

C O N F O R M E D A G E N D A

**Regular Meeting of the Board of Supervisors
El Dorado County, California**

Tuesday, March 15, 2005 - 8:00 A.M.

BOARD OF SUPERVISORS MEETING ROOM
330 Fair Lane, Building A
Placerville, California
530 621-5390
FAX 622-3645
co.el-dorado.ca.us/bos

CHARLIE PAINE
Fourth District
Chairman

RUSTY DUPRAY
First District

HELEN K. BAUMANN
Second District

JAMES R. SWEENEY
Third District
Second Vice Chairman

DAVID A. SOLARO
Fifth District
First Vice Chairman

Clerk of the Board
Cindy Keck

Chief Administrative Officer
Laura S. Gill

County Counsel
Louis B. Green

Public Testimony will be received on each agenda item as it is called. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals speaking for a group are allocated 5 minutes. (Adopted 8/10/93) Matters not on the agenda may be addressed by the general public during the Open Forum. Public comments during Open Forum are limited to three minutes per person. The Board reserves the right to waive said rules by a majority vote.

For purposes of the Brown Act (Government Code Section 54954.2(a), the numbered items on this Agenda give a brief general description of each item of business to be transacted or discussed. The recommendations of the staff, as shown, do not prevent the Board of Supervisors from taking other action.

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE

The Board of Supervisors is concerned that large amounts of written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. To ensure timely delivery, written information from the public must be received by the Board Clerk by Monday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

8:00 A.M. - CALL TO ORDER AND CLOSED SESSIONS

9:00 A.M. - CLOSED SESSION REPORTS

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

At this time 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.

BOARD ACTION - Agenda adopted with items 2 and 5 pulled from Consent Calendar for separate action; item 55 added to Consent Calendar; items 14 and 80 continued to **March 29, 2005**; and Consent Calendar approved as modified. 15234

OPEN FORUM**CONSENT CALENDAR**

1. Approval of the Board of Supervisors Conformed Agenda Minutes) of the Regular Meeting of Tuesday, March 8, 2005.

RECOMMENDED ACTION: Approve.

2. Public Health Department recommending Chairman be authorized to sign Amendment 01 to Agreement 399-PHD0904 with El Dorado County Office of Education increasing compensation to \$70,650 and extending the term through September 5, 2005 for program support for the El Dorado County Safety Net Provider Project (ACCEL Initiative). (Funding: Healthy Communities Access Program Grant)

RECOMMENDED ACTION: Approve.

23145

3. Public Health Department recommending Chairman be authorized to sign Amendment 03 to Agreement with California Tahoe Emergency Services Operations Authority (CAL TAHOE) revising the method of late penalties assessed monthly to an annual basis for pre-hospital advanced life support services and dispatch services to the entire population of County Service Area 03 South Shore Area and a part of Alpine County, except the Tahoe West Shore Zone of Benefit.

RECOMMENDED ACTION: Approve.

4. Mental Health Department recommending Chairman be authorized to sign Amendment 01 to Agreement 001-S0511 with New Morning Youth and Family Services, Inc. increasing compensation by \$25,075 to an amount not to exceed \$150,075 for a one year term for therapeutic treatment on an "as-requested" basis for Medi-Cal children. (Funding: Medi-Cal)
RECOMMENDED ACTION: Approve.

5. Human Services and General Services Departments recommending the Chairman be authorized to sign Amendment 01 to Lease Agreement 046-L9611 with Briw Office Investors extending the term through December 31, 2010, with options for three additional one year terms, for office space located at 3057 Briw Road, Placerville. (Funding: State/Federal)
RECOMMENDED ACTION: Approve. 32145

6. Development Services and General Services Departments recommending Chairman be authorized to sign Amendment 01 to Lease Agreement 699-L0311 with SCC Properties in the amount of \$2,500 per month for the term May 1, 2005 to April 30, 2010, with options for three additional two year terms, for an additional 2,000 square feet of office space to accommodate additional Development Services staff in the El Dorado Hills office located at 4950 Hillsdale Circle, El Dorado Hills. (Funding: General Fund, \$5,000 available within the 2004/2005 budget)
RECOMMENDED ACTION: Approve.

