

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, May 24, 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 item 36 **continued to June 7, 2005**; items 37, 38, 39, and 40 were pulled off of the Consent Calendar for separate action; and the Consent Calendar was approved as modified. 12345

PRESENTATION and introduction of Susan Altmeyer, Sheriff's Office Piper.

PRESENTATION to Elaine Christian, Board of Supervisor's Assistant, District I, on the occasion of her retirement from El Dorado County.

PRESENTATION by Shanda Hahn, Superintendent of Mother Lode Union School District, updating the Board and the public on the recent activities and plans of said District.

OPEN FORUM**CONSENT CALENDAR**

1. Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, May 17, 2005.

RECOMMENDED ACTION: Approve.

2. Public Health Department recommending Chairman be authorized to sign retroactive Agreement 426-PHD0305 with First 5 El Dorado Children and Families Commission in an amount not to exceed \$150,000 for the term March 1, 2005 through December 31, 2005 to provide project management services in support of the El Dorado County Safety Net Provider Network ACCEL Initiative. (Funding: Federal HRSA Healthy Communities Access Grant)

RECOMMENDED ACTION: Approve, noting retroactive as to term due to delays in processing by said Commission.

3. Public Health Department recommending Chairman be authorized to sign Pediatric Immunization Action Plan (IAP) Agreement 05-45401 with the State Department of Health Services in the amount of \$75,187, of which up to \$36,000 will be subcontracted to El Dorado County Community Health Center, for the term July 1, 2005 through June 30, 2006 for continued public awareness, prevention, surveillance and outbreak control of pediatric diseases in El Dorado County. (Funding: State Department of Health Services Grant)

RECOMMENDED ACTION: Approve.

4. Public Health Department recommending Chairman be authorized to sign Childhood Lead Poisoning Prevention Program Agreement 05-45133 with the State Department of Health Services (DHS) in the amount of \$37,176 for the term July 1, 2005 through June 30, 2008 for continued childhood poisoning prevention related activities. (Funding: State Department of Health Services Grant)

RECOMMENDED ACTION: Approve.

5. Public Health Department recommending Chairman be authorized to sign the following Proposition 36 Alcohol/Drug Treatment Service Provider Agreements:

- (1) Amendment 03 to Agreement 372-PHD0504 with EDCA Lifeskills in an amount not to exceed \$99,500;
- (2) Amendment 03 to Agreement 373-PHD0504 with Progress House, Inc. in an amount not to exceed \$123,500; and
- (3) Amendment 03 to Agreement 374-PHD0504 with Sierra Recovery Center in an amount not to exceed \$79,769. (Funding: Department of Alcohol and Drug Programs/Reallocation of Fiscal Year 2004/2005 funding)

RECOMMENDED ACTION: Approve.

6. Public Health Department recommending Chairman be authorized to sign the following CalWORKs Substance Abuse Services Program Treatment Provider Agreements reallocating funding for the remainder of fiscal year 2004/2005:

- (1) Amendment 02 to Agreement 375-PHD0504 with Family Connections El Dorado, Inc. in an amount not to exceed \$16,500;
- (2) Amendment 02 to Agreement 378-PHD0504 with Sierra Recovery Center in an amount not to exceed \$57,000;
- (3) Amendment 02 to Agreement 377-PHD0504 with Progress House, Inc. in an amount not to exceed \$73,500; and
- (4) Amendment 02 to Agreement 379-PHD0504 with Tahoe Youth and Family Services in an amount not to exceed \$3,000. (Funding: County DHS CalWORKs MOU/funds included in fiscal year 2004/2005 budget)

RECOMMENDED ACTION: Approve.

