

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

September 23, 2003 - 8:00 A.M.

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

DEPARTMENT MATTERS

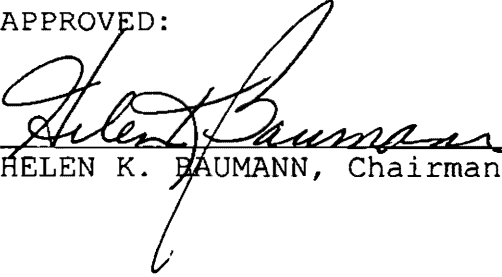
64. Mental Health Department recommending Chairman be authorized to sign Agreement 007-S0411 with Victor Treatment Centers, Inc. in an amount not to exceed \$153,300 for a term to expire June 30, 2004 for residential services which include rehabilitative day treatment and medication support services for severely mentally disordered minors on an "as requested" basis.

BOARD ACTION - Approved.

13245

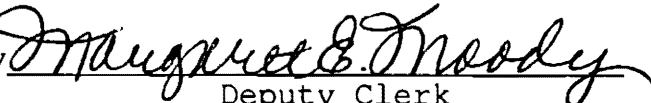
Board of Supervisors Meeting of September 23, 2003 attached hereto and approved by the Board on September 30, 2003.

APPROVED:


HELEN K. BAUMANN, Chairman

ATTEST:

Dixie L. Foote, Clerk of the Board

By 
Deputy Clerk

✓

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, September 23, 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

JAMES R. SWEENEY
Third District

CHARLIE PAINE
Fourth District
Second Vice Chairman

DAVID A. SOLARO
Fifth District

Clerk of the Board
Dixie L. Foote

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 item 19 pulled from the Consent Calendar for separate action, items 51 and 53 added to the Consent Calendar, items 54 and 55 continued off calendar, and item 59 continued to September 30, 2003; Consent Calendar approved as modified. 15234

PRESENTATION of Proclamation recognizing the Straight to the Heart Project's contribution of automated external defibrillator units and Certificates of Recognition to participants in said Project. 12345

PRESENTATION proclaiming the month of October 2003 as the Centennial Celebration of Flight Month in El Dorado County. 34125

PRESENTATION of Proclamation recognizing Trish Marshall for six years of exemplary volunteer service on the Advisory Committee for the Fernwood Cothrin Road Zone of Benefit No. 114.

INTRODUCTION of the members of the Sierra Symphony Youth Chorus.

CONSENT CALENDAR

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of September 16, 2003.

RECOMMENDED ACTION: Approve.

2. Releases of Lien (on file with Clerk)

RECOMMENDED ACTION: Authorize Chairman to sign.

3. Public Health Department requesting authorization to continue perpetual contracts administered by said Department.

RECOMMENDED ACTION: Approve, and authorize Purchasing Agent to establish blanket purchase orders to process fiscal year 2003/2004 payments as required, noting funding is included in the fiscal year 2003/2004 budget.

4. Public Health Department recommending Agreement CC2003-60 with Alpine County effective retroactively on July 1, 2003 through June 30, 2006 for ambulance services into a contiguous area of Alpine County.

RECOMMENDED ACTION: Authorize Chairman to sign said Agreement replacing an outdated perpetual agreement from 1994, noting patients are billed directly by County and Alpine County will pay for uncollected receivables.

5. Mental Health Department recommending Agreement 162-S0411 with Paul Funk dba Pro Line Cleaning Service in an amount not to exceed \$27,120 for a one year term for janitorial services at the Psychiatric Health Facility.

RECOMMENDED ACTION: Authorize Chairman to sign, noting funds are budgeted in the fiscal year 2003/2004 budget.

6. Community Services Department recommending Amendment 002 to Agreement 007-S0311 with Emergency Response Systems, Inc. dba Personal Emergency Response Systems, Inc. increasing the amount from \$15,000 to \$30,000 for a term through June 30, 2004 for the installation and monitoring of emergency response systems on an "as requested" basis for said Department's clients.

RECOMMENDED ACTION: Authorize Chairman to sign, noting that these programs are funded through federal and state funding.