7. General Services Department and Department of Transportation recommending Chairman be authorized to sign Lease Agreement 513-L0511 with SCC Properties in the amount of \$3,375 per month for the term May 1, 2005 through April 30, 2010, with options for three additional two year terms, for 2,700 square feet of office space to accommodate Department of Transportation staff at the satellite office located at 4950 Hillside Circle, El Dorado Hills. (Funding: 2004/2005 Budget, Road Fund, Overhead rates for Capital and Developer Progress, Funding in the amount of \$40,500 will be included in the Department's Fiscal Year 2005/2006 Budget)

RECOMMENDED ACTION: Approve.

8. Library Director recommending Chairman be authorized to sign Amendment 01 to Agreement 462-S0410 with Madill Enterprises, Inc. dba Advanced Property Services extending the term from March 22, 2004 through March 21, 2006 in an amount not to exceed \$15,096 for the two year period for custodial services in the Cameron Park Library. (Funding: Fees - 2004/2005 Budget)

RECOMMENDED ACTION: Approve.

9. Probation and Sheriff's Departments recommending ratification of the Sheriff and the Chief Probation Officer's signatures on the Memorandum of Understanding (MOU) with the El Dorado Union High School District for submission of an application for a School Community Policing Partnership Grant. (Funding: If awarded, \$15,000 Grant)

RECOMMENDED ACTION: Approve.

10. Treasurer-Tax Collector recommending the Board find that it is more economical and feasible to obtain an outside contractor for analysis of all issues affecting the County's 457 Plan and a comprehensive search for Plan Administrator Services for the Treasurer-Tax Collector's Office in accordance with County Ordinance 3.13, Section 3.13.03; and authorize the Chairman to sign Agreement 433-S0511 with Arnerich Massena & Associates, Inc. in an amount not to exceed \$20,000 for same. (Funding: General Fund, 2004/2005 Fiscal Year Budget)
RECOMMENDED ACTION: Approve.
11. Chief Administrative Office, Procurement and Contracts Division, recommending the Board dispense with competitive bidding procedures in accordance with County Ordinance Code Section 3.12.130E and authorize the sole source purchase of two Hibon HH4283 blowers from California Tank & Pneumatics, Inc. of Lodi, California in the amount of \$26,154.82 for installation at the Environmental Management Treatment Plant. (Funding: Non-General Fund/CSA 10)
RECOMMENDED ACTION: Approve.
12. Chief Administrative Office, Procurement and Contracts Division, recommending Chairman be authorized to sign Amendment 01 to Agreement 591-S0411 with Stericycle, Inc. amending the compensation language pertaining to pricing for each location in which services are being requested for the collection and disposal of biohazardous medical and pharmaceutical waste for departments County-wide, noting no change to compensation or term.
RECOMMENDED ACTION: Approve.
13. Chief Administrative Office, Procurement and Contracts Division, recommending the following:
 - (1) Increase Blanket Purchase Order 250003 with the Department of Justice in the amount of \$10,000 for a total amount not to exceed \$19,000 for criminal offender record information;

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(2) Extend Blanket Purchase Order for a term to expire June 30, 2006; and

(3) Increase the Blanket Purchase Order on an "as-requested" basis if funding is available within each requesting department's budget. (Funding: General Fund and Non-General Fund)

RECOMMENDED ACTION: Approve.

14. Chief Administrative Office and Child Support Services recommending Chairman be authorized to sign Budget Transfer 25100 reallocating Federal A87 Child Support revenues in the amount of \$363,504 from Department 15 to the Child Support Services special revenue index 7779410 and back out to Department 15 as interfund revenue to provide consistency with other special revenue fund charges for A87 costs. (4/5 vote required) (Funding: State and Federal Child Support Revenue)

RECOMMENDED ACTION: Approve.

Continued to March 29, 2005 upon adoption of the Agenda. 15234

15. Chief Administrative Office recommending Chairman be authorized to sign Funding Agreement for Title III Community Projects with Tahoe Basin Fire Safe Council and Nevada Fire Safe Council in the amount of \$63,000 for the term March 15, 2005 through June 30, 2006 for education, planning and mitigation activities designed to increase the protection of people and property from wildfires. (Funding: Non-General Fund, Department 13)

RECOMMENDED ACTION: Approve.

16. Chief Administrative Office recommending Board approve Community Wildfire Protection Plans for the unincorporated areas of the California portion of the Tahoe Basin.

RECOMMENDED ACTION: Approve, and authorize Supervisor Solaro to sign each fire district plan.

17. Transportation Department recommending Resolution amending Resolution 247-81 sanctioning speed restrictions, pursuant to County Ordinance Code Section 10.08.020, along White Rock Road, Country Club Drive, Marshall Road, Mother Lode Drive and Ponderosa Road. (Funding: Road Fund Discretionary)
RECOMMENDED ACTION: Adopt Resolution 055-2005.