7. Public Health Department recommending Chairman be authorized to sign the following Amendments to the Alcohol/Drug Treatment and Prevention Service Agreements reallocating funding for the remainder of fiscal year 2004/2005:

- (1) Amendment 02 to Agreement 366-PHD0504 with EDCA Lifeskills in an amount not to exceed \$161,763;
- (2) Amendment 02 to Agreement 369-PHD0504 with Progress House, Inc. in an amount not to exceed \$554,719;
- (3) Amendment 02 to Agreement 370-PHD0504 with Sierra Recovery Center in an amount not to exceed \$167,659; and
- (4) Amendment 02 to Agreement 371-PHD0504 with Tahoe Youth and Family Services in an amount not to exceed \$77,448. (Funding: Alcohol and Drug Programs/ funds included in fiscal year 2004/2005 budget)

RECOMMENDED ACTION: Approve.

8. Mental Health Department recommending Chairman be authorized to sign retroactive Amendment 01 to Agreement 433-S0410 with Laboratory Corporation of America in an amount not to exceed \$18,000 for the term April 13, 2004 through April 12, 2006 to provide a medical laboratory for selected medical tests on an "as-requested" basis for the Mental Health Department. (Funding: Medi-Cal and Realignment Sales Tax/\$9,000 per year)
RECOMMENDED ACTION: Approve.

9. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 409-S0511 with Merri B. Francis, L.C.S.W. in an amount not to exceed \$20,000 for a two year period; and Agreement 344-S0511 with Ady B. Langer, L.C.S.W. in an amount not to exceed \$20,000 for a two year period to provide therapeutic counseling services on an "as requested" basis to assist with social, psychological, chemical addiction and/or medical problems for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment/Federal/State, \$20,000 budgeted for each fiscal year)
RECOMMENDED ACTION: Approve.

10. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 549-S0511 with Charles Eubanks, M.D. in an amount not to exceed \$20,000 for a two year period to provide psychiatric evaluations, on an "as requested" basis, and attend court sessions when subpoenaed for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment/State/Federal \$10,000 budgeted for each fiscal year)
RECOMMENDED ACTION: Approve.

11. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 345-S0511 with Linn Williamson, LMFT dba Williamson Counseling Services in an amount not to exceed \$20,000 for a two year period to provide therapeutic counseling services on an "as requested" basis for participants of CalWORKs and Child Protective Services. (Funding: General Fund/Realignment, \$10,000 budgeted for each fiscal year)
RECOMMENDED ACTION: Approve, noting this item was originally submitted as Item 14 on the Board's agenda, where two contracts were included for approval. One contract will not be processed.
12. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 541-S0511 with James and Mildred Russ, dba, Sun West Building Services of California in an amount not to exceed \$16,440 for a one year term to provide selected janitorial services for said Division's South Lake Tahoe facilities located at 971 and 981 Silver Dollar Avenue and 1029 Takela Drive, Suites 3 and 6. (Funding: General Fund, Realignment/\$16,440 budgeted for each fiscal year)
RECOMMENDED ACTION: Approve.
13. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 384-S0511 with Sierra Recovery Center in an amount not to exceed \$60,000 for a two year period to provide substance abuse treatment, detoxification, residential treatment, counseling, drug testing and transitional housing for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment/\$30,000 budgeted for each fiscal year)
RECOMMENDED ACTION: Approve.
14. Fair Manager recommending **June 16 - 19, 2005** be proclaimed as El Dorado County Fair Week and extending an invitation to the Board to attend the ribbon cutting ceremony at **11:50 a.m. on Friday, June 16, 2005** for "The Best Kept Secret".
RECOMMENDED ACTION: Adopt Proclamation.

