



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

James S. Mitrisin, Clerk of the Board of Supervisors
Terri Daly, Chief Administrative Officer *Edward Knapp, County Counsel*

Tuesday, December 18, 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 listed under Department Matters 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' Meeting Agenda webpage 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.

8:02 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS

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

Absent: 2 - Supervisor Nutting and Supervisor Santiago

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

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

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Pastor Mark Cowles from the Highway Bible Church provided the Invocation.
Supervisor Briggs led the Pledge of Allegiance

ADOPTION OF THE AGENDA AND APPROVAL OF CONSENT CALENDAR

Board Members, staff and members of the public may request an item be pulled from the Consent Calendar for discussion. Items requested to be removed from the Consent Calendar shall be removed from Consent Calendar and heard by the Board. The Board will make any necessary additions, deletions, or corrections to the Agenda, determine matters to be added to or removed from the Consent Calendar, and with one motion adopt the Agenda and approve the Consent Calendar.

Approval of the Consent Calendar

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to adopt the Agenda and approve the Consent Calendar with the following changes: Supervisor Briggs recused himself on Item 7; Items 19, 34, 41 and 46 were pulled from the consent calendar and acted upon separately; Item 42 was continued to Tuesday, January 4, 2013; Items 43 and 44 were continued to Tuesday, March 25, 2013.

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

12-0003 **OPEN FORUM**

W. Mattson RE: Expressed her appreciation to Supervisors Knight and Sweeney for their public service to the County of El Dorado.
S. Taylor RE: Regulations Reform, Community Vision.

12-0009 **BUDGET UPDATE**

None.

PRESENTATION

1. 12-1505 Supervisor Santiago recommending the Board receive a musical presentation by the El Dorado County Holiday Choir. (Est. Time: 20 Min.)

No Formal Action Required.

CONSENT CALENDAR

2. 12-0002 Clerk of the Board recommending the Board approve the Meeting Minutes from the Regular Meeting on Tuesday, December 11, 2012.

This matter was Approved on the consent calendar.
3. 12-1518 Acting as the Board of Directors of the El Dorado County Air Quality Management District:

Air Quality Management District recommending the Board adopt Resolution **187-2012** authorizing revisions to the El Dorado County Air Quality Management District Mutual Settlement Program Procedures and Guidelines.

FUNDING: Air Quality Management District Operations Budget, Index Code 433100.

Resolution 187-2012 was adopted upon approval of the consent calendar.
4. 12-1532 Chief Administrative Office recommending the Board approve a budget transfer increasing appropriations in Department 15 by \$36,421 and decreasing General Fund contingency by \$36,421 for the FY 11/12 payment to the Tahoe Regional Planning Agency (TRPA) for annual local support per the Tahoe Regional Planning Compact. (4/5 vote required)

FUNDING: General Fund.

This matter was Approved on the consent calendar.

5. [11-0515](#) Chief Administrative Office recommending the Board authorize the Chief Administrative Officer to sign Attachment C to the Interlocal Agreement with the University of California-Cooperative Extension (UCCE) setting the FY 2012/13 budget.
- FUNDING:** General Fund.
- This matter was Approved on the consent calendar.**
6. [10-1235](#) Chief Administrative Office recommending the Board authorize the Chair to sign the Purchase and Sale Agreement (PSA) with the ownership group of parcel: 329-341-04, 6425 Capitol Avenue, Building 2 for use as an Animal Shelter facility. (Refer 11/13/12, Item 37)
- FUNDING:** Tobacco Settlement Funds.
- This matter was Approved on the consent calendar.**
7. [12-1483](#) Chief Administrative Office recommending the Board approve Option Agreement for Exchange of Real Property of approximately 5.20 acres each (APN 325-300-02-10 and 325-300-32-100) between the County and John V. Briggs on behalf of the Briggs Family Trust. This action is associated with the proposed future location of the New Placerville Courthouse.
- This matter was Approved on the consent calendar.**
- Yes:** 4 - Knight, Nutting, Sweeney and Santiago
- Recused:** 1 - Briggs
8. [12-1211](#) Chief Administrative Office recommending the Board approve the attached budget transfer increasing appropriations in Human Resources by \$120,330 and decreasing General Fund contingency by \$120,330 to fund the agreement with Liebert Cassidy Whitmore to represent and negotiate for the County of El Dorado in upcoming labor negotiations with bargaining units whose contracts will expire in 2013. (4/5 vote required) (Refer 9/25/12, Item 45)
- FUNDING:** General Fund.
- This matter was Approved on the consent calendar.**
9. [12-1543](#) Chief Administrative Office and City/County Two by Two Committee recommending the Board adopt Resolution **186-2012** directing County staff to work with City of Placerville staff to identify areas of cooperation which will result in more efficient services.
- Resolution 186-2012 was adopted upon approval of the consent calendar.**

10. [10-1001](#) Chief Administrative Office, Facilities Management Division, recommending the Board approve and authorize the Chair to sign Amendment I to Facility Use Agreement No. 209-O1111 with the El Dorado County Fire Protection District for the Sheriff Satellite Station in Pollock Pines, extending the agreement for one additional year through December 1, 2013 at no charge to the County.

