

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9.00 a.m., Tuesday, June 12, 2007, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Rockholm, Weygandt, Holmes, Uhler and Kranz present. Chairman Kranz presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

PUBLIC COMMENT – Dave McClure spoke in opposition to various elements of specific projects in the Tahoe area.

SUPERVISOR'S COMMITTEE REPORTS – None given.

COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) **\$54957 - PUBLIC EMPLOYEE APPOINTMENT** – *Announced the appointment of Troy Held.*
Public Employee Appointment, Title: Director of Child Support Services

(B) **\$54957.6 - CONFERENCE WITH LABOR NEGOTIATOR** – *The Board met with its labor negotiators.*

(a) Agency negotiator: CEO/Personnel Director; Employee organization: PPEO/DSA/Management

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING – Appeal regarding: **Villas at Harborside; Appeal of Planning Commission Approval of a Final Map Modification, Conditional Use Permit, Variance, Minor Boundary Line Adjustment (PCPC 2005 0680); Consideration of Request for Withdrawal of Appeal** – Public hearing to consider an appeal of the Planning Commission's approval, which allows for the construction of up to nine fractional ownership residential units on three lots and the approval of a variance to front setback requirements to construct a fence, entry gates, carports and parking space. The property (APN 097-130-027, 097-130-028 and 097-130-029) is located at 5120 through 5140 West Lake Boulevard, Homewood, in the Tahoe area, and is currently zoned Plan Area 159-Homewood (Commercial Tourist). The appellant, Jane Eichlin, has submitted a request for withdrawal of her appeal. The Board of Supervisors has the discretion to accept the withdrawal or to proceed with the hearing on the appeal.

Public hearing closed. Upheld the appeal and approved a reduced-density project consistent with the action taken by the Tahoe Regional Planning Agency Board of Directors, for a total of six residential units on the three lots; approved the findings (pages 3-7 of the agenda) and conditions of approval (pages 10-11 of the agenda). MOTION Holmes/Rockholm/Unanimous

Chairman Kranz stated many public meetings regarding this project have been held. Only one person responded that would speak during public comment at this hearing.

Michael Johnson, Planning Director, explained that Jane Eichlin requested her appeal be withdrawn and the Board concluded, at its April 3, 2006 meeting, it was appropriate to have the project considered by the Tahoe Regional Planning Agency (TRPA) prior to action by the Board. Mr. Johnson presented a PowerPoint, showing what was approved at the Planning Commission hearing September 22, 2005 and the reduced-density development plan that was approved by the TRPA on April 26, 2007. This plan allows for six time-share units (two residences on each of the three lots) instead of the previously approved nine units. The TRPA Board's approval addressed previous project approvals and compliance issues, on Lot 7, 8 and 9, that are not part of the project area considered for Placer County's approval. The TRPA approval included \$100,000 landscape security, as well as, a requirement that \$100,000 be paid to the Homewood Homeowner's Association for lake access enhancements. The applicant has revised the project to be consistent with TRPA approval. Staff concluded the Mitigated Negative Declaration, based upon the reduced-density project, is still valid. Staff recommended the Board grant the appeal and approve a reduced-density project consistent with the action taken by the TRPA Board of Directors, based on the findings submitted and subject to compliance with the revised site plan and the conditions of approval.

Chairman Kranz said he presented questions pertaining to Placer County at the TRPA meeting with over 100 members of the public in attendance.

Anthony La Bouff, County Counsel, said the record reflects the Board agreed not to accept the withdrawal of the appeal.

Public Comment:

Randy Faccinto, Attorney representing Nathan Topol, presented a PowerPoint showing the location, zoning, surrounding commercial uses and previous commercial uses of the site. He compared the pre-existing development density impacts to the proposed. Mr. Faccinto pointed out the development's parking allotment per unit and the heated driveways to be used in the winter. The allowable density for time share units is 30 units per lot. He talked about infrastructure and environmental improvements that have been completed: drainage improvements, increased public access to the beach, underground utility infrastructure, sidewalks and landscaping, sea plane base was removed and fish habitat restored. He described the scenic improvements proposed and explained there has been ample opportunities for public input. He submitted 108 letters of support. He explained the extra

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mitigation required by TRPA that would benefit the community if the project were approved, including removing a lodge and providing a boat wash station test site. Mr. Faccinto compared the impacts of single family dwellings versus the proposed time-share units.

Susan Gearhart, Sierra Club and League to Save Lake Tahoe, agreed that the project was improved through this process. She talked about the confusion created with the Planning Commission meeting noticing. Ms. Gearhart said they were not able to discuss traffic, parking and negative declaration issues at TRPA and requested Placer County hold a public forum. She talked about safety issues with time-share rentals and that the restaurant, with an inn on the top floor, is larger than originally proposed. She requested a traffic study be done and the owner of the property be investigated.

Dennis Crabb, Attorney representing Hugh Harris, advised his client originally opposed the project but now supports it.

Jack McKenna, Homewood Homeowner's Association President, said a survey conducted of their 100 members showed a majority against the project. Since that time, the problems they originally submitted have been mitigated and now there is substantial support for the revised project.

James Gearhart, Homewood Homeowner's Association Member, said the appeal should be upheld and the project should not be approved until the questions raised are answered and an Environmental Impact Report has been completed.

Chairman Kranz disagreed stating TRPA had heard the issues affecting Placer County. He has been in constant communication with the Planning Department to make sure County issues were discussed.

Anthony La Bouff, County Counsel, clarified that the motion included staff's recommendation listed on page 3 of the agenda, including the California Environmental Quality Act Findings, Conditional Use Permit Findings, Final Map Modifications, and Variance and Conditions.

BOARD OF SUPERVISORS - Presentation of a Proclamation to the Placer Sportsmen's Association for their community work, specifically for the Annual Fishing Derby.

FACILITY SERVICES/COUNTY SERVICE AREA ASSESSMENT & FEE REPORT/FY 2007/08 - Public hearing closed. Resolution 2007-172 adopted confirming the report and authorizing the collection of assessments on the 2007/08 tax roll. MOTION Rockholm/Holmes/Unanimous

Jim Durfee, Facility Services, said this action is required to collect the voter approved assessments that are used for road maintenance, fire protection, parks, landscape, maintenance and other services throughout the County. Pursuant to Government Code the Board must conduct a public hearing and, by resolution, confirm the annual report that details the County Service Area zone charges to be placed on the tax roll. The Fee Report contains 34,846 direct charges for over 142 zones and districts throughout the County. Some fees were increased by Consumer Price Index (CPI) while others remained static. Since Proposition 218, the County usually includes a CPI inflation increase. No public comment was received.

ADMINISTRATIVE SERVICES/PROCUREMENT:

- a. **Blanket Purchase Order #13821 & 13823, Temporary Help Services/Personnel** - Renewed as a result of Competitive Bid #9462 with Adecco USA, Inc., in the maximum aggregate amount of \$1,200,000. MOTION Uhler/Rockholm/Unanimous
- b. **Blanket Purchase Order, Disposable Food Trays/Probation** - Awarded through a competitively bid cooperative purchasing agreement by San Diego County with Allen Packaging Company, in the maximum amount of \$300,000. MOTION Uhler/Rockholm/Unanimous
- c. **Purchase Order, Pharmaceutical Products/Health & Human Services** - Approved blanket purchase order through a competitively bid cooperative purchasing agreement with Cardinal Distribution, in the maximum amount of \$375,000. MOTION Uhler/Rockholm/Unanimous

BOARD OF SUPERVISORS - Approved minutes of May 8, 2007 as amended.
MOTION Rockholm/Holmes/Unanimous VOTE 4-0 (Kranz abstained)

Supervisor Uhler requested a correction to the minutes regarding the County Executive/Strategic Planning Session, to reflect the Sheriff's employees cost to the County as being \$122,000 instead of \$112,000 as written.

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BOARD OF SUPERVISORS/PLANNING COMMISSION – Declared Seat 5 vacant and directed the Clerk of the Board to post the vacancy. MOTION Kranz/Rockholm/Unanimous

Chairman Kranz passed the gavel to Vice Chairman Holmes. Vice Chairman Holmes identified the item as declaring Planning Commission Seat 5 vacant and directing the Clerk of the Board to post the vacancy

Supervisor Kranz said he wanted to make sure everyone understood that no one is prejudging the outcome of the investigation of the District 5 appointee; but, it has become clear that County government is suffering from the distraction. That is the reason he has requested the Board consider declaring the seat vacant.