15. General Services Department requesting authorization to exercise the option to extend Facility Use Lease Agreement 722-00311 with Shingle Springs Community Center in the amount of \$1,040.40 per month commencing July 1, 2005 through June 30, 2006 for the Human Services Department Senior Nutrition Program. (Funding: Non-General Fund)
RECOMMENDED ACTION: Approve.
16. General Services Department requesting authorization to exercise the second option to extend Lease Agreement 437-L0111 with Wesley and Gertrude Wilkinson, Trustees of the Wilkinson Revocable Trust in the amount \$485 per month commencing June 1, 2005 through May 31, 2006 for twenty-four parking spaces located at 3047 Briw Road in Placerville for the Human Services Department. (Funding: Non-General Fund/\$485 budgeted in fiscal year 2004/2005 and \$5,335 budgeted in 2005/2006.)
RECOMMENDED ACTION: Approve.
17. General Services Department requesting authorization to exercise option to extend Facility Use Agreement 016-L0011 with Pollock Pines Recreation Unlimited, Inc. in the amount of \$441.63 per month commencing July 1, 2005 through June 30, 2006 for the facility located at 5581 Gail Street, Pollock Pines for the Human Services Department, Senior Nutrition Program. (Funding: Non-General Fund)
RECOMMENDED ACTION: Approve.
18. Probation Department recommending Chairman be authorized to sign Amendment 01 to Agreement 069-S0510 with Millie Russ dba Sun West Building Services in an amount not to exceed \$17,118 for the period July 27, 2004 through July 26, 2006 to provide janitorial services at 471 Pierroz Road, Placerville. (Funding: General Fund)
RECOMMENDED ACTION: Approve.

19. Sheriff's Department recommending Chairman be authorized to sign Budget Transfer 25153 establishing Special Revenue Funds for Fiscal Year 2004/2005 that were not established as part of the adoption of the Fiscal Year 2004/2005 Budget, noting affected accounts are Asset Seizure, Narcotics, Civil, DES, COPS MORE 2002.

RECOMMENDED ACTION: Approve.

20. Sheriff's Department recommending the Board accept with thanks, donations of \$1000 from the Sheriff's Posse of El Dorado County and \$100 from the El Dorado County New Car Dealer Association to purchase equipment for said Department's exercise room; and Chairman be authorized to sign Budget Transfer 25154 increasing Sheriff's operating budget for same and Auditor/Controller to pay an invoice in the amount of \$4,099.99 from the Fitness Outlet, Inc. in Rancho Cordova, California for said equipment. (Funding: Donations)

RECOMMENDED ACTION: Approve.

21. Sheriff's Department recommending the Board find that an independent contractor can more economically and feasibly perform work in accordance with Section 3.13.030 of the El Dorado County Purchasing Ordinance; and authorize Chairman to sign Agreement 488-S0511 with Washoe County in an amount not to exceed \$35,000 for the term July 1, 2005 through June 30, 2006 for the use of a morphology laboratory, morgue and toxicology services, autopsy services, and post-mortem examinations on an "as requested" basis for said Department. (Funding: General Fund)

RECOMMENDED ACTION: Approve.

22. Sheriff's Department recommending the Board find that an independent contractor can more economically and feasibly perform work in accordance with Section 3.13.030 of the El Dorado County Purchasing Ordinance; and authorize Chairman to sign Agreement 019-S0611 with TransCor America, LLC in an amount not to exceed \$40,000 for the period July 22, 2005 through July 21, 2006 to provide transportation of prisoners for said Department. (Funding: General Fund)
RECOMMENDED ACTION: Approve, noting the indemnification provision of said Agreement does not contain the standard language preferred by the County.
23. Sheriff's Department recommending Chairman be authorized to sign Amendment 01 to Agreement 526-S0410 with COMAPCO, Inc. dba Commercial Appliance Repair increasing the not to exceed amount from \$9,500 to \$20,000 for the term May 27, 2004 through May 26, 2006 to provide maintenance and repair work on commercial appliances in both the Placerville and South Lake Tahoe jails. (Funding: General Fund)
RECOMMENDED ACTION: Approve.
24. Sheriff's Department recommending Chairman be authorized to sign Amendment 01 to Agreement 379-S0411 with Karen Padilla dba KP Research Services increasing the not to exceed amount to \$79,800 for the period April 30, 2004 through April 29, 2006 to provide background investigations for said Department. (Funding: General Fund)
RECOMMENDED ACTION: Approve, and authorize the Auditor-Controller to pay for any services rendered between April 30, 2005 and May 24, 2005.
25. Sheriff's Department recommending Chairman be authorized to sign Amendment 01 to Agreement 004-S0511 with William J. Gilles, M.D. in an amount not to exceed \$282,000 for a term to expire July 31, 2006 to provide selected pathology services for the Sheriff's Coroner's Section. (Funding: General Fund)
RECOMMENDED ACTION: Approve.

