

Original Minutes of the Regular Meeting of the Board of Supervisors on April 5, 2005, attached hereto and approved by the Board on April 19, 2005.

APPROVED:

Charlie Paine

Charlie Paine, Chairman
April 19, 2005

ATTEST:

Cindy Keck, Clerk of the Board

By *Stephyn Tyler*

Deputy Clerk, April 19, 2005

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

Tuesday, April 5, 2005 - 10:00 A.M.

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

CLOSED SESSION

Section 54957 - **Public Employment:**

- Title: County Health Officer
No action reported.

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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, April 5, 2005 - 10:00 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.

CALL TO ORDER

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 25 pulled from Consent Calendar for separate action; items 5, 6, 7 and 51 continued to **April 19, 2005**. Consent Calendar approved as modified. 325 1(np) 4(np)

OPEN FORUM**CONSENT CALENDAR**

1. Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, March 29, 2005.

RECOMMENDED ACTION: Approve.

2. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 401-S0511 with the El Dorado Women's Center in an amount not to exceed \$20,000 for a two-year period for "as-requested" therapeutic counseling services to include, but not limited to, individual psychotherapeutic counseling to assist with social, psychological, chemical addiction, and/or medical problems for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment, \$10,000 budgeted for each fiscal year)

RECOMMENDED ACTION: Approve.

3. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 350-S0511 with Scripps Psychological Associates, Inc. in an amount not to exceed \$20,000 for a two-year period for "as-requested" psychological evaluations to include, but not limited to, complete comprehensive psychological evaluations and reports, and to attend multidisciplinary team meetings for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment, \$10,000 budgeted for each fiscal year)

RECOMMENDED ACTION: Approve.

4. Human Services Department recommending the Chairman be authorized to sign Amendment 01 to Agreement 492-S0411 with Personal Emergency Response Systems, Inc. amending the compensation for services to include a rate for a fall detector monitoring system with no change in the maximum dollar amount or extension of term for installation and monitoring of emergency response systems on an "as-requested" basis for Human Services clients. (Funding: Federal and State grants)
RECOMMENDED ACTION: Approve.

5. Human Services Department recommending Resolution authorizing execution of Amendment 01 to Agreement 05B-5312 with the State Department of Community Services and Development increasing the amount of the 2005 Low-Income Energy Assistance Program (LIHEAP) funds by \$112,117 to a maximum amount of \$718,868 for the period January 1, 2005 through December 31, 2005 for LIHEAP services to eligible residents of El Dorado and Alpine Counties; and authorize Chairman to sign Budget Transfer 25115 in the amount of \$391,640 increasing estimated revenue and offsetting expenditures for same. (Funding: Federal Grant Funds) (4/5 vote required)

RECOMMENDED ACTION: Approve and adopt Resolution **080-2005** authorizing Chairman to sign said Agreement and Director of said Department to execute documents relating to same, including amendments that do not affect the maximum dollar amount or term.

Continued to April 19, 2005 upon adoption of the Agenda.

325 1(np) 4(np)

6. Human Services Department recommending Resolution authorizing Amendment 01 to Agreement MS-0405-35 with California Department of Aging increasing the maximum dollar amount by \$40,257 to \$276,903 for the term July 1, 2004 through June 30, 2005 for the Multipurpose Senior Services Program; and further recommending Chairman be authorized to sign Budget Transfer 25114 increasing estimated revenue by \$40,257 in reinstated State revenues and offsetting expenditures and returning Linkages and Medi-Cal Administrative Activities funding for same. (Funding: State revenues) (4/5 vote required)

RECOMMENDED ACTION: Approve and adopt Resolution **081-2005** authorizing Chairman to sign said Amendment and Area Agency on Aging Director to execute documents relating to same, including amendments that do not affect the dollar amount or term, and fiscal and programmatic reports.