Vice Chairman Holmes said several e-mails were received regarding the issue with a request to have them read into the record. He advised reading correspondence into the record is not the practice of the Board and that the e-mails were available for review.

Mary Michelle Burris, aka Mary Michelle Ohler, Trustee of the Mary Smith Trust, said she was appointed to the Planning Commission to undertake the duties in a fair and responsible manner. In order to carry out her duties, it has been incumbent to ask hard questions of staff and to challenge recommendations when she believes they do not promote the County's Land Use and Development Policies, comply with State Law, or treat an applicant's rights with respect and fairness. She said she has become a target for unfair attacks from anonymous sources. She was appalled that the Board of Supervisors chooses to remove her on unsupported allegations and said she had disclosed an investigation being done on her to Supervisor Kranz. She intends to fully cooperate with Counsel hired to review the allegations. She said she has done nothing wrong, illegal or unethical and opposes being removed from the Planning Commission.

Kurt Sandhoff (Weimar/Applegate/Colfax Municipal Advisory Committee), Bill Johnson (Real Estate Broker), Theresa Maloney (Placer County resident), George Horan (Placer County resident), Paul Moenning (Placer County resident), Fred Uhl (Contractor), Tony Battalia (long time acquaintance), Cynthia Wardleigh (Foresthill Municipal Advisory Committee), and Ross Edwards spoke in support of Ms. Ohler.

Anthony La Bouff, County Counsel, explained that all committee/commission appointees, appointed by the Board of Supervisors, are given the opportunity to serve and serve at the will of the supervisors. There have been references to due process and he emphasized that no one at the County has charged or accused Ms. Ohler of any wrong doing. The County has received material for review and may or may not come to a conclusion. He met with Mrs. Ohler's attorney and thought there was a mutual understanding that there will be cooperation and they are looking for a speedy resolution. If any charges are filed, due process will be followed. He did not want to presume an outcome nor does the County want to presume an outcome. Nevertheless, the person who sits on the Planning Commission, while this investigation is occurring, may cause some inefficiency to the County.

Supervisor Kranz said Michelle has done an outstanding job as a Planning Commissioner but the situation has become distracting. He wished her well.

Supervisor Uhler said unfortunately, when allegations like this are leveled, not necessarily unsubstantiated, it causes the Board to authorize County Counsel to hire outside counsel to review the documentation. If this were a County employee, we would have the administrative leave process but that option is not available now. It was his hope that when the issues surrounding the individual were going to surpass the mission she was there to perform an offer would be made of a resignation pending the results of an outcome. He was disappointed that that did not happen. He appreciated Ms. Burris' service on the Planning Commission, but to take the stand that retaining her seat is more important than the integrity of the Planning process or somehow more important than the ability of the individual supervisor to make these nominations is disturbing.

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HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE/COMMUNITY ACTION PLAN:

- a. Public hearing closed to consider the Placer County Community Action Plan for Calendar Years 2008 and 2009; and
- b. Signed the Certification of Community Action Plan and Assurances; and
- c. Resolution 2007-173 adopted authorizing the Health & Human Services Director to apply for and enter into a contract with the California Department of Community Services and Development to receive funds under the Calendar Years 2008 and 2009 Community Services Block Grant Program, to accept any amendments or revisions and to perform any responsibilities in relation to the contract. MOTION Holmes/Rockholm/Unanimous

Maureen Bauman, Adult System of Care Director, explained the process brings \$173,000 Federal dollars to assist low-income families and individuals to become self sufficient. The majority of the funds are allocated to local community agencies through a Request for Proposals process, except for the funds necessary to administer and manage State and local contracts. A public forum was held May 10, 2007. Priorities were developed by the Community Services Commission and a Community Action Plan was developed. The plan has been available for public review for 10 days. No public comment was received. Supervisor Uhler said he appreciated staff's use of contracted services to help meet the needs of the residents and providing a cost savings to tax payers.

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

REDEVELOPMENT AGENCY/FIVE-YEAR IMPLEMENTATION PLAN, NORTH AUBURN REDEVELOPMENT PROJECT AREA – Public hearing closed. Resolution 2007-174 adopted approving the Five-Year Implementation Plan and matters relative to the production of affordable housing and use of housing set-aside funds for the area. MOTION Rockholm/Holmes/Unanimous

Rich Colwell, Chief Assistant CEO – Redevelopment Director, presented a PowerPoint on the North Auburn Redevelopment Project Area Five-Year Implementation Plan. He reviewed the project area, California Redevelopment Law, project area overview, Redevelopment area goals, commercial development and public infrastructure activities accomplishments, housing accomplishments, Visions for 2012, financing plan, tax increment projections, and other funding sources. He explained the North Auburn Redevelopment Project Area was adopted June 1997 and includes two noncontiguous areas North Auburn and Bowman (2,734 acres). The focus for North Auburn has been to stimulate community revitalization, infrastructure, creating jobs and affordable housing. Over \$3,700,000 in redevelopment funds have been spent as leverage to encourage private development, \$122,011 invested to assist three businesses with exterior building improvements, and \$92,880 was invested for Bowman area road improvements and gateway signage. Other accomplishments were the Inclusionary Housing Ordinance adopted in 2002, Affordable Housing Lottery and First Time Homebuyer Program. A considerable amount of money has been leveraged for this area. Redevelopment projects are to spend \$7,000,000 towards infrastructure improvements, contribute to a \$2,000,000 Notice of Funding Availability to solicit affordable housing development, continue rehabilitation and homebuyer assistance programs, and assist in the development of mixed-use projects in the five year plan. Redevelopment income is only \$1,000,000 but because they are able to show steady growth of the income, they were able to obtain a bond and staff has leveraged funds 10:1.

Supervisor Uhler asked what we provide to a residential developer in the redevelopment area to offset the requirements. Mr. Colwell replied the benefits of Redevelopment investing leveraged funds to the area increases the value of the houses. The State has required that affordable housing gets built and in some instances relief is given to the developer. Anthony La Bouff, County Counsel, said under State Law and County Ordinances, there is a menu of potential benefits and offsets. Supervisor Holmes thanked the Redevelopment Agency for all of the benefits in North Auburn.

REDEVELOPMENT AGENCY/FIVE-YEAR IMPLEMENTATION PLAN, SUNSET INDUSTRIAL REDEVELOPMENT PROJECT AREA – Public hearing closed. Resolution 2007-175 adopted approving the Five-Year Implementation Plan and matters relative to the production of affordable housing and use of housing set-aside funds for the area. MOTION Rockholm/Holmes/Unanimous VOTE 4:0 (Uhler temporarily absent)

Rae James, Redevelopment Deputy Director, presented a PowerPoint on the Sunset Industrial Redevelopment Project Area Five-Year Implementation Plan. She explained the Sunset Industrial Redevelopment Project Area was adopted at the same time as the North Auburn Redevelopment Project Area (June 1997). Ms. James reviewed the project area, California Redevelopment Law, project area overview, Redevelopment area goals, commercial development and public infrastructure activities accomplishments, housing accomplishments, Visions for 2012, financing plan, tax increment projections, and other funding sources. The project area borders the cities of Roseville, Rocklin and Lincoln (2,580 acres zoned for commercial use only). All of the tax increment required for affordable

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residential uses goes to the west part of the County and North Auburn. Redevelopment has pledged \$6,000,000 for infrastructure improvements, subsidized developer traffic impact fees by 50%, if they locate in this redevelopment area, and completed a comprehensive business expansion and retention study. Redevelopment provided \$1,603,755 to 27 households with the Homebuyer Assistance Program, loaned \$238,855 to Habitat for Humanity for two affordable housing units near Rocklin, and provided \$49,000 to Senior Independent Services to assist 140 low-income, disabled households with minor household repairs. Redevelopment projects are to spend \$8,000,000 toward infrastructure improvements, support developer assistance and planning activities, and contribute to a \$2,000,000 Notice of Funding Availability to solicit affordable housing development. Redevelopment is considering expanding its bond program to this area to improve the area and attain new development.

