



County of El Dorado

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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

Terri Daly, Acting Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer Louis B. Green, County Counsel

Tuesday, October 30, 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.

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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

9:07 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor Craig Klatt from the Camino Adventist Church provided the invocation. Supervisor Knight led the Pledge of Allegiance.

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to adopt the Agenda and approve the Consent Calendar with the following changes: Items 5 and 6 were pulled from the Consent Calendar and acted upon separately; and Item 31 was added to the Consent Calendar.

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

12-0003

OPEN FORUM

P. Raveling RE: Recognized Supervisors Knight and Sweeney for their service to the County.

E. Woods RE: Property in Pollock Pines.

12-0009

BUDGET UPDATE

None.

CONSENT CALENDAR

1. [12-0002](#) Acting Clerk of the Board recommending the Board approve the Meeting Minutes from the Regular Meeting on Tuesday, October 23, 2012.
This matter was Approved on the consent calendar.

2. [12-1283](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of County surplus property and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12 and Section 3.12.220 thereof.
This matter was Approved on the consent calendar.

3. [12-1294](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare a service weapon as surplus and approve the sale of the weapon to retiring Sheriff Deputy Yaws.
This matter was Approved on the consent calendar.

4. [11-1231](#) Chief Administrative Office, Risk Management Division, recommending the Board authorize the Chair to sign Amendment III to Agreement for Services No. 288-S111 with Occu-Med, LTD., increasing compensation by \$60,000 to \$360,000 and extending the term an additional four and a half months through March 31, 2013. Occu-Med, LTD provides occupational health services, specifically in the areas of pre-employment (post-offer) physical evaluations, immunizations and fitness for duty examinations.

FUNDING: Risk Management Internal Services Fund.
This matter was Approved on the consent calendar.

5. [12-1314](#) Chief Administrative Office recommending the Board adopt the proposed Bench Policy from the Parks and Recreation Commission.
A motion was made by Supervisor Nutting, seconded by Supervisor Briggs, to send the Bench Policy back to the Trails Advisory Committee for further refinement.

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

6. [12-1326](#) Chief Administrative Office recommending the Board consider the following:
1) Adoption of Trail Safety and Courtesy Guidelines from the Parks and Recreation Commission; and
2) Provide direction regarding signage or pavement markings.
A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter.
Yes: 5 - Knight, Nutting, Sweeney, Briggs and Santiago
7. [12-0157](#) Health and Human Services Agency, Mental Health Division, recommending the Board authorize the Chair to sign retroactive Amendment II to Agreement 099-S1210 with Charis Youth Center, for specialty mental health services for minors, extending the term through June 30, 2013, and increasing the not-to-exceed amount to \$285,000. (Refer 2/14/12, Item 12)

FUNDING: Medi-Cal, Early and Periodic Screening, Diagnostic, and Treatment Services, and Mental Health Realignment.
This matter was Approved on the consent calendar.
8. [11-0758](#) Health and Human Services Agency, Public Health Division, recommending the Board receive and file the California Tahoe Emergency Services Operations Authority Annual Financial Reports for fiscal year 2010-11. (Refer 9/27/11, Item 16)

FUNDING: Fee-for-service and tax revenue to Co. Service Area No. 3.
This matter was Approved on the consent calendar.
9. [12-1052](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Chair to sign non-financial Agreement No. 597-S1210 with Zoll Medical Corporation for access to "Zoll RescueNet® 12-Lead" web-based electrocardiogram data management system with a term effective upon execution and continuing until terminated by either party, for access to "Zoll RescueNet® 12-Lead" web-based electrocardiogram data management system.
This matter was Approved on the consent calendar.

10. [12-1293](#) Health and Human Services Agency, Public Health Division, recommending the Board ratify submission of the Medical Corps Capacity Building Award funding application in the amount of \$5,000, the National Association of County and City Health Officials funding application in the amount of \$39,850, and the Agency Director's signature on two separate letters of intent required to apply for these individual funding awards. The Agency further recommends that the Board authorize the Agency's Director to execute any additional documents required to complete the funding application process. If the funding application process is successful, the Agency will return to the Board with any funding application documents that require Board approval and signature.

FUNDING: Grant Funding. There is no County match requirement to receive this funding.

This matter was Approved on the consent calendar.