7. District Attorney recommending Resolution authorizing him to execute an Agreement with the State Department of Justice for the 2003/2004 Spousal Abuser Prosecution Program.
RECOMMENDED ACTION: Adopt Resolution 269-2003, noting this Program is being funded by the State Department of Justice with the County providing 20% matching funds.
8. General Services Department recommending bid documents for the Main Library Shelving Moving, Storage, Seismic Upgrades Project 03-05.
RECOMMENDED ACTION: Authorize Chairman to sign and said Department to advertise with bids due no later than 2:00 p.m. on Thursday, October 30, 2003.
9. General Services Department recommending award of Bid 04-207-008 for Hewlett Packard print, toner cartridges and related items to be used County-wide.
RECOMMENDED ACTION: Authorize blanket purchase order to En Point Technologies Sales, Inc. of El Segundo, California in the amount of \$125,000 including applicable sales tax for a twelve month period and an increase to same on an "as needed" basis during the award period, noting a change in product delivery will be directly to departments as needed, rather than warehoused at Central Stores and funding is in each department's Office Supply Budget.
10. General Services Department recommending award of Bid 04-100-035 for 73 recycle containers to be distributed to growers in the Apple Hill area to encourage increased recycling of beverage containers.
RECOMMENDED ACTION: Authorize purchase order to Kettle Creek Corporation of Kempton, Pennsylvania in the amount of \$21,922 including sales tax, noting funding is from grant monies provided by the State Department of Conservation, Division of Recycling, Beverage Container Recycling Program Fund (Non-General Fund).

11. General Services Department submitting report on the emergency status of the replacement of the control panel at the South Lake Tahoe Jail; and recommending the termination of the emergency situation pertaining to same.

RECOMMENDED ACTION: Receive and file report and approve termination.

12. General Services Department recommending Resolution approving the application for a Recreational Trails Program grant from the State Department of Parks and Recreation in the amount of \$99,675 with County matching funds in the amount of \$28,809 for the Rubicon Trail.

RECOMMENDED ACTION: Adopt Resolution 270-2003, noting the matching funds to be provided through an in-kind match of staff hours (\$16,309) and volunteer hours (\$12,500).

13. General Services Department recommending the following:

(1) Find that it is more economical and feasible to "contract out" pest control services for County departments in accordance with County Ordinance 3.13, Section 3.13.030;

(2) Waive an informality in the responses to Bid 04-910-017 for pest control services;

(3) Award Bid 04-910-017 for said services to Koby Pest Control Incorporated of Placerville; and

(4) Authorize the Chairman to execute a one-year Agreement not to exceed \$20,000 for pest control services for County departments, upon approval by County Counsel and Risk Management. (General Fund)

RECOMMENDED ACTION: Approve.

14. Transportation Department recommending Resolution summarily vacating (AOE2003-32) a ten-foot wide public utilities easement and to terminate and abandon a rejected Offer of Dedication for a ten-foot wide drainage easement located on Lot 40 in Bass Lake Village Unit 8 in El Dorado Hills, requested by Nancy A. and Anthony P. Basile.

RECOMMENDED ACTION: Adopt Resolution 271-2003.

15. Transportation Department recommending Resolution summarily vacating (AOE2003-30) public utility easements located on the side boundary lines of Lots 24 and 25 (APNs 113-510-24-100 and 113-510-25-100) in Village L Phases 3 and 4 Serrano, El Dorado Hills, requested by Jennings and Julien Construction, Inc.
RECOMMENDED ACTION: Adopt Resolution 272-2003.

16. Transportation Department recommending Resolution summarily vacating (AOE2003-27) public utilities easements and to terminate and abandon a rejected Offer of Dedication for drainage easements located on the side and rear boundary lines of Lot 146 in Village H El Dorado Hills Unit 3, requested by Shelton and Maxine T. Duruisseau.
RECOMMENDED ACTION: Adopt Resolution 273-2003.

17. Transportation Department recommending Resolutions accepting Irrevocable Offers of Dedication (IOD2002-28) from Wal-Mart Stores, Inc. for road and public utilities easements along portions of Forni and Missouri Flat Roads in Placerville (APN 327-240-20-100); said dedications are necessary as a Condition of Approval of Planned Development PD94-02/CG140718.
RECOMMENDED ACTION: Adopt Resolutions 274-2003 and 274A-2003.

