

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

APPROVED:

*Charlie Paine*

\_\_\_\_\_  
Charlie Paine, Chairman  
November 15, 2005

ATTEST:

Cindy Keck, Clerk of the Board

By

*Stephan Tyler*  
\_\_\_\_\_  
Deputy Clerk, November 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, November 8, 2005 - 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

**CHARLIE PAINE**  
Fourth District  
Chairman

**RUSTY DUPRAY**  
First District

**HELEN K. BAUMANN**  
Second District  
Second Vice Chair

**JAMES R. SWEENEY**  
Third District  
First Vice Chairman

**VACANT**  
Fifth District

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 8 and 19 pulled from Consent Calendar for separate action; item 60 withdrawn; and Consent Calendar approved as modified. 1234

**TAPE 1**

**PRESENTATION** of a mosquito fish public service program by the Camino Go-Getters 4-H Club.

**PRESENTATION** by Lilliput Children's Services on the importance of adoption and foster care services provided to families in the County; and presentation of Proclamation to said agency and recognizing November, 2005 as National Adoption Month.

**BOARD ACTION** - Proclamation adopted. 1234

**OPEN FORUM****CONSENT CALENDAR**

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

**RECOMMENDED ACTION:** Approve.

2. Public Health Department recommending Chairman be authorized to sign the retroactive Local Public Health Preparedness and Response to Bioterrorism Program Funding Agreement with the State Department of Health Services in the amount of \$273,348 effective August 31, 2005 through August 30, 2006 for the implementation of activities identified by the Center for Disease Control (CDC) as essential for a community's emergency preparedness. (Funding: State DHS Public Health Bioterrorism Preparedness Grant)

**RECOMMENDED ACTION:** Approve.

3. Public Health Department, Health Promotions Division, recommending the Board approve in concept the submission of letters of support and collaboration with El Dorado Union High School District to obtain a Tobacco Use Prevention Education Program Grant for Grades 9 through 12 through the California Department of Education to provide technical assistance in peer cessation programs and asset building for staff, students and the school/community. (Funding: Grant)  
**RECOMMENDED ACTION:** Approve.
4. Human Services Department, Community Services Division, recommending Chairman be authorized to sign retroactive Agreement 05-45756 with California Department of Health Services in the amount of \$1,716,000 for the term October 1, 2005 through September 30, 2008 for the Supplemental Food Program for Women, Infants and Children (WIC), noting retroactive as to term due the contract not being received from the State until September 26, 2005. (Funding: Federal Grant Funds, \$572,000 budgeted for Fiscal Year 2005/2006 and \$572,000 to be budgeted in Fiscal Years 2005/2006 and 2006/2008)  
**RECOMMENDED ACTION:** Approve, and authorize the Director of said Department to execute all subsequent documents relating to this contract, including any amendments thereto that do not affect the dollar amount or term, and required fiscal and programmatic reports.
5. Agriculture, Weights and Measures Department, on behalf of the Agricultural Commission, recommending adoption of the Best Management Practices to help agricultural entities minimize soil erosion and sedimentation pursuant to General Plan Objective 7.1.2, Policy 7.1.2.7 in the Conservation and Open Space Element.  
**RECOMMENDED ACTION:** Approve.

6. General Services Department recommending Chairman be authorized to Budget Transfer 26021 establishing the budget for the Cameron Park Community Services District Community Enhancement Special Revenue Fund to provide said Department the ability to disburse Community Enhancement funds in accordance with Funding Agreement 209-F0611 for the design and construction of the Cameron Park Community Center. (Funding: Community Enhancement Funds, Special Revenue Fund)  
**RECOMMENDED ACTION:** Approve.
  
7. General Services Department recommending Change Order 02 to Agreement 089-C0699 with River City Painting, Inc. increasing the amount by \$7,610 for a total amount of \$273,981 and extending the term to November 20, 2005 to provide additional construction services associated with the repair and exterior painting of beams in Buildings A and B of the Placerville County Government Center (Project 04-03). (Funding: Accumulated Capital Outlay Fund)  
**RECOMMENDED ACTION:** Approve and authorize the Director of said Department to sign change order.
  
8. General Services Department recommending Chairman be authorized to sign Lease Agreement 523-L0511 with Georgetown Divide Recreation District in the amount of \$1 per year for the term December 1, 2005 through November 30, 2015 for the use of 2.3 acres at the El Dorado County Corporation Yard in Greenwood for a children's playground and recreational area.  
**RECOMMENDED ACTION:** Approve. 4312
  
9. General Services Department requesting authorization to exercise the first option to extend Lease Agreement 255-L0111 with Star Lake Investments in the amount of \$16,079.65 per month commencing January 1, 2006 through December 31, 2011 for 7,200 square feet of office space located at 971 Silver Dollar Boulevard in South Lake Tahoe for the Human Services Department. (Funding: Federal/State/Realignment, Fiscal Year 2005/2006)  
**RECOMMENDED ACTION:** Approve.

