

A G E N D A A D D E N D U M N O . 1

Regular Meeting of the Board of Supervisors
County of El Dorado

February 12, 2002

8:00 A.M.

BOARD OF SUPERVISORS MEETING ROOM
330 Fair Lane, Building A
Placerville, California

CLOSED SESSION

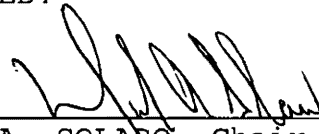
- Anticipated Litigation pursuant to Government Code Section 54956.9(b) regarding Significant Exposure to Litigation; Title: General Plan and TIM Fee Processes. (1 Case)
No action reported.

CONSENT CALENDAR

30. Supervisor Humphreys recommending Agreements with Georgetown Fire District in the amount of \$40,000, Garden Valley Fire District in the amount of \$40,000, and the F.L.A.S.H. After School Enrichment Program in the amount of \$150,000 from the Community Enhancement Funds approved by the Board of Supervisors on December 4, 2001.
RECOMMENDED ACTION: Authorize Chair to sign.

Board of Supervisors Meeting of February 12, 2002 attached hereto and approved by the Board on February 26, 2002.

APPROVED:



DAVID A. SOLARO, Chair

ATTEST:

Dixie L. Foote, Clerk of the Board

By Margaret E. Moody
Deputy Clerk

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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, February 12, 2002 - 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

DAVID A. SOLARO
Fifth District
Chair

HELEN BAUMANN
Second District
First Vice Chair

RUSTY DUPRAY
First District
Second Vice Chair

CARL BORELLI
Third District

PENNY HUMPHREYS
Fourth District

Clerk of the Board
Dixie L. Foote

Interim Chief Administrative Officer
Tom Soike

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 Thursday 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. - INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF AGENDA

BOARD ACTION - Agenda adopted with Department Matter 52 added to the Consent Calendar and items 53, 55, 58 and 61 and closed session pertaining to County Counsel position continued to dates specified. BHDBaS

CLOSED SESSION REPORTS

PRESENTATION proclaiming the week of March 11, 2002 as "Small Business Week" in El Dorado County. HBDBaS

CONSENT CALENDAR: Determination of matters to be added to or removed from the Consent Calendar and Board action on the Consent Calendar. Consent Calendar matters not approved in the omnibus Consent Calendar approval will be taken up at a time determined by the Chair.

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of February 5, 2002.
RECOMMENDED ACTION: Authorize Chair to sign.
2. Releases of Lien (on file with Clerk)
RECOMMENDED ACTION: Authorize Chair to sign.
3. Assessment Roll Changes (on file with Clerk)
RECOMMENDED ACTION: Authorize Chair to sign.
4. Public Health Department recommending Amendment 002 to Agreement with the City of South Lake Tahoe extending the term through June 30, 2002 and adding \$50,184 in funding for the additional six month period while negotiations are being completed for animal control services.
RECOMMENDED ACTION: Authorize Chair to sign and direct General Services Department to work with the Public Health Department to provide any property information requested in order to complete negotiations.

5. Public Health Department recommending Budget Transfer 22135 reflecting a decrease of \$10,787 in Comprehensive Drug Court Implementation Grant estimated revenue and expenditure appropriations due to a reduction in Drug Court funding from the State for fiscal year 2001/2002.

RECOMMENDED ACTION: Approve and authorize Director of said Department to execute subsequent documents related to this change and continued authority to execute documents related to this Program.

6. Public Health Department recommending submission of an application to the State Office of Traffic Safety for a two year, \$300,000 Federal Traffic Safety Concepts Grant commencing October 1, 2002.

RECOMMENDED ACTION: Authorize solicitation of letters of support from local and County agencies, and other documentation as required and Director of said Department to execute resulting Agreement and related documents required for the Kids in Safe Seats Program.

7. Public Health Department recommending Agreement with the Superior Court of El Dorado County in an amount not to exceed \$45,000 for the term December 1, 2001 through November 30, 2002 to enhance existing Juvenile Drug Court Programs; and Budget Transfer 22136 increasing Estimated Revenue by \$26,250 to accomplish same. (4/5 vote required)

RECOMMENDED ACTION: Authorize Chair to sign and Director of said Department to execute subsequent documents relating to same.