18. Transportation Department submitting report on the emergency status of the roof replacement at the facility located at 1121 Shakori Drive in Meyers.
RECOMMENDED ACTION: Receive and file.

19. Supervisor Paine requesting reallocation of unused District IV Community Enhancement funds in the amount of \$2,500 from the Greenwood Center Landscaping Project to KFOK-LPEM Radio, a non-profit station operated by the Georgetown Divide Community Broadcast Committee, and The American River Folk Society, for the purchase of an Emergency Alert System Decoder as required by the Federal Communications Commission.
RECOMMENDED ACTION: Approve. 4523 1(np)

20. County Service Area 009 consideration of appointment of George Little to the Texas Hill Road Zone of Benefit (CSA 009, Zone 112) Advisory Committee.
RECOMMENDED ACTION: Approve appointment.

END CONSENT CALENDAR

OPEN FORUM

CAO REPORTS/COMMENTS

TIME ALLOCATION - 9:30 A.M.

30. Board of Supervisors review and approval of the Final Draft Response to the 2002/2003 Grand Jury Report. (Continued 9/16/03, Item 50)
BOARD ACTION - Board approved the final draft as presented and amended by the CAO this date, and Chairman authorized to sign same. 45123

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 proposed Amendment to the El Dorado County Program Income Reuse Plan to allow provision of assistance in the form of grants in an amount not to exceed \$5,000 to Housing Rehabilitation Loan applicants/recipients; and adoption of Resolution **275-2003** approving said Plan and authorizing the Director of Community Services to sign and submit the Amendment Plan to the State Department of Housing and Community Development, noting said Amendment will allow for feasibility of projects where prevailing wages must be paid in accordance with Senate Bill 975.
BOARD ACTION - Hearing no protests, Amendment approved and Resolution 275-2003 adopted. 4523 1(np)

51. Public Health Department recommending Chairman be authorized to sign Agreement for Services with the El Dorado County Office of Education in the amount of \$5,928 to reimburse said Department for services to the El Dorado County Attendance Review Board in fiscal year 2003/2004. *(Retroactive as to term (8/1/03)-agreement signed by Office of Education 9/3/03)*
ADDED TO CONSENT CALENDAR: Approved. 15234
52. Public Health Department recommending Chairman be authorized to sign Amendment 001 to Agreement 010-500-0104-100 with First 5 El Dorado changing the name of the funding organization from Children and Families Commission, adjusting funding (not affecting the total amount of the Grant which is \$250,613 over the three year term), and adjusting the reporting requirements; and approval of Budget Transfer 24017 increasing estimated revenue and expenditure appropriations by \$30,000 for said project in fiscal year 2003/2004 for the second year of the three year grant to equal \$83,520 with no Net County Cost associated. (4/5 vote required)
BOARD ACTION - Approved. 2534 1(np)
53. Mental Health Department recommending Chairman and Director of said Department be authorized to sign Agreement 03-73019-000 with the State Department of Mental Health in the amount of \$654,201 for the term July 1, 2003 through June 30, 2004 for managed care services to Medi-Cal beneficiaries. *(Retroactive as to term: agreement not received by the County until 8/19/03)*
ADDED TO CONSENT CALENDAR: Approved. 15234
54. Social Services Department requesting authorization to enter into reciprocal contract negotiations with the Placer County Health and Human Services Administration for the handling of sensitive child protective services cases/referrals; and authorization for Chairman to sign an Agreement upon approval of County Counsel and Risk Management. (Continued 9-9-03/Item 6)
BOARD ACTION - Continued off calendar, upon adoption of the Agenda. 15234

55. Social Services Department requesting authorization to enter into reciprocal contract negotiations with the Alpine County Health and Human Services Agency for the handling of said County's adoption cases; and authorization for Chairman to sign an Agreement upon approval of County Counsel and Risk Management. (Continued 9/9/03, Item 5)

