

Original Minutes of the Regular Meeting of the Board of Supervisors on February 8, 2005, attached hereto and approved by the Board on February 15, 2005.

APPROVED:

Charlie Paine

Charlie Paine, Chairman
February 15, 2005

ATTEST:

Cindy Keck, Clerk of the Board

By *Andrew Tyler*
Deputy Clerk, February 15, 2005

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 8, 2005 - 8:00 A.M.

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

CHARLIE PAINE
Fourth District
Chairman

RUSTY DUPRAY
First District

HELEN K. BAUMANN.
Second District

JAMES R. SWEENEY
Third District
Second Vice Chairman

DAVID A. SOLARO
Fifth District
First Vice Chairman

Clerk of the Board
Cindy Keck

Chief Administrative Officer
Laura S. Gill

County Counsel
Louis B. Green

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

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

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE

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

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

9:00 A.M. - CLOSED SESSION REPORTS

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

At this time the Board will make any necessary additions, deletions, or corrections to the Agenda; determine matters to be added to or removed from the Consent Calendar; and with one motion adopt the Agenda and approve the Consent Calendar.

BOARD ACTION - Agenda adopted with items 10 and 12 pulled from the Consent Calendar for separate action; items 5, 17 and 50 continued to February 15, 2005; item 20 continued to March 1, 2005; and item 52 added to Consent Calendar for approval. Consent Calendar approved as modified. 53124

PRESENTATION recognizing John Vail for his 18 years of dedication and commitment to the citizens and animal population throughout County of El Dorado.

OPEN FORUM

CONSENT CALENDAR

1. Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of February 1, 2005.
RECOMMENDED ACTION: Approve.
2. Public Health Department recommending Chairman be authorized to sign Agreement 409-PHD1204 with HLP, Inc., for a three year term commencing March 17, 2005 for technical support and service of "Chameleon" software installed at both Animal Control sites.
(Funding: General Fund, Information Technology)
RECOMMENDED ACTION: Approve.

3. Human Services Department, Community Services Division, recommending Resolution authorizing Chairman to sign Retroactive Agreement 05F-4610 with California Department of Community Services and Development (CSD) for 2005 Community Services Block Grant funds in the amount of \$173,556 for the term January 1, 2005 through December 31, 2005; and further authorizing the Director of Human Services to execute subsequent documents relating to same, including amendments thereto that do not affect the dollar amount or term and required fiscal and programmatic reports. (Funding: Federal CSBG Grant Funds)

RECOMMENDED ACTION: Adopt Resolution **034-2005**, noting retroactive as to term, received contract from State January 3, 2005.

4. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 351-S0511 with Institute for Family Counseling, Agreement 329-S0511 with Barbara Lee Sims, Agreement 341-S0511 with Thomas J. Dickey, M.A., and Agreement 339-S0511 with Wise Mind Solutions, Inc. in the amount of \$20,000 each for a two (2) year period for therapeutic counseling services on an "as-requested" basis for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment)

RECOMMENDED ACTION: Approve, noting \$40,000 budgeted for each Fiscal Year.

5. Human Resources Division recommending Chairman be authorized to sign Amendment to the Memorandum of Understanding with El Dorado County Employees Association, Local 1 extending the term of the current labor agreement through **March 4, 2005**.

RECOMMENDED ACTION: Approve.

Continued to February 15, 2005.

53124

6. Mental Health Department recommending Chairman be authorized to sign Retroactive Agreement 04-74215-000 with State Department of Mental Health for the term July 1, 2004 through June 30, 2005 for assurance that the County is providing services and programs that meet State standards and regulations.
RECOMMENDED ACTION: Approve.

7. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easement and Certificate of Acceptance from Antonio Luis Botelho and Jeffrey E. Merrifield for property located in the vicinity of the Lake Tahoe Airport.
RECOMMENDED ACTION: Approve.

8. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easement and Certificate of Acceptance from Harold Lennart and Betty Glendora Knutson for property located in the vicinity of the Placerville Airport.
RECOMMENDED ACTION: Approve.

9. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance from Philip J. Albee/David B. Albee Trust, Fred W. and Pat M. Balcom, Jason J. and Michelle N. Lussier for property located in the vicinity of the Cameron Park Airport.
RECOMMENDED ACTION: Approve.