26. Sheriff's Department requesting relief from liability for a cash shortage in the amount of \$40 in the Placerville Jail Commissary Fund; and authorize said Department to submit a claim for a warrant to the Auditor-Controller to replenish said account. (Funding: General Fund)

RECOMMENDED ACTION: Approve.

27. Transportation Department recommending that the Board make the finding that pursuant to Article II, Section 210 b (6) of the El Dorado County Charter that the ongoing aggregate of work performed under the Amendment is not sufficient to warrant the addition of permanent staff; and authorize Chairman to sign Amendment 02 to Agreement AGMT 03-491 with Sunrise Support Services, Inc. with no increase in the original amount of \$50,000 and extending the term to January 5, 2007 for digital imaging of archived documents for said Department.

RECOMMENDED ACTION: Approve.

28. Transportation Department recommending Chairman be authorized to sign Amendment 02 to Agreement AGMT 03-495 with The California State University, Sacramento Foundation extending the term from February 9, 2006 through June 30, 2007 with no increase in the original compensation amount of \$475,000 for the monitoring of projects in support of the County's Environmental Improvement Project and evaluation of the process for the implementation of the County's Storm Water Mitigation Plan for the West Slope and the Tahoe Basin.

RECOMMENDED ACTION: Approve.

29. Transportation Department recommending the Board find that pursuant to Article II, Section 210 b (6) of the El Dorado County Charter that specialty skills required for the work performed under this Agreement that are not expressly identified in County classifications, and that the ongoing aggregate of the work performed under this Agreement is not sufficient to warrant the addition of permanent staff; and authorize Chairman to sign Agreement AGMT 05-784 with MACTEC Engineering and Consulting, Inc. in an amount not to exceed \$500,000 for a term to expire December 31, 2006 to provide services necessary for construction inspection and materials testing services for said Department. (Funding: CTC, TRPA, USFS/\$230,000 will be budgeted in fiscal year 2005/2006 and \$250,000 will be budgeted in fiscal year 2006/2007 from future grants)

RECOMMENDED ACTION: Approve.

30. Transportation Department recommending the following pertaining to Apalachee Phase 2 Erosion Control Project 95185:

- (1) Find that the construction must be performed by an independent contractor;
- (2) Approve Plans and Contract Documents and authorize Chairman to sign Plans, subject to minor modifications and contingent upon County Counsel and Risk Management review and approval; and
- (3) Authorize advertisement for construction bids. (Funding: California Tahoe Conservancy/budgeted for fiscal year 2004/2005 and fiscal year 2005/2006)

RECOMMENDED ACTION: Approve.

31. Transportation Department requesting authorization to submit an application for Assembly Bill 2766 (AB2766) for Department of Motor Vehicle (DMV) Surcharge Funding to be used for re-powering on-road diesel fueled vehicles used for road maintenance functions in order to reduce air pollution emissions produced by such vehicles; and recommending Resolution authorizing the Interim Director of said Department to execute all grant application documents and act as the County's agent for application to the El Dorado County Air Pollution Control District for said funding.
RECOMMENDED ACTION: Adopt Resolution **131-2005**.
32. Transportation Department recommending Resolution summarily vacating (AOE 2005-0019) two five-foot wide public utilities easements located along the side boundary lines of APN 113-500-30-100, Lot 30 of Village I, Lots F, G and H, Serrano, as requested by Peter Shevchenko, Irene Shevchenko, and Efrem Shevchenko to accommodate planned construction of improvements on subject lot.
RECOMMENDED ACTION: Adopt Resolution **132-2005**.
33. Transportation Department recommending Resolution summarily vacating (AOE 2005-0017) the ten-foot wide public utilities easements located along the rear and side boundary lines of APN 110-380-01-100 on the Amended Final Map for a portion of The Summit, Unit No. 2, Lot 194, as requested by Tim Shanahan and Megan Shanahan to accommodate planned construction of retaining walls on subject lot.
RECOMMENDED ACTION: Adopt Resolution **133-2005**.
34. Transportation Department recommending Resolution summarily vacating (AOE 2005-0016) two five-foot wide public utilities easements and terminating and abandoning a rejected offer for two five-foot wide drainage easements, located along the side boundary lines of APN 107-750-08-100 of Ridgeview West Unit 1, Lot 8, as requested by Janel Smith and Jason LaRock to accommodate planned construction of improvements on subject lot.
RECOMMENDED ACTION: Adopt Resolution **134-2005**.