BOARD ACTION - Continued off calendar, upon adoption of the Agenda. 15234

56. Sheriff and District Attorney recommending expenditure of funds from the Citizens Option for Public Safety (COPS) Program authorizing the District Attorney to use the State Supplemental Law Enforcement Services Fund (SLESF) allocation for a portion of the acquisition, installation and training costs of a document imaging system and automated discovery system, other hardware and software replacement, and installation of an air conditioning unit in the basement of the Computer Room; and Budget Transfer 24015 increasing estimated revenue and appropriations by \$54,120 adding COPS funds to the Sheriff and District Attorney budgets to accomplish same. (4/5 vote required)

BOARD ACTION - Continued to September 30, 2003, with direction it be taken up after adoption of the County fiscal year 2003/2004 budget that day. 31245

57. Treasurer/Tax Collector recommending unclaimed funds in the amount of \$10,849.34 held in trust by Child Support Services be transferred to the General Fund. (4/5 vote required)

BOARD ACTION - Approved the transfer which will enable the County to then forward said funds back to the State. 54123

58. Supervisor Sweeney recommending William Hetland, El Dorado County Water Agency Manager, be designated as the chief negotiator for the County in the Sacramento Municipal Utility District (SMUD) Re-licensing process and staff from the Department of Transportation, Airports, Parks and Grounds, Sheriff, and other staff as required, be assigned to work with Mr. Hetland to produce impact mitigations as appropriate for said re-licensing; staff, as deemed appropriate by Mr. Hetland, attend various Alternative Licensing Process (ALP) meetings; and request the County Assessor to provide calculations illustrating the amount of El Dorado County property tax revenue lost due to SMUD deeding to the U.S. Forest Service lands owned by SMUD prior to the lawsuit lost to the County over the property tax issue.

BOARD ACTION - William Hetland, Water Agency Manager, designated as the coordinator for the County; staff from the Department of Transportation, Airports and Parks and Grounds (which is General Services Department), Sheriff, and others as may be required, assigned to work with Mr. Hetland and Supervisors Sweeney and Paine to produce impact mitigations appropriate to SMUD's relicensing process; and County Assessor, Tim Holcomb, requested to provide calculations which illustrate the amount of El Dorado County property tax revenue lost due to SMUD's deeding of lands to the U.S. Forest Service. 31245

59. County Counsel recommending award of a grant from the Alternative Dispute Resolution (ADR) Trust Fund to the Superior Court in accordance with the proposal submitted by the Court in response the County's Request for Proposals. (Funding from ADR Trust Fund) (Continued 9/16/03, Item 19)

BOARD ACTION - Upon adoption of the Agenda, the matter was continued to **September 30, 2003**. 15234

60. County Counsel reporting on a procedure to enable the County to charge a higher fee for vehicles abandoned in the County but registered in other jurisdictions. (Continued 7/22/03, Item 66)

BOARD ACTION - Continued to **October 7, 2003** at the request of County Counsel. 41235

61. Hearing to consider the following pertaining to construction and demolition debris recycling within the County:

(1) Find that the project is categorically exempt pursuant to Section 15321 of the Guidelines of the California Environmental Quality Act;

(2) Introduce Ordinance adding Chapter 8.43 to the El Dorado County Ordinance Code which will increase the diversion of construction and demolition debris materials from landfills to assist the County in reaching the State mandated goal of 50% diversion; and

(3) Waive reading, read by title only, and continue the adoption of same to **September 30, 2003.**

(Continued 9/9/03, Item 68)

BOARD ACTION - Hearing no protest, Board waived reading, read by title only, and introduced the Ordinance for adoption on **September 30, 2003.** 34125

62. Establishing terms and conditions of employment, including compensation for public employee: Chief Administrative Officer.

BOARD ACTION - Continued to **September 30, 2003.** 23145

63. Establishing terms and conditions of employment, including compensation for public employee: Agricultural Commissioner/Sealer of Weights and Measures.

BOARD ACTION - Continued to **September 30, 2003.** 34125

64. (Refer Agenda Addendum attached.)

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

70. Environmental Management Department recommending the Board find that an independent consultant can more economically and feasibly perform work in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and Chairman be authorized to sign Agreement 004-03/04 with Sierra Research, Inc. in an amount not to exceed \$75,000 for a two year term for technical consulting services for said Department, noting funds are included in fiscal year 2003/2004 proposed budget (Air Quality Management District funds - \$45,000 and County Service Area 10 funds - \$30,000).