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

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING – Appeal of Conditional Use Permit Application for Parkside Nazarene Church & Christian Legacy School (PCPM 20060608)
Public hearing to consider appeal of decision made by Placer County Airport Land Use Commission that a proposed middle school at the Parkside Nazarene Church was incompatible with the Placer County Airport Land Use Compatibility Plan and that the decision be overruled and the project approved. Subject property (APN 051-210-096) is ±10.3 acres located on Richardson Drive, adjacent to Chana High School across the street from the Auburn Area Regional Park, in the North Auburn area. The zoning designation for the project site is RS-AG-B-43 (Residential Single Family combining Agriculture combining a minimum building site size of 43,560 square feet (or a 1.0 acre min)).
Public hearing closed. Staff directed to revise findings and present to the Board at a future meeting supporting the Board's decision to overrule the determination of the Airport Land Use Commission. MOTION Holmes/Rockholm/Unanimous

Mike Wells, Planning, presented a PowerPoint showing the location of Parkside Nazarene Church and the Auburn Airport, the Parkside campus and airport over flight zone. He said Parkside has requested to modify their Conditional Use Permit to allow for the Legacy Christian School, a middle school of up to 80 students and five staff, to utilize existing church facilities during the normal school week. In September 2006, the Zoning Administrator approved the Use Permit modification contingent upon the Airport Land Use Commission (ALUC) review and approval. The Parkside Nazarene Church uses were allowed because they were established prior to the Airport Land Use Compatibility Plan (ALUCP); however, new uses are judged by this plan to establish land use compatibility criteria for development within the areas surrounding the public-use airports. The ALUC reviewed the project and found that it was consistent with the noise and height provisions and with the over flight provisions but is a prohibited use in Zone C1 (where it is located) and is not consistent with their safety provisions. The Church submitted an appeal requesting the Board overrule the ALUC decision. In order for the Board to overrule the ALUC decision, the Board must provide specific findings to demonstrate the Board's action is consistent with the purposes of the statutes, as set forth in Section 21670 of the California Public Utility Code. Staff submitted findings comparing the proposed uses to surrounding uses. Staff recommended the Board support a decision to overrule the ALUC decision and submit the Findings to the State and ALUC for a 45-day review and comment period. Afterwards it would be returned to the Board for final action.

Supervisor Holmes inquired if any road improvements are needed for the entrance or exit. Mr. Wells replied they are adequate.

Tony Graupensperger, Attorney representing Parkside Nazarene Church, said the Auburn Airport instructs the pilots to make a 20% turn after takeoff to avoid flying over the church facility. The school would be using existing classrooms, approved by the County in 1993 and completed in 1999. He explained the current classroom uses and said the building would not be altered for the proposed use. Substantial fees were paid and planning was completed prior to being told the project would have to be approved by the ALUC. Mr. Graupensperger explained the classrooms were designed for the proposed use when constructed.

Jerry Martin, City of Auburn and Airport Manager, said he submitted a report for the agenda packet outlining his position. He said findings to support the Board overruling the ALUC decision do not include legally relevant conclusions that explain the decision making agencies method of analyzing the facts, regulations, policies and rational that are required. The staff report does not consider the adopted long-range plan for the airport nor does it state how the proposed actions are consistent with State statutes. He contested the claim that the project is consistent with the noise requirements of the ALUC since the County has not adopted the ALUCP into its General Plan. The Findings should document inconsistencies in action and safety criteria. The airport is the hub for two public safety agencies and to approve inconsistent uses, such as this, threatens future development of the airport.

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JoAnne McDermott, Caltrans Division of Aeronautics, reviewed the staff report, supported the Placer County ALUCP and ALUC staff report and cautioned the Board to follow the ALUCP guidelines if they choose to overrule the ALUC decision. The proposed land use is not supported in the area. The Findings must be specific. She cautioned that once the site is allowed to be used as a school, how the Board would handle expansion of the student body.

Robert Snyder, Auburn Mayor, explained the Auburn Airport is an asset for the entire region and this project would endanger its existence. He said the staff report was lacking and biased. This project is an intrusion that opens the door for other inconsistent uses.

Paul Moaning, pilot, requested the Board review the safety issues before proceeding.

Supervisor Holmes said the church facility is in constant use by the neighboring school and other local groups and the use is consistent with surrounding land uses. The structure is not being changed and the classrooms are at the farthest point from the airport with adequate emergency exits. The population intensity criteria are well below the criteria for the C1 Zone and it gives families another option of where they want to educate their children. He served on the School Board for eight years and said no parent is going to send their children to a school where there is a significant safety risk.

Anthony La Bouff, County Counsel, advised the Board of the process to overrule the ALUC. He said it is clear that the Findings are not adequate for ALUC and State review and staff should be directed to rewrite the Findings with more specificity in regards to safety. Regardless of how long the church has been complete, this is a new use being requested subsequent to the adoption of the ALUCP.

FACILITY SERVICES/GRANITE BAY PARKS, TRAILS & OPEN SPACE ASSESSMENT DISTRICT
(Continued from 5/22/07) - Public hearing closed. Resolution 2007-176 adopted approving the Engineer's Report, confirming diagram and assessment, and ordering levy of assessment for FY 2007/08. MOTION Rockholm/Uhler/Unanimous VOTE 4 0 (Weygandt temporarily absent)

Supervisor Uhler thanked staff for the engineers report. He said in the Granite Bay Community Plan area the Granite Bay Municipal Advisory Council (MAC) has brought up the issue of dealing with a graffiti ordinance. He found that the Landscape and Lighting Act of 1972, that was used to create this County Service Area (CSA), specifically includes permitted expenditures on graffiti removal and repainting. He wanted to put staff on notice, should the issue of a graffiti ordinance come up again in the Granite Bay area, he would advise the MAC that this CSA does authorize the expenditure of dollars collected for this use. He said there was a reference in the report to a 10 year project improvement plan that has been developed for the Granite Bay parks, playfields, and open space areas and looked forward to reviewing it.

COUNTY EXECUTIVE/PROPOSED BUDGET FY 2007/08 – The Board took the following action:

1. Adopted the FY 2007/08 Proposed Budget;
2. Adopted the FY 2007/08 Proposed budgets for Lighting Districts, County Service Area Zones and Sewer Maintenance Districts governed by the Board;
3. Authorized the Auditor-Controller to make technical, non-substantive budget adjustments to the final budget, including adjustments to subdivide the Sheriff's single appropriation into six separate appropriations, and;
4. Approved early purchase of equipment on the Master Fixed Asset Lists.

MOTION Uhler/Rockholm/Unanimous

Jeff Bell, County Executive Office, advised if the proposed budget was adopted today it would be the interim budget for the County beginning July 1, 2007, until the final budget is adopted no later than October 7, 2007. The County Executive Officer and staff met with department heads and held a Strategic Planning Session on March 27, 2007 and received Board guidance. The proposed budget includes known State and Federal funds, with the Governor's budget as a base. The final budget will amend the proposed budget with what is adopted by the State in its final budget and by actions taken at the August workshops. This budget preserves critical operations, invests in infrastructure and ensures adequate contingency and reserve. It proceeds with planned and previously funded capital outlay projects including South Placer Courthouse and a Children's Emergency Shelter and provides funding for new programs such as the West Placer and Auburn Animal Shelters, Burton Creek Justice Center and the South Placer Office Complex.

Jeff Bell advised the proposed budget is a \$783 million budget. There is \$268 million for capital and road projects, a \$95 million difference compared to last year, with about \$77 million in capital and road infrastructure projects.

Chairman Kranz expressed concern with revenue and expenditure evaluations and said we need to have some type of an enterprise fund that compares departments budget and delineates actual

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expenditures and revenues that each department has. He would like to see how much of the general fund is being contributed to various County operations as compared to collecting fees and State and Federal revenues. He asked what kind of programs could be reduced or eliminated without the general fund backfill and what the potential consequences of such action would be if we do not backfill. He asked for a list of programs that were formally funded, with outside funding sources (State and Federal), that have been picked up by the general fund expenditures. He requested what potential outside revenues to reduce the need for general funds are, specific needs for departments to garner additional resources, and potential impacts of not funding such programs. Thomas Miller, County Executive, said staff will answer the questions at the August workshops.

Supervisor Uhler thanked staff and department heads for their work and said it is his sense that things are not going to get harder rather than easier. The Board will do everything it can to make sure that we continue to provide a high level of service in the era of shrinking resources.

ADJOURNED AS THE PLACER COUNTY BOARD OF SUPERVISORS AND CONVENED AS THE PLACER COUNTY HOUSING AUTHORITY

HEALTH & HUMAN SERVICES/PUBLIC HOUSING AUTHORITY (Continued from 5/22/07)
Compliance with the U.S. Department of Housing and Urban Development Public Housing Authority Plan requirement is necessary to continue to receive approximately \$1,640,619 in FY 2007 Federal funding for the Placer County Section 8 Housing Choice Voucher Program, which provides subsidized housing for over 200 families.