35. Transportation Department recommending Resolution summarily vacating (AOE 2005-0018) the ten-foot wide public utilities easements located along the rear and side boundary lines of APN 110-380-14-100, Amended Final Map for a portion of The Summit, Unit No. 2, Lot 115, as requested by Kevyn M. Renner and Deborah L. Renner to accommodate planned construction of retaining walls on subject lot.

RECOMMENDED ACTION: Adopt Resolution 135-2005.

36. Human Resources recommending the Board find that it is more economical and feasible to obtain an independent contractor to provide reclassification study analysis for selected positions as identified by said Department in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and authorize Chairman to sign Amendment 02 to Agreement 029-S0410 with Becker and Bell, Inc. increasing compensation by \$10,000 to the total amount of \$20,000 for a term to expire July 31, 2005 to provide reclassification study analysis on an "as-requested" basis. (Funding: General Fund/an additional \$10,000 will be reimbursed by affected departments) (Cont'd 5-17-2005, Item 24)

RECOMMENDED ACTION: Approve, noting said Department needs additional authority to charge the requesting departments for this service. **Continued to June 7, 2005 upon the adoption of the agenda.** 15234

37. Chief Administrative Office, Risk Management Division, recommending Chairman be authorized to sign the El Dorado Employer Health Care Plan Amended and Restated effective July 1, 2005.

RECOMMENDED ACTION: Approve. 1345 2(n)

38. Chief Administrative Office, Risk Management Division, recommending a 9.3 percent overall increase to rates for the County's Health Benefit Program. (Funding: Revenue to Health Fund)

RECOMMENDED ACTION: Approve. 1345 2(n)

39. Chief Administrative Office, Risk Management Division, recommending Chairman be authorized to sign a renewal of the Group Agreement with Kaiser Permanente HMO in the amount of \$2,165,864 for the term July 1, 2005 through June 30, 2006 for group health benefits for County employees and retirees.
RECOMMENDED ACTION: Approve. 1345 2(n)
40. Chief Administrative Office, Risk Management Division, recommending Chairman be authorized to sign a renewal of the Group Agreement with PacificCare HMO in the amount of \$1,217,637 for the term July 1, 2005 through June 30, 2006 for group health benefits for County employees and retirees.
RECOMMENDED ACTION: Approve. 1345 2(n)
41. Chief Administrative Office, Risk Management Division, recommending Chairman be authorized to sign Amendment 08 to Agreement - Group 353 with Delta Dental Plan of California implementing a 5 percent increase to the fee for administration of the dental program for fiscal year 2005/2006.
RECOMMENDED ACTION: Approve.
42. Chief Administrative Office recommending Chairman be authorized to sign Budget Transfer 25150 reducing contingency by \$261,470.63 and appropriate said funds to the Department of Social Services. (Funding: Vehicle License Fees)
RECOMMENDED ACTION: Approve, noting Vehicle License Fee (VLF) revenues are restricted to Social Services activities, fiscal year 2004/2005 budget recognized these revenues and erroneously appropriated the revenues in the contingency account.

