

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, July 15, 2003 - 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

HELEN K. BAUMANN
Second District
Chairman

RUSTY DUPRAY
First District
First Vice Chairman

CHARLIE PAINE
Fourth District
Second Vice Chairman

DAVID A. SOLARO
Fifth District

Clerk of the Board
Dixie L. Foote

Interim 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.

A copy of the Board of Supervisor's agenda packet (which includes supporting documents) is available for viewing in the lobby of Building A, 330 Fair Lane, Placerville.

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
CLOSED SESSION REPORTS**

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 Department Matters 53 and 54 added to the Consent Calendar for approval, and Consent Calendar items 9 and 14 pulled of said Calendar for separate action; Consent Calendar approved as modified.DSBP

PRESENTATION of Certificates of Commendation to Scott and Mark Hoigaard who have achieved the rank of Eagle Scout, Boy Scouts of America, Troop 454.

INTRODUCTION of Bill Holmes, the new California Department of Forestry and Fire Protection Unit Chief.

CONSENT CALENDAR

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of Regular Meeting of July 8, 2003.

RECOMMENDED ACTION: Approve.

2. Public Health Department recommending Agreements 292-PHD0303 and 293-PHD303 with Marshall Hospital and Barton Memorial Hospital respectively in the amount of \$20,000 each for a two year term for miscellaneous testing and laboratory services pertaining to occupational and indigent health needs on an "as needed" basis.

RECOMMENDED ACTION: Authorize Chairman to sign and Director of said Department to execute amendments to same not to include changes in overall funding or term.

3. Public Health Department recommending Agreements with El Dorado Union High School District for the El Dorado Union High School Healthy Start Program in the amount of \$15,000 and the Independence High School Preventive Health Services Program in the amount of \$15,000 for the term July 1, 2003 through June 30, 2004.
RECOMMENDED ACTION: Authorize Chairman to sign and Director of said Department to execute subsequent documents relating to same following approval per County policy.
4. Public Health Department recommending Amendment 001 to Agreement 234-PHD0202 with El Dorado County Community Health Center increasing Tobacco Settlement funding by \$470,000 for support of the operational phase of development for same for a total of \$1,400,000 in funding provided the Health Center since June, 2002.
RECOMMENDED ACTION: Authorize Chairman to sign.
5. Social Services Department recommending Interim Statewide Automated Welfare System (ISAWS) Consortium Memorandum of Understanding and bylaws which provide a formal structure for the ongoing operation of the Consortium.
RECOMMENDED ACTION: Authorize Chairman to sign.
6. Community Services Department recommending Resolution authorizing Chairman to sign Amendment 002 to Agreement CB-0203-29 with the State Department of Aging decreasing the maximum payable by \$17,081 from \$464,120 to \$447,039 reflecting a funding reduction in the Foster Grandparent Program and Senior Companion Program during the term July 1, 2002 through June 30, 2003.
RECOMMENDED ACTION: Adopt Resolution 196-2003.
7. General Services Department recommending Certificates of Acceptance and Grant Deeds from Parker Investments and Parker Development Company for the remaining interest in the four acre parcel for the construction of the El Dorado Hills Library.
RECOMMENDED ACTION: Authorize Chairman to sign and said Department to record same.

8. Agriculture, Weights and Measures Department recommending Agreement 03-0151 with the State Department of Food and Agriculture in the amount of \$29,025 for fiscal year 2003/2004 for the High Risk Pest Exclusion Program for El Dorado and Alpine Counties.
RECOMMENDED ACTION: Authorize Chairman to sign.
9. Information Services Department requesting authorization to change the name of said Department to the Information Technologies Department.
RECOMMENDED ACTION: Approve. DPBS
10. Transportation Department submitting report on the emergency status of the replacement of the heating, ventilation and air conditioning unit at 2441 Headington Road; and recommending the termination of the emergency situation pertaining to same.
RECOMMENDED ACTION: Receive and file report and approve termination.
11. Transportation Department recommending Resolution sanctioning closure of Main Street in Georgetown between Highway 193 and Orleans Street on Wednesday, July 23, 2003, between 9:00 a.m. and 12:00 a.m. for the Jeepers Jamboree and Jeep Jamboree Vendor Fair and the closure of the Rubicon Trail Roads from Wentworth Springs and Loon Lake, to Gerle Creek, and east to the Placer County line for the Jeepers Jamboree Four Wheel Drive event on July 23 to July 27 and August 1 to August 4, 2003 between 6:00 a.m. and 12:00 a.m.
RECOMMENDED ACTION: Adopt Resolution 197-2003.
12. Transportation Department recommending Resolution acknowledging, but rejecting at this time, Irrevocable Offer of Dedication (IOD 2003-10) from Gary A. Brooks and Cynthia L. Brooks for a drainage easement (APN 082-880-05-100) at 2733 Country Club Drive in Cameron Park.
RECOMMENDED ACTION: Adopt Resolution 198-2003.