8. Mental Health Department recommending Agreement with Sonia N. Rupp, MD in an amount not to exceed \$111,100 for the term November 23, 2001 through November 22, 2002 for mental health psychiatric services for resident clients, primarily children, at the South Lake Tahoe Mental Health Clinic.

RECOMMENDED ACTION: Authorize Chair to sign.

9. General Services Department recommending award of Bid 02-863-049 for heavy equipment tires, truck tires and related services.
RECOMMENDED ACTION: Authorize two blanket purchase orders to Sierra Nevada Tire of Placerville, California for the West Slope and Lilly's Tire Service of South Lake Tahoe, California for the East Slope in the amount of \$80,000 and \$45,000 respectively, and authorize an increase to purchase orders on an "as needed" basis during the awarded period, if funding is made available within the requesting department's budget. **REMOVED FROM THE AGENDA** at the request of the General Services Department.
10. General Services Department requesting authorization to dispense with competitive bidding procedures and approval of Budget Transfer 22141 increasing Estimated Revenue by \$24,992.16 to purchase one midsize 4 x 4 SUV Ford Explorer from Harrell Motors of Placerville for the Probation Department.
RECOMMENDED ACTION: Approve.
11. General Services Department requesting authorization to dispense with competitive bidding procedures and award sole source purchase of Transline herbicide, surfactant and dye for the Department of Agriculture.
RECOMMENDED ACTION: Authorize blanket purchase order in an amount not to exceed \$20,000 to Placerville Fruit Growers Association for same.
12. General Services Department recommending Amendment 001 to Agreement 501-S0111 with RJM Design Group, Inc. extending the term to August 14, 2002 to provide a Bass Lake Master Plan for a County park.
RECOMMENDED ACTION: Authorize Chair to sign.
13. Assessor recommending Resolution amending Authorized Personnel Allocation Resolution 261-2001 creating a deep class classification by combining Assessment Technician I/II and Senior Assessment Technician classifications to create the classification of Assessment Technician I/II/Senior.
RECOMMENDED ACTION: Adopt Resolution 037-2002. Continued to February 26, 2002, at the request of Supervisor Baumann. BaDBHS

14. Veterans Services recommending Budget Transfer increasing Estimated Revenue by \$18,000 from the Veterans Services License Plate Trust Fund to purchase two computers and four office workstations. (4/5 vote required)
RECOMMENDED ACTION: Approve.
15. Agricultural Commissioner requesting authorization to execute a Concession Agreement with Fun and Games Rentals for the 2002 Harvest Fair.
RECOMMENDED ACTION: Approve.
16. Agriculture Department recommending Resolution authorizing the Agricultural Commissioner to execute Harvest Fair Revenue Contracts on an on-going basis.
RECOMMENDED ACTION: Adopt Resolution 038-2002. Resolution adopted as modified to indicate the authorization is for "as long as the County is sponsoring the Harvest Fair". BaHDBS
17. Transportation Department recommending Board accept improvements as complete and adopt Resolution accepting the road improvements along Silva Valley Parkway within the El Dorado Hills Specific Plan, Unit 001 into the County Maintained Mileage System.
RECOMMENDED ACTION: Adopt Resolution 039-2002.
18. Transportation Department recommending the following pertaining to Village D1, Unit 005 (TM91-1244):
- (1) Accept improvements as complete;
 - (2) Release Performance Bond 190707061 in the amount of \$1,366,743.25;
 - (3) Hold posted Laborers and Materialsmen Bond 190707061 in the amount of \$683,371.63 to guarantee payment to persons furnishing labor, materials or equipment and release in six months, if no claims are made; and
 - (4) Hold posted Maintenance Bond 190707061 in the amount of \$183,150 and release one year after acceptance, if no defects or warrantee claims.
- RECOMMENDED ACTION:** Approve.

19. Transportation Department recommending the following pertaining to Village H, Unit 6B (TM91-1239):

(1) Accept improvements as complete;

(2) Reduce Performance Bond 929150904 in the amount of \$985,468 to \$98,546 to guarantee against defective, work, labor done or defective materials furnished, and release one year after acceptance, if there are no defects or warrantee claims; and

(3) Hold posted Laborers and Materialsmen Bond 929150904 in the amount of \$492,734 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance, if no claims are made.

RECOMMENDED ACTION: Approve.