43. Chief Administrative Office, Procurements and Contracts Division, recommending award of Request for Proposal (RFP) 05-961-129 for Hazardous Materials Emergency Response Area Plan development services; find that it is more economical and feasible to "contract out" the services in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and authorize Chairman to sign Agreement with Christine M. Boykin dba Boykin Consulting Services in an amount not to exceed \$18,838 for a term to expire September 30, 2005. (Funding: Non-General State OES Grant/amount to be reimbursed by fiscal year 2004/2005/Hazardous Materials Emergency Preparedness Planning Grant)
RECOMMENDED ACTION: Approve, and Chairman be authorized to sign upon final approval by County Counsel and Risk Management.
44. Chief Administrative Office, Procurements and Contracts Division, recommending award of Request for Proposal 05-208-122 for the purchase of IBM Software License and Maintenance. (Funding: General Fund, Information Technologies, Risk Management)
RECOMMENDED ACTION: Authorize blanket purchase order to Computer Intelligence Association of Potomac, Maryland in the amount of \$15,281 for Risk Management, noting said purchase will allow for automated employee benefits enrollment and streamlined processing.
45. Chief Administrative Office, Procurements and Contracts Division, recommending award of Bid 05-070-130 for the purchase of three new 2005 pick-up trucks for Fleet Management. (Funding: General Fund, General Services Fleet Operating Budget)
RECOMMENDED ACTION: Authorize blanket purchase order to Placerville Ford of Placerville, California in the amount of \$58,534, including sales tax.

46. Chief Administrative Office, Procurements and Contracts Division, recommending award of Bid 05-045-115 for the purchase of various appliances for the Probation Department. (Funding: General Fund, Probation Department's Fixed Asset Budget)
RECOMMENDED ACTION: Authorize blanket purchase orders to Omni-Systems of Carson City, Nevada for one (1) washer and one (1) dryer in the amount of \$12,309 including sales tax; and to East Bay Restaurant Supply of Oakland, California for one (1) refrigerator and one (1) freezer in the amount of \$6,528, including sales tax, and optional extended warranty.
47. Chief Administrative Office, Procurements and Contracts Division, recommending a one (1) year extension of Bid 04-288-116 for the purchase of SS-1H Emulsion for the Department of Transportation. (Funding: Non-General Fund, Department of Transportation's Road Fund)
RECOMMENDED ACTION: Authorize blanket purchase order to VSS Emultech of West Sacramento, California in the amount of \$6,757 and an increase to same on an "as requested" basis during the awarded period if funding is available within the requesting department's budget.
48. Supervisor Baumann recommending the appointment of Barry Wasserman, Interim Mental Health Director, to serve as a County Health Representative on the First 5 El Dorado Children and Families Commission.
RECOMMENDED ACTION: Approve.
49. Human Resources Department recommending adoption of Memorandum of Understanding (MOU) between the County of El Dorado and Operating Engineers Local Union No. 3, representing employees in the Probation Bargaining Unit, for the term January 1, 2005 through December 31, 2007. (Funding: Fiscal impact is approximately \$615,230 in fiscal year 2005-2006 and \$67,123 in fiscal year 2006-2007)
RECOMMENDED ACTION: Approve and authorize Chairman to sign.

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.

60. Human Services Department recommending approval of the 2005-2009 El Dorado County Planning Service Area Plan (PSA 29) for senior services; and Chairman be authorized to sign the Transmittal Letter for submission to the California Department of Aging.

BOARD ACTION: Approved. 32145

61. (Refer Agenda Addendum attached).

BOARD OF SUPERVISORS CONVENEED AS THE AIR QUALITY MANAGEMENT DISTRICT BOARD TO CONSIDER THE FOLLOWING:

70. Air Quality Management District recommending Resolution **130-2005** authorizing the Chief Administrative Officer to execute all agreements, amendments, purchases and payment requests for the purposes of securing program funds to implement a Naturally Occurring Asbestos Project in cooperation with the State of California Department of Toxic Substances Control for Fiscal Year 2004/2005 and 2005/2006 subject to review and approval by County Counsel; and Chairman be authorized to sign Budget Transfer 25161 appropriating fiscal year 2004/2005 grant funds in the amount of \$7,200 for program related expenses. (Funding: State Grants)

BOARD ACTION: Recommendations approved and Resolution **130-2005** adopted. 12345

AIR QUALITY MANAGEMENT DISTRICT BOARD ADJOURNED

TIME ALLOCATION - 10:00 A.M.