10. Probation Department recommending Resolution authorizing the Chairman to sign Agreement 427-S0611 (C05-139) with the California Department of Corrections and Rehabilitation in the amount of \$20,000 for the term July 1, 2005 through June 30, 2006 for diagnostic and treatment services and temporary detention for case referrals from Juvenile or Criminal Courts, noting retroactive as to term due to processing delays by the State merger of the Youth Authority into the Department of Corrections and Rehabilitation. (Funding: General Fund, budgeted for Fiscal Year 2005/2006)

**RECOMMENDED ACTION:** Adopt Resolution **338-2005**.

11. Transportation Department recommending the Board accept the Asphalt Concrete Overlay for portions of Forni Road and Pleasant Valley Road (Contract No. PW 05-45) as substantially complete; and authorize Chairman to sign the Notice of Completion. (Funding: Regional Surface Transportation Program grant funds and General Fund Contribution in lieu of Vehicle License Fees)

**RECOMMENDED ACTION:** Approve.

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

(1) Approve Claim for Relocation Assistance - Nonresidential in the amount of \$20,000 for Tenant/Displacee Harold Miller dba H & S Gas Mart located at 6880 Perks Court; and

(2) Authorize said Department's Right of Way Unit staff to proceed with payment of claim upon successful move-out by Tenant/Displacee Harold Miller. (Funding: State Traffic Impact Mitigation fees)

**RECOMMENDED ACTION:** Approve.

13. Transportation Department recommending the following:
- (1) Authorize and direct Auditor/Controller to issue reimbursements for budgeted expenses totaling \$320.15 to members of Texas Hill Estates No. 12, Lynx Trail No. 30, and River Pines Estates No. 46 Road Zone of Benefit Advisory Committees within County Service Area 09; and
  - (2) Waive requirement of Part V, Section C of the Policy and Procedure Guidelines for Creation and Administration of Zones of Benefit within a County Service Area, adopted by the Board of June 2, 1987, and allow for reimbursement of zone of benefit advisory committee members for specific expenses related to correspondence and noticing of public meetings. (Funding: Zone assessments)  
**RECOMMENDED ACTION:** Approve.
14. Auditor-Controller recommending Chairman be authorized to sign Amendment 01 to Agreement with Calfee and Young extending the term to October 21, 2006 for legal services for collection of special tax delinquencies for various Mello Roos Community Districts.  
**RECOMMENDED ACTION:** Approve.
15. Surveyor recommending continuation of perpetual Agreement C34-13; and Purchasing Agent be authorized to encumber funds for the fiscal year 2005/2006 payments in the amount of \$27,971.05 to Environmental Systems Research Institute, Inc. (ESRI) of Redlands, CA for annual software licensing and maintenance. (Funding: General Fund)  
**RECOMMENDED ACTION:** Approve.
16. Chief Administrative Office, Procurement and Contracts Division, recommending Chairman be authorized to sign Amendment 02 to Agreement 103-S0510 with Shred-It Reno, Inc. adding Exhibit "A", "HIPAA Business Associate Agreement", and modifying the scope of services to include additional confidentiality requirements for document destruction on an "as-requested" basis to County departments on the East Slope.  
**RECOMMENDED ACTION:** Approve.

17. Chief Administrative Office, Procurement and Contracts Division, recommending extension of Bid 05-680-039 for foul weather gear for the Sheriff's Department. (Funding: General Fund)

**RECOMMENDED ACTION:** Authorize blanket purchase order in the amount of \$8,059 to Sierra Police Supply of McClellan, CA for a term to expire November 9, 2006; and authorize increase to blanket purchase order on an "as needed" basis during the awarded period if funding is made available within the requesting department's budget.

18. Supervisor Paine recommending the Board approve funding for the District V Supervisor-elect to attend the California State Association of Counties Annual Conference to be held November 29, 2005.

**RECOMMENDED ACTION:** Approve.

19. Supervisor Paine recommending the remaining portions of the Community Enhancement Funds (\$17,535.78) originally allocated to purchase a Community Services van for Senior Nutrition in December 2001 be reallocated to the Rescue Community Center for repairs to said Community Center's parking lot; and authorize the Director of General Services to execute a contract pending approval by County Counsel. (Continued 10/18/2005, Item 23)

**RECOMMENDED ACTION:** Approve.

4213

20. Transportation Department recommending Chairman be authorized to sign Amendment IV to Agreement AGMT 03-128 with URS Corporation, dba URS Corporation Americas increasing compensation amount by \$950,000 a total of \$1,700,000 for a term to expire December 31, 2006, and increasing scope of services by adding development services for said Department, noting services are needed to complete the Project Report and Environmental Document for the Missouri Flat/Pleasant Valley Connector project. The Department may also use this vendor to help with the review of development projects as a stopgap measure until staff is hired. (Funding: CIP Projects, Road/Traffic Impact Fees)

**RECOMMENDED ACTION:** Approve.



21. Transportation Department recommending Chairman be authorized to sign Funding, Credit and Reimbursement Agreement with West Valley LLC related to improvements being advanced by the developer as a condition of TM 99-1359 (Blackstone). (Funding: Requested action does not impact cost but instead cash flow in the 2004 TIM fee program)

