

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 8:15 a.m., Tuesday, September 8, 2009, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Rockholm, Weygandt, Holmes, Uhler and Montgomery present. Chairman Rockholm presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

PUBLIC COMMENT – Bill Donovan, new Commander of the California Highway Patrol Auburn Office, introduced himself and advised a new enforcement program will be started next month with allied agencies.

COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation:
 - (a) County of Placer vs. Michelle Burris, et al., Placer County Superior Court Case No.: SCV-22068 – *The Board received a status report and extended the contract for outside counsel.*
 - (b) Michael Langford, WCAB Claim, Claim Number: SAC 0361137, SAC unassigned, SAC unassigned – *The Board gave direction to the Risk Manager.*
2. Anticipated Litigation – *The Board received a report and gave direction to County Counsel.*
 - (a) Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9: two potential cases

(B) §54957.6 - CONFERENCE WITH LABOR NEGOTIATORS – *There was discussions of the DSA Labor discussion.*

- (a) Agency designated representatives: Tom Miller, Nancy Nittler, Mike Boyle, Gerald O. Carden, Anthony J. La Bouff
Employee organization: PPEO, DSA.

SUPERVISOR'S COMMITTEE REPORTS – Supervisor Uhler said when the Board met in emergency session regarding the 49 Fire he mentioned that the County had received help from Thunder Valley Casino helping move supplies and at that time he misidentified the name of the person. The person's name is Scott Kidd, Vice President of Food and Beverage for Thunder Valley Casino. Supervisor Uhler said he intends to send a letter to the management of the casino thanking them for their support and specifically identifying the Mr. & Mrs. Kidd. Supervisor Montgomery thanked organizations and individuals for help and service to the community in support of the 49 fire.

CONSENT AGENDA (Items 15 thru 30) Item #28a & 28b moved for discussion. Consent Agenda approved as amended with action as indicated. MOTION Montgomery/Uhler/Unanimous

15. **AGRICULTURE** - Resolution 2009-230 adopted authorizing the Agricultural Commissioner/Sealer to sign contract #09-0324 with the State Department of Food and Agriculture allowing for reimbursement from the State for up to \$1,736 for Nursery Inspection Program.
16. **BOARD OF SUPERVISORS:**
 - a. Resolution 2009-229 adopted commending Bob Dunstan for more than 21 years as a Placer County employee with the Health and Human Services Department.
 - b. Approved a Proclamation declaring September 2009 to be Prostate Cancer Awareness Month in Placer County.
 - c. Approved minutes of August 4, 2009.
17. **CLAIMS AGAINST THE COUNTY** – Rejected the following claims, as recommended by Counsel:
 - a. 09-085, Ciraulo, Jacob, \$360, (Property Damage)
 - b. 09-088, Falkenstein, Teresa, \$733.70, (Property Damage)
18. **COMMITTEES & COMMISSIONS:**
 - a. Mental Health, Alcohol, and Drug Advisory Board - Approved the appointment of Leonard Brown as a Consumer Member for District 3, Seat 9.
 - b. Library Advisory Board – Accepted letter of resignation from Celia Lyman Broadwell, representing District 5, from the Library Advisory Board, as requested by Supervisor Montgomery.
 - c. Roseville Veterans Memorial Hall Board – Approved the appointment of Eugene Nauta (alternate) to Seat 2, as requested by Supervisor Rockholm.