71. Assessment and Community Facilities District Bond Screening Committee recommending adoption of the following Resolutions pertaining to the formation of the El Dorado County Community Facilities District No. 2005-2 (Laurel Oaks):

- (1) Resolution Approving Boundary Map;
- (2) Resolution of Intention, which are attached in the three exhibits as follows; and setting hearing for **Tuesday, June 21, 2005 at 10:00 a.m.** on the establishment of said District:
 - (a) Exhibit A - Description of Authorized Facilities;
 - (b) Exhibit B - List of Incidental Expenses;
 - (c) Exhibit C - Rate and Method of Apportionment; and
- (3) Resolution Declaring Intention to Incur Bonded Indebtedness.

BOARD ACTION: Approved, and Resolution Nos. **136-2005, 137-2005** and **138-2005** adopted accordingly. 12345

72. Chief Administrative Office, Procurement and Contracts Division, recommending award of Request for Proposal (RFP) 05-936-071 for an Electronic Voting System to Diebold Election Systems, Inc. of Granite Bay, California; find that it is more economical and feasible to obtain an outside contractor to provide said System and related consultant services in accordance with County Ordinance 3.13, Section 3.13.030; and authorize the Recorder-Clerk/Registrar

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of Voters to negotiate a contract for same. (Funding: Non-General Fund/State and Federal Funding, Proposition 41, HAVA the amount of \$1,759,656.84 is subject to change based on negotiations and outside funding source/2005/2006 budget)

BOARD ACTION: Approved, with the caveat that the expenditure shall be limited to \$2.9 million and not to exceed full funds available through Federal and State Grants; and, in addition, the Board thanked the Committee for volunteering and working so diligently with the Recorder-Clerk. 35124

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATION - 2:00 P.M.

80. Hearing to consider request of Jeff Simms for a Certificate of Correction amending recorded Subdivision Map B-101 to reduce the twenty (20) foot, non-building setback line on Lot 171 to a width of ten feet in the South Lake Tahoe area. (District V)

BOARD ACTION: Hearing no protests, the Board found the project is exempt pursuant to Section 15301(c) of the California Environmental Quality Act (CEQA) Guidelines; and approved TM58-0008C based on the findings and subject to the conditions presented by Planning staff. 5324 1(np)

81. Hearing to consider the following pertaining to Suncast Professional Center in the El Dorado Hills area, Applicant: Suncast Professional Center, LLC (District II):

- (1) Rezone (Z04-0021) 1.63 acres (APN 108-340-23) from Research and Development-Design Control (R&D-DC) to Research and Development-Planned Development (R&D-PD) zone and adoption of Ordinance for same; and
- (2) Development Plan (PD04-0006) and Tentative Parcel Map (P04-0009) proposing to create 11 commercial parcels.

BOARD ACTION: Hearing no protests, the Board found that the project is exempt to California Environmental Quality Act (CEQA) Guidelines, waived reading, read by title only and adopted Ordinance **4670** approving the rezone, and adopted Development Plan PD04-0006 and Tentative Parcel Map P04-0009 based on the findings and subject to conditions presented by Planning staff.

23145

82. Hearing to consider the following pertaining to Hawk View in the Bass Lake Hills Specific Plan area of El Dorado Hills, Applicant: N.C. Brown Development/Norm Brown (District I):

- (1) Rezone (Z00-0012) 40.10 acres (APN 115-040-01) from Estate Residential Ten-acre (RE-10) to One-family Residential-Planned Development (R1-PD) and adoption of Ordinance for same;
- (2) Development Plan (PD00-0007) and Tentative Subdivision Map (TM00-1371) proposing to create 123 lots with the following design waivers:
 - (a) All sidewalks on local streets reduced from 6 to 4 feet;
 - (b) Proposed centerline radii for A and B Court and F Drive are 120 feet, 185 feet, and 63 feet respectively; and
- (3) Phasing Map proposing 4 development phases.