11. [12-1270](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Director to sign a letter of support for the County of Sacramento's grant application to the Centers for Disease Control and Prevention for the BioSense 2.0 project.

This matter was Approved on the consent calendar.

12. [12-0039](#) Health and Human Services Agency, Public Health Division, recommending the Board authorize the Chair to sign Amendment I to Agreement No. H11-00372TM (381-188-P-N2011) with the University of California, Davis, updating equipment specifications, model and serial numbers of four computer systems, with no change to the term of February 9, 2012 through June 30, 2013. The Agreement states the University of California, Davis shall loan the County four (4) computer systems free of charge, to be used in the medical areas of the jail(s) and Juvenile Hall / Juvenile Treatment Center for remote diagnosis and treatment of patients. (Refer 1/24/12, Item 19)

FUNDING: University of California, Davis.

This matter was Approved on the consent calendar.

13. [11-1012](#) Health and Human Services Agency, Social Services Division, recommending the Board authorize the Chair to sign Amendment III to Agreement for Services No. 449-S1010 with Tahoe Turning Point, Inc. amending the scope of services and increasing the compensation by \$50,000 for a total not to exceed compensation of \$325,000 based on projected need for services through the end of the three-year contract term of May 28, 2010 through May 27, 2013. (Refer 9/13/11, Item 21)

FUNDING: Federal and State Social Services funding (55%) with required County Share of Cost (45%) met primarily with realignment resources.

This matter was Approved on the consent calendar.

14. [11-1122](#) Health and Human Services Agency, Public Health Division recommending the Board receive and file the following reports for special taxes for County Service Area 3 and County Service Area 7, specific to County of El Dorado ambulance services for Fiscal Year 2011-12 as follows:
- 1) A report pursuant to Government Code § 50075.1 (a), that specifies the authority under which the County may levy a special tax for ambulance services, § 50075.1 (b), that defines the purposes for which this tax may be used, and § 50075.1 (c), that identifies the special tax revenue fund in the County of El Dorado; and
 - 2) Attachments to those reports demonstrating the amount of funds collected and expended pursuant to Government Code § 50075.3. (Refer 11/15/11, Item 10)

FUNDING: Special tax and penalties.

This matter was Approved on the consent calendar.

15. [11-1167](#) Probation Department recommending the Board authorize the Chair to sign Amendment I to Agreement No. 166-S1210 with New Morning Youth and Family Services (NMY & FS) to extend this agreement an additional two years, for a three year term of November 1, 2011 through October 31, 2014, and increase the maximum obligation of this agreement by \$180,000, for a new not to exceed total of \$270,000, to continue to provide on-site counseling services and support to minors (wards) at the Juvenile Hall in Placerville. (Refer 11/1/11, Item 9)

FUNDING: General Fund.

This matter was Approved on the consent calendar.

16. [12-1323](#) Department of Transportation recommending the Board approve the advanced step placement of Don Haynes at Step 5 of the salary range for the position of extra-help Associate Land Surveyor.

FUNDING: STIP - State Transportation Improvement Plan funds, MC&FP - Master Circulation and Funding Plan (Missouri Flat), Traffic Impact Fees, and Road Fund.

This matter was Approved on the consent calendar.

17. [12-1289](#) Department of Transportation recommending the Board approve the following pertaining to the El Dorado County Department of Transportation Equipment / Vehicle Wash Facility Project, Contract No. PW 12-30631, P&C No. 229-C1375, CIP No. 81134:
- 1) Adopt and approve the plans and contract documents;
 - 2) Authorize the Board Chair to sign the plans; and
 - 3) Authorize advertisement for construction bids.

FUNDING: Road Fund.

This matter was Approved on the consent calendar.

18. [12-1177](#) Department of Transportation recommending the Board adopt Resolution **152-2012** sanctioning the closure of Country Club Drive between Bass Lake Road and Knollwood Drive; Merrychase Drive between Greenwood Lane and Country Club Drive; Knollwood Drive between Country Club Drive and Greenwood Lane; and Greenwood Lane between Knollwood Drive and Merrychase Drive in Cameron Park, on Saturday, December 1, 2012, between 8:00 a.m. and 9:00 a.m. for the 2012 Cameron Park "Santa Run" event, subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."

Resolution 152-2012 was adopted upon approval of the Consent Calendar.