PLACER COUNTY BOARD OF SUPERVISORS

MINUTES

19. COMMUNITY DEVELOPMENT RESOURCE AGENCY/HOME DEPOT OFFSITE IMPROVEMENTS, PROJECT #8494 - Resolution 2009-231 adopted accepting a traffic signal and extensions to Professional Drive (between Heritage Oak Place and 1st Street) and 1st Street (between F Avenue and Atwood Road), into the County Maintained Mileage System.
20. COUNTY CLERK/ELECTIONS - Resolution 2009-250 adopted appointing Directors in Lieu of Election to the McKinney Water District Fredric Jackson and John R. Eageleston and the Camp Far West Irrigation District Mark E. Enes.
21. COUNTY EXECUTIVE/EMERGENCY SERVICES:
 - a. Secure Rural Schools & Community Self-Determination Act - Approved five projects for funding by a portion of the Federal Fiscal Year 2009 reauthorized Secure Rural Schools & Community Self-Determination Act, Title III discretionary funds in the amount of \$107,000, directed staff to proceed with the approved projects, and approved the requisite budget revision.
 - b. Squaw Valley Fire Department - Resolution 2009-232 adopted approving the Squaw Valley Fire Department Capital Facilities Plan Update - June, 2009 which maintains unchanged all existing fees.
 - c. Alpine Springs County Water District - Resolution 2009-233 adopted approving the Alpine Springs County Water District Fire Capital Facilities and Fire Mitigation Fee Expenditure Plan for 2009 with a one cent reduction of all fees.
 - d. Volunteer Fire Assistance Program - Resolution 2009-234 adopted adopting three Volunteer Fire Assistance (VFA) Program Agreements (Grants) for Sheridan Fire (\$4,790), Dutch Flat Fire (\$4,500), and Fowler, Thermaland & Paige combined (\$5,350) and directed staff to complete related financial and administrative actions.
 - e. Proclamation of Local Emergency - Resolution 2009-235 adopted reaffirming the existence of a Local Emergency as proclaimed by the Director of Emergency Services
 - f. Proclamation of Local Health Emergency - Resolution 2009-236 adopted reaffirming the existence of a Local Health Emergency as proclaimed by the Health Officer.
22. DISTRICT ATTORNEY - Resolution 2009-237 adopted authorizing Bradford R. Fenocchio, District Attorney, to submit a proposal and execute the grant award agreement for the Placer County Automobile Insurance Fraud Program in the amount of \$82,087 for FY 2009/2010.
23. FACILITY SERVICES:
 - a. Annual Roofing Contract Project #9122 - Approved a renewal of the Annual Roofing Contract with Hester Roofing, Inc. and upon approval of County Counsel and Risk Management, authorized the Director of Facility Services to sign a new contract in an amount not to exceed \$150,000 and any necessary change orders consistent with the County Purchasing Manual and Section 20142 of the Public Contract Code.
 - b. Children's Emergency Shelter, Project #4677 - Resolution 2009-238 adopted accepting the project as complete and authorizing the Director of Facility Services to execute and record the Notice of Completion.
 - c. Percival Parcel Acquisition - Ratified the decision of the Director of Facility Services to waive previously approved Material Term 5(b) to facilitate the acquisition of real property known as the Percival Parcel Acquisition. This property is located in the community of Sheridan.
24. HEALTH & HUMAN SERVICES/COMMUNITY HEALTH - Approved an agreement with Sierra Foothills AIDS Foundation for services to individuals with HIV/AIDS from July 1, 2009 through June 30, 2010 in an amount not to exceed \$247,237, and authorized the Director of Health and Human Services to sign the resulting contract and amendments up to 10% of the total contract amount. No County General Fund contribution is required. These costs are included in the Department's FY 2009-10 Proposed Budget.
25. PROBATION - Authorized the Chief Probation Officer to sign a memorandum of understanding to allow for the Probation Department to share a facility with Placer County Office of Education at the Youth Resource Center in Roseville's Sundown Education Center, in support of the Juvenile Justice Crime Prevention Act (JJCPA), as required by the Comprehensive Multiagency Juvenile Justice Plan funding allocation.

