



# County of El Dorado

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## Minutes - Final Board of Supervisors

*Ron Briggs, Chair, District IV*  
*Norma Santiago, First Vice Chair, District V*  
*Ray Nutting, Second Vice Chair, District II*  
*Ron Mikulaco, District I*  
*Brian K. Veerkamp, District III*

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

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Tuesday, October 8, 2013

8:00 AM

Board of Supervisors Meeting Room

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### Vision Statement

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

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

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<http://eldorado.legistar.com/Calendar.aspx>

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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 SESSION**

**Present:** 4 - Supervisor Briggs, Supervisor Mikulaco, Supervisor Veerkamp and Supervisor Nutting

**Absent:** 1 - Supervisor Santiago

#### **9:19 A.M. - RECONVENED TO OPEN SESSION AND CLOSED SESSION REPORTS**

**Present:** 5 - Supervisor Briggs, Supervisor Santiago, Supervisor Mikulaco, Supervisor Veerkamp and Supervisor Nutting

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

**Pastor Craig Klatt of the Camino Adventist Church gave the Invocation.  
Supervisor Mikulaco led the Pledge of Allegiance to the Flag.**

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

##### **APPROVAL OF CONSENT CALENDAR 1**

**A motion was made by Supervisor Nutting, seconded by Supervisor Veerkamp to adopt the agenda and approve Consent Calendar 1 with no changes.**

**Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

**APPROVAL OF CONSENT CALENDAR 2**

*Public Comment: M. Lane*

**A motion was made by Supervisor Mikulaco, seconded by Supervisor Veerkamp to approve Consent Calendar 2 with the following change:  
Continue Item 12 to October 22, 2013.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

[13-1308](#) OPEN FORUM

*Public Comment: S. Taylor*

[13-1302](#) CAO UPDATE

**CONSENT CALENDAR 1**

1. [13-1274](#) Auditor-Controller recommending the Board consider the following:  
1) Receive and file the Report of Special Tax Delinquencies for Community Facilities District No. 1992-1 (CFD 1992-1 Serrano);  
2) Receive and file the Report of Special Tax Delinquencies for Community Facilities District 2001-1 (CFD 2001-1 Promontory); and  
3) Adopt Resolutions **152-2013** and **153-2013** authorizing judicial foreclosure of delinquent special tax installments pursuant to the CFD 1992-1 and CFD 2001-1 Bond Indentures.

**Resolutions 152-2013 and 153-2013 were Adopted upon Approval of Consent Calendar 1.**

2. [13-1293](#) Auditor-Controller recommending the Board approve Agreement for Services No. 273-S1411, including revisions thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement, to provide legal services related to the preparation of legal proceedings regarding the collections of delinquent special taxes for special assessment districts.

**This matter was Approved on Consent Calendar 1.**

3. [13-1191](#) Community Development Agency, Transportation Division, recommending the Board adopt Resolution **150-2013** 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, October 18, 2013, 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."

**This matter was Approved on Consent Calendar 1.**

4. [13-1156](#) Child Support Services, Revenue Recovery Division, recommending the Board authorize the chair to sign Agreement for Services 090-S1411 with Columbia Ultimate, Inc. for purchase and implementation of an upgraded debt collection software called Revenue Results for a total not to exceed amount of \$50,900 for FY 2013-14. Ongoing annual support costs are approximately \$12,760 and are based on the number of software licenses utilized.

**FUNDING:** Charges for collection services for the Superior Court and County Departments.

**This matter was Approved on Consent Calendar 1.**

5. **12-1068** Health and Human Services Agency recommending the Board consider the following:
- 1) Authorize the Chair to sign retroactive grant funding Agreement 079-F1411 (1314 90063-36-511) with the First 5 El Dorado Children and Families Commission in the amount of \$170,000 for the term July 1, 2013 through June 30, 2014; and
  - 2) Authorize the Chief Administrative Officer or designee to execute further documents relating to grant funding Agreement 079-F1411, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

**FUNDING:** First 5 El Dorado Children and Families Commission.

**This matter was Approved on Consent Calendar 1.**

6. [13-1208](#) Health and Human Services Agency, Social Services Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign Agreement for Services 220-S1411 with Lilliput Children's Services for the provision of the Kinship Support Services Program on the West Slope and in South Lake Tahoe in the not-to-exceed amount of \$142,560 with a term that shall commence upon execution and end June 30, 2014; and
  - 2) Authorize the Chief Administrative Officer or designee to execute further documents relating to Agreement for Services 220-S1411, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

**FUNDING:** Protective Services Realignment (State).

**This matter was Approved on Consent Calendar 1.**

7. [13-1092](#) Probation Department recommending the Board receive and file the annual Juvenile Justice Crime Prevention Act (JJCPA) Progress Report for El Dorado County's Community Alliance to Reduce Truancy (CART) Program for Fiscal Year 2012/2013.