18. Transportation Department recommending Resolution summarily vacating (AOE 2005-0004) one five-foot wide public utility easement located along the northerly boundary line, one ten-foot wide public utility easement, and one fifteen-foot wide sewer easement located along the westerly boundary line of APN 107-281-09-100 in Ridgeview Village Unit No. 5, Lot 259, requested by Jeffrey Todd Baggaley and Shannon Lee Baggaley, Trustees of the Baggaley Family Revocable Trust initially established September 15, 2004, to accommodate planned construction of improvements on subject lot.
RECOMMENDED ACTION: Adopt Resolution 060-2005.

19. Transportation Department recommending Chairman be authorized to sign Notice of Completion accepting the El Dorado Hills - U.S. Highway 50 Interchange Phase 1.1 - Soundwalls Contract 71318-1 as substantially complete. (Funding: El Dorado Hills - Salmon Falls Road Impact Fee)
RECOMMENDED ACTION: Approve.

20. Transportation Department recommending Chairman be authorized to sign Notice of Completion accepting the Green Valley Road Widening Commercial Area - Element B Contract 72354 as substantially complete. (Funding: El Dorado Hills - Salmon Falls Road Impact Fee, and West Slope Traffic Impact Mitigation Fee)
RECOMMENDED ACTION: Approve.

21. Transportation Department recommending Chairman be authorized to sign Assignment and Assumption Agreement 04-735 from Hollow Oak LLC to Pulte Home Corporation for Hollow Oak Subdivision, Unit 1, (TM-94-1290), assuming the rights and obligations of the Subdivision Improvement Agreement for said subdivision.

RECOMMENDED ACTION: Approve, noting this action recognizes the purchase of the Project by Pulte Home Corporation.

22. Transportation Department recommending Chairman be authorized to sign Road Improvement Agreement 04-589 with Pulte Home Corporation for the construction of road improvements on Bass Lake Road between Serrano Parkway and U.S. Highway 50 for the Hollow Oak Subdivision.

RECOMMENDED ACTION: Approve.

23. Supervisor Dupray recommending Certificates of Recognition and Appreciation for Virginia Chang and Rita Finger upon their retirement from the Treasurer-Tax Collector's office.

RECOMMENDED ACTION: Approve.

24. Supervisor Dupray recommending draft Resolution supporting the retention of Beale Air Force Base.

RECOMMENDED ACTION: Adopt Resolution 061-2005.

END CONSENT CALENDAR

DEPARTMENT MATTERS: At the time the Board acts upon the Consent Calendar, it may select individual Department Matters to be moved to the Consent Calendar for approval, absent objections and/or requests of staff or the public to speak to those matters.

50. Hearing to consider adoption of Resolution 062-2005 increasing collection rates for South Tahoe Refuse (STR) by 9 percent for each of the next three years subject to conditions as outlined in said Resolution; and Environmental Management Department recommending, in coordination with El Dorado County, the City of South Lake Tahoe, Douglas County, Nevada and the South Lake Tahoe Basin Waste Management Authority, coordinate an updated independent audit of STR to be completed prior to the January 1, 2006 rate increase.

BOARD ACTION - Hearing no protests, Resolution **062-2005** adopted. 53124

51. Public Health Department recommending discussion of the County correctional medical program's history, including past and predicted cost of service and the availability of other experienced vendors; and requesting direction with regard to issuing a request for proposal, developing a new contract with the current vendor, California Forensic Medical Group (CFMG), or providing the service in-house, noting the recommended pursuit would be a multi-year contract with CFMG due to the few vendors available to provide medical services at county detention facilities.

BOARD ACTION - Board authorized the development of a multi-year contract with California Forensic Medical Group. 31245

52. Chief Administrative Office recommending Chairman be authorized to sign Amendment 001 to Agreement 569-S0411 with Fox Lawson & Associates with no increase in compensation and extending the term from May 24, 2004 through March 31, 2005 for the compensation study; and Auditor/Controller be directed to process the claim in the amount of \$39,000 for services rendered. (Funding: General Fund)(Continued 3/8/2005, Item 50)