216

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

26. **PROCUREMENT SERVICES** - In accordance with County Policy, non-contested competitively awarded bids under \$250,000 are placed on the Consent Agenda. Authorized the Purchasing Manager to sign the following:
- a. **Competitively Awarded Blanket Purchase Order #15469/Safety Supplies/Countywide** - Approved Change Order #4, with Empire Safety, in the amount of \$500.
 - b. **Competitive Blanket Purchase Order #16315/Leasing Vanpool Vehicles/County's Vanpool Program/Public Works** - Renewed with VPSI, Inc., in the maximum amount of \$156,200
 - c. **Sole Source Blanket Order #16202/Compressed Natural Gas-Motor Vehicle Fuel/Public Works/Fleet** - Renewed with Southwest Gas Corporation, in the maximum amount of \$170,000.
 - d. **Sole-Source Blanket Purchase Order/Annual Software License Fees, Support and Related Services/Probation Caseload Explorer Case Management System/Probation** - Awarded to Automon Corporation, in the maximum amount of \$101,025.
 - e. **Countywide Blanket Purchase Order/BlackBerry Radio/Cell Phones and Service/Administrative Services/I.T.** - Awarded using a competitively bid Public Agency Contract with Nextel, in the maximum amount of \$100,000.
 - f. **Blanket Purchase Order #16131/Card Lock Fuel Purchases/Public Works/Fleet** - Renewed with Dawson Oil Company, as a result of Competitive Bid #9712, in the maximum amount of \$250,000.
 - g. **Blanket Purchase Order/Hardware Support of the Automated County On-Line Resources Network Servers/Administrative Services/I.T.** - Awarded to Lilien LLC, in the amount of \$63,280.
27. **PUBLIC WORKS.**
- a. **Abandonment/Donner Summit Road** - Resolution 2009-239 adopted to abandon an unused portion of Donner Summit Road right-of-way on one parcel in Norden, and authorized the Chairman to execute two Quitclaim Deeds for unused portions of Donner Summit Road right-of-way on two adjacent parcels.
 - b. **Multi-Purpose Easement/The Highlands, Northstar** - Resolution 2009-240 adopted authorizing the Chairman to execute a Quitclaim Deed between the County of Placer and the State of California for a portion of a Multipurpose Easement located at the intersection of State Route 267 and Highlands View Road.
 - c. **Sunset/65 Interchange Project** - Resolution 2009-241 adopted approving the Right-of-Way Contract and accepted the Grant Deed and Temporary Construction Easement from Volen Properties 5 LLC, in the amount of \$74,203 for the Sunset/65 Interchange Project.
28. **REVENUE SHARING** - In approving the following appropriations, the Placer County Board of Supervisors makes the finding that each and every approved contribution serves a public purpose by promoting the general welfare of the County and its inhabitants; therefore, the County benefits.
- a. **MOVED FOR DISCUSSION** Approve appropriation of \$125 in Revenue Sharing monies to the Sacramento Blue Star Moms "Harvest Festival" Event to support men and women in the Armed Forces, as requested by Supervisor Rockholm.
 - b. **MOVED FOR DISCUSSION** Approve appropriation of \$500 in Revenue Sharing monies to the South Placer Heritage Foundation "Cowpoke Fall Gathering" Event to help preserve historical sites in Placer County, as requested by Supervisor Holmes.
29. **SHERIFF** - Approved the early purchase of a GPS vehicle tracking package in the amount of \$8,100. The equipment is included in the FY 09/10 Final Budget submitted to your Board for approval. Funding is provided from asset forfeiture funds and will be included in the Grants Budget and authorized the Purchasing Manager to execute any related purchasing documents. There is no impact to the General Fund.
30. **TREASURER-TAX-COLLECTOR** - Approved the temporary borrowing of Treasury funds, in the estimated amount of \$100,000 for fiscal year 2009/2010, by the Newcastle Elementary School District, Fund 400 sub-fund 12 as prescribed by the California State Constitution.

End of Consent Agenda

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The following items were moved from the Consent Agenda for discussion:

28. **REVENUE SHARING** – In approving the following appropriations, the Placer County Board of Supervisors makes the finding that each and every approved contribution serves a public purpose by promoting the general welfare of the County and its inhabitants; therefore, the County benefits. Laurie Bettencourt said she had a problem with taxpayer money being spent at this time and suggested if the Board wanted to support these requests to write a personal check or help support these groups through other organizations.
- Approved appropriation of \$125 in Revenue Sharing monies to the Sacramento Blue Star Moms "Harvest Festival" Event to support men and women in the Armed Forces, as requested by Supervisor Rockholm. MOTION Holmes/Uhler/Unanimous
 - Approved appropriation of \$500 in Revenue Sharing monies to the South Placer Heritage Foundation "Cowpoke Fall Gathering" Event to help preserve historical sites in Placer County, as requested by Supervisor Holmes. MOTION Holmes/Uhler/Unanimous

BOARD OF SUPERVISORS – Presentation of a Commendation honoring Kris Wyatt for 36 years of service in education as an employee with Western Placer Unified School District.