FUNDING: No charge to County.

This matter was Approved on the consent calendar.

11. [12-1494](#) Chief Administrative Office, Procurement and Contracts, recommending the Board consider the following:
1) Authorize the Purchasing Agent to extend BP20120414 for one additional twelve month term to expire on January 3, 2014 for the purchase of Truck Tires, Tubes and Related Products and Services to the low qualified bidder, Sierra Nevada Tire and Wheel; and
2) Authorize the Purchasing Agent to increase the blanket purchase order by \$55,000 for the extended term and to further increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is available within the requesting department's budget.

FUNDING: General Fund and non-General Fund.

This matter was Approved on the consent calendar.

12. [11-0032](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board authorize the Chair to sign Amendment I to Agreement No. 343-S1111 with Redwood Toxicology Laboratory, Inc. for drug and alcohol screening services, modifying the scope of services to allow for the provision of services to departments County-wide, and increasing the not to exceed by \$40,000 for a total of \$200,000 for the term of March 8, 2011 through March 9, 2014.

FUNDING: General Fund and Non-General Fund.

This matter was Approved on the consent calendar.

13. [12-1497](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board of Supervisors consider the following:
- 1) Make findings that it is more economical and feasible to contract out for insurance certificate collection and monitoring in accordance with ordinance 3.12.030;
 - 2) Approve and authorize the Chair to execute Agreement 324-S1311 with California State Association of Counties, Excess Insurance Authority (CSAC-EIA) for utilization of CSAC-EIA's contract with Ebix BPO for insurance certificate collection and monitoring services. The agreement will automatically renew each year, with one-time set up fees estimated at \$3,000, and annual service fees estimated at \$21,000.

FUNDING: Risk Management Internal Service Fund-Liability Sub Fund.

This matter was Approved on the consent calendar.

14. [11-1256](#) Community Development Agency, Environmental Management Division, recommending the Board authorize the Chair to sign the Fourth Amendment to Agreement No. 443-S1011 with Bryan A. Stirrat and Associates, extending the contract term six (6) months to December 31, 2013 with no net increase to the compensation for services related to the Meyers Landfill Cap Closure project.

FUNDING: Non General Fund Insurance.

This matter was Approved on the consent calendar.

15. [11-1397](#) Community Development Agency, Environmental Management Division, recommending the Board authorize the Chair to sign the Fifth Amendment to Agreement No. 017-A-09/10-BOS with Geosyntec Consulting Inc., extending the contract term one (1) year to December 31, 2013 with no net increase to the compensation for services related to the Meyers Landfill Cap Closure project.

FUNDING: Non General Fund Insurance.

This matter was Approved on the consent calendar.

16. [11-1399](#) Community Development Agency, Environmental Management Division, recommending the Board take the following actions pertaining to the Meyers Landfill;
- 1) Authorize the Environmental Management Director to sign Amendment 1 to Change Order No. 35 extending the term of the contract to December 31, 2013; and
 - 2) Sign Amendment 2 to Change Order No. 13 reallocating funds within the change order and decreasing the total dollar amount by \$250,000; and
 - 3) Sign Change Order No. 36 for a not to exceed amount of \$250,000 for additional erosion repair work potentially required post closure but prior to Forest Service certification that the Remedial Action is complete, with Sukut Construction (Public Works Contract No. 013-PW-09/10-BOS) resulting in no net increase in the total not to exceed amount of \$8,314,832.84 to be effective December 18, 2012, and in doing so, find that it is in the public interest to waive competitive bidding for the work described therein.

FUNDING: General Fund Contingency Appropriation/Non General Fund Insurance.

This matter was Approved on the consent calendar.

17. [12-1487](#) Development Services Department, Planning Services Division, submitting for approval final map (TM09-1491-F) for the Williamson Family Trust Map creating 4 residential lots ranging in size from 10 to 11 acres on property identified by APN 102-020-96, located on the west side of Lotus Road, approximately 1,000 feet south of the intersection with Oleander Lane, in the Rescue area. (Supervisory District 4)

This matter was Approved on the consent calendar.