19. [12-1185](#) Department of Transportation recommending the Board adopt Resolution **153-2012** sanctioning the closure of Harvard Way between Tah-Nee Way and Silva Valley Parkway; Clermont Way between Harvard Way and Brisbane Circle; Brisbane Circle West between Clermont Way and St. Andrews Drive; St. Andrews Drive between Brisbane Circle West and Brisbane Circle East; Brisbane Circle East between St. Andrews Drive and Clermont Way; Springburn Way west of Brisbane Circle; Netherdale Way between Silva Valley Parkway and Brisbane Circle; and the complete closure of Rockhamton Place, Rolleston Place, Normanton Place, Fitzoy Place, Teally Place, Springburn Place, Forbes Place, Ranken Place, Pemberton Way, Northam Way, Murrell Place, Williston Way, Hedlund Place, Canberra Place, Alburn Place, and Ravenshoe Way, be closed on Friday, November 2, 2012, between 4:00 p.m. and 5:00 p.m., for the "Oak Ridge High School Homecoming Parade," subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."

Resolution 153-2012 was adopted upon approval of the Consent Calendar.

20. [12-1284](#) Department of Transportation recommending the Board adopt Resolution **154-2012** sanctioning the closure of Church Street between Highway 193 and School Street, and partial closure of Harkness Alley, Orleans Street, and Placer Street where they intersect with Church Street in Georgetown, on Wednesday, October 31, 2012, between 5:00 p.m. and 8:00 p.m. for the 2012 Georgetown "Safe Halloween" Event, subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."

Resolution 154-2012 was adopted upon approval of the Consent Calendar.

21. [12-1317](#) Department of Transportation recommending the Board adopt Resolution **155-2012** sanctioning the closure of roads in the Apple Hill area of Camino on Sunday, November 4, 2012, between 7:00 a.m. and 11:15 a.m., for the "33rd Apple Hill Harvest Run" Event, subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."

Resolution 155-2012 was adopted upon approval of the Consent Calendar.

22. [12-1258](#)

Department of Transportation recommending the Board consider the following:

- 1) Authorize the Chair to sign the Acquisition Agreement for Public Purposes and the Certificates of Acceptance for the related documents from Michael S. Tate and Linda L. Tate, Husband and Wife As Joint Tenants as to an Undivided 50% Interest and Nicole M. Tate, As Unmarried Woman as to an Undivided 50% Interest, for Assessor's Parcel Number 071-390-02; and
- 2) Authorize the Interim Director of Transportation or her designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Northside School Class I Bike Path - Phase 2 (SR 49) Project, CIP No. 72306.

FUNDING: State Safe Routes to School Grant Funds, Regional Surface Transportation Program Rural Exchange Funds and Transportation Development Act Funds from the El Dorado County Transportation Commission.

This matter was Approved on the consent calendar.

23. [12-1264](#)

Department of Transportation recommending the Board consider the following:

- 1) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificates of Acceptance for the related documents from Robert D. Meader and Patricia A. Meader, Husband and Wife As Joint Tenants, for Assessor's Parcel Number 071-500-30; and
- 2) Authorize the Interim Director of Transportation or her designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Northside School Class I Bike Path - Phase 1 (SR 193) Project, CIP No. 72304.

FUNDING: Federal Safe Routes to School Grant Funds and Regional Surface Transportation Program Rural Exchange Funds.

This matter was Approved on the consent calendar.

24. [12-1265](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related documents from John Grey and Cristine W. Grey, Husband and Wife, As Joint Tenants, for Assessor's Parcel Number 071-390-05; and
 - 2) Authorize the Interim Director of Transportation or her designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the Northside School Class I Bike Path - Phase 2 (SR-49) Project, CIP No. 72306.

FUNDING: State Safe Route to School grant, Regional Surface Transportation Program Rural Exchange Funds and Transportation Development Act Funds from the El Dorado County Transportation Commission.

This matter was Approved on the consent calendar.