20. Transportation Department recommending the following pertaining to Highland Village, Unit 4A (TM98-1347):

(1) Accept improvements as complete;

(2) Adopt Resolution accepting streets into the County Maintained Mileage System;

(3) Release Performance Bond 103SB103320617BCM in the amount of \$594,083.65;

(4) Hold posted Laborers and Materialsmen Bond 103SB103320617BCM in the amount of \$297,041.83 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance, if no claims are made; and

(5) Hold posted Maintenance Bond 103SB103320617BCM in the amount of \$59,408.37 and release one year after acceptance, if there are no defects or warrantee claims.

RECOMMENDED ACTION: Approve and adopt Resolution 040-2002.

21. Transportation Department recommending Amendment 002 to Agreement PSS158 with Counihan Consulting Engineering extending the term to February 15, 2003 for consulting services on an as-needed basis for the formation of Mello-Roos Community Facilities Districts.
RECOMMENDED ACTION: Authorize Chair to sign.
22. Transportation Department recommending Amendment 001 to Agreement PSS200 with Connerly and Associates, Inc. increasing the amount to \$75,473 for administration and implementation of the Single Pane Window Replacement Program for the El Dorado Hills Boulevard/Latrobe Road/U.S. Highway 50 Interchange.
RECOMMENDED ACTION: Authorize Chair to sign.
23. Transportation Department recommending Agreement PSS223 with Paul Funk, dba Pro-Line Cleaning Services in an amount not to exceed \$19,248 for the term February 24, 2002 through February 24, 2004 for janitorial services for said Department's offices located at 2441 Headington Road, Placerville.
RECOMMENDED ACTION: Authorize Chair to sign.
24. Transportation Department recommending Irrevocable Offer of Dedication (IOD 02-04) for the right of way necessary for a segment of Silva Valley Parkway, with slope and drainage easements, in the El Dorado Hills Specific Plan, Unit 001 from Serrano Associates, LLC.
RECOMMENDED ACTION: Approve and authorize Chair to execute the Certificate of Acceptance for same.
25. Planning Department submitting Final Map (TM86-1053F) for LaVentana Oeste, Phase 002 in the Cameron Park area; and Agreement to Make Subdivision Improvements with Theodore S. Urban and George C. Hsieh.
RECOMMENDED ACTION: Authorize Chair to sign.
26. Planning Department recommending Agreement PLS-01-05 with Jones and Stokes Associates, Inc. in an amount not to exceed \$71,970 for a term to expire December 31, 2002 for as-needed environmental impact assessment services.
RECOMMENDED ACTION: Authorize Chair to sign.

27. Human Resources Department recommending Amendment 001 to Agreement 003-S0111 with Franklin Gumpert, dba Barkett, Gumpert and Reiner in an amount not to exceed \$125,000 for investigative services and other specialized personnel services on an "as requested" basis for said Department.

RECOMMENDED ACTION: Authorize Chair to sign.

28. Administration recommending Budget Transfer 22147 transferring \$19,745 from the General Fund Contingency to the Grand Jury budget for contracted audit services. (4/5 vote required)

RECOMMENDED ACTION: Approve. Approved with direction that if Counsel determines there would not be a conflict with the Grand Jury's obligation, said funds can be re-allocated to the Social Services Department for payment from that budget to enhance the opportunity for recovering the costs of the audit from State and/or Federal funds. BaBDHS

29. Supervisor Borelli, on behalf of the Masonic Order, recommending Proclamation recognizing and congratulating Sheriff Hal Barker for receipt of the Masonic Hiram Award on February 9, 2002.

RECOMMENDED ACTION: Adopt Proclamation.

BOARD ACTION - Consent Calendar approved with removal of item 9 from the Agenda, addition of Department Matter 52 for approval, and separate action on items 13, 16 and 28. BHDBaS

END CONSENT CALENDAR

OPEN FORUM

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. Social Services Department recommending Agreement 363-S0211 with El Dorado County JOB ONE in an amount not to exceed \$100,000 for a term to expire June 30, 2003 to provide an assessment and referral service for low-cost comprehensive Employee Assistance Program (EAP) services to private and public employers of any size on the West Slope.

BOARD ACTION - Approved.