18. [12-1504](#) District Attorney recommending the Board authorize the Chair to sign an agreement with LexisNexis to provide public and commercial database searches with a term of April 1, 2013 through March 31, 2018, and a maximum obligation over the term of the agreement totaling \$125,043.

FUNDING: General Fund.

This matter was Approved on the consent calendar.

19. [11-0766](#) Health and Human Services Agency recommending Board receive and file Annual Financial Reports for El Dorado County Emergency Services Authority for Fiscal Years 2005/2006 through 2008/2009.
- FUNDING:** CSA 7 Property Tax, Special Tax, and Ambulance Fees.
- A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to receive and file this matter.**
- Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago
20. [12-1476](#) Health and Human Services Agency, Community Services Division, recommending the Board:
- 1) Accept with thanks a donation of \$500 from volunteer Lorretta Fuller, through the Chevron Humankind volunteer grant program, to be used to enhance Senior Nutrition program services; and
 - 2) Authorize the Director of the El Dorado County Health and Human Services Agency, or successor, to sign the Chevron Humankind letter confirming Ms. Fuller's volunteer services and any further documents related to accepting the donation or future donations from Chevron Humankind on behalf of donor Lorretta Fuller; and
 - 3) Authorize the Chief Administrative Officer to sign a statement identifying the Health and Human Services Agency as a public agency as required by Chevron Humankind.
- FUNDING:** Chevron Humankind Volunteer Grant.
- This matter was Approved on the consent calendar.**
21. [12-1492](#) Health and Human Services Agency, Mental Health Division, recommending the Board approve and authorize the Chair to sign Amendment I to Agreement 498-S1210 with Beverly R. Abramowitz, M.D. for the continued provision of psychiatric services for seriously emotionally disturbed children and adolescents on an "as requested basis" increasing the not-to-exceed amount by \$60,000 to \$120,300 for the remainder of the term ending June 30, 2013.
- FUNDING:** Medi-Cal; Early and Periodic Screening, Diagnosis, and Treatment, as well as Mental Health Realignment as appropriate for each client.
- This matter was Approved on the consent calendar.**

22. [12-1479](#) Health and Human Services Agency, Public Health Division, recommending the Board approve and authorize the Chair to sign two Certification Statements approving the County's Children's Medical Services Programs Budget and Work Plan which is comprised of the Child Health and Disability Prevention Program (CHDP), in the amount of \$478,738, and the California Children's Services (CCS), in the amount of \$489,178, for a combined total of \$967,916 for the provision of medical services to children from birth to twenty-one years of age who are afflicted with life-threatening and/or severe life-altering chronic medical conditions.

FUNDING: Annual Federal and State Children's Medical Services allocations, Public Health Realignment Fund match, Social Services Realignment Fund match, and County General Fund Match.

This matter was Approved on the consent calendar.

23. [12-1488](#) Health and Human Services Agency, Social Services Division, recommending the Board:
- 1) Approve California Department of Education Fiscal Year 2012-13 CalWORKs County Joint Application submitted in collaboration with the El Dorado County Office of Education to secure funding in the amount of \$27,514 to provide instructional and job training at adult schools and Regional Occupational Centers and Programs throughout the County;
 - 2) Approve and ratify the signature of the Director of the Health and Human Services Agency, Social Services Division on the funding Application;
 - 3) Authorize the Director, upon review and approval from County Counsel and Risk Management, to execute any necessary documentation further required to secure funding associated with the Fiscal Year 2012-13 CalWORKs County Joint Application; and
 - 4) Approve and adopt Resolution **183-2012** authorizing the Director, contingent upon review and approval by County Counsel and Risk Management, to sign future California Department of Education CalWORKs County Joint Applications on behalf of the County and submitted in collaboration with El Dorado County Office of Education and, in order to secure funding, any necessary documentation associated with said Applications.

FUNDING: 100% CalWORKs. There is no County Match requirement to receive this funding.

Resolution 183-2012 was adopted upon approval of the consent calendar.

24. [12-1495](#) Health and Human Services Agency, Social Services Division, recommending the Board authorize the Chair to sign a Budget Transfer to increase revenue by \$1,700,000, increase appropriations by \$1,055,000 in the Human Services' Fiscal Year 2012/13 budget and increase General Fund Contingency by \$645,000 to recognize unanticipated Realignment Sales Tax revenues, resulting in a decrease to Net County Cost in the amount of \$645,000. (4/5 vote required)

FUNDING: 1991 Realignment.