**FUNDING:** JJCPA.

**This matter was Approved on Consent Calendar 1.**

8. [13-1035](#) Probation Department, in conjunction with the Chief Administrative Office, recommend the Board approve the use of funds from the AB109 Realignment Special Revenue Fund for:
- 1) A new contract with Correctional Counseling, Inc. to provide multi-agency training and curriculum for the Moral Reconciliation Therapy (MRT);
  - 2) A multi-year contract with a professional consultant service to assist the Community Corrections Partnership (CCP) with future planning; and
  - 3) Approve a budget transfer increasing use of fund balance by \$211,347 in the AB109 Special Revenue Fund and increasing appropriations for professional services by the same amount. (4/5 vote required)

**FUNDING:** AB 109 (SB 87 Section 300029) Realignment Planning/Development Funds.

**This matter was Approved on Consent Calendar 1.**

9. **11-1251** Sheriff's Office recommending the Board authorize the continuation of the following perpetual agreements:
- 1) Sirron Software Corporation from November 23, 2013 to November 22, 2014, with a total cost of \$4,348;
  - 2) Global Tower LLC from December 1, 2013 to November 30, 2014, and increasing the payment by three percent to \$6,200; and
  - 3) Trans Union LLC from December 1, 2013 to November 30, 2014, with no additional funding.

**Funding:** General Fund.

**This matter was Approved on Consent Calendar 1.**

10. [13-1179](#) Surveyor's Office recommending the Board adopt Resolution of Vacation **151-2013** for Abandonment of Easement (AOE) No. 2013-010 to abandon a drainage easement on Lot 65 of "Rubicon Properties Unit No. 2, Section 3" recorded at Book C of Subdivisions at Page 09, identified as Assessor's Parcel Number 016-435-01, requested by The Hanesworth Limited Partnership, L.P.

**Resolution 151-2013 was Adopted upon Approval of Consent Calendar 1.**

11. [13-1258](#) Supervisor Nutting recommending the Board appoint Harry McLaughlin to serve as the District II representative on the Cemetery Advisory Committee for a term to expire January 01, 2015.

**This matter was Approved on Consent Calendar 1.**

**CONSENT CALENDAR 2 (Supervisor Nutting did not participate)**

12. [13-0007](#) Clerk of the Board of Supervisors recommending the Board approve the Regular Meeting Minutes from Tuesday, October 1, 2013 and Special Meeting Minutes from Monday, September 30, 2013.

**This matter was Continued to October 22, 2013 upon Adoption of Consent Calendar 2.**

13. [10-0882](#) Community Development Agency, Transportation Division, recommending the Board consider the following:
- 1) Approve Grant Contract C8532007 with the State of California - Natural Resources Agency, Department of Parks and Recreation, Recreational Trails Program; and
  - 2) Authorize the Acting Community Development Agency Director to execute Grant Contract C8532007 and other grant related documents for the El Dorado Trail - Los Trampas to Halcon Project (CIP No. 97012) in the amount of \$457,979 for the development of approximately 1.1 miles of multi-use trail.

**FUNDING:** State of California - Natural Resources Agency, Department of Parks and Recreation, Recreational Trails Program (RTP) federal grant funds, Accumulated Capital Outlay (ACO) funds, and Transportation Development Act (TDA) funds.

**This matter was Approved on Consent Calendar 2.**

14. [13-1252](#) Community Development Agency, Transportation Division, 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 Donald W. Fields and Beverly A. Fields, Trustees of the Donald W. Fields and Beverly A. Fields Revocable Trust, for Assessor's Parcel Number 325-110-47;
  - 2) Authorize the Acting Community Development Agency Director or 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 Green Valley Road at Weber Creek - Bridge Replacement Project, CIP No. 77114; and
  - 3) Authorize the Acting Community Development Agency Director or designee to extend the date of closure of escrow upon mutual agreement of both parties.

**FUNDING:** Highway Bridge Program, Regional Surface Transportation Program Rural Exchange Funds, Regional Surface Transportation Program Caltrans Exchange Funds, Traffic Impact Mitigation Fees.