10. Planning Department recommending Chairman be authorized to sign Amendment 003 to Agreement PLS-01-03 with Economic and Planning Systems (EPS) increasing compensation by \$5,600 to an amount not to exceed \$40,350 and extending the term to June 30, 2005 for preparation and presentation of the draft and/or final reports of the Ecological Preserve/Rare Plant Mitigation In-Lieu Fee Program; and Budget Transfer 25073 increasing estimated revenue by \$5,600 for same. (Funding: Endowment, Rare Plant Preserve)(4/5 vote required)
RECOMMENDED ACTION: Approve. 13245

11. Planning Department recommending Chairman be authorized to sign Amendment 001 to Agreement PLS-03-01 with Pacific Municipal Consultants (PMC) increasing the amount by \$150,000 to an amount not to exceed \$300,000 to provide environmental impact assessment services on an as-needed basis to assist said Department in meeting critical project review and construction deadlines; and Budget Transfer 25072 increasing estimated revenue by \$150,000 for same. (Funding: DOT funds budgeted for inter-fund transfer)
RECOMMENDED ACTION: Approve.

12. Environmental Management Department recommending appointment of Heather Schmitt at Step 5 of the salary range for the position of Senior Environmental Specialist effective February 7, 2005. (Funding: Fiscal year 2004/2005 salary savings/General Fund-permit and inspection fees)
RECOMMENDED ACTION: Approve. 25134

13. General Services Department recommending Chairman be authorized to sign documents for the construction of the Georgetown Airport Reconstruct and Light Runway Project 16-34 (Bid 04-968-073).
RECOMMENDED ACTION: Approve, and authorize said Department to advertise for bids to be received no later than **2:00 p.m., Tuesday, March 29, 2005.**

14. General Services Department recommending Chairman be authorized to sign Retroactive Amendment 001 to Agreement 234-S0511 with Eastern Sierra Engineering, P.C., extending the expiration date from January 29, 2005 through June 30, 2005, with no increase in compensation, for support of the South Tahoe Community Park Project.
RECOMMENDED ACTION: Approve, noting retroactive as to term due to delays in processing by the vendor.

15. Transportation Department recommending Resolution accepting Irrevocable Offer of Dedication (IOD 2004-18) from Robert A. Woodall for a road right of way, including the underlying fee, a public utilities easement and a slope easement located along a segment of Hollow Oak Road (APN 108-120-25-100) in El Dorado Hills, pursuant to the terms and provisions contained of in the Bass Lake Hills Specific Plan Development Agreement to accommodate improvements to Hollow Oak Road.

RECOMMENDED ACTION: Adopt Resolution **028-2005**.

16. Transportation Department recommending the following pertaining to Courtside Manor Townhomes, Unit 002:

(1) Accept subdivision improvements as complete;

(2) Reduce Performance Bond 171016 by \$465,912 leaving a balance of \$51,768 to guarantee against any 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 Materialsmens Bond 171016 in the amount of \$517,680 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.

17. Transportation Department recommending Chairman be authorized to sign Agreement 04-721 with Fehr and Peers Associates, Inc. in an amount not to exceed \$300,000 for a two (2) year term to provide traffic engineering services associated with transportation planning, development review and signal review on an "as-needed" basis. (Funding: Various)

RECOMMENDED ACTION: Approve.

Continued to February 15, 2005.

53124

18. Transportation Department recommending Chairman be authorized to sign Agreement 04-697 with CH2M Hill, Inc. in an amount not to exceed \$40,000 for a term to expire December 31, 2006 for engineering services during construction of phases 1.2A and 1.2B of the El Dorado Hills Boulevard/Latrobe Road/U.S. Highway 50 Interchange Project on an "as-needed" basis. (Funding: RIF Program)

RECOMMENDED ACTION: Approve.

19. Probation Department recommending Chairman be authorized to sign Amendment 001 to Agreement 373-S0411 with Evan B. Sundby, Ph.D., in an amount not to exceed \$23,848 for the term March 13, 2004 through March 12, 2006 to provide pre-employment psychological assessment services on an "as-requested" basis for Deputy Probation Counselors and Deputy Probation Officers. (Funding: General Fund)

RECOMMENDED ACTION: Approve.