BHDBaS

51. Community Services Department recommending Resolution authorizing Chair to execute a Federal Transit Authority (FTA) Section 5310 grant application and accompanying General Certifications and Assurances for submission to Caltrans to acquire two alternative fuel vans to meet transportation needs of seniors and disabled individuals in the Tahoe area.

BOARD ACTION - RESOLUTION NO. 041-2002 adopted. BDBaHS

52. Transportation Department recommending the following pertaining to Community Facilities District 2002-01 - Missouri Flat Area:

(1) Resolution (No. 042-2002) of Intention to establish said District and authorize the levy of a special tax;

(2) Resolution (No. 043-2002) of Intention to incur a bonded indebtedness in an amount not to exceed \$35,000,000 within the proposed Community Facilities District; and

(3) Public hearing be scheduled for 10:00 a.m., or as soon thereafter as practicable, on Tuesday, **March 19, 2002** on the establishment of the District and the proposed rate, method of apportionment, and manner of collection of the special tax and on the proposed bonded indebtedness.

BOARD ACTION - Approved and RESOLUTIONS NOS. 042-2002 and 043-2002 adopted accordingly.

BHDBaS

53. Staff report on status of a policy paper requested by the Board of January 8, 2002 (Item 90) on the issue of illegal signage.
BOARD ACTION - Continued to **March 19, 2002**, at the request of the Planning Department. BHDBaS
54. Administration submitting new procedure for use by Department Heads and the Chief Administrative Office for follow-up reports regarding actions required as a result of the Board's formal Response to the Grand Jury Report, and for providing a current status report along with dates for the planned completion of action items still pending.
BOARD ACTION - Board received and filed the Interim CAO's Report, and requested the Interim CAO, County Counsel and Auditor-Controller meet and come to agreement on parameters for implementing the Grand Jury's recommendation that the County Auditor-Controller be consulted about agenda items of large financial impact, and report back to the Board on **March 5, 2002**, regarding same. BDBaHS
55. Information Services Department (I.S.) presenting overview of current Microsoft licensing practices, the new Microsoft Enterprise Agreement, options available to the County, and the impact the new program will have on County departments.
BOARD ACTION - Continued to **March 12, 2002**, at the request of I.S. BHDBaS
56. Supervisor Baumann recommending review of the progress of the scheduled responses required of individual departments to Grand Jury findings and recommendations.
BOARD ACTION - Refer Agenda item 54 above.
57. Supervisor Baumann requesting an update by the General Services Department on the progress of the Space Needs Master Plan.
General Services Director's report received; no action taken.

58. Supervisor Baumann requesting the Department of Human Resources to provide an update on the progress to establish a cafeteria benefit plan that would be available to all County employees.

BOARD ACTION - Continued to February 26, 2002, at the request of the County Auditor-Controller. BHDBaS

59. Supervisor Baumann requesting Interim Chief Administrative Officer update the Board on the progress of the Department Head performance evaluations.

Interim CAO's report received; no action taken.

60. Supervisor Baumann recommending Interim Chief Administrative Officer (CAO) be directed to prepare a proposed scope of work for a management audit of the Social Services Department to be performed by an outside consultant.

BOARD ACTION - Interim CAO directed to prepare a proposed scope of work and cost for same, and to update the Board in March on progress in this regard.

BaBDHS

61. Auditor-Controller, on the recommendation of the Assessment and Community Facilities District Screening Committee (Bond Screening Committee), submitting for approval in form and substance the following documents pertaining to Community Facilities District 2001-1 (Promontory Specific Plan):

- (1) Fiscal Agent Agreement;
- (2) Preliminary Official Statement;
- (3) Continuing Disclosure Certificate;
- (4) Purchase Contract;
- (5) Acquisition and Disclosure Agreement;
- (6) Joint Community Facilities Financing Agreement;

Continued next page . . .

(7) Resolution Authorizing Issuance of Series 2002 Special Tax Bonds in a principal amount not to exceed \$9,500,000; approving form and substance of documents outlined above; authorizing changes thereto and execution and delivery of each document, as modified by such changes, on behalf of the County; and authorizing execution of additional documents and taking of additional actions to accomplish the issuance, sale, execution and delivery of the series 2002 bonds.

BOARD ACTION - Continued to February 26, 2002, at the request of the County Auditor-Controller. BHDBoS

TIME ALLOCATIONS - 10:00 A.M.