BOARD ACTION - Approved.

54123

AIR QUALITY MANAGEMENT DISTRICT BOARD OF DIRECTORS ADJOURNED AND BOARD OF SUPERVISORS CONVENED AS THE EL DORADO COUNTY IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC AUTHORITY TO CONSIDER THE FOLLOWING:

71. Community Services Department recommending:

(1) Appointment of Jane Thomas, Sarah DeStefano, Tarry Swanberg and Judy McNally to the IHSS Advisory Committee;

(2) Confirmation of appointment of Christell Christopher, Don Arenfeld, Marie Harlow and Maureen Kirkland to said Advisory Committee;

(3) Direction to staff to assign one or two year terms to each Advisory Committee member, with subsequent terms to be two years, with all members serving at the pleasure of the Governing Board; and

(4) Initial IHSS Advisory Committee members Christell Christopher, Robert Cooper, Marie Harlow, Patricia Ives, Christopher Pippard, Richard Schreiber, and Marta Zangari be acknowledged and thanked for their efforts. assisting the Governing Board with establishing the IHSS Public Authority.

BOARD ACTION - Approved.

14235

IN-HOME SUPPORTIVE SERVICE PUBLIC AUTHORITY ADJOURNED AND BOARD OF SUPERVISORS RECONVENED.

TIME ALLOCATION - 10:00 A.M.

80. Update and discussion regarding the 2003 Legislative Regulatory Platform by Peterson Consulting, Inc. and Wagerman Associates, Inc.
No action taken.

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATIONS - 2:00 P.M.

90. Hearing to consider correction to recorded final map (TM68-0001C) for Glenridge Park, Unit 2 to remove the 25-foot building setback line for Lot 56 to allow the construction of a single family home (APN 016-583-11) in the Meeks Bay area, Applicant: James W. Brouger (District V).

BOARD ACTION - Hearing no protests, Board certified the project is categorically exempt pursuant to Section 15303(a) of the California Environmental Quality Act (CEQA) Guidelines, and approved the map correction to TM68-0001C, Glenridge Park, Unit 2, based on findings and subject to conditions recommended by Planning staff. 14235

91. Hearing to consider Appeal of the Planning Commission's denial of Special Use Permit S95-09R for the Cedar Springs Waldorf School which would have allowed minor modification of the use permit to increase capacity from 174 to 210 students at the School on 4.7 acres (APNs 329-060-07 and 329-080-01) in the El Dorado area (District III).

BOARD ACTION - Board denied the Appeal, upholding the decision of the Planning Commission. 3512 4(n)

Meeting adjourned to 9:00 a.m. Wednesday, September 24, 2003, for continued deliberations on closed session matters after which the Board adjourned.

CLOSED SESSION ROSTER
Regular Meeting of the Board of Supervisors
September 23, 2003 - 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 54957.6, Conference with Labor Negotiator:

- County Negotiator: Robert Muszar, Negotiator and Principal Personnel Analyst
Employee Organization: El Dorado County Employees Association Local 1
No action reported.
- County Negotiator: Chairman of the Board of Supervisors
Unrepresented Employee: Chief Administrative Officer
Continued to September 30, 2003.

Section 54956.9(b), Anticipated Litigation:

- Significant exposure to litigation. (2 cases)
No action reported.
- Significant exposure to litigation. Title: Legal issues relating to Bass Lake Hills Specific Plan and Development Agreement Process.
No action reported.

Section 54957, Public Employee Appointment:

- Title: Agricultural Commissioner/Sealer of Weights and Measures
Continued to September 30, 2003.

Section 54957.6, Conference with Labor Negotiator:

- County Negotiator: Chairman of the Board
Unrepresented Employee: Agricultural Commissioner/Sealer of Weights and Measures
Continued to September 30, 2003.

2:00 P.M. - (Immediately following Item No. 91)

Section 54956.9(b), Anticipated Litigation:

- Significant exposure to litigation.
Title: Legal issues relating to the General Plan process.
No action reported.