13. Transportation Department recommending Resolution summarily vacating (AOE 2002-46) portions of right of way located along the easterly side of Post Street in El Dorado Hills (APN 107-650-14-100) for Town Center East, and as part of said vacation, reserving a public utilities easement to accommodate existing facilities.
RECOMMENDED ACTION: Adopt Resolution 199-2003.
14. Transportation Department recommending the following pertaining to Serrano Village L, Phases 3 and 4 (TM00-1369):
- (1) Accept improvements as complete;
 - (2) Reduce Performance Bond 929203713 to \$220,760.20 to guarantee against defective work, labor done, or defective materials furnished and release one year after acceptance if no claims are made; and
 - (3) Hold posted Laborers and Materialsmen Bond 929203713 in the amount of \$1,024,107 to guarantee payment to persons furnishing labor, materials or equipment and release in six months after acceptance if no claims are made.
- RECOMMENDED ACTION:** Approve. **Continued off calendar.**
DPBS
15. Transportation Department recommending Relocation Agreement with Pacific Bell Telephone Company dba SBC California in the estimated amount of \$25,000 for aerial relocation costs for the Latrobe Road/U.S. Highway 50 Eastbound Off-ramp, Phase O, Project 71350. (Funding from the El Dorado Hills/Salmon Falls Road Impact Fees.)
RECOMMENDED ACTION: Authorize Chairman to sign.
16. Transportation Department recommending Agreement with Pacific Gas and Electric Company in the estimated amount of \$15,000 for the relocation of electrical utility facilities for the Latrobe Road/U.S. Highway 50 Eastbound Off-ramp, Phase O, Project 71350. (Funding from the El Dorado Hills/Salmon Falls Road Impact Fees.)
RECOMMENDED ACTION: Authorize Chairman to sign.

17. Transportation Department recommending Amendment 001 to Agreement PSS258 with URS Corporation dba URS Corporation Americas extending the term to July 16, 2004 with no change in the not to exceed amount of \$100,000 for as-needed surveying services.
RECOMMENDED ACTION: Authorize Chairman to sign.
18. Transportation Department recommending Certificate of Acceptance from Rubicon Park Estates Improvement Association, Inc. for the acquisition of a temporary construction easement on APN 16-401-17 for the Woodland/Tamarack/Lonely Gulch Erosion Control Project JN95045. (No costs associated)
RECOMMENDED ACTION: Authorize Chairman to sign.
19. Transportation Department recommending Amendments to the following As-Needed Equipment Rental Agreements extending the term for an additional 18 months with no change in the dollar amount: Bay-Cal Machinery, Inc., ECCO Equipment Corporation, Empire Equipment Company, L.P. dba Nortrax, Gutierrez Enterprises, Inc. dba True Value Hardware - Just Ask Rental, Herrmann Equipment, Inc., Hertz Equipment Rental Corporation, Neff Rental, Inc., Road-Tech Safety Services, Inc., United Rental Northwest, Inc., White Cap Industries, Inc., and Williams Power Tools.
RECOMMENDED ACTION: Authorize Chairman to sign, and note that said Department prefers an 18 month extension due to winter weather road maintenance and repair requirements and alternative procedures, such as using the bidding process to secure longer term contracts, to be explored.
20. County Counsel recommending Resolution discharging accountability for unpaid County debt.
RECOMMENDED ACTION: Adopt Resolution 200-2003.