BOARD ACTION: Hearing no protests, the Board adopted the mitigated negative declaration, including the errata as prepared; waived reading, read by title only and adopted Ordinance **4671** approving the rezone; approved Development Plan PD00-0007 and Tentative Map TM00-1371 based on findings and subject to conditions recommended by Planning staff, with the following modification to **Condition 27:** The cost of constructing these improvements, or the in-lieu fee if that option is chosen by the Department of Transportation, shall not be reimbursable by the County through its' road fee programs but is eligible for reimbursement from the Public Facilities Financing Plan (PFFP) fees; approved design waivers; and approved phasing map.

4523

Note: Supervisor Dupray recused himself from deliberation and action on this matter.

83. Hearing to consider the following pertaining to Bell Ranch Properties in the El Dorado Hills area, (District I):

- (1) Rezone (Z96-0012) 112.14 acres (APN 108-010-45) from Estate Residential Ten-acre (RE-10) to One-family Residential-Planned Development zone and adoption of Ordinance for same;
- (2) Development Plan (PD96-0006) and Tentative Subdivision Map (TM96-1321) proposing to create 124 lots consisting of 113 single-family lots;
- (3) Design waivers based on findings; and
- (4) Phasing Map consisting of five development phases.

BOARD ACTION: Board adopted the mitigated negative declaration as prepared, waived reading, read by title only and adopted Ordinance **4672** approving the rezone; adopted Development Plan PD96-0006 and Tentative Map TM96-1321 based on the findings and subject to conditions recommended by Planning staff, with the following modification to **Condition 26:** The cost of constructing these improvements, or the in-lieu fee if that option is chosen by the Department of Transportation, shall not be reimbursable by the County through its' road fee programs but is eligible for reimbursement from the Public Facilities Financing Plan (PFFP) fees; approved design waivers; and approved phasing map. 3425

Note: Supervisor Dupray recused himself from deliberation and action on this matter.

84. Hearing to consider the following pertaining to Bell Woods in the Bass Lake Hills Specific Plan area, in the El Dorado Hills Area, Applicant: N.C. Brown Development, Inc. (District I):

- (1) Rezone (Z01-0007) 34.28 acres (APN 108-010-07) from Estate Residential Ten-acre (RE-10) to One-family Residential-Planned Development **zone** (R1-PD) and adoption of Ordinance for same;
- (2) Development Plan (PD01-0008) and Residential Subdivision Map (TM01-1380) proposing 56 lots;
- (3) Design waivers based on findings; and
- (4) Phasing Map consisting of two development phases.

BOARD ACTION: Board adopted the mitigated negative declaration as prepared; waived reading, read by title only and adopted Ordinance **4673** approving the rezone; adopted Development Plan PD01-0008 and Tentative Map TM01-1380 based on the findings and subject to conditions recommended by Planning staff with the following modification to **Condition 27:** The cost of constructing these improvements, or the in-lieu fee if that option is chosen by the Department of Transportation, shall not be reimbursable by the County through its' road fee programs but is eligible for reimbursement from the Public Facilities Financing Plan (PFFP) fees; approved the design waivers based on findings; and approved the phasing map. 3524

Note: Supervisor Dupray recused himself from deliberation and action on this matter.

ADJOURNMENT

CLOSED SESSION ROSTER**Regular Meeting of the Board of Supervisors****May 24, 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 54956.9(a) - Existing Litigation:

- Northern California Carpenters Regional Council v. El Dorado County, El Dorado County Case PC20050237.
BOARD ACTION: By unanimous vote the Board authorized the matter be defended by County Counsel.
- Claim of Martincek vs. County of El Dorado, Worker's Compensation Claim Settlement, WCAB No. SAC 285609; Bragg & Associates Claim No. 9900126.
No action reported.

Section 54956.9(c) - Anticipated Litigation:

- Initiation of litigation. One (1) potential case.
No action reported.

Section 54956.8, Conference with Real Property Negotiator:

- Instructions to negotiator, Director of General Services, regarding real property described as a portion of APN 115-010-10. The person with whom the negotiator may negotiate is Rescue Unified School District. Instructions to negotiator will concern both price and terms of payment.
No action reported.