This matter was Approved on the consent calendar.

25. [12-1423](#) Health and Human Services Agency, Social Services Division, recommending the Board authorize the Chair to execute Amendment I to Agreement for Services 320-S1110 with Donelle Anderson for the provision of therapeutic counseling services, therapeutic supervised visitations and related services to address and treat social, psychological, chemical addiction, medical and/or other diagnosed or identified problems on an "as requested" basis, increasing the maximum obligation by \$30,000 for a not-to-exceed amount of \$88,505 for therapeutic counseling services during the term ending January 25, 2014.

FUNDING: Federal/State Funds and County share of matching costs met with realignment funds.

This matter was Approved on the consent calendar.

26. [12-1539](#) Human Resources Department recommending the Board adopt Resolution 188-2012 to approve the alternately staffed deep class series of Building Inspector I/II/III, reclassify the Senior Building Inspector job class to Building Inspector III, and approve revisions to the Building Inspector I/II/III job specification to accomplish same.

Resolution 188-2012 was adopted upon approval of the consent calendar.

27. [12-1478](#) Department of Transportation recommending the Board receive and file the Impact Fee Program Report for Fiscal Year 2011/2012.

This matter was Approved on the consent calendar.

28. [11-0319](#) Department of Transportation recommending the Board consider the following:

1) Authorize the Chair to sign the Notice of Acceptance with Upper Hudson National Insurance Company, the Surety, for the Ice House Road Bridges - Maintenance Project, CIP No. 77121; 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 the Highway Bridge Program and the El Dorado-Sacramento Municipal Utility District Cooperation Agreement Fund (Index 8803311). The requested Board action has no associated fiscal impact.

This matter was Approved on the consent calendar.

29. [12-1275](#) Department of Transportation recommending the Board adopt Resolution **180-2012** setting for mailed ballot election on May 7, 2013, a measure to establish a special tax for the purpose of providing road improvement and maintenance services in the Gilmore Vista Road Zone of Benefit No. 98122 within County Service Area No. 9 to replace the existing benefit assessment.

FUNDING: County Service Area No. 9.

Resolution 180-2012 was adopted upon approval of the consent calendar.

30. [10-0309](#) Department of Transportation recommending the Board authorize the Chair to sign Agreement No. 556-S0511 Third Amendment with Quincy Engineering, Incorporated for Engineering & Environmental Planning, Design and Project Delivery Services to add additional tasks to the Scope of Services, increase the total not-to-exceed amount by \$269,950, and update the term to expire upon the later of County's recordation of the Notice of Acceptance for the final construction contract for the U.S. 50/Missouri Flat Road Interchange Improvements - Phase 1 Project or the resolution of all claims, if any, associated with the Project.

FUNDING: Missouri Flat Master Circulation and Funding Plan, 2004 General Plan Highway 50 Traffic Impact Mitigation Fees, and 2004 General Plan Traffic Impact Mitigation Fees.

This matter was Approved on the consent calendar.

31. [12-1276](#) Department of Transportation recommending the Board adopt Resolution **181-2012** setting for mailed ballot election on May 7, 2013, a measure to establish a special tax for the purpose of providing road improvement and maintenance services in the Meadowview Acres Road Zone of Benefit No. 98125 within County Service Area No. 9 to replace the existing benefit assessment.

FUNDING: County Service Area No. 9.

Resolution 181-2012 was adopted upon approval of the consent calendar.

32. [12-1384](#) 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 Ronald W. Guire and Alice L. Guire, Trustees of the Guire Family Trust Dated September 23, 2008, for Assessor's Parcel Number 071-500-42; 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 payment of title and escrow fees, for the Northside School Class I Bike Path - Phase 1 (SR193) 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.

33. [09-0566](#) Department of Transportation recommending the Board authorize the Chair to sign Cooperative Agreement No. 03-0473 (County Agreement No. 12-53383) with the State of California Department of Transportation for the design, Right of Way and construction of the Pleasant Valley Road (SR 49)/Patterson Drive Intersection Signalization Project, CIP No. 73320. (Refer 6/30/09, Item 33)

FUNDING: 2004 General Plan Traffic Impact Mitigation Fees, State Highway Operation and Protection Plan Funds and State-Local Partnership Program Funds.

This matter was Approved on the consent calendar.