20. Human Resources recommending the Board find that it is more economical and feasible to obtain an outside contractor in accordance with County Ordinance 3.13.030; and Chairman be authorized to sign Amendment 001 to Agreement 205-S0510 with Cooperative Personnel Services, dba CPS Human Resources Services increasing compensation by \$20,000 to an amount not to exceed \$30,000 for specialized sexual harassment training and education services for County Managers and Supervisors. (Funding: General Fund-Absorbed within Department) (Continued 1/11/2005, item 42)

RECOMMENDED ACTION: Approve, noting the provision of this training is required by Government Code Section 12950.1 (AB 1825 signed into law on September 29, 2004) and existing Supervisors must have received two hours of such training by January 1, 2006.

Continued to March 1, 2005.

53124

21. General Services Interim Director requesting authorization to sign Change Order 002 to Agreement 200-C0599 with Martin General Engineering, Inc., increasing the scope of work and compensation by \$27,912.50 to a total amount of \$164,342.50 for the Community Services Parking Lot Project 04-06. (Funding: Accumulated Capital Outlay)

RECOMMENDED ACTION: Approve.

22. Supervisor Dupray recommending Certificate of Recognition to Jack William Newlin, for achieving the rank of Eagle Scout in the Boy Scouts of America, Troop 75.

RECOMMENDED ACTION: Approve.

END CONSENT CALENDAR

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

50. Staff updating the Board on proposed changes to County Ordinance 8.08.070 concerning campfires and enforcement of same. (Continued 1/25/2005, item 55)

BOARD ACTION - Continued to **February 15, 2005.** 53124

51. Supervisor Baumann requesting authorization to sign a letter of support on behalf of El Dorado County Fire Safe Council's Concept Papers for submittal to the 2005 California Grants Clearinghouse to fund fire safe projects throughout El Dorado County.

BOARD ACTION - Approved.

23145

52. Human Services Department recommending adoption of Resolution **038-2005** authorizing Chairman to sign Amendment 001 to Standard Agreement AP-0405-29 with the California Department of Aging, increasing the maximum grant amount by \$172,106 from \$1,193,238 to \$1,365,344 for Title III/VII Senior Services, Title III E Family Caregiver Support Program services and Older Americans Act Community Based Services Programs (CBSP) for the term July 1, 2004 through June 30, 2005; and authorizing Area Agency on Aging Director to administer said Agreement and execute subsequent documents relating to same, including amendments thereto that do not affect the dollar amount or term and required fiscal and programmatic reports. (Funding: Federal and State Grant Funds)
ADDED TO CONSENT CALENDAR: Approved. 53124

53. Board may consider adoption of a Resolution declaring a local emergency (Fred's Fire) if it is found that conditions of extreme peril to the safety of persons and property exists. (1/4/2005, item 1)
BOARD ACTION - Resolution **036-2005** adopted. 12345

TIME ALLOCATION - 10:00 A.M.

60. Grand Jury presenting 2004/2005 Mid-Session Final Report.
BOARD ACTION - Board received and filed Report submitted this date and directed staff to return with draft response to same. 35124

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

BOARD OF SUPERVISORS ATTENDED THE ANNUAL LUNCH HOSTED BY THE COUNTY FAIR BOARD OF DIRECTORS IN THE BOARD ROOM AT THE FAIRGROUNDS IN PLACERVILLE

2:00 P.M. - CLOSED SESSION (see roster)

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

February 8, 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:

- Claim of Weston vs County of El Dorado, Worker's Compensation Claim Settlement, WCAB SAC 0337904.

No action reported.

- Foothill Residents for Appropriate Land Use v. El Dorado County, El Dorado County Board of Supervisors, El Dorado County Planning Commission, Peninsula Capital Group, Superior Court Case No. PC20040220.

No action reported.

Section 54957, Public Employee Performance Evaluation:

- Title: Library Director

No action reported.

Section 54957.6, Conference with Labor Negotiator:

- County Negotiator: Human Resources Director
Employee Organization: Operating Engineers, Local 3: Corrections, Probation, Trades and Crafts; Deputy Sheriffs Association; El Dorado County Employees Association, Local 1: General, Supervisory, Professional, Criminal Attorney's Association.
Unrepresented Employee: Unrepresented Management, Confidential, Elected, Unrepresented Department Heads.

No action reported.

2:00 P.M. - Section 54957, Public Employment:

- Title: Interviews for General Services Director.
No action reported.