**RECOMMENDED ACTION:** Approve.

**END CONSENT CALENDAR**

**TAPES 1 & 2**

**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. Development Services Department reporting on the steps, resources, and schedule necessary to process a General Plan Amendment to Policy 2.2.1.5 to revise Floor Area Ratios (FAR) and Maximum Impervious Surface (MIS) requirements on a County-wide basis with emphasis on commercial/industrial parks, Research and Development Districts and Agricultural Districts; and requesting staff direction for same. (Continued 10/18/2005, Item 52)

**BOARD ACTION** - Board adopted Approach 1 which is a short term solution that enables projects to move forward that may exceed the FAR and MIS standards provided that the deviations from standards are approved through a discretionary review process; and directed staff to move forward with Approach 2 which reflects a more comprehensive, longer term approach to amend the General Plan Policy 2.2.1.5 to potentially increase FARs on a Countywide basis without requiring project specific discretionary review. (Detailed explanation of Approach 1 and 2 available in said Department's letter to the Board of Supervisors dated November 4, 2005.)

**TAPES 2**

51. Transportation Department recommending Chairman be authorized to sign Agreement AGMT 05-798 with Imbsen and Associates, Inc. in the amount of \$520,000 for a term to expire April 1, 2008 to provide "as needed" project planning and design services, pending the pre-award audit approval from CALTRANS, noting services are needed for the planning and design of the replacement of the Green Valley Road bridge over Tennessee Creek and support services for the Highway Bridge Replacement Project. (Funding: Approximately 80% through HBRRP and approximately 20% through RSTP and TIM Fees)

**BOARD ACTION** - Approved.

4312

**TAPES 2 & 3**

52. Transportation Department recommending the following pertaining to the U.S. Highway 50 Corridor Mainline and Interchange Improvement Projects:

(1) Review and provide direction on the informational update and corridor plan; and

(2) Approve consultant selection and authorize staff to negotiate five engineering/environmental services contracts.

**BOARD ACTION** - Approved.

3214

**TAPE 3**

53. Chief Administrative Office recommending Resolution **339-2005** authorizing the Chairman to sign the First Amended and Restated Joint Exercise of Powers Agreement for Golden Sierra Job Training Agency with the Counties of Alpine, El Dorado, Nevada, Placer and Sierra, effective January 1, 2006, noting among the revisions is the ability of the Joint Powers Authority (JPA) to pass El Dorado County's share of funds to the County so that the County can provide job training services.

**BOARD ACTION** - Approved.

1423

**TAPE 1**

54. General Services Department recommending the following:

(1) Authorize Chairman to sign renewal of Community Enhancement Funding Agreement 654-S0311 with Georgetown Divide Recreation District (GRRD) in the amount of \$100,000 for a term to expire December 30, 2006 for the restoration of the Bayley House;

(2) Authorize Chairman to sign Budget Transfer 26023 establishing a budget for the GDRD/Bayley House Restoration Project Community Enhancement Fund to provide the appropriations required to disburse funds in accordance with said Agreement; and

(3) Provide direction regarding GDRD's request to receive any and all interest earned in Fund 20-514-491, noting Chief Administrative Officer recommending Actions 1 and 2; recommend that all interest earned in this fund and all-related funds be retained by the County for use in funding capital projects as determined by the Board of Supervisors. (Funding: Community Enhancement Funds, originally approved in the fiscal year 2001/2002 budget and segregated in fiscal year 2002/2003)

**BOARD ACTION** - Board approved the renewal of the Community Enhancement Funding Agreement and the Budget Transfer to provide appropriations in the amount of \$100,000 (interest earned not included); and directed staff to return to the Board on **February 7, 2006** with a policy pertaining to the disbursement of interest earned from community enhancement funds. 4312

**TIME ALLOCATIONS - 2:00 P.M.****TAPE 1**

60. Hearing to consider an amendment to recorded map for Serrano, Village H, Unit 3, Lot 117 (TM91-1239C) to remove the recorded vehicular access restriction from Gresham Drive to allow for a secondary driveway on APN 113-220-22 consisting of 0.95 acres located on the east side of Gresham Drive approximately 600 feet northwest of the intersection with Bent Creek Court in the El Dorado Hills Area; Planning Commission recommending the Board deny said request based on the findings that the request does not meet the necessary findings in Section 16.72.040 of the County Code, Specifically Section 16.72.040(C), Applicants: John and Patricia Grigsby. (District I) (Continued 10/4/2005, Item 81)

**BOARD ACTION** - Applicants' agent requested this matter be withdrawn; no action taken by the Board.

**CAO REPORTS****ITEMS TO/FROM SUPERVISORS****ADJOURNMENT**

**CLOSED SESSION ROSTER**

**Regular Meeting of the Board of Supervisors**

**Tuesday, November 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 54957.6, Conference with Labor negotiator:**

- **County Negotiator:** Interim Human Resources Director; Bruce Heid, Industrial Employees and Distributors Association, and Principal Personnel Analyst.  
**Employee Organization:** Operating Engineers, Local 3 - Corrections Unit; El Dorado County Employees Association, Local 1; Deputy Sheriff's Association - Welfare Fraud Investigators.

**No action reported.**