34. [12-0639](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the use of the El Dorado-Sacramento Municipal Utility District Cooperation Agreement Fund in the amount of \$115,902 to provide matching funds for three (3) Federal Highway Bridge Program grants in the Ice House Road area; Rubicon Trail at Ellis Creek - Bridge Replacement Project (CIP No. 77117), Ice House Road Bridges-Maintenance Project (CIP No. 77121) and Ice House Road at Jones Fork Silver Creek - Bridge Maintenance Project (CIP No. 77131); and
 - 2) Authorize the Chair to sign a budget transfer increasing appropriations and revenues by \$30,902 for FY 12/13. (4/5 Vote Required)

FUNDING: El Dorado-Sacramento Municipal Utility District Cooperation Agreement Fund (Account 7702317).

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

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

35. [11-0909](#) Department of Transportation recommending the Board authorize the Chair to sign Amendment I to the Acquisition Agreement regarding Diamond Center development by and Between the County of El Dorado and DBW, A Partnership.

FUNDING: SCIP Funds.

This matter was Approved on the consent calendar.

36. [12-1229](#) Department of Transportation recommending the Board consider the following:
- 1) Rescind the action taken on November 13, 2012 to approve Agreement No. 322-O1311 with AT&T; and
 - 2) Authorize the Chair to sign the revised Utility Agreement No. 368-O1311 (03-UT-2550.3L) with AT&T in the estimated amount of \$66,325.89 for the relocation of facilities for the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project, subject to minor modification and County Counsel approval. (Refer 10/16/12, Item 35 and 11/13/12, Item 23).

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

This matter was Approved on the consent calendar.

37. [12-1511](#) Department of Transportation recommending the Board take the following actions:
- 1) Adopt the Negative Declaration based on the Initial Study prepared by staff for roadway improvements to Becken Lane in Shingle Springs;
 - 2) Authorize the Interim Director of Transportation or designee to execute an application for Request to Use Pacific Gas and Electric Company (PG&E) Property, upon review and approval by County Counsel;
 - 3) Authorize the Interim Director of Transportation or designee to enter negotiations to acquire necessary easements from the property owner (PG&E).

FUNDING: County General Fund.

This matter was Approved on the consent calendar.

38. [12-1471](#) Treasurer-Tax Collector recommending the Board approve the addition of Federally Insured Cash Account (FICA) as an investment category in the "Investments - Maximum Percentage/Portfolio" section to the El Dorado County Investment Policy.

This matter was Approved on the consent calendar.

39. [12-1456](#) Treasurer-Tax Collector recommending the Board renew delegation of fiduciary authority to the Treasurer-Tax Collector to invest and re-invest County funds, pursuant to Section 3.38.040 of the County Code and Section 53607 of the California Government Code.

This matter was Approved on the consent calendar.

40. [12-1529](#) Supervisor Knight recommending the Board appoint Supervisor Santiago to serve as his replacement on the First 5 El Dorado Children and Families Commission.

This matter was Approved on the consent calendar.

41. [12-1527](#) Supervisor Knight recommending the Board adopt salary Resolution **185-2012** which will increase the salaries of the Unrepresented Management positions in the Auditor-Controller's Office by 5%.

A motion was made by Supervisor Nutting, seconded by Supervisor Santiago, to continue this matter off-calendar.

Yes: 4 - Nutting, Sweeney, Briggs and Santiago

Noes: 1 - Knight

42. [10-0154](#) Supervisor Knight recommending the Board authorize the Chair to sign the Second Extension and Amendment to Settlement and Release with El Dorado Development Partnership Group, LLC aka Stable Development, LLC, and accompanying Amendment to Promissory Note, based on the memo to Board members dated December 3, 2012. (Cont'd 12/11/2012, Item 17)
- This matter was continued to January 4, 2013 upon approval of the consent calendar.**
43. [12-1475](#) Supervisor Knight recommending the Board adopt Resolution **166-2012** supporting the efforts of the Friends of El Dorado Trail to assist the County in the maintenance of the Sacramento Placerville Transportation Corridor (SPTC). (Cont'd 12/4/12, Item 35)
- This matter was continued to March 25, 2013 upon approval of the consent calendar.**
44. [12-1430](#) Supervisors Knight and Santiago recommending the Board adopt Resolution **165-2012** recognizing the existing natural trail within the Sacramento Placerville Transportation Corridor (SPTC) is a County Trail and a segment of the El Dorado Trail. (Cont'd 12/4/12, Item 36)
- This matter was continued to March 25, 2013 upon approval of the consent calendar.**
45. [12-1481](#) Supervisors Knight and Santiago recommending the Board authorize the Chairman's signature on a letter to El Dorado Irrigation District expressing interest in purchasing two parcels listed on their Surplus Parcel Inventory.
- This matter was Approved on the consent calendar.**
46. [12-1548](#) Supervisors Knight and Santiago recommending the Board adopt Resolution **190-2012** increasing the salaries of the Assistant Chief Administrative Officer and the Health and Human Services Agency Director by 5%. This Resolution shall supersede Resolution 162-2012 adopted by the Board on December 4, 2012.