- a. Public hearing closed regarding the Placer County Public Housing Authority Streamlined Annual Public Housing Authority Plan for FY 2007.
- b. Resolution 2007-177 adopted authorizing submission of Placer County's Annual Public Housing Authority Plan for FY 2007 and certification of program compliance to U.S. Department of Housing and Urban Development.
MOTION Uhler/Weygandt/Unanimous

Supervisor Uhler received feed back to questions he asked regarding the number of families on the waiting list, eligibility screening, and Patriot Act requirements

ADJOURNED AS THE PLACER COUNTY HOUSING AUTHORITY AND RECONVENED AS THE PLACER COUNTY BOARD OF SUPERVISORS

FACILITY SERVICES/KIRK CONSERVATION EASEMENT ACQUISITION – Continued consideration of an agreement of Purchase and Sale with David Lewis Kirk and the John B. & Sharon L. Kirk Family Trust, for the acquisition of Deeds of Conservation Easement & Development Rights, until June 26, 2007 at 9:00 a.m. MOTION Holmes/Uhler/Unanimous VOTE 4:0 (Rockholm temporarily absent)

Mary Dietrich, Facility Services, requested the Board continue consideration of a request to acquire conservation easements over the Kirk Ranch property. Additional time is required to assemble and coordinate all the documentation necessary for the acquisitions.

FACILITY SERVICES/SEWER MAINTENANCE DISTRICT 3, COUNTY SERVICE AREA 28, ZONE 6 (Sheridan) & ZONE 24 (Applegate):

1. Resolution 2007-178 adopted authorizing loans from the General Fund to the CSA Revolving Fund for the following districts: SMD 3 (Auburn-Folsom Road), \$210,000; CSA 28, Zone 6 (Sheridan Sewer & Water), \$400,000; and CSA 28, Zone 24 (Applegate Sewer), \$40,000.
MOTION Holmes/Weygandt/Unanimous
2. Approved budget revision appropriating loan proceeds for each of the three districts, plus \$60,000 of additional revenue for SMD 3 in FY 2006/07.
MOTION Uhler/Weygandt/Unanimous

Jim Durfee, Facility Services Director, advised each year, for the past three years, it has been necessary to borrow money from the revolving fund to cover costs of complying with regulatory orders and to cover increases in operation costs for the Applegate and Sheridan CSA's. These smaller districts are being impacted by regulations and inflation. Recommended actions today would provide loans to balance the three budgets for this fiscal year as they work toward long term solutions.

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HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE - Approved award of contracts with ten providers for out client and residential substance abuse treatment services for FY 2007/08, in the aggregate amount of \$3,592,469, resulting from Request for Proposals #9600 and #9610, and authorized the Health & Human Services Director to sign subsequent amendments. County General Fund contributions include \$144,302 in required matching funds and \$110,000 from the Methamphetamine Recovery Project. These contracts represent a reduction in services over prior fiscal years resulting from Federal and State budget reductions. MOTION Uhler/Weygandt/Unanimous

Maureen Bauman, Director of Adult System of Care, said these programs are expected to serve 1,450 persons in the next year at an average treatment cost of \$2,500 per person. Contracting out these services is a way to provide high quality services that are cost effective.

HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE - Approved agreement with Whole Person Learning for FY 2007/08 to provide independent living skills training and support to help eligible foster children ages 16 to 21 transition into independent living, and affordable housing and supportive services to former foster youth ages 18 to 24 to prevent homelessness and to increase the chances of successful transition to adulthood, in the amount of \$562,512, plus State stipend and voucher funds. No County General Fund contribution is required. MOTION Uhler/Rockholm/Unanimous

PROBATION - Resolution 2007-179 adopted authorizing the Chief Probation Officer to submit and/or sign an Application for Agreement with the State, in the amount of \$450,012, for the County's Juvenile Probation and Camps Funding for at-risk youth programs and submit and/or sign related contracts, amendments or extensions. MOTION Uhler/Rockholm/Unanimous

Stephen Pecor, Chief Probation Officer, said the County has received this money for several years. It is used to fund peer court, the Alpine Substance Abuse Program and children's placement services.

PUBLIC WORKS/AUBURN FOLSOM ROAD WIDENING, SOUTH PHASE, CONTRACT #1014 - Resolution 2007-180 adopted authorizing the Public Works Director to sign a contract with PB Americas, Inc., in the amount of \$782,378, for construction management, inspection and materials testing services; and authorized the Public Works Director to approve and sign contract amendments for additional professional services, in an amount not to exceed \$80,000. MOTION Uhler/Rockholm/Unanimous

Peter Kraatz, Public Works, advised the consultant was selected in a competitive process and ranked the highest. The funding is through traffic mitigation fees in our 2007-08 budget.

PUBLIC WORKS/STATE ROUTE 49 PLAZA INTERSECTION, CONTRACT #1015 - Resolution 2007-181 adopted authorizing the Public Works Director to sign a contract with Vali Cooper and Associates, Inc., in the amount of \$540,000, for construction management, inspection and materials testing services; and authorized the Public Works Director to approve and sign contract amendments for additional professional services, in an amount not to exceed \$55,000. MOTION Holmes/Weygandt/Unanimous

Peter Kraatz, Public Works, advised the consultant was selected in a competitive process and ranked the highest. The funding is to be provided by the Redevelopment Agency through a variety of sources in their 2006-07 budget.

PUBLIC WORKS/TAHOE CITY MARINA PUBLIC PARKING STRUCTURE - Resolution 2007-182 adopted authorizing the Chairman to sign and approve Professional Services Agreement #1002 with PB Americas, Inc., in the amount of \$497,398, for construction management services, upon County Counsel review and approval. MOTION Rockholm/Holmes/Unanimous

Peter Kraatz, Public Works, advised the consultant was selected in a competitive process and ranked the highest. The funding is to be provided by the Redevelopment Agency through a variety of sources in their 2007-08 budget.

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COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING — Workshop regarding: Placer Vineyards Specific Plan (PSPA T20060679); Associated Rezoning (PREA T20060680); Associated General Plan Amendments (PGPA T20060681); Development Agreements (PDAG T20060682); Final Environmental Impact Report (EIR T20040651/SCH #1999062020). The Board received information regarding the following topics: Project history; requested entitlements; Specific Plan overview, land use plan, infrastructure and traffic.

Michael Johnson, Planning Director, explained this is the first of two workshops. The purpose of the workshops is to provide the Board and the public with information about the Placer Vineyards Development Plan and to answer questions. This workshop covered project history, requested entitlements, Specific Plan overview, proposed land uses, infrastructure improvements and traffic issues. No formal actions will be taken at the workshops.

Paul Thompson, Planning, presented a PowerPoint. He said the Placer Vineyards Specific Plan is located in the southwest corner of Placer County, contains 5,230 acres and has proposed up to 14,132 dwelling units. He reviewed the development plans in the area and the history of Placer Vineyards Specific Plan. The project was initially contemplated in 1994 as part of the Countywide General Plan Update. Resolution 94-238 designated the specific plan area as West Placer Specific Plan and added to the Dry Creek/West Placer Community Plan a list of development standards to be incorporated into the West Placer Specific Plan. The West Placer Specific Plan area is designated Urban on the generalized land use map. He explained the history of the Specific Plan that started in 1996, circulation of the second Draft Environmental Impact Report (EIR), and the requested entitlements (amendments to the Placer County General Plan). The second Draft EIR focused on identified special status species, supplemental water supply analysis, traffic analysis, Riego Road railroad crossing analysis, and global climate change analysis. Requested changes to the Transportation and Circulation Element are intended to: set acceptable Levels Of Service (LOS) for various types of roadways in the County, permit project transportation improvements to be considered for "exceptions" to the LOS, and amend Table 1 – 7 and Circulation Diagram to include the Specific Plan Roadways. Changes relating to buffers and the need to minimize urban/rural conflicts are designed to allow individual specific plans to set their own buffer standards based on the unique circumstances within and outside of the plan area boundaries. Changes regarding compliance with the Placer County Design Guidelines Manual would allow specific plan proponents to suggest, and the Board to approve if it desires, Design Guidelines for specific plans tailored to the unique circumstances of, and land use types contemplated by, those specific plans. Changes would allow the County to be involved in activity-oriented recreation programs instead of the cities or districts. Amendments to the Dry Creek/West Placer Community Plan are intended to permit project transportation improvements to be considered for "exemptions" to the LOS. The Placer Vineyards Specific Plan establishes a development framework for the area and addresses aspects of land use, housing, circulation, resource management, public utilities, public services, phasing, and implementation. Land Use and Development Standards have been included within the Specific Plan for the purpose of addressing the uses and development standards within the Placer Vineyards Plan area.