Continued to April 19, 2005 upon adoption of the Agenda. 325 1(np) 4(np)

7. Agriculture, Weights and Measures Department recommending the following:

- (1) Authorize Chairman to sign Budget Transfer 25116 appropriating \$53,219 in additional funds from State Unclaimed Gas Tax proceeds;
- (2) Authorize said Department to expend funds in accordance with expenditure request;
- (3) Authorize purchase order to California Surveying & Drafting Supply, Inc. for Trimble Global Positioning System (GPS) equipment and upgrades in the estimated amount of \$14,310.35; and
- (4) Authorize purchase orders to acquire computers, printer (Western States Contracting Alliance), and all remaining requested equipment. (Funding: Non-General Fund, Unclaimed Gas Tax Revenue) (4/5 vote required)

RECOMMENDED ACTION: Approve.

Continued to April 19, 2005 upon adoption of the Agenda. 325 1(np) 4(np)

8. District Attorney recommending Resolution authorizing him to execute a Grant Award Agreement Application with the California Department of Insurance in the amount of \$51,355 for fiscal year 2005/2006 for the Automobile Insurance Fraud Program. (Funding: provided by the Department of Insurance)
RECOMMENDED ACTION: Adopt Resolution 074-2005.

9. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance from John F. Personeni and Suzanne M. Thurman, and Bonita Strain for property located in the vicinity of the Georgetown Airport.
RECOMMENDED ACTION: Approve.

10. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance from Christopher Cefalu and Paige Cefalu and Stephen Donnelly and Eileen Donnelly for property located in the vicinity of the Lake Tahoe Airport.
RECOMMENDED ACTION: Approve.

11. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance from Gary Brooks and Cindy Brooks, Edward Golden and JoAnna Golden, Richard Hallam and Teresa Hallam, Rex Klein, Daniel A. Kurywchak and Cheryl A. Kurywchak, Steve Meyer, Gary Quinn and Blandine M. Quinn, Michael P. Riley and Janell D. Riley, Don Rippy and Barbara J. Rippy for property located in the vicinity of the Cameron Park Airport.
RECOMMENDED ACTION: Approve.

12. Planning Department submitting final map (TM01-1375F) for Serrano, Village G/Unit 10 and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements, Agreement on Conditions for Acceptance of Roads, Agreement of Conditions for Acceptance of Drainage Easements with Serrano Associates, LLC; and the Irrevocable Offer of Dedication be accepted for the offsite Road and Public Utilities Easements, accepting the utilities easement but rejecting the road easement at this time.
RECOMMENDED ACTION: Approve.
13. Transportation Department recommending Resolution terminating and abandoning (AOE 2005-0008) the rejected offer of dedication for one ten-foot wide and one five-foot wide drainage easement located on the rear and side boundary lines of APN 114-074-01-100, Village D El Dorado Hills Unit 1, Lot 57 requested by Peter F. and Elizabeth A. Harger to accommodate planned construction of a swimming pool.
RECOMMENDED ACTION: Adopt Resolution 075-2005.
14. Transportation Department recommending Resolution summarily vacating (AOE 2005-0005) one ten-foot wide and two five-foot wide public utilities easements located along the rear and side boundary lines of APN 108-250-41-100 on Golden Foothill Parkway in El Dorado Hills requested by Ribeiro-Commerce, LLC, a Nevada Limited Liability Company to accommodate planned construction of improvements on subject lot.
RECOMMENDED ACTION: Adopt Resolution 076-2005.
15. Transportation Department recommending Resolution summarily vacating (AOE 2005-0013) one ten-foot wide public utilities easement located along the rear boundary line of APN 110-380-09-100, Amended Final Map for a portion of The Summit Unit No. 2, Lot 108, requested by Michael and Gretchen Wilmer to accommodate planned construction of a swimming pool.
RECOMMENDED ACTION: Adopt Resolution 077-2005.

16. Transportation Department recommending Resolution terminating and abandoning an Irrevocable Offer of Dedication (IOD 2004-21) for a road, in fee, located on a portion of APN 108-12024-100; and Resolution accepting an Irrevocable Offer of Dedication for a road right of way, including underlying fee, and slope easement, located on portions of said property to accommodate improvements to Hollow Oak Road, in El Dorado Hills, property owned by El Dorado Irrigation District.