FUNDING: General Fund, Federal & State Revenues, Realignment.

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

- 1) Adopt Resolution 192-2012, rescinding Resolution 162-2012 which increased the salaries of the Assistant County Administrative Officer and the Director of Health and Human Services; and**
- 2) Direct Department Heads to work with the Human Resources Department and the Chief Administrative Office to comprehensively review the salaries of the Assistant Directors, and other executive level employees, and bring recommendations back as part of the overall salary negotiations.**

47. [12-1525](#) Supervisor Sweeney recommending the Board ratify Agenda Item No. 15 from May 10, 1994 (copy attached) regarding the placement of campaign signs in the county.

This matter was Approved on the consent calendar.

48. [12-1533](#) Supervisor Sweeney recommending the Board approve beginning the effort to make an adjustment to add approximately 160 acres to El Dorado County which is Federal land managed by the USFS and is currently in Placer County in order to place all of the Rubicon Trail in that area within the jurisdiction of our county. Further, to offer assistance from our staff to Placer County to enable them to obtain an easement from the USFS for that portion of the Rubicon Trail which is Northeast of Rubicon Springs in Placer County.

This matter was Approved on the consent calendar.

49. [11-1050](#) Supervisor Sweeney recommending the Board direct County Counsel and the Department of Transportation to meet with the Forest Supervisor of the Eldorado National Forest. The purpose of such meeting would be to request, confirm, clarify, or cooperate in verifying or obtaining easements for the roads cited in the document dated October 6, 1992 which was on the Board's agenda that date as item 17 (archive file # 9931) and which I believe provided easements to the County. Further, to request that the USFS confirm our easement over the property known as Francis Cow Camp and being 160 acres in Sections 11 & 12 T13N, R14 E, MDM as previously proposed on 09-13-11.

This matter was Approved on the consent calendar.

50. [12-1530](#) Supervisor Sweeney recommending the Board adopt Resolution **184-2012** permitting J& M Displays West to conduct a private pyrotechnic display on Friday, January 11, 2013, in the Camino area, contingent upon full compliance of necessary requirements, insurance, contracts and permits as deemed appropriate by the control authorities.

Resolution 184-2012 was adopted upon approval of the consent calendar.

51. [12-1500](#) Supervisor Briggs and County Counsel recommending the Board consider adoption (second reading) of the Local Food and Community Self-Governance Ordinance **4990**. (Cont'd 12/11/12, Item 29)

Ordinance 4990 was adopted upon approval of the consent calendar.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

52. [12-1491](#) HEARING - Health and Human Services Agency recommending the Board consider the introduction (First Reading) of an Ordinance **4991** amending Chapter 8.74 of Title 8 of the County of El Dorado Code of Ordinances pertaining to emergency and non-emergency ambulance and medical transport services; and recommending this amendment be considered for final adoption (Second Reading) by the Board of Supervisors on Tuesday, January 15, 2013. (Est. Time: 5 Min.)
- A motion was made by Supervisor Knight, seconded by Supervisor Briggs, as follows:**
- 1) **Read by title, waived reading of Ordinance 4991 in its entirety;**
 - 2) **Approve the introduction; and**
 - 3) **Set adoption of said Ordinance (Second Reading) for January 15, 2013.**
- Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago
53. [12-1549](#) Supervisor Santiago providing an update regarding the updated Regional Plan from the Tahoe Regional Planning Agency. (Est. Time: 5 Min.)
- Received and Filed.**
54. [12-1531](#) Transportation Department recommending the Board provide direction on whether to make a General Fund contribution for the construction of a water line and installation of fire hydrants that would allow for future expansion at the Placerville Airport. The estimated project cost is \$172,000 and will be included in the 2013 Airport Capital Improvement Program and the Fiscal Year 13/14 Budget based on Board direction. (Est. Time: 15 Min.)
- FUNDING:** General Fund.
- A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to approve this matter.**
- Yes:** 5 - Knight, Nutting, Sweeney, Briggs and Santiago

55. [10-1177](#) Department of Transportation recommending Board provide clarification of Section 7.5 of the "County of El Dorado Department of Transportation Guidelines for Road Impact Fee / Traffic Impact Mitigation Fee Reimbursement Projects" and direct the Department of Transportation whether or not it shall allow for the reimbursement of project non-construction costs for non-publicly bid construction projects and if so, approve the Department's proposed method of calculating the eligible amount for reimbursement (only if the non-construction costs would have otherwise been allowed if eligible construction was publicly bid). (Est. Time: 10 Min.) (Cont'd 1/25/11, Item 25)

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, not to allow non-construction costs unless the project is publicly bid and constructed according to that bidding.