Paul Thompson explained the Board would be asked to consider rezoning participating properties within the Plan area to Specific Plan District, Placer Vineyards Specific Plan (SPL-PVSP) and non-participating properties would receive specific plan land use designations but would not be rezoned until they apply to become a participating property. The development agreements between the County and participating landowners would set forth individual property owners' specific obligations for infrastructure construction, financing, timing; financial contributions for infrastructure maintenance and public services and other obligations that may not be imposed by the County as conditions of approval.

Allan Folkes, EDAW Planning Firm, explained they have worked with the landowners to develop the Specific Plan. He described the principles and components of the plan. The plan is composed to meet the needs of the development community and local community, protect and enhance natural resources, link neighborhoods together, provide transportation choices, promote mixed-use compact development, and create housing and neighborhood diversity. He outlined the 14,132 unit Base Plan that mixes low, medium and high densities and consists of: parks (211 acres), open space (709 acres), major road circulation (331.5 acres), commercial uses (274 acres), public/quasi-public uses (308.5 acres), schools (6 elementary, 2 middle school and 1 high school), and residential uses (2,417 acres). Mr. Folkes reviewed the streetscape character, employment centers, town center, east village center, west village center, commercial center, schools, public/quasi-public uses, low, medium and high density residential land uses, commercial mixed uses, and affordable housing. He outlined the Sacramento Area Council of Governments (SACOG) preferred Blueprint Scenario Plan that consists of: parks (284 acres), open space (698 acres), major road circulation (321 acres), commercial uses (276 acres), public/quasi-public uses (168.5 acres), schools (199 acres 7 elementary, 2 middle school and 1 high school), and residential uses (2,307 acres). The Blueprint Scenario increases the amount of parks, has a similar roadway and trail network, adds approximately 600 jobs, adds an elementary school and increases the size of the high school, adds five religious sites, has higher overall densities (2-35 dwelling units per acre), and has 21,631 dwelling units.

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Jim Ray, MacKay and Somsps Civil Engineers, worked on the infrastructure of the Basic and Blueprint Plan: water and recycled water supply and distribution, wastewater treatment and sewer, and hydrology and storm water. The goal was to create a comprehensively planned infrastructure system to serve the needs of future residents and allow existing residents to tie into upgraded facilities and provide public facilities in a timely manner, as required, to serve new development without adversely affecting existing levels of service. Placer County Water Agency (PCWA) provides water to this area and has analyzed there is a sufficient surface water supply for the Base Plan and Blueprint Plan. Initially, water will be obtained by extending the existing water main. The long term water supply would come from the Sacramento River (35,000 acre feet) and construction of a treatment plant. There is a cooperative pipeline from Folsom Lake and Ophir treatment plant that water can be derived from. Placer Vineyards plans to use recycled water for large parks, landscape corridors and business park landscaping that would initially come from the Dry Creek Wastewater Treatment Plant. He talked about offsite infrastructure and proposed sewer connections. Studies show the Dry Creek Wastewater Treatment Plant can be used for the entire build out even with the Blueprint Plan. Mr. Ray described the two sewer collection shed areas that the sewage would gravity flow to and then be pumped to the Dry Creek Wastewater Treatment Plant. He showed the three major water shed areas (Curry Creek, Dry Creek and Steelhead Creek). At each of the areas, where water is leaving the site, there will be detention to limit the outflow except for Dry Creek. The Flood Control District and the consultants suggest no detention because it would actually increase the water shed because of the timing.

Rick Dondro, Public Works, explained this is the first of many big projects planned for West Placer County and there are traffic implications that have to be addressed. He showed the Super-Cumulative Traffic Scenario (traffic at build out) with the estimated peak hour LOS for each road. Many roads, including Interstate 80 and Highway 65, reach levels of concern (Level F). Placer Vineyards was calculated with the Base Plan but many of the other projects comply with Blueprint Standards. There are proposed projects that address some of the issues: Highway 65 to add high occupancy vehicle lanes, diamond lanes, improvements to the Highway 65/Interstate 80 interchange, Lincoln bypass, Placer Parkway (6 lane freeway that is a key part of the infrastructure), Riego/Highway 99/Highway 70 interchange, and Baseline Road improvements. These improvements will cost over \$1.5 billion. He said the Vineyards project is proposed to contribute \$2.4 million dollars towards the Riego/Highway 99 interchange, on a building permit basis (\$300 per building permit for single family home). Placer Vineyards would be mostly funded by the Tier 2 Program. All of the projects would pay into this and \$480 million is projected to be raised. The fee would be adjusted for residential and non-residential units. It is important to keep commercial and jobs in the communities where the houses are, so non-residential fees would be lower. The development agreement provides for new fees and current fees to be adjusted throughout the course of the project. Light rail has been suggested to be extended to this area. Staff does not think light rail would be cost effective or used enough. Bus rapid transit has been studied and is being suggested. With bus rapid transit the LOS on most of the roads in the Vineyards area are at an acceptable level. In the Cumulative Project, Watt Avenue and Walerga Road are still areas of concern. The initial infrastructure to be constructed are improvements to Watt Avenue (4 lanes initially then 6 lanes), Baseline Road (4 lane) and Dyer Lane. Part of the short-term solution is to have the Vineyards developer construct a series of traffic signals along Baseline and Riego Roads. He described other improvements. Sutter County, Sacramento County, CalTrans, Placer County Transportation Planning Agency, Cities of Rocklin, Lincoln and Roseville are involved in the process.

Mr. Dondro explained there have been requests from residents on Locust Road to close their road to through traffic. Since these requests were received late, no studies were done and the Board is constrained from taking any action with the current approval process on any closures because environmental impacts have not been reviewed. Staff believes the concerns could be resolved other ways. A study could still be done. The Vineyards developer would need to prepare a study first, and then the County would study it during the Dry Creek/West Placer Community Plan update. Another, unsupported option would be to delay the Vineyards project until all studies are complete.

Public Comment

Locust Road residents: Walter Wyllie, Dianna Stewart, Linda Page, and Leslie Fair were concerned about the buffer zones for their area and added traffic. They supported moving the Town Center Road further from Locust Road and closing Locust Road to through traffic.

Terry Davis, Sierra Club, said this is a biologically sensitive area but it makes sense to put growth in this area. If Placer Vineyards uses the Blueprint Land Use Plan with off site mitigation and enters into a pre-litigation settlement agreement, Sierra Club would support the project. There must be sufficient density and adequate public transportation for the project. Hopefully, mitigation of vernal pools will be resolved at a later date.

Corey Tapia, previous Roseville resident, said he has been in the master plan industry for 12 years and spoke highly of projects like the proposed Vineyards.

Supervisor Rockholm said he has been involved in many of the planning meetings and said he would not oppose the Vineyards using the Blueprint Land Use Plan.

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

CONSENT AGENDA – Consent Agenda approved with action as indicated.

MOTION Rockholm/Uhler/Unanimous

19. **WARRANTS** – Week of April 6, 13, 20, 27, May 4, 11, 18, 25 and June 1, 2007.

20. **ORDINANCE** – Second Reading:

- a. County Executive - Ordinance 5468-B adopted amending Chapter 3, Section 3.08.070, 3.12.010, Appendix 1, and 3.12.030, to provide additional compensation steps for the unclassified job classifications of Agricultural Inspector Aide, Library Page and Student Legal Assistant.
- b. Facility Services – Ordinance 5469-B adopted amending Chapter 8, Section 8.16.470, reducing the Garbage Collection Franchise Fee in Areas 1 & 4 (Western Placer County) from 10% to 8%.

21. **BOARD OF SUPERVISORS:**

- a. Approved proclamation to the Placer Sportsmen's Association for their community work, specifically for the Annual Fishing Derby.
- b. Approved contract with Kathy Carroll for District 1 Assistant Aide/Web Page Maintenance & Administrative Assistance services
- c. Approved contract with Lyndell Grey for District 2 Assistant Aide/Web Page Maintenance & Administrative Assistance services.
- d. Approved contract with Roger Canfield for District 5 Assistant Aide/Web Page Maintenance & Administrative Assistance services.
- e. Approved contract with Robert Enos to provide secretarial services for Granite Bay Municipal Advisory Council.