25. [12-1308](#) Department of Transportation recommending the Board authorize the Chair to sign the Certificates of Acceptance for the following Grants of Temporary Construction Easement upon receipt from the Developer and approval by County Counsel:
- 1) Ethel A. Colwell, as Trustee of The Colwell Trust of July 18, 1989, for Assessor's Parcel Number 115-051-07;
 - 2) Carlton C. Crystal and Wilma S. Crystal, as Trustees of The Crystal Family Trust of December 27, 1990, for Assessor's Parcel Numbers 115-080-02 and 102-220-04;
 - 3) Carl E. Greenhalgh, as Trustee of The Greenhalgh Family Trust of March 27, 1997, for Assessor's Parcel Number 102-220-07; and
 - 4) Essential Properties Group, Inc., a California Corporation, for Assessor's Parcel Number 115-410-05, all located in the Rescue area and necessary to accommodate the construction of Green Valley Road/Deer Valley Road West Intersection Improvements Project, CIP No. 76114.

This matter was Approved on the consent calendar.

26. [12-1309](#) Department of Transportation recommending the Board authorize the Chair to sign the Certificate of Acceptance for the Grant of Temporary Construction Easement from El Dorado Union High School District for Assessor's Parcel Number 115-370-10 located in the Rescue area and necessary to accommodate construction of the Silver Springs Parkway to Green Valley Road Intersection Signalization Project, CIP No. 76107, upon receipt from the Developer and approval by County Counsel.

This matter was Approved on the consent calendar.

27. [12-1113](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Cooperative Agreement with the El Dorado Hills Community Services District;
 - 2) Authorize the Chair to sign the Easement Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related documents from the El Dorado Hills Community Services District for Assessor's Parcel Number 125-750-04; and
 - 3) Authorize the Interim Director of Transportation or her designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees, for the New York Creek Trail (East) - Phase 1 Project (CIP No. 97005); subject to minor modifications and approval by County Counsel.

FUNDING: Regional Surface Transportation Improvement Program Exchange Funds.

This matter was Approved on the consent calendar.

28. [12-1282](#) Department of Transportation recommending the Board approve the following pertaining to Contract No. PW 09-30470 (P&C No. 242-C1399) for the following CIP Projects:
- Green Valley Road/Silver Springs Parkway Intersection Signalization, CIP No. 76107 (66106 portion).
 - Silver Springs Parkway Realignment Onsite, Phase 2, CIP No. 76107 (66107 portion).
 - Green Valley Road/Deer Valley Road West Intersection Improvements, CIP No. 76114.
 - Joint Trench Composite Drawings for Silver Springs Unit No.1 (Joint Trench Plans).
- 1) Adopt and approve the plans and contract documents;
 - 2) Authorize the Chair to sign the plans;
 - 3) Adopt the finding that the BetaLED STR-LWY-3M-HT-06-D-UL-(FINISH)-700 @600K luminaires in the contract documents are brand-specific materials in order to match other products in use on a particular public improvement either completed or in the course of completion;
 - 4) Adopt the finding that the Naztec, Inc. traffic signal controllers in the contract documents are brand-specific in order to match other products in use on a particular public improvement either completed or in the course of completion;
 - 5) Adopt the finding that Tesco Controls, Inc. battery backup/service cabinet is designated in the contract documents as brand-specific in order to obtain a necessary item that is only available from one source; and
 - 6) Authorize advertisement for construction bids, subject to; a) The approval of the Right of Way under a separate agenda item to be considered by the Board at this meeting; and b) Upon execution of the Silver Springs Agreements by the Developer and County.

FUNDING: Initially this Project will be funded through a combination of funds from the 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program Zone 1-7 account (Zone 1-7 TIM Fee account), the Road Fund and Statewide Community Infrastructure Program (SCIP) Funds that were associated with the approvals of the September 25, 2012 Silver Springs agenda item. Future reimbursement for County accepted infrastructure would be made to Silver Springs, LLC, the Developer, from the Zone 1-7 TIM Fee account, plus a contribution from the County's Road Fund for a non-conditioned asphalt overlay on Green Valley Road at Deer Valley Road. The complete funding breakdown for each Capital Improvement Program (CIP) Project associated with the Silver Springs improvements is included in the approved 2012 CIP.

This matter was Approved on the consent calendar.

29. [12-1231](#) Department of Transportation recommending the Board authorize the Chair to sign Utility Agreement No. 285-O1311 (03-UT-2550.1LA) and Utility Agreement No. 286-O1311 (03-UT-2550.1L) with Pacific Gas and Electric Company in the total estimated amount of \$2,140,991 for the relocation of facilities for the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project (CIP No. 71328). (Cont'd 10/16/12, Item 37)

FUNDING: El Dorado Hills Traffic Impact Mitigation Fees - Silva Valley Interchange Set Aside Fund.