**This matter was Approved on Consent Calendar 2.**

15. [13-1152](#) District Attorney recommending the Board authorize the Chair to sign a budget transfer increasing revenues and appropriations through the use of Supplemental Law Enforcement Services Fund (SLESF) totaling \$23,770 for the installation of Sonitrol security system at 515 and 525 Main Street, Placerville, California. (4/5 Vote Required)

**FUNDING:** Supplemental Law Enforcement Services Fund.

**This matter was Approved on Consent Calendar 2.**



16. [12-0932](#) Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign retroactive Amendment I to Agreement 063-S1311 with South Lake Tahoe Family Resource Center for the term July 1, 2012 through June 30, 2014 and with a maximum contractual obligation of \$248,698; and
  - 2) Authorize the Purchasing Agent or designee to execute further documents relating to Agreement for Services 063-S1311, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

**FUNDING:** Mental Health Services Act (“MHSA”) Prevention and Early Intervention funding.

**This matter was Approved on Consent Calendar 2.**

17. [13-0037](#) Health and Human Services Agency, Mental Health Division, recommending the Board consider the following:
- 1) Authorize the Chair to sign retroactive Amendment II to Agreement for Services 025-S1310 with Tahoe Turning Point, Inc., to provide Alcohol and Drug Program counseling, prevention and treatment, extending the term through June 30, 2014, and increasing the maximum obligation of the Agreement to \$287,508; and
  - 2) Authorize the Purchasing Agent or designee to execute further documents relating to Agreement for Services 025-S1310, including amendments thereto, contingent upon approval by County Counsel and Risk Management, which do not affect the maximum dollar amount or term of the Agreement.

**FUNDING:** Federal and State funding.

**This matter was Approved on Consent Calendar 2.**

**END CONSENT CALENDAR**

**10:00 A.M. - TIME ALLOCATION 1**

18. [13-1284](#) Supervisor Veerkamp recommending the Board receive a presentation from Tracy Celio of the University of California Cooperative Extension and authorize the Chair to sign a Proclamation recognizing National 4-H Week, October 6-13, 2013.

**Received and Filed. Supervisor Veerkamp read and presented the Proclamation.**

**Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

**10:00 A.M. - TIME ALLOCATION 2 (Supervisor Nutting did not participate)**

19. [13-1265](#) Supervisor Briggs recommending the Board consider the following:
- 1) Receive a presentation provided by El Dorado County Fire Safe Council to include information on projects and programs supported by the allocation of Title III funds as approved by the Board of Supervisors between 2003-2012; and
  - 2) Approve the appropriation of \$51,000 (\$26,022 in Title III Funds and \$24,978 in General Funds) to the El Dorado County Fire Safe Council to support the ongoing efforts to provide fuels management/reduction projects, continue wildfire prevention education programs, and develop Community Wildfire Protection Plans for communities throughout the County.

*Public Comment: M. Cahill, R. Stanley*

**A motion was made by Supervisor Mikulaco, seconded by Supervisor Veerkamp, to Approve this matter. The presentation was received and filed.**

**Yes:** 4 - Briggs, Santiago, Mikulaco and Veerkamp

**DEPARTMENT MATTERS**

20. [11-1238](#) Clerk of the Board recommending the Board appoint one member and one alternate member to the 2014 California State Association of Counties (CSAC) Board of Directors, for terms to expire in November 2014. (Est. Time: 5 Min.)

**A motion was made by Supervisor Santiago, seconded by Supervisor Nutting, to appoint Supervisor Santiago as the Board appointee to the California State Association of Counties with Supervisor Veerkamp as the alternate member.**

**Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

21. [13-1266](#) Clerk of the Board recommending the Board consider the following regarding the First 5 El Dorado, Children and Families Commission:
- 1) Ratify the amended commission Bylaws as adopted by the Commission on May 13, 2013;
  - 2) Approve the First 5 Strategic Plan for submission to the State Commission; and
  - 3) Provide direction to staff regarding appointments to the First 5 Commission.

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs, to;**

- 1) Ratify the amended First 5 El Dorado, Children and Families Commission Bylaws; and**
- 2) Approve the First 5 El Dorado Strategic Plan for submission to the State First 5 Commission; and**
- 3) Direct staff to proceed with filling positions based on the First 5 Commission Bylaws.**

**Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

22. [12-0920](#) HEARING - Consider introduction (First Reading) of Ordinance **5001** repealing Chapter 3.12 of Title 3 of the El Dorado County Ordinance Code (Procurement); and adding a new Chapter 3.12 of Title 3 to said Code for the revised County Purchasing Ordinance and Procurement Policy; and Board to waive reading, read by title only, and recommending this item be continued to October 22, 2013 for final passage.