22. **CLAIMS AGAINST THE COUNTY** – Rejected the following claims, as recommended by Counsel:

- a. 07-019, Polk, Darrell, Not Stated, (Property Loss).
- b. 07-044, Clymer-Pratt, Kim, \$1,180.00, (Property Damage).
- c. 07-049, Frazier, Jame, \$30.00, (Property Loss).
- d. 07-053, Powell, Mary, Not Stated, (Personal Injury).
- e. 07-055, Stephens, Sandrine, \$410,665.20, (Personal Injury).

23. **CLAIMS AGAINST THE COUNTY** – Rejected the following application to present a late claim and their associated claim, as recommended by Counsel:

- a. 07-026, Leorna, Charmaine, \$17,000,000, (Personal Injury).

24. **CLERK RECORDER** – Approved one-year contract extension with AtPac, in the amount of \$113,179.20, for the Clerk-Recorder Imaging Information System, including software licensing, maintenance and related support.

25. **COMMITTEES & COMMISSIONS:**

- a. Area 4 Agency on Aging Advisory Council – Approved reappointment of Kitty Hollitz to Seat 3 (Board of Supervisors) and appointment of Gloria Plasencia to Seat 4 (Older Adult Advisory), as requested by Supervisor Holmes.
- b. Foresthill Forum Advisory Council – Accepted letter of resignation from Don Robinson received May 23, 2007, Seat 1 and approved appointment of Roy West to fill the unexpired term, as requested by Supervisor Kranz
- c. Housing & Dangerous Buildings Appeal Hearing Panel – Approved appointment of Dusty L. Sullivan to Seat 2 (Association of Realtors).
- d. Older Adult Advisory Commission – Approved appointment of Gloria Plasencia to Seat 13 and Darlis C. Beale to Seat 7, as requested by Supervisor Holmes.
- e. Sheridan Municipal Advisory Council – Approved reappointment of Jim Houck to Seat 3, Lee Bastien to Seat 4 and Turgay Ozcan to Seat 5, as requested by Supervisor Weygandt.

26. **COMMUNITY DEVELOPMENT RESOURCE AGENCY:**

- a. Administration – Ordinance introduced, first reading waived, amending Chapter 18, Section 18.12.050 of Article 18.12, Environmental Review of the Placer County Code, removing Appendix A, Impacts Which are Normally Considered Significant, to be consistent with the California Environmental Quality Act guidelines.

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- b. Planning – Resolution 2007-160 adopted supporting an amendment to the United States Code designating the Western States Trail/Tevis Cup Loop as a National Historic and Scenic Trail.

27. COUNTY EXECUTIVE:

- a. Administration – Approved the Board of Supervisor's response to the 2006/07 Grand Jury Final Report related to the Auburn Union School District – E.V. Cain Middle School and authorized the Chairman to sign the response.
- b. Administration – Approved annual agreement with the Resource Conservation District (RCD), in the amount of \$70,320. RCD will provide assistance to the County with the storm-water tasks mandated by the National Pollution Discharge Elimination Program, aide watershed group capacity building, help prevent soil erosion and control sediment, promote agriculture and control proliferation of an invasive weed (Red Sesbania) in the Dry Creek watershed.
- c. Administration – Approved minute order 2007-02 reflecting conditional support of a proposal by the City of Roseville for annexation of approximately 518 acres, known as the Creekview Specific Plan area, mixed-use development located west of the West Roseville Plan area, and deferred consideration of the Sphere of Influence expansion of approximately 136 acres proposed by the City of Roseville that includes a portion of Reason Farms.
- d. Emergency Services - Resolution 2007-161 adopted approving the 2007 Loomis Fire Protection District Capital Improvement Plan (Fee Nexus Study) with a 3.15% increase in development fees.
- e. Emergency Services - Resolution 2007-162 adopted permitting designated County Staff to execute all actions necessary to obtain funds from the 2007 Homeland Security Grant Program.

28. DISTRICT ATTORNEY:

- a. Resolution 2007-163 adopted authorizing the District Attorney to sign the Victim/Witness California Victim Compensation and Government Claims Board Joint Powers Agreement.
- b. Resolution 2007-164 adopted authorizing the District Attorney to sign documentation from the Justice Department for FY 2007/08 for Spousal Abuser Vertical Prosecution Program grant funds.

29. FACILITY SERVICES:

- a. Capital Improvements - Resolution 2007-165 adopted accepting the Loomis Library Addition, Project #4705, as complete and authorizing the Facility Services Director to execute and record the Notice of Completion. The project is located at located at 6050 Library Drive in Loomis
- b. Capital Improvements - Ratified emergency purchase order with Aberdeen Burris Contractors, Inc., in an amount not to exceed \$12,875, for repair of fireproofing for the Juvenile Detention Center. The project is located at the Placer County Government Center in north Auburn.
- c. Museums - Approved the closure of the Placer County Bernhard Museum Complex for the week of June 12, 2007 to allow for annual maintenance and exhibit upgrades.
- d. Parks - Approved use agreement with the North Tahoe Public Utility District authorizing the use of Park Dedication Fees from Recreation Area #1, in the amount of \$54,461, for bear proof trash/recycle containers for the public beaches along the north shore of Lake Tahoe.
- e. Property Management - Approved amendment to the Communications Ground Lease Agreement with New Cingular Wireless PCS, LLC, for the cellular telephone facility located on the Burton Creek site, at North Lake Tahoe Boulevard, Tahoe City.

30. HEALTH & HUMAN SERVICES:

- a. Administrative Services - Ratified the payment, in the amount of \$2,000, for materials and labor to Silva Custom Designs for safety-related site improvements at the Cirby Hills Center.
- b. Adult System of Care - Approved agreement with Gary Henderson, MFT, for FY 2007/08, in the amount not to exceed \$35,800, to conduct supervision training for interns in behavioral health professions and provide clinical consultation to licensed County behavioral health professionals; and authorized the Health & Human Services Director to sign this agreement and subsequent amendments. These discretionary services require a \$1,000 County General Fund contribution.

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- c. Animal Services - Approved a maximum payment authorization ("umbrella contract") with various veterinary providers for FY 2007/08, in an amount not to exceed \$50,000, for emergency veterinary services and authorized Health & Human Services to amend the list of providers, as necessary. These mandated services are primarily funded with County General Funds.
 - d. Children's System of Care - Approved agreement with Placer Women's Center, Inc., dba PEACE for Families, from July 1, 2007 through June 30, 2009, in an amount not to exceed \$200,000, to conduct Medi-Cal Administrative Activities and authorized the Health & Human Services Director to sign the agreement and subsequent amendments. This discretionary program is fully funded with Federal funds, which fully offset the costs associated with qualifying low income clients for participation in Medi-Cal programs. No County General Fund contribution is required.
- 31 LIBRARY - Approved the closure of the Rocklin Library on Saturday, June 30, 2007 due to the Rocklin Jubilee.
- 32 PERSONNEL:
- a. Agreement - Authorized the Personnel Director to sign the renewal agreement with Vision Service Plan for administration of the County's vision insurance program. Effective July 1, 2007, the renewal agreement maintains the existing fee structure for the next 36 month period from July 1, 2007, through June 30, 2010.
 - b. Blanket Purchase Order #14196 - Approved an amendment to increase purchase order with ImpleSoft, Inc., by \$37,000, with funds already allocated for consultant services, to provide services in support of the PeopleSoft/ACORN System; extended the term of the order from June 30, 2007 to August 30, 2007; and authorized the Purchasing Manager to sign.
33. 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. Blanket Purchase Order #13848, Various Brake, Clutch Parts & Service/Public Works - Renewed as a result of Competitive Bid #9455 with Capitol Clutch & Brake, Inc., in the maximum amount of \$55,000.
 - b. Competitive Bid #9682, Handguns/Sheriff - Awarded to L.C. Action Police Supply, in the total amount of \$52,625.17.
 - c. Contract #KN020689, County-Wide Audit Services/Auditor-Controller - Renewed as a result of Competitive Request for Proposal #9575 with Gilbert Associates, Inc., in the maximum amount of \$136,205.
 - d. Negotiated Blanket Purchase Order #13893, 24 Storage Units/Health & Human Services - Renewed with Wilson Mini Storage, in the maximum amount of \$94,284.
 - e. Negotiated Contract, Electronic Procurement Software for Internet Bidding/Administrative Services - Awarded to Ion Wave Technologies, Inc., for the purchase and five years of software maintenance, in the maximum amount of \$78,900; approved a budget revision, added the software to the Master Fixed Asset List and Resolution 2007-166 adopted amending Section 3.9 of the Purchasing Policy Manual.
 - f. Sole Source Purchase Order, Software Maintenance & Support/Information Technology - Approved with Tier Technologies, Inc., for the Performance Accounting System (PAS), in the maximum amount of \$113,486.10.
34. PUBLIC WORKS:
- a. Abandonment - Resolution 2007-167 adopted abandoning a portion of Horseshoe Bar Road in Loomis, reserving a sewer access easement from the abandonment.
 - b. Agreement - Resolution 2007-168 adopted authorizing the Chairman to sign Professional Services Agreement #73244, Amendment #2, with Jones & Stokes Associates, Inc., in the amount of \$194,841, for the Kings Beach Commercial Core Improvement Project, and authorizing the Public Works Director to approve and sign future amendments up to \$20,000.
 - c. Cancellation of Deed Restriction - Resolution 2007-169 adopted authorizing the Public Works Director to cancel the deed restriction associated with Assessor's Parcel #098-169-007 located at 428 Gray Avenue, an undeveloped parcel near Homewood and the west shore of Lake Tahoe, and impose a cancellation penalty for the early cancellation of the deed restriction.