This matter was Approved on the consent calendar.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

30. [12-1346](#) Chief Administrative Office recommending the Board consider the creation of a Community Development Agency by combining the Development Services Department, Environmental Management Department and the Department of Transportation. (Est. Time: 30 Min.)

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to approve this matter as follows:

- 1) Authorize the creation of the El Dorado County Community Development Agency;
- 2) Establish job classifications and set salaries for Director of Community Development, Assistant Director of Community Development and Assistant Director of Administration and Finance;
- 3) Revise job specifications for current Director of Transportation, Director of Environmental Management and Director of Development Services to reflect the new Agency structure;
- 4) Appoint Kim Kerr, Assistant Chief Administrative Officer, as Acting Community Development Agency Director; and
- 5) Direct Human Resources to initiate recruitments for the new positions.

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

31. [12-1311](#) Sheriff's Office recommending the Board authorize the Chair to sign a retroactive Reimbursement Agreement (622-F1211) between the County of El Dorado and the City of South Lake Tahoe to reimburse the City of South Lake Tahoe for the South Lake El Dorado Narcotics Enforcement Team (SLEDNET) Task Force Commander's salary and benefits for the period February 1, 2012 to July 31, 2012 in the amount of \$71,235.26.

FUNDING: California Multi-Jurisdictional Methamphetamine Enforcement Team (CalMMET) Funding.

This matter was Approved on the consent calendar.

TIME ALLOCATION 10:00 A.M.

32. [12-0474](#) Presentation by Eldorado National Forest Supervisor Kathy Hardy on the process to prepare the supplement to the 2008 Eldorado National Forest Public Wheeled Motorized Travel Management Environmental Impact Statement to address whether public wheeled motor vehicle use will be allowed on the portions of the 42 specific route segments in the Eldorado National Forest that were closed to motor vehicle travel per Court Order (Sierra Nevada Conservation v. U.S. Forest Service E.D. Cal. No. 2:09-CV-02523-LKK-JFM). (Refer 10/16/12, Item 51) (Est. Time: 30 Min.)

Received and Filed.

TIME ALLOCATION 11:00 A.M.

33. [12-0696](#) Supervisor Briggs recommending the Board receive a presentation by the El Dorado County Farm Trails Association on topics including the status of Farmers' Markets, products in harvest, and events of significance to the agriculture and agro-tourism industries within the County of El Dorado. (Est. Time: 30 Min.)

Received and Filed.

TIME ALLOCATION 2:00 P.M.

34. [12-0267](#) Chief Administrative Office providing the Board with an update on the Land Use Policy Programmatic Update. (Refer 9/25/, Item 42) (Est. Time: 20 Min.)

FUNDING: General Fund.

No formal action taken; however, staff advised that they will provide an update on this matter on Tuesday, December 4, 2012.

TIME ALLOCATION 3:00 P.M.

35. [11-1216](#) County Counsel and Development Services Department recommending the Board consider the following:
- 1) Adopt modified Ordinance **4986** extending the moratorium, adopted by the Board by Ordinance **4970**, on the outdoor cultivation of medical marijuana in the unincorporated areas of El Dorado County for one year;
 - 2) Adopt Ordinance **4987** extending the moratorium, adopted by the Board by Ordinance **4971**, on the establishment of new medical marijuana distribution facilities, including all "dispensaries," "cooperatives" and "collectives" for a period of one year; and
 - 3) Direct staff to work with the community advisory group on zoning and other appropriate permanent regulations governing the cultivation of medical marijuana and medical marijuana distribution facilities, and return to the Planning Commission and Board of Supervisors for consideration. (Refer 12/20/11, Item 24) (Est. Time: 1 Hr.)