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Briggs, to Approve the Introduction of Ordinance 5001 and continue this matter to October 22, 2013 for final passage.**

**Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

23. [13-1229](#) Supervisors Mikulaco and Veerkamp recommending the Board consider the following:
- 1) Award Cultural and Community Development Grants to the applicants in the amounts identified in Attachment AA; and
  - 2) Direct staff to prepare and authorize the Chief Administrative Officer to execute the related grant agreements subject to approval by County Counsel and Risk Management.

**FUNDING:** General Fund - Transient Occupancy Tax (TOT).

*Public Comment: L. Parlin, K. Payne, D. Wiser, M. Kobus, H. Penn, L. Marinko, R. Stanley, E. Schlauser*

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Mikulaco to Approve this matter.**

**Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

**ITEMS TO/FROM SUPERVISORS****Supervisor Mikulaco**

Attended a meeting of the Sacramento-Placerville Transportation Corridor Joint Powers Authority (JPA) looking at refinements for the design guidelines.

**Supervisor Veerkamp**

Attended a Regional Council Rural Communities (RCRC) annual meeting in South Lake Tahoe. Supervisor Nutting was temporarily replaced on the RCRC Executive Committee with a representative from Calaveras County.

Commented on improvements to Apple Hill related highway traffic.

Reported that access to the park and ride on public, federal lands in Cedar Grove was restricted as a result of the federal government shutdown. Discussed this matter with the Forest Supervisor, Lawrence Crabtree who informed the Supervisor he was instructed to close all access to federal lands.

**Supervisor Santiago**

The Tahoe Regional Planning Agency (TRPA) Governing Board adopted the Douglas County (Nevada) Area Plan and heard a presentation by the City of South Lake Tahoe on their Tourist Core Area Plan.

Meyers Area Plan is online and available for public comment through the end of this week. Environmental documentation is underway with a public meeting planned for December.

TRPA's Regional Plan Update, adopted nearly a year ago, is the result of collaboration between California and Nevada governing bodies, environmental groups, communities and business. The Supervisor urges the county to work with legal counsel at TRPA to develop a joint local government amicus brief in support of the TRPA.

Attended the annual joint meeting between the Golden Sierra Job Agency and the Workforce Development Board. The California State Workforce Investment Board started a member to member campaign to ensure local Workforce Investment Boards are receiving the necessary services from the State Board.

Attended a meeting of the State Park and Recreation Commission regarding their "Parks Forward" (Initiative) in Auburn last week to engage communities relating to State Parks.

**ADJOURNED AT 12:07**

**CLOSED SESSION**

- 24. 13-0208**      **Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(d)(1).** Title: County of El Dorado v. EDH 52, a general partnership, et al. Superior Court Case No. PC 20130161 Action in Eminent Domain. (Est. Time: 10 Min.)

**No Action Reported. Supervisor Nutting did not participate.**
  
- 25. [13-1292](#)**      **Conference with Legal Counsel - Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(d)(2). Title: Water Agency Employment Issues. Number of potential cases: (1). (Est. Time: 20 Min.)

**No Action Reported. Supervisor Nutting did not participate.**
  
- 26. 13-1227**      **Pursuant to Government Code Section 54957.6 - Conference with Labor Negotiator:**  
County Negotiator: Director of Human Resources and/or designee.  
Unrepresented Employee: Employees covered under the Salary and Benefits Resolution for Unrepresented Employees, No. 323-2001, and all amendments thereto. (Est. Time: 30 Min.)

**No Action Reported. Supervisor Nutting did not participate.**
  
- 27. 13-1295**      **Pursuant to Government Code Section 54957- Public Employee Appointment.** Title: Chief Probation Officer. (Est. Time: 30 Min.)

**A motion was made by Supervisor Veerkamp, seconded by Supervisor Mikulaco, to Continue this matter to October 22, 2013.**

**Yes:** 5 - Briggs, Santiago, Mikulaco, Veerkamp and Nutting

**ADDENDUM**

CLOSED SESSION

- 28. 13-0667      Conference with Legal Counsel - Significant Exposure to Litigation**  
pursuant to Government Code Section 54956.9(d)(2). Title: Potential  
Federal and State Administrative action(s) and/or Litigation arising from  
charges filed against a Supervisor. (Est. Time: 30 Min.)

**No Action Reported. Supervisor Nutting did not participate.**