BOARD ACTION - Approved. 35124

53. Supervisor Paine recommending review of the Board of Supervisors Goals for 2004 with recommendations for revision or modification to be provided to the Chief Administrative Officer, and the review and adoption of the Goals for 2005 be set for **March 29, 2005**.
No formal action taken; however, by consensus, Chief Administrative Officer was asked to bring back the 2005 Goals for adoption on March 29, 2005.
54. El Dorado County Regional Prehospital Emergency Services Operation Authority Board (Ambulance Joint Powers Authority) reporting on the policy relating to the disposal of used ambulances. (Referred 2/15/2005, Item 55)
BOARD ACTION - Board approved the criteria submitted by the Ambulance Joint Powers Authority (JPA) for disposal of used ambulances; and authorized the Public Health Director to work in conjunction with the JPA as the County's agent and return to the Board on **March 29, 2005** with final recommendations pertaining to same. 13245
55. Adoption of Ordinance 4664 Levying a Special Tax for Fiscal Year 2005/2006 and Following Years to Community Facilities District 2005-01 - Blackstone (Valley View Specific Plan). (Introduced 3/8/2005, Item 70)
ADDED TO CONSENT CALENDAR: Ordinance **4664** adopted. 15234
56. Chief Administrative Officer and Auditor/Controller submitting recommendation pertaining to retiree health program charges for fiscal year 2005/2006 and a schedule of events for the establishment of a tax qualified trust fund and restructuring of the retiree health program; and Chief Administrative Officer recommending Chairman be authorized to sign Amendment 01 to Agreement 303-S0411 with Aon Consulting, Inc. removing the annual \$150,000 expenditure cap so that the flexibility necessary to the timing of special project needs can be introduced, said Amendment does not remove the total contract expenditure cap. (Referred 03/01/2005, Item 81)
BOARD ACTION - Approved. 32145

57. Supervisors Sweeney and Baumann recommending discussion of the following pertaining to land use planning processes to be put in place over the next several weeks in light of the support for Measure B:

(1) Use of the Writ versus the 2004 Plan for processing applications in hand and those received between now and when the Writ is lifted;

(2) Separation of land use requests between commercial/industrial and residential; and

(3) Separation of land use requests as related to land use versus building permits.

BOARD ACTION - Board directed staff to return on **March 29, 2005** with an interim ordinance that would apply policies to ministerial permits for any applications received after March 15, 2005. 32145

TIME ALLOCATIONS - 10:00 A.M.

80. Public Health and General Services Departments reporting progress made on possible sites for the new Western Slope Animal Control Site; and Chief Administrative Officer recommending staff be provided direction pertaining to same.

Continued to March 29, 2005 upon adoption of the Agenda. 15234

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATION - 2:00 P.M.

81. Hearing to consider Certificate of Correction to the final map for Tahoe Paradise, Unit 9, Parcel 328 (TM58-0009C) abandoning the 20-foot setback line and establishing a 10-foot minimum setback line for APN 034-161-15, consisting of 15,833 square feet, located on the south side of Chippewa Street, in the Meyers area; requested by James C. McCray. (District V)

BOARD ACTION - Hearing no protests, the Board found the project is exempt from Section 15301(c) of the California Environmental Quality Act (CEQA) Guidelines, and approved TM58-0009C based on findings and subject to conditions presented by Planning staff. 53124

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

March 15, 2005 - 8:00 A.M.

Board to meet in Closed Session to confer with or receive advice from Counsel on the following pursuant to Government Code Section cited:

Section 54957, Public Employee Performance Evaluation:

- Title: Transportation Director
No action reported.

Section 54957.6, Conference with Labor negotiator:

- County Negotiator: Human Resources Director
Employee Organization: Operating Engineers, Local 3: Correction, Probation, Trades & Crafts; Deputy Sheriff's Association; Local 1: General Supervisory, Professional; Criminal Attorney's Association.
Unrepresented Employee: Unrepresented Management; Confidential; Elected; Unrepresented Department Heads.
No action reported.

Section 54956.9(a), **Existing Litigation:**

- County of El Dorado v. First Federal Properties, et al., El Dorado County Superior Court Case PC20000299.

No action reported.

- El Dorado County Taxpayers for Quality Growth, et al. v. El Dorado County, Sacramento County Superior Court Case # 96-CS-01290.

No action reported.

- Catherine Reeb v. County of El Dorado, et al., El Dorado County Case #PC20050128.

BOARD ACTION - On a unanimous vote, the Board authorized defense of this matter and the retention of Frank Gumpert as outside counsel.

Section 54957, **Public Employee Appointment:**

- Title: General Services Director

No action reported.