BOARD OF SUPERVISORS/HEALTH & HUMAN SERVICES - Resolution 2009-242 adopted proclaiming September 2009 as Alcohol & Drug Addiction Recovery Month in Placer County. MOTION Holmes/Weygandt/Unanimous

ADMINISTRATIVE SERVICES/PROCUREMENT – Authorized the Purchasing Manager to sign the following:

- Competitive Bid #9915/Food/Probation/Central Kitchen** - Awarded to eight (8) vendors, in the maximum aggregate amount of \$851,000. MOTION Uhler/Holmes/Unanimous

FACILITY SERVICES/SURPLUS PROPERTY SALE/133 CHURCH STREET, ROSEVILLE - Pursuant to Government Code Section 25365, the Board took the following actions associated with the sale of 0.126 acres of surplus County property located at 133 Church Street in Roseville, also known as Placer County Assessor Parcel Number 012-200-001 (Subject Property):

- By 4/5ths vote approved the Agreement of Purchase and Sale (Agreement) between the County of Placer and the Redevelopment Agency of the City of Roseville (Agency), for the sale of the Subject Property for \$210,000; and
- Authorized the Chairman of the Board to execute this Agreement; and
- Adopted Resolution 2009-243 authorizing the Director of Facility Services, or his designee, to execute on behalf of the Board all documents necessary to complete the sale of the Subject Property pursuant to the Purchase and Sale Agreement.

MOTION Uhler/Weygandt/Unanimous

FACILITY SERVICES/KINGS BEACH OFFICE PROPERTY ACQUISITION/CALIFORNIA STATE AUTOMOBILE ASSOCIATION, INC. - The Board took the following actions associated with acquisition of the CSAA Kings Beach Property:

- Approved the Agreement of Purchase and Sale between Placer County and California State Automobile Association, Inc. (CSAA) for acquisition of the 0.43+/- acre parcel referred to as APN 117-150-038 including the 3,344 square foot furnished office building, in the amount of \$860,000, and authorized the Chairman to sign; and
- Adopted Resolution 2009-244 delegating authority to the Director of Facility Services, or his designee, to execute all documents and take all actions necessary to complete the acquisition, to disburse funds associated with the transaction, and accept and record the deeds for said property; and
- Approved a Budget Revision associated with this transaction and add the property to the Master Fixed Asset list.

MOTION Montgomery/Holmes/Unanimous

FACILITY SERVICES/TAHOE CITY PUBLIC UTILITY DISTRICT, RECREATION AREA #2 - Approved an agreement with the Tahoe City Public Utility District authorizing the use of Park Dedication Fees from Recreation Area #2, Tahoe City Public Utility District, in the amount of \$72,427 for extension of a water line, a fire hydrant and a drinking fountain at Lake Forest Beach Park and approved a Budget Revision appropriating the funds. MOTION Montgomery/Holmes/Unanimous

PLACER COUNTY BOARD OF SUPERVISORS

MINUTES

HEALTH & HUMAN SERVICES/COMMUNITY HEALTH - The Board:

- a. Prospectively approved the 2009-2010 Comprehensive Public Health Preparedness revenue agreement with the California Department of Public Health (CDPH) in the amount of \$1,374,953;
- b. Signed the required Certification Regarding Lobbying and Non-Supplantation Certification Forms upon approval of the revenue agreement;
- c. Signed the H1N1 Influenza Supplemental Funding Agreement to accept a 25% advance payment of the supplemental H1N1 Influenza A allocation; and
- d. Authorized the Director of Health and Human Services to sign subsequent contract amendments

MOTION Uhler/Holmes/Unanimous

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLACER COUNTY CONSERVATION PLAN (PCCP) – MEMORANDUM OF UNDERSTANDING/CITY OF LINCOLN – Approved a Memorandum of Understanding (MOU) with the City of Lincoln, as requested by the Placer County Planning Department and the PCCP Ad-Hoc Committee, that addresses our joint interest in the preparation and implementation of the Placer County Conservation Plan (PCCP). County staff and the PCCP Ad-Hoc Committee also provided the Board with a status report on the preparation of the PCCP, including the preparation of a new draft Reserve Map. MOTION Weygandt/Uhler/Unanimous

PUBLIC WORKS/COUNTY SERVICE AREA #28, ZONE OF BENEFIT #214 (Quartz Drive Self Storage/PCPB 20060611) Conducted a public hearing, received no protests, received election results, and adopted Resolution 2009-245 creating Zone of Benefit #214 and setting charges to provide road rehabilitation and storm drain maintenance services in the amount of \$2,855.85 for Fiscal Year 2010/11) for the Quartz Drive Self Storage Facility. MOTION Uhler/Montgomery/Unanimous

PUBLIC WORKS/KINGS BEACH WATER QUALITY IMPROVEMENT PROJECT, PHASE 1 (Fox Clean Water Pipe) - Approved the project plans and specifications for use in bidding and construction of the project and authorize the Department to advertise for bids. The engineer's estimate for this project is \$2,300,000. MOTION Montgomery/Holmes/Unanimous

