min.)

[play video](#)

Received and Filed.

41. [12-0105](#) Supervisor Briggs recommending Board receive and discuss presentation by Pattie Chelseth, on behalf of the Food Rights Coalition, regarding a "Local Food and Community Self-Governance" proposal. (Est. Time: 1 Hr.)

[play video](#)

A motion was made by Supervisor Sweeney, seconded by Supervisor Nutting, to direct Supervisor Briggs and Supervisor Santiago to prepare a resolution of general support to bring back to the Board of Supervisors for adoption.

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

2:00 P.M. - TIME ALLOCATION

42. [12-0079](#) Hearing to consider a request submitted by William L. and Arleta R. Casalegno appealing the approval of Special Use Permit S11-0008/China Hill Road Industrial Building by the Planning Commission on December 8, 2011 on property identified by APN 092-060-70, consisting of 2 acres, in the El Dorado Community Region area; and Planning Services recommending the Board take the following actions:
- 1) Find that the project is Categorically Exempt pursuant to CEQA Guidelines Section 15303(c); and
 - 2) Deny the appeal, thereby upholding the approval of Special Use Permit S11-0008 by the Planning Commission on December 8, 2011 based on the Findings and subject to the Conditions of Approval listed in Attachment 1. (Supervisory District 3) (Est. Time: 30 Min.)

[play video](#)

A motion was made by Supervisor Nutting, seconded by Supervisor Sweeney, as follows:

- 1) Find that the project is Categorically Exempt pursuant to CEQA Guidelines Section 15303(c); and**
- 2) Deny the appeal, thereby upholding the approval of Special Use Permit S11-0008 by the Planning Commission on December 8, 2011 based on the Findings and subject to the Conditions of Approval listed in Attachment 1.**

Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago

43. [10-1327](#) Hearing to consider the recommendation of the Planning Commission on Rezone Z07-0040/Tentative Map TM07-1454/Special Use Permit S09-0012/Sundance Subdivision on property identified by APNs 104-520-04, 104-520-05, and 104-520-06, consisting of 298.19 acres, in the Pilot Hill area, submitted by Christopher A. Beauchamp; and recommending the Board take the following action:
- 1) Adopt the Mitigated Negative Declaration based on the Initial Study prepared by staff;
 - 2) Adopt the mitigation monitoring program in accordance with CEQA Guidelines, Section 15074(d), as incorporated in the Conditions of Approval and mitigation measures listed in Attachment 1;
 - 3) Approve Z07-0040 rezoning APNs 104-520-04, 104-520-05, and 104-520-06 from Exclusive Agricultural (AE) to Estate Residential (RE-10) based on the Findings listed in Attachment 1;
 - 4) Conditionally approve Tentative Map TM07-1454 based on the Findings and subject to the Conditions of Approval listed in Attachment 1;
 - 5) Approve Special Use Permit S09-0012 based on the Findings listed in Attachment 1 and based on the movement of the location of the gate as identified;
 - 6) Approve the following design waiver requests since the appropriate Findings have been made:
 - (a) Permit proposed lots 15 and 16 to exceed the 3:1 depth to width lot ratio; and
 - (b) Permit a reduction in the shoulder width for proposed Road B from 10 feet to two feet as required in the Design and Improvement Standards Manual; and
 - 7) Adopt Ordinance for said rezone. (Supervisory District IV)(Cont'd off calendar 4/5/11, Item 25)

This matter was continued to February 14, 2012 upon approval of the consent calendar.

44. [12-0127](#) Supervisor Briggs recommending the Board receive a presentation from the U.S. Fish and Wildlife Service on the development of a strategy for the conservation of gabbro soils rare plants in El Dorado County. (Est. Time: 2 Hrs.)

[play video](#)

Received and Filed.

CAO REPORTS

[play video](#)

NONE

ITEMS TO/FROM SUPERVISORS

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NONE

CLOSED SESSION

45. 12-0069 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation**: Title: Chief Administrative Officer. (Est. Time: 30 Min.)
Continued this matter to January 31, 2012.
46. 12-0126 Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a):
Title: Petition for Review of NPDES Permit issued by Lahontan Water Board. Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported.
47. 12-0097 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Title: TIM Fee Issues. Number of potential cases: (1). (Est. Time: 30-45 Min.)
Continued this matter to January 31, 2012.
48. 12-0112 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Title: Shanen Ruppel - Equal Employment Opportunity Commission Complaint of Discrimination. Number of potential cases: (1). (Est. Time: 10 Min.)
No Action Reported.
49. 12-0123 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported.
50. 12-0131 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b): Title: U.S. 50 HOV Lane Project Construction Claims. Number of potential cases: (1). (Est. Time: 15 Min.)
No Action Reported.

51. 12-0110

Pursuant to Government Code Section 54956.8, **Conference with Real Property Negotiator**: Instructions to its negotiator regarding the real property described as follows:

(1) APN 025-644-08. The person or persons with whom the negotiator may negotiate are William A. Frame and Julie D. Frame, Trustees of the William A. Frame and Julie D. Frame Revocable Trust Dated May 10, 2001; and

(2) APN 025-433-09. The person or persons with whom the negotiator may negotiate is Mark Leung, an Unmarried Man. Instructions to negotiator will concern price and term of payment. Julie Duchscherer will be the negotiator on behalf of El Dorado County. (Est. Time: 10 Min.)

No Action Reported.

ADJOURNED AT 7:29 P.M. IN MEMORY OF GENE HARTER AND JACK ANDERSON.

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