21. Risk Management Program Manager recommending renewal of individual stop-loss and aggregate excess insurance policy currently provided by Safeco with a premium increase from approximately \$266,641 to \$352,734, assuming constant health plan enrollment, for the term August 1, 2003 through July 31, 2004.
RECOMMENDED ACTION: Risk Program Manager be authorized to execute all documents to maintain continuous reinsurance for the Blue Shield Health Plan.
22. Supervisor Baumann recommending Certificates of Recognition for Sherrie Lynn Milligan who retired on July 11, 2003, and Karla Owen who will be retiring on July 30, 2003, from the Treasurer/Tax Collector's Office.
RECOMMENDED ACTION: Approve.
23. Supervisor Baumann recommending Certificate of Recognition for DeeAnn Mabry on the occasion of her retirement from the Social Services Department.
RECOMMENDED ACTION: Authorize Chairman to sign.
24. County Service Area 010 consideration of Agreement 034-02-03 with HDR Engineering, Incorporated in an amount not to exceed \$32,000 for a two year term for an updated review and performance evaluation of the Union Mine Disposal Facility.
RECOMMENDED ACTION: Authorize Chairman to sign.

END CONSENT CALENDAR

OPEN FORUM

CAO REPORTS/COMMENTS

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 disbursement of excess proceeds in the amount of \$1,543.14 to Barry L. and Conchita D. Goodwin (Tax Deeded Land Sale 2/15/2002 - APN 500-109-29-100).

BOARD ACTION - Hearing no protests, distribution approved as recommended by staff. DSBP

51. Hearing to report delinquent mandatory refuse collection fees for El Dorado Disposal Service, Inc. during the period of April 30, 2002 through April 30, 2003 for the purpose of recording a lien against respective parcels within the Cameron Park Community Services District; and adoption of Resolution **201-2003** establishing the delinquent mandatory refuse collection fees as special assessments and providing for collection in the same manner as ad valorem property taxes.

BOARD ACTION - Hearing no protests, Resolution 201-2003 adopted. DSBP

52. Hearing to report delinquent mandatory refuse collection fees for South Tahoe Refuse, Inc. during the period April 30, 2002 through April 30, 2003 for the purpose of recording a lien against respective parcels within the South Tahoe Reuse, Inc. Franchise Area; and adoption of Resolution **202-2003** establishing the delinquent mandatory refuse collection fees as special assessments and providing for collection in the same manner as ad valorem property taxes.

BOARD ACTION - Hearing no protests, Resolution 202-2003 adopted. SPDB

53. General Services Department recommending Agreement 040-D0411 with TruGreen Landcare in an amount not to exceed \$16,696.80 for the term July 1, 2003 through June 30, 2004 for landscape maintenance to Emerald Meadows Zone of Benefit 80. (Non General Fund) *(For Policy Consideration of the Board of Supervisors)*
ADDED TO CONSENT CALENDAR: Approved. SDBP
54. Treasurer/Tax Collector recommending adoption of Resolution **203-2003** authorizing the Auditor/Controller to replenish the cash difference funds as provided in Government Code Section 29390.1 and render a written report to the Board at the end of each fiscal year identifying the cash difference funds in existence during that year and amounts of same.
ADDED TO CONSENT CALENDAR: Approved. SDBP
55. Transportation Department recommending the following:
- (1) Approve the Amended and Restated Road Improvement Agreement for White Rock Road Station 100+00 to Station 124+50;
 - (2) Authorize Chairman to execute same subject to final approval of County Counsel of minor non-substantive modifications; and
 - (3) Authorize Chairman to accept and execute an Assignment Agreement for the Construction Contract for White Rock Road Widening Phase I Project 72348 (CG143358) and White Rock Road Culvert Replacement (CG1404610) pursuant to terms of the Amended and Restated Road Improvement Agreement, conditioned upon review of County Counsel and Transportation Department staff of the satisfaction of all bidding conditions and the absence of any material irregularities.
BOARD ACTION - Approved. DPBS

56. Interim Chief Administrative Officer (CAO) reporting on progress of her review of the possible restructuring of the Human Resources Department. (Referred 7/8/03, Item 55)

No action taken; Interim CAO reported on progress to date, and advised she will report further on **July 22, 2003.**

57. Supervisor Baumann recommending Resolution **204-2003** amending Salary and Benefits Resolution 120-99 deleting from Section 903 the inclusion of prior related professional service with any city or county for the purpose of determining vacation accrual for elected and appointed Department Heads and deleting from Section 1402.1 the inclusion of prior related professional service with any city or county for the purpose of determining longevity pay; and recommending the Chairman and First Vice-Chairman or other appointee, after consultation with the Interim Chief Administrative Officer and other officials as appropriate, consider other criteria for compensating Department Heads and return to the Board on **September 9, 2003** with proposed changes to the Salary and Benefits Resolution.