70. Presentation by Juan Palma, Director, Tahoe Regional Planning Agency, on local governments' role in project development, construction and maintenance for implementing the Environmental Improvement Program at Lake Tahoe.

No action taken.

71. General Services Department recommending conceptual approval of the draft Master Plan for the Bass Lake Regional Park; said Plan to become the project description for the detailed CEQA (California Environmental Quality Act) analysis.

BOARD ACTION - Master Plan conceptually approved as recommended by staff. DBBoHS

TIME ALLOCATION - 11:00 A.M.

72. Public Health Department submitting report on the needs and expectations expressed by the stakeholders of the El Dorado County Emergency Medical Service (EMS) System and requesting consideration of said Department's recommendations to best fulfill the County's responsibilities and the stakeholders' needs and expectations and the community's needs with regard to emergency medical services administration and ambulance administration, and the making of findings pertaining to same.

BOARD ACTION - Board approved recommendations of staff set forth in the Public Health Director's letter to the Board dated February 4, 2002, and gave the Public Health Department the leeway to put recommendations in action. HBBoBS

**BOARD OF SUPERVISORS TO CONVENED AS THE EL DORADO COUNTY
AIR POLLUTION CONTROL DISTRICT BOARD OF DIRECTORS TO
CONSIDER THE FOLLOWING:**

73. Environmental Management Department recommending Amendment 001 to Agreement 065-AA-01/02-11 with County of El Dorado Air Pollution Control District and El Dorado County Transit Authority extending the expiration date to June 30, 2002 for the acquisition of one 45 passenger commuter bus for expansion of commuter service from El Dorado County to work sites in Sacramento County, extension due to a delay in delivery of same.

BOARD ACTION - Approved.

DBBaHS

AIR POLLUTION CONTROL DISTRICT BOARD ADJOURNED.

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATIONS - 2:00 P.M.

80. Update on the progress of the El Dorado County General Plan.

BOARD ACTION - Staff directed to bring back to the Board as soon as possible, hopefully on February 26, 2002, a recommended framework for a full-time position that would serve as "project manager" to focus on the process of getting the General Plan completed, getting it reviewed by the public and getting it to the Board.

HBDBaS

81. Hearing to consider rezone (Z01-09) from R&D, Research and Development to R&D-PD, Research and Development-Planned Development (PD01-11) on APN 108-278-14 in the El Dorado Hills area (District I), requested by 6 Sierra, CSS Properties, LLC.

BOARD ACTION - Hearing no protests, the Board adopted the negative declaration as prepared; waived reading, read by title only and adopted ORDINANCE NO. 4595 approving the rezone; and adopted the development plan as the official development plan; based on the findings and subject to conditions recommending by the Planning Commission.

DBBaHS

82. Hearing to consider petition submitted by Richard Charles Paine to establish a new Agricultural Preserve (No. 284/Williamson Act Contract 01-01) in the Rescue Area (District IV), and to rezone (Z01-01) subject 25 acres from RA-20, Residential Agricultural Twenty-acre to AE, Exclusive Agricultural.

BOARD ACTION - Hearing continued to **April 16, 2002**, at the request of the applicant. BDBaHS

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

February 12, 2002

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: County Counsel

Continued to February 26, 2002.

Section 54957, Public Employee Re-Appointment

Title: County Counsel

Continued to February 26, 2002.

Section 54956.8, Conference with Real Property Negotiator

To give instructions to negotiator regarding property described as APN 067-260-52. The persons with whom the negotiator may negotiate are Brilor Enterprises, L.P., Thomas E. Walters, and Linda L. Walters, Co-Trustees of The Walters Family Trust, General Partner. Instructions to negotiator will concern price and terms of payment. Julie Duchscherer, Right of Way Agent, will be the negotiator on behalf of the County.
No action reported.

To give instructions to negotiator regarding property described as APN 067-260-51. The persons with whom the negotiator may negotiate are Timothy C. Brandt and Karen E. Brandt. Instructions to negotiator will concern price and terms of payment. Julie Duchscherer, Right of Way Agent, will be the negotiator on behalf of the County.
No action reported.

Section 54956.9(a), Existing litigation

Measure Y Committee, et al vs El Dorado Hills Investors, LTD., et al, El Dorado County Superior Court Case PC20020009.

No action reported.