RECOMMENDED ACTION: Adopt Resolutions 078-2005 and 079-2005.

17. Transportation Department recommending the Board find that pursuant to Article II, Section 210 b(6) of the El Dorado County Charter that there are specialty skills required for work performed that are not expressly identified in County classifications, and that the ongoing aggregate of work performed under said Amendment is not sufficient to warrant the addition of permanent staff; and Chairman be authorized to sign Amendment 02 to Agreement 03-218 with Youngdahl Consulting Group, Inc. increasing the amount by \$50,000 to \$175,000 for a term to expire December 31, 2005 for "as-needed" geotechnical geological, and environmental investigations and materials testing. (Funding: Restricted revenue sources that fund the capital improvement program projects and developer fees)

RECOMMENDED ACTION: Approve.

18. Transportation Department requesting authorization to file application(s) for the Hazard Elimination Safety (HES) Program funding for various highway improvement projects for federal fiscal year 2005/2006. (Funding: Not budgeted this fiscal year; to be included in subsequent fiscal year budgets)

RECOMMENDED ACTION: Approve.

19. Transportation Department recommending Resolution sanctioning the closure of South Shingle Road from Millers Hill School to the end of the pavement on South Shingle Road, and Settlers Trail and Coulter Lane to be closed on Saturday April 23, 2005, between 8:00 a.m. and 10:00 a.m. for the "Latrobe Country Fun Run/Walk" event.

RECOMMENDED ACTION: Adopt Resolution 083-2005.

20. Transportation Department recommending Chairman be authorized to sign Easement Acquisition Agreement and Certificates of Acceptance from Jeffrey Paul Miner and Karen Diane Miner, Trustees of the Jeffrey Paul Miner and Karen Diane Miner Revocable Trust dated February 8, 2001 to acquire easements on APN 033-552-17 for the Angora Creek Stream Environmental Zone Project JN 95047. (Funding: California Tahoe Conservancy)

RECOMMENDED ACTION: Approve.

21. Transportation Department recommending Right of Way Unit staff be authorized to proceed with the acquisition process for portions of the following parcels for the Latrobe Road Widening Project, Phase 2 (TM 99-1359): El Dorado Irrigation District, APN 107-020-08; El Dorado Hills Investors, LTD, APN 107-020-10; El Dorado Irrigation District, APN 107-020-25 Ribeiro California LLC, APN 108-570-07; Johnny R. Ribeiro, APN 108-550-17; PAC/SIB LLC, APN 108-550-29, 31 & 34; El Dorado Hills Investors LTD, APN 107-010-10; El Dorado Hills Investors LTD, APN 108-470-04, 05, 06, 14, 15, 16 & 17; El Dorado Hills Pavilion Venture LLC, APN 107-010-68; Auburn Manor, APN 107-010-71; Rolling Hills Christian Church, APN 108-500-03; TPC/VPD Venture 1 LLC, APN 108-030-16 & 21; and El Dorado Hills Investors LTD, APN 108-470-18 & 19. (Funding: Road Impact Fees)

RECOMMENDED ACTION: Approve.

22. Transportation Department recommending the following pertaining to the U.S. Highway 50/Missouri Flat Road Interchange Project 71317:

(1) Approve Purchase and Sale Agreement with Carol J. Russell, as to Parcel 1; and Carol J. Russell, Trustee of the Carol J. Russell Separate Property Trust, as to Parcel 2, in the amount of \$1,040,500, plus title and escrow fees, for APN 327-130-20;

(2) Authorize Chairman to sign the Purchase and Sale Agreement and Certificates of Acceptance for Grant Deed associated with said Agreement;

(3) Authorize Interim Director of said Department or her designee to execute escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of interest and escrow fees. (Funding: State Traffic Impact Fees and MC & FP)

RECOMMENDED ACTION: Approve.