BOARD ACTION - Resolution 204-2003 adopted amending Salary and Benefits Resolution 120-99 as proposed effective immediately; deleting these credits for those employees who currently receive them effective the first full pay period in January 2004 unless otherwise directed by the Board; and directing the Interim CAO to meet as a committee* with the Board Chairman and Vice Chairman and report to the full Board on **September 9, 2003** on proposed criteria for compensating the Department Heads. PDBS

*Chairman stated the committee will be small, limited to the Chairman, Vice Chairman, Interim CAO and, perhaps, one department head currently receiving this benefit and one that does not, but making clear it would be the committee's intent to communicate with all department heads.

58. Supervisor Baumann recommending reallocation of unused community enhancement funds, originally appropriated at the November 6, 2001 Board of Supervisors meeting, to enable several local organizations that rely on State funding and/or diminishing grant funding to continue with their programs and projects for the benefit of County residents.

BOARD ACTION - Board approved the reallocation as proposed, thereby allocating funds to the following organizations in the amounts indicated: PDBS

- \$25,000 to Pioneer Volunteer Fire Association.
- \$20,000 collectively, to Pollock Pines / Camino / Strawberry / Kyburz, Pleasant Valley, and Shingle Springs Volunteer Fire Associations.
- \$5,000 to Latrobe Volunteer Fire District
- \$200,000 for the addition to or expansion of the facilities for the Senior Daycare or Nutrition Programs.
- \$10,000 to the Food Bank of El Dorado County.
- \$20,000 to the Veterans Memorial.
- \$30,000 to the Pleasant Valley Grange.
- \$30,000 to the El Dorado Center for the Visually Impaired.
- \$10,000 to the Pollock Pines Boys and Girls Club.
- \$5,000 to the El Dorado Arts Council.
- \$36,000 for printing and postage for the Senior Times Publication.

TIME ALLOCATION - 10:00 A.M.

60. Hearing to consider acquisition of interest in real property (a portion of APN 025-041-10) within the City of South Lake Tahoe from the California Tahoe Conservancy for the STAR Ball Fields Project; and General Services Department recommending Chairman be authorized to sign all documents pertaining to same. (Resolution of Intention adopted 6/17/03, Item 62)

BOARD ACTION - Hearing no protests, staff's recommendations approved. SPDB

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

July 15, 2003 - 8:00 A.M.

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:**

- El Dorado County vs Atlanta Precision Molding dba California Precision Molding, El Dorado County Superior Court Case PC20020682.

BOARD ACTION - On a unanimous vote, the Board approved the settlement of the matter under which Atlanta Precision Molding will be paying the sum of \$37,000 to the County as a partial refund of a tax rebate that was given to them as a business incentive.

Section 54956.9(b), **Anticipated Litigation:**

- Significant exposure to litigation (2 cases)
Title: Hollow Oak Subdivision
Title: General Plan Process Issues

No action reported.

Section 54957, **Public Employee Performance Evaluation**

Title: Director of Planning

No action reported.

Section 54957, **Public Employee Discipline/Dismissal/Release**

No action reported.

BOARD OF SUPERVISORS CONVENEED AS THE EL DORADO COUNTY IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY FOR THE FOLLOWING:

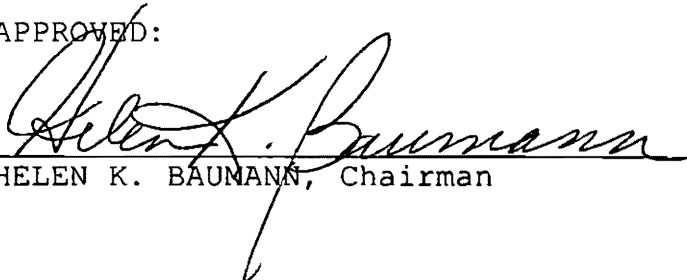
Closed Session, pursuant to Government Code Section 54957.6 regarding Conference with Negotiator.

- County Negotiator: Acting Principal Assistant Analyst and Assistant Director of Community Services
Employee Organization: United Domestic Workers of America

No action reported.

Board of Supervisors Regular Meeting of July 15, 2003 attached hereto and approved by the Board on August 18, 2003.

APPROVED:


HELEN K. BAUMANN, Chairman

ATTEST:

Dixie L. Foote, Clerk of the Board

By 
Deputy Clerk