Yes: 4 - Knight, Nutting, Sweeney and Briggs

Noes: 1 - Santiago

56. [10-0123](#) HEARING - Consider the introduction (First Reading) of Ordinance **4992**, the County of El Dorado Stormwater Quality Ordinance, an addition to Chapter 8.79 of Title 8 of the County of El Dorado Code of Ordinances pertaining to Health and Safety; and recommending this ordinance be considered for final adoption (Second Reading) by the Board of Supervisors on January 22, 2013. (Est. Time: 30 Min.)

FUNDING: General Fund and Public Utility Franchise Fees.

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

- 1) Direct staff to bring back to the Board an Ordinance for adoption on February 5, 2013 that would only affect the territory of the County encumbered by the Lahontan Water Quality Control Board;
- 2) Direct staff to make the proposal by the State Board available to the public for comments, and provide assistance to staff in the creation of an ordinance that best fits the County of El Dorado.

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

57. [12-1540](#) Supervisor Sweeney recommending that the Board support economic development and provide improved circulation by creating a special revenue fund for the completion of the Diamond Springs Parkway from Missouri Flat Road easterly to Highway 49 and then improving Highway 49 southerly to Pleasant Valley Road. Also, direct the Department of Transportation to immediately proceed with the completion of design documents and right-of-way purchases. (Est. Time: 20 Min.)

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

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

58. [12-1342](#) Transportation Division recommending the Board take the following actions pertaining to the Latrobe Road Connector:
- 1) Receive and file Latrobe Road Connector Study - Final Analysis of Screened Alternatives; and
 - 2) Acknowledge Condition of Approval No. 27 for TM99-1359 as complete. (Est. Time: 10 min.)

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to approve Items 1 and 2 and added an Item 3 to the recommendations, as follows: 3) Defer decision on an alignment for a connection to the west as required by General Plan Policy TC-1u until the completion of the TDM and land use forecast efforts.

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

59. [12-1290](#) Chief Administrative Office recommending the Board take action based upon the action taken by the Elk Grove-Rancho Cordova-El Dorado Connector Authority (Whiterock Connector Joint Powers Authority) at their meeting of December 14, 2012. (Refer 11/06/12, Item 19) (Est. Time: 20 Min.)

A motion was by Supervisor Sweeney, seconded by Supervisor Nutting, to accept Resolution 2012-25 from the Capital Southeast Connector Joint Powers Authority (JPA) as a good faith effort, with an admonishment that the JPA should begin working on the appropriate amendments to said JPA and the master agreement as soon as possible.

10:00 A.M. - TIME ALLOCATION

60. [12-1484](#) HEARING - Health and Human Services Agency, Community Services Division, recommending the Board:
- 1) Conduct a Public Hearing to consider adoption of Resolution **189-2012** revising the El Dorado County Community Development Block Grant (CDBG) Program Income Reuse Plan to align with the federal CDBG regulations governing CDBG-assisted activities.
 - 2) Authorize the Director of the Health and Human Services Agency, or successor, to sign the revised CDBG Program Income Reuse Plan on behalf of the County for submittal to the State Department of Housing and Community Development (HCD). (Est. Time: 5 Min.)

FUNDING: Federal Community Development Block Grant Funds.

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to adopt Resolution 189-2012.

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

12-0006**CAO REPORTS**

The Chief Administrative Officer thanked each and every employee of El Dorado County for all of their hard work that they have given throughout the year, and thank you for choosing to be an employee of El Dorado County, it is very much appreciated. She thanked the Board of Supervisors for all of their support throughout the year, and that they have gotten a lot done, but there is much more to do. And lastly, she wanted to thank the community for all of their support, it is very much appreciated.

12-0005**ITEMS TO/FROM SUPERVISORS**

Supervisor Sweeney reported that he is proud of what the County has gotten done. Without the support of the community, the taxpayers, the voters and the support of staff, it is difficult to get anything accomplished as a Supervisor. He stated that after becoming a Supervisor again, he learned to work with the people and the community a little bit better. Also, he stated that everyone should look at what so many people do for their community, they give, and they give, and they give to their community. And, lastly, he stated, "What a place to live, What a place to serve. Thank you very much, all of you."