SHERIFF - Approve the contract for Law Enforcement Services between the Placer County Sheriff-Coroner-Marshall and the City of Colfax. This contract is the three-year continuation of law enforcement services beginning July 1, 2009 through June 30, 2010. The contract amount for Fiscal Year 2009/2010 is \$546,424, an increase of \$16,824 or 3.18%. This contract is included in the FY 2009/2010 Final Budget. There is no impact to the General Fund. MOTION Montgomery/Holmes/Unanimous

COUNTY EXECUTIVE/PERSONNEL – (Continued from August 4, 2009) – The Board took the following actions to adjust Deputy Sheriff's Association (DSA) represented employee compensation and benefits

1. Resolution 2009-246 adopted imposing the proposals contained within the County's "Last, Best and Final Offer for a New Memorandum of Understanding submitted July 1, 2009 by the County of Placer to the Deputy Sheriffs' Association". MOTION Uhler/Weygandt/Unanimous
2. Ordinance introduced, first reading waived, adjusting the compensation and benefits of DSA represented employees. MOTION Uhler/Weygandt/Unanimous
3. Uncodified ordinance introduced, first reading waived, adjusting the compensation and benefits of DSA represented employees. MOTION Uhler/Weygandt/Unanimous
4. Resolution 2009-247 adopted to implement the CalPERS employee retirement contribution for DSA Safety members. MOTION Uhler/Weygandt/Unanimous
5. Resolution 2009-248 adopted to implement the CalPERS employee retirement contribution for DSA Miscellaneous members. MOTION Uhler/Weygandt/Unanimous

COUNTY EXECUTIVE – The Board:

- a. Convened the required public hearing on the Fiscal Year 2009-10 Final Budget. No public comment or additional funding requests were received on the budget. The public hearing was closed; and the Board:
- b. Directed staff to prepare the resolution for presentation at the next Board meeting to adopt the Final Budget, which is comprised of the Proposed Budget with the following revisions:
 1. Approve \$14,855,755 net increase in appropriations in the County Budget (Attachment A);
 2. Approve allocations for proprietary funds (Attachment B);
 3. Approve items listed on the Master Fixed Asset List (Attachment C);
 4. Approve the recommended Position Allocation Listing (Attachment D);
 5. Approve reserve provisions and cancellations for county funds (Attachment E);
 6. Approve allocations in Board of Supervisor governed special districts (Attachment F); and
 7. Authorize the Auditor-Controller to make technical, non-substantive budget adjustments to the Final Budget.

DATE MOTION Uhler/Montgomery/Unanimous
September 8, 2009

PAGE 106

219

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

ADJOURNED AS THE PLACER COUNTY BOARD OF SUPERVISOR AND CONVENED AS THE PLACER COUNTY REDEVELOPMENT AGENCY BOARD

REDEVELOPMENT AGENCY - Resolution 2009-249 adopted approving the Redevelopment Agency's (Agency) FY 2009-2010 Final Budget in the amount of \$36,079,592.
MOTION Holmes/Montgomery/Unanimous

ADJOURNED AS THE PLACER COUNTY REDEVELOPMENT AGENCY BOARD AND RECONVENED AS THE PLACER COUNTY BOARD OF SUPERVISORS

BOARD OF SUPERVISORS - Presentation by Carol Arnold, Foothills Farmers Market Association Manager, on the efforts of the Foothills Farmers Market Association.

BOARD OF SUPERVISORS - Presentation of a Commendation congratulating the Foothill Farmers' Market Association on their 20th anniversary of doing business providing fresh produce to the public through Farmers' Markets in Placer County

BOARD OF SUPERVISORS - Lunch with Foothills Farmers' Market Association

ITEMS FOR INFORMATION:

31 Agriculture – 2008 Placer County Agricultural Crop Report.

ADJOURNMENT – Next regular meeting is Tuesday, September 15, 2009 (Hidden Falls Regional Park) and September 22, 2009.

ADJOURNMENT - There being no further business, the Board adjourned. Next regular meeting is Tuesday, September 15, 2009 (Hidden Falls Regional Park Overlook Deck Dedication) and September 22, 2009.

ATTEST:

Ann Holman
Clerk of the Board

F.C. Rockholm, Chairman
Placer County Board of Supervisors