23. Sheriff's Department recommending Chief Lorenzo Gigliotti, South Lake Tahoe Fire Department and Chief George Nielsen, Placerville Police Department be appointed to the Anti-Terrorism Approval Body (Approval Authority) to replace recently retired members; and Sheriff be authorized to sign all documents needed by the California Homeland Security Office to receive federal funds in the amount of \$578,306 for planning, equipment, training, exercises and management/administrative costs. (Funding: Grant)

RECOMMENDED ACTION: Approve.

24. Sheriff's Department recommending the Board relieve said Department from liability for a cash shortage in the amount of \$20 from the Records Section's imprest fund. (Funding: General Fund)

RECOMMENDED ACTION: Approve and authorize Sheriff to submit a claim for a warrant to the Auditor-Controller to replenish said fund.

25. Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 05-070-078 for the purchase of new fleet vehicles to Family Chevrolet of Shingle Springs (\$324,564); South Shore Motors of South Lake Tahoe (\$147,966); Placerville Ford of Placerville (\$433,330); Shingle Springs Honda of Shingle Springs (\$43,572); and Maita Chevrolet of Elk Grove (\$33,302); and authorize purchase orders to same, including applicable sales and tire tax, with replacement vehicles funded from the Fleet's Vehicle Replacement Reserve Fund and new additional vehicles to be funded within individual requesting department's budget for vehicle purchases.

RECOMMENDED ACTION: Approve and authorize additional orders on an "as-requested" basis. **Board approved the purchase of new fleet vehicles as outlined in the Agenda Transmittal dated March 30, 2005 with the exclusion of the following vehicles: 7-10, 12, 13, 38, 39, 43, 46, and 48; and approved the substitution for vehicle #11 as presented this date by the Department of Transportation.** 352 1(np) 4(np)

Additionally, a motion by Supervisor Solaro, seconded by Supervisor Baumann, to include vehicle #13 in said purchase failed. 52 3(n) 1(np) 4(np)

26. County Service Area 10 recommending that it is more economical and feasible to obtain an outside contractor to perform work in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and authorize Chairman to sign Amendment 02 to Agreement 017-03/04 with The Law Offices of Thomas M. Bruen increasing Agreement amount by \$200,000 for a total amount not to exceed \$400,000 for legal support for the Environmental Management Department. (Funding: Non-General Fund, Special revenue funds, CSA 10 \$150,000, AQMD \$50,000)
- RECOMMENDED ACTION:** Approve.

27. Supervisor Solaro recommending the appointment of Alissa Nourse as the Mental Health Representative and Christine Amey as the Child Welfare Services Representative to the Child Abuse Prevention Council for terms to expire January 2007.

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. Hearing to consider adoption of Resolution **082-2005** approving the Community Development Grant application to California Department of Housing and Community Development in the amount of \$1,500,000 for a three-year period for Housing Acquisition and Housing Rehabilitation Program services; and authorizing the Chief Administrative Officer to act on behalf of the County in signing the Statement of Assurances and Director of Human Services Department to act on behalf of the County in all matters pertaining to said grant application, including authorization to execute and administer the standard agreement upon review and approval by County Counsel and Risk Management and to execute any amendments that do not affect the dollar amount or the term, and other grant related documents if said application is funded. Noting: County match of \$46,500 funded through staff support (\$30,000), permit fee waivers (\$4,500), and federal weatherization (\$12,000).

BOARD ACTION - Hearing no protests, Resolution **082-2005** adopted. 325 1(np) 4(np)

51. Chief Administrative Office recommending Chairman be authorized to sign Budget Transfer 25117 increasing the retiree health appropriations from \$700,000 to \$850,000 for the Retiree Health Program. (4/5 vote required)
Continued to April 19, 2005 upon adoption of the Agenda. 325 1(np) 4(np)

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

April 5, 2005

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: Human Resources Director**
Employee Organization: Operating Engineers, Local 3: Correction, Probation, Trades & Crafts; Deputy Sheriff's Association; Local 1: General Supervisory, Professional; Criminal Attorney's Association.
Unrepresented Employee: Unrepresented Management; Confidential; Elected; Unrepresented Department Heads.

No action reported.