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- d. Cancellation of Agreement - Resolution 2007-170 adopted authorizing the Public Works Director to cancel Professional Services Agreement #73224 with Lumos and Associates, Inc. in the amount of \$706,782, for the Homewood Erosion Control Project.
 - e. Lake Tahoe Marathon - Resolution 2007-171 adopted supporting the Lake Tahoe Marathon and the temporary restriction of traffic on State Highway 89 on Saturday, September 29, 2007.
 - f. Martis Valley Cumulative Water Quality Monitoring Plan - Approved budget revision to increase the appropriation for the National Pollution Discharge Elimination System FY 2006/07 budget by \$32,583.15. for preparation of the plan.
35. 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. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the Del Oro High School, Safe and Sober Grad Night 2007, as requested by Supervisor Rockholm (\$150) and Supervisor Holmes (\$100).
 - b. Approved appropriation in the amount of \$150 in Revenue Sharing monies to the Northern California, Torch Run for Special Olympics, as requested by Supervisor Weygandt.
 - c. Approved appropriation in the amount of \$300 in Revenue Sharing monies to the California Coalition of Rural Housing, as requested by Supervisor Holmes
 - d. Approved appropriation in the amount of \$300 in Revenue Sharing monies to the 8th Annual Auburn Family Night Out Event, as requested by Supervisor Holmes.
 - e. Approved appropriation in the amount of \$1,600 in Revenue Sharing monies to the Auburn Chamber of Commerce, Annual 4th of July Celebration, as requested by Supervisor Holmes.
 - f. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the City of Roseville, 4th of July Celebration, as requested by Supervisor Rockholm.
36. SHERIFF - Approved purchase of replacement mobile data computers, in estimated amount of \$211,000, as approved in the FY 2006/07 Final Budget and authorized the Purchasing Manager to award the competitive solicitation of the computers and to execute the documents.
- ***End of Consent Agenda***

ADJOURNMENT - There being no further business, the Board adjourned. Next regular meeting is Tuesday, June 26, 2007.

ATTEST:

Ann Holman
Clerk of the Board

Bruce Kranz, Chairman
Placer County Board of Supervisors

Melinda Harrell
Senior Board Clerk

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The Placer County Board of Supervisors met in a regular session at 8:00 a.m., Tuesday, June 26, 2007, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Rockholm, Weygandt, Holmes, and Uhler present. Chairman Kranz absent. Vice-Chairman Jim Holmes, presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel, Anthony J. La Bouff.

COUNTY COUNSEL/CLOSED SESSION REPORT

(A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL

(1) Existing Litigation:

- (a) Steven G. Dunmore vs. County of Placer, et al. U.S.D.C. Case No.: 2:05-CV-1806 LKK DAD PS. *The Board received a report on the successful litigation on behalf of the County and the Sheriff Department.*
- (b) Selso and Jane Vargas vs. County of Placer, Placer County Superior Court Case No.: SCV-20140 *The Board gave direction to Counsel.*
- (c) Pacific Gas and Electric Company, a corporation vs. State Board of Equalization; et al., Fresno County Superior Court Case No.: 05CE CG 00003 MWS - *The Board extended the contract for outside counsel for another \$15,000, bringing it to a total of \$110,000.*

(2) Anticipated Litigation:

Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9: one potential case: Pacific Built - *The Board gave direction to Counsel.*

(B) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - *The Board had a brief status update regarding labor discussions and negotiations with the DSA.*

- (a) Agency negotiator: CEO/Personnel Director
Employee organization: PPEO/DSA/Management

PUBLIC COMMENT - Dave Ferrari and Theresa May Duggan, Kings Beach, thanked the Board for the County's Core Improvement Project process and the Main Street Programs in Kings Beach. Jim Durfee, Facility Services Director, announced the grand opening of the Ronald L. Feist Park tennis courts in Granite Bay

SUPERVISOR'S COMMITTEE REPORTS - None given.

CONSENT AGENDA - Consent Agenda approved as amended with action as indicated. The Board convened as the Redevelopment Agency Board for Item #30.

MOTION Rockholm/Weygandt/Unanimous VOTE 4:0 (Kranz absent)

18. ORDINANCE - Second Reading:

- a. Community Development Resource Agency - Ordinance 5470-B adopted, amending Chapter 18, Section 18.12.050 of Article 18.12, Environmental Review of the Placer County Code, removing Appendix A, Impacts Which are Normally Considered Significant, to be consistent with the California Environmental Quality Act guidelines.

19. ADMINISTRATIVE SERVICES:

- a. Budget Revision - Approved a budget revision to increase expenditures by \$150,000 in the FY 2006/07 Central Services appropriation and increase offsetting revenues by \$150,000.
- b. Master Fixed Asset List - Approved addition of a radio spectrum analyzer to the Administrative Services Department Master Fixed Asset List.

20. AGRICULTURE:

- a. Contract - Resolution 2007-184 adopted authorizing the Agricultural Commissioner/Sealer to sign Contract #07-0018 for FY 2007-2010, with the State Department of Food and Agriculture, in the amount of \$239,981, for Pierce's Disease Control mandated enforcement program.
- b. Contract - Resolution 2007-185 adopted authorizing the Agricultural Commissioner/Sealer to sign Contract #07-0258 for FY 2007/08 with the State Department of Food and Agriculture for reimbursement from the State, of up to \$1,400, for enforcing mandated programs for Organic Inspection Compliance.
- c. Contract - Resolution 2007-186 adopted authorizing the Agricultural Commissioner/Sealer to sign Contract #07-0053 for FY 2007/08 with the State Department of Food and Agriculture, for reimbursement from the State of up to \$6,375, for enforcing mandated programs for Petroleum Product Compliance and Weighmaster Enforcement Programs.