PUBLIC COMMENT

*D. Woodall
M. Fiddell
Sheriff D'Agostini
J. Bearden
A. Anderson
B. Briggs
C. Barla
D. Eborg
B. Eisenberg*

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

- 1) Adopt modified Ordinance 4986 extending the moratorium, adopted by the Board by Ordinance 4970, on the outdoor cultivation of medical marijuana in the unincorporated areas of El Dorado County for one year;**
- 2) Adopt Ordinance 4987 extending the moratorium, adopted by the Board by Ordinance 4971, on the establishment of new medical marijuana distribution facilities, including all "dispensaries," "cooperatives" and "collectives" for a period of one year; and**
- 3) Direct staff to work with the community advisory group on zoning and other appropriate permanent regulations governing the cultivation of medical marijuana and medical marijuana distribution facilities, and return to the Planning Commission and Board of Supervisors for consideration.**

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

[12-0006](#)

CAO REPORTS

The Chief Administrative Officer reported that for fiscal year ending June 30, 2012, the Public Housing Authority has received a 100 % score on the Section 8 Management Assessment Program, which identifies the County's capabilities in the administration of the Section 8 Housing Choice Voucher program.

[12-0005](#)

ITEMS TO/FROM SUPERVISORS

Supervisor Nutting reported that he had taken a tour with Congressman McClintock's staff regarding California water issues.

Supervisor Santiago reported on the Tahoe Regional Plan Update, and the Meyers Community Plan.

ADJOURNED AT 3:53 P.M.

CLOSED SESSION

36. 12-0835 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 121-160-03, 121-120-22, 122-590-01 Serrano Assoc. LLC, a Delaware Limited Liability Company. The person or persons with whom the negotiator may negotiate is Kirk Bone;
 - 2) APN 122-720-03, 121-280-01, 118-170-01 El Dorado Hills Investors, Ltd., a California Limited Partnership. The person or persons with whom the negotiator may negotiate is Anthony Mansour;
 - 3) APN 121-280-12, 118-170-04 Huddinge Partners, a Nevada Limited Partnership. The person or persons with whom the negotiator may negotiate is Bradley Rotter;
 - 4) APN 122-720-07, 118-170-02 Vilma Bricolla as to an Undivided 4% and Robert Steven Hardy, Trustee of the Hardy Community Property Trust U/A Dated 02/01/99 as to an Undivided 96% interest. The person or persons with whom the negotiator may negotiate is Robert Steven Hardy;
 - 5) APN 122-720-06 Ruminson Grado Ventures LLC, a California Limited Liability Company. The person or persons with whom the negotiator may negotiate is Leonard Grado;
 - 6) APN 122-720-05 Presbytery of Sacramento, a California non-profit corporation. The person or persons with whom the negotiator may negotiate are Jung Ryu or Patricia Strand;
 - 7) APN 122-720-09 (approx. 50+ acres H50 North) EDH 52, a California General Partnership. The person or persons with whom the negotiator may negotiate is Robert Holderness, Esq.; and
 - 8) APN 122-720-09 (approx. 6.26 acres, south of H50) Douglas Grant Line Assoc. Ltd., a Limited Partnership as to an undivided 45.6% interest; and Sacramento Realty Investors - El Dorado Ltd., a Limited Partnership as to an undivided 45.6% interest, and Sacramento Realty Investors - Clarksville, Ltd., a Limited Partnership as to an undivided 8.8% interest. The person or persons with whom the negotiator may negotiate is Robert M. Matz.
- Instructions to negotiator will concern price and term of payment. Pete Feild of Bender Rosenthal will be the negotiator on behalf of El Dorado County. (Est. Time: 20 Min.)

No Action Reported.

37. 12-1368 Pursuant to Government Code Section 54956.9(a), **Existing Litigation**. Title: Claim of James Weaver (Deceased) v. County of El Dorado, Worker's Compensation Claim Settlement, WCAB Nos. ADJ7491452 and ADJ7555376. (Est. Time: 10 Min.)

No Action Reported.

38. 12-1292 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation** Title: Director of Health and Human Services Agency (Est. Time: 30 Min.)
No Action Reported.
39. 12-1366 Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation** Title: Public Defender. (Refer 10/30/12, Item 39) (Est. Time: 15 Min.)
No Action Reported.
40. 12-1260 Pursuant to Government Code Section 54957: **Public Employment Appointment** - Title: Clerk of the Board of Supervisors. (Est. Time: 10 min.)
By unanimous vote, the Board, appointed James S. Mitrisin as Clerk of the Board of Supervisors at Step 1 of the salary range, effective November 3, 2012.