Supervisor Nutting reported that Supervisors Knight and Sweeney have been tremendous advocates for the citizens of El Dorado County. It has been a privilege to serve with two gentlemen that sincerely want to use their wisdom and their experience in life to drive the County forward. Both of them will be missed, and the collective experience of the two of them will be difficult to replace. And, lastly, he thanked Supervisors Knight and Sweeney for all of their years of community service.

Supervisor Briggs reported that both Supervisors Knight and Sweeney will be missed.

Supervisor Santiago wished everyone a Merry Christmas and expressed her gratitude to the great organization of the County. She reported that she sees the County in the pathway of great accomplishment, and great progress. She also reported that it has been a great year for the County. She wished, "Best wishes" to both Supervisors Knight and Sweeney. She also stated that she has enjoyed working with both supervisors and has learned a lot of from them.

Supervisor Knight reported that it has been an honor and a privilege to serve the public in this capacity. He stated that he has learned more than he can imagine, and that there is tremendous knowledge and professionalism in this County. And, lastly, he reported that this County has taught him a lot and he hopes he has been a good student.

ADJOURNED AT 3:20 P.M.

CLOSED SESSION

- 61. 12-1545 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. (Est. Time: 10 Min.)

No Action Reported.

- 62. 12-1546 Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b). Title: Number of potential cases: (1). (Est. Time: 10 Min.)

No Action Reported.

ADDENDUM**CONSENT CALENDAR**

63. [12-1398](#) Chief Administrative Office recommending the Board:
- 1) Approve the closure of the Sacramento Municipal Utility District (SMUD) agency fund 8803311 and the creation of a new special revenue fund 7702317 for the El Dorado-SMUD Cooperation Agreement funds. Funds will be moved from the old agency fund to the new special revenue fund; and
 - 2) Approve a budget transfer replacing the budget transfer approved by the Board on December 4, 2012 (Legistar item 12-1449) allocating funds from the new SMUD special revenue fund to the Sheriff for law enforcement activities on the Rubicon Trail. (4/5 vote required)

FUNDING: General Fund.

This matter was Approved on the consent calendar.

64. [12-1554](#) Health and Human Services Agency, Public Housing Authority, recommending the Board:
- 1) Ratify the Purchasing Agent's signature and approve Agreement for Services 210-S1210 effective October 19, 2011, with HAPPY Software, Inc., to provide software upgrade maintenance and support for "Housing Pro" and additional software and/or support services on an "as requested" basis, with a not-to-exceed amount of \$21,210;
 - 2) Ratify the Purchasing Agent's signature and approve Amendment I to Agreement for Services 210-S1210 effective August 1, 2012, with HAPPY Software amending the scope of services to purchase additional modules, increasing the not-to-exceed amount to \$32,210;
 - 3) Ratify the Purchasing Agent's signature and approve Purchase Order No. PO201306944 to continue receiving the annual software maintenance and support provided by HAPPY Software for the period of November 1, 2012 through October 31, 2013, at a total cost of \$8,536; and
 - 4) Direct the Director of said Agency to bring a report back to the Board the first meeting in March 2013.

FUNDING: 100% Federal Funding.

This matter was Approved on the consent calendar.

65. [12-1556](#) Auditor-Controller recommending the Board of Supervisors:
- 1) Receive and file the Annual Report as required by SB 165 for Community Facilities District No. 1992-1, Community Facilities District 2000-1, Community Facilities District 2001-1, Community Facilities District 2005-1, and Community Facilities District 2005-2, and
 - 2) Adopt Resolution **191-2012** accepting the reports.

This matter was Approved on the consent calendar.

CLOSED SESSION

66. 11-0662 Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a): Title: In re: South Tahoe Area Transit Authority Debtor, and related adversary proceedings, United States Bankruptcy Court for the District of Nevada, Case No. 10-53666. (Est. Time: As needed)

No Action Reported.

NEW BUSINESS

The following matter came to the Board's attention by Supervisor Sweeney and County Counsel and by a 4-0 vote, with Supervisor Briggs recusing himself on the matter, was added to the Agenda.

67. [12-1561](#) Supervisor Sweeney recommending the Board sign a letter to the Administrative Office of the Courts supporting the continuation of the New Placerville Courthouse Project as a critical project; and, further support funding from the State to proceed to the acquisition phase and to provide funding in the State's FY 2013-14 budget for continuation of this project.

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, to authorize the Chair to sign a letter to be sent to the Administrative Office of the Courts supporting the continuation of the New Placerville Courthouse Project.

Yes: 4 - Knight, Nutting, Sweeney and Santiago

Recused: 1 - Briggs