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- d. Contract - Approved contract employee agreement renewal with Nancyjo Rieske, from July 1, 2007 to June 30, 2008, in the amount of \$91,800, which includes \$62,400 annual salary, plus an estimated \$29,400 in benefits, to manage agricultural marketing services.
21. BOARD OF SUPERVISORS:
- a. Approved a commendation honoring Cathy Macaulay for her many years of dedicated service to the citizens of Placer County through her support of library services and her commitment to the Roseville Chamber of Commerce.
 - b. Approved Resolution 2007-183 commending David Altman, Associate Registered Environmental Health Specialist, Health & Human Services, Environmental Health, upon his retirement of more than 26 years of service.
 - c. Citizens District 5 Benefit Fund Committee – Approved equal appropriations of \$1,111 to each of eighteen organizations representing non-profit organizations and events in District 5 Revenue Sharing Funds (Benefit Grant Funds), as recommended by the Citizens District 5 Benefit Fund Committee, for a total of \$19,998. The recommended organizations for funding are: Tahoe Truckee Community Scholarship Committee; Boys & Girls Club of North Lake Tahoe; Placer County Sheriff Office Search & Rescue; Auburn Host Lions Club; Colfax Grad Night; Child Advocates of Placer County; Placer Sportsmen Inc.; Boys and Girls Club of Auburn; Tahoe Lake Elementary; Very Interested Parents of North Tahoe Middle School; Creekside PTO/Creekside Cooperative; Foresthill Education Foundation; Placer Nature Center; North Tahoe Business Association; Humane Society of Truckee-Tahoe; Squaw Village Neighborhood Company; Tahoe City Downtown Association and the West Shore Association.
 - d. Approved minutes of May 22, 2007 as amended.
22. CLAIMS AGAINST THE COUNTY – Rejected the following claims, as recommended by Counsel:
- a. 07-007, Huse, Richard, Unstated amount, (Personal Injury).
 - b. 07-008, Duncan, Jeffrey, Unstated amount, (Personal Injury).
 - c. 07-009, Gonzalez, Larry, Unstated amount, (Personal Injury).
 - d. 07-060, Carpenter, Paul, Excess of \$10,000, (Personal Injury).
23. CLAIMS AGAINST THE COUNTY – Rejected the following application to present a late claim and their associated claim, as recommended by Counsel:
- a. 07-062, Barros, Michael, \$1,000,000, (Personal Injury).
24. COMMITTEES & COMMISSIONS:
- a. Building Appeals Board – Approved reappointment of David Piches to Seat 1(District 1) as requested by Supervisor Rockholm and Dave Shelton to Seat 5 (District 5), as requested by Supervisor Kranz.
 - b. Fish & Game – Approved reappointment of Rick Hoffman to Seat 2 (District 2), as requested by Supervisor Weygandt.
 - c. Historical Advisory Board – Approved reappointment of Glenn Vineyard to Seat 2, (District 2), as requested by Supervisor Weygandt.
 - d. Horseshoe Bar Municipal Advisory Council – Approved reappointment of Mark Fortner to Seat 1, Kurt Turner to Seat 2 and Cheryl Tiburzi to Seat 4, as requested by Supervisor Holmes.
 - e. Newcastle/Ophir Municipal Advisory Council – Approved reappointment of Richard L. Johnson to Seat 2, as requested by Supervisor Holmes
 - f. Roseville Cemetery District 1 - Approved reappointment of Bill Santucci to Seat 3 and Philip G. Kister to Seat 5, as requested by Supervisor Rockholm.
 - g. Tahoe City Design Review Committee – Approved reappointment of Ken Foster to Seat 2 and Andrew Otto to Seat 6 as requested by Supervisor Kranz.
25. COMMUNITY DEVELOPMENT RESOURCE AGENCY/ENGINEERING & SURVEYING - Resolution 2007-187 adopted to adjust the Plan Check and Inspection Fee Spreadsheet, increasing the amount by 2.2% based on the Construction Cost Index, as published in the Engineering News Record.

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

26. COUNTY EXECUTIVE:

- a. Administration - Authorized the Chairman to sign contractual agreement with Dean Tibbs, Advanced Energy Strategies, in an amount not to exceed \$225,000, to provide technical support for the Middle Fork American River Hydroelectric Project.
- b. Administration - Approved a 5% merit increase for Melanie Barton, Museum Administrator, from Grade 441 Step 4, to Step 5, at \$43.78 per hour, retroactive to April 28, 2007.
- c. Administration - Approved a 5% merit increase for Kristina Shramek, Deputy County Counsel III, from Grade 457, Step 3, to Step 4, at \$48.89 per hour, retroactive to May 26, 2007.
- d. Economic Development - Approved contract employee agreement for FY 2007/08, with Beverly K. Lewis, in the amount of \$124,134, including \$71,857 in annual salary, plus an estimated \$32,020 in benefits and \$20,257 in expenses, to manage the Placer-Lake Tahoe Film Office
- e. Economic Development - Approved agreement with Placer County Visitor Council, in the amount of \$245,000, for Western Slope Tourism Marketing during FY 2007/08.

27. FACILITY SERVICES:

- a. Abandonment - Resolution 2007-188 adopted abandoning existing public equestrian/pedestrian easement across Lots 12 and 16 in the Crother Hills Unit #2 Subdivision, Meadow Vista area, Assessor Parcel Number 073-201-051 and 073-201-055, in exchange for a new public trail easement in an alternate location.
- b. Annual Roofing Contract, Project #9122 - Approved Plans and Specifications and authorized staff to solicit bids; Resolution 2007-189 adopted authorizing the Facility Services Director to award and execute a contract, in an amount not-to-exceed \$150,000, upon review by County Counsel and Risk Management, and provide authority to approve change orders.
- c. Sewer Maintenance District #1 - Resolution of Intention 2007-190 adopted setting the time and date to hold a public hearing to consider annexing property owned by Donald and Shirfene Vandendriesche, APN 051-030-041-510, into the district. Subject property is located on Loray Lane in Auburn.
- d. Delinquent Garbage Bills (Foresthill Divide) - Resolution 2007-191 adopted authorizing and directing the Auditor to place properties for collection on the 2007/08 tax rolls unless otherwise paid in full by July 13, 2007.
- e. Delinquent Garbage Bills, Franchise Area 3 (Donner Pass to Lake Tahoe) - Authorized payment to Tahoe Truckee Disposal Co., Inc., in an amount up to \$38,702.18, relating to delinquent refuse collection accounts and Resolution 2007-192 adopted authorizing the Auditor to place the delinquent account balances, plus a \$40 penalty per account, on the 2007/08 tax rolls unless otherwise paid in full by July 13, 2007.
- f. Emergency Generator Maintenance Services - Ratified the purchase of preventative maintenance services for emergency generators and approved payment to E S Inc., dba Energy Systems, in the amount of \$3,990.76.
- g. Newcastle Sanitary District Project Study - Approved Amendment #1 to Contract #12218 with MHM-Sacramento, increasing the total not-to-exceed amount from \$150,320 to \$180,351 (increase of \$30,031), to analyze three additional alternative routes to convey Newcastle Sanitary District wastewater.
- h. Olympus Village Sewer Lift Station Upgrade, Project #4677A - Approved Plans and Specifications and authorized staff to solicit bids; Resolution 2007-193 adopted authorizing the Facility Services Director to award and execute a construction contract, in an amount not-to-exceed \$150,000, upon review by County Counsel and Risk Management and to provide authority to approve change orders. Subject property is located adjacent to the Placer County Government Center in north Auburn.
- i. Recreation Area #5 (Meadow Vista/Auburn Area) - Approved use agreement with Auburn Recreation District (ARD) authorizing the use of Park Dedication Fees from Recreation Area #5, in the amount of \$175,000, for tennis courts at ARD's Regional Park in north Auburn.

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- j. Tahoe Administration Building Re-Roof, Project #4789 - Approved Plans and Specifications and authorized staff to solicit bids; Resolution 2007-194 adopted authorizing the Facility Services Director to award and execute a construction contract, in an amount not-to-exceed \$100,000, upon review by County Counsel and Risk Management, and provided authority to approve change orders. Subject property is located in Tahoe City.
 - k. Trenchless Technology Sewer Rehabilitation, Project 40203/FY 2006/07 - Resolution 2007-195 adopted accepting the project as complete and authorizing the Facility Services Director to execute and record the Notice of Completion
28. **PROCUREMENT SERVICES** - Authorized the Purchasing Manager to sign the following:
- a. Blanket Purchase Order, Pharmaceutical Products/Health & Human Services - Awarded to R&S Northeast LLC, in the maximum amount of \$55,000, through a competitively bid cooperative purchasing agreement with the Family Planning Cooperative Purchasing Program.
 - b. Blanket Purchase Order #13747, Specialty Food Items/Probation - Renewed blanket purchase order as a result of Competitive Bid #9574 with Good Source LLC, in the maximum amount of \$90,000.
 - c. Blanket Purchase Order #13753, Electrical Parts & Supplies/Facility Services - Renewed purchase order resulting from Competitive Bid #9443, with Rexel Pacific, in the maximum amount of \$75,000.
 - d. Blanket Purchase Order #13755, Liquid Coagulant Polymer/Facility Services - Renewed purchase order as a result of Competitive Bid #9452, with JENCHEM, Inc., in the maximum amount of \$148,000.
 - e. Blanket Purchase Order #13904/Dairy Products/Probation - Renewed purchase order with Berkeley Farms, as a result of Competitive Bid #9592, in the maximum amount of \$115,000
 - f. Blanket Purchase Order #14105, Fresh Produce/Probation - Renewed purchase order, as a result of Competitive Bid #9596, with Pro Pacific Fresh, in the maximum amount of \$80,000.
 - g. Competitive Bid #9693, Morgue Transportation Services/Sheriff - Awarded to Browning's Placer Transport and Truckee-Tahoe Mortuary, in the maximum amount of \$65,000.
 - h. Competitive Bid #9694, Assistant Coroner (Diener) Services/Sheriff - Awarded to Browning's Placer Transport, in the maximum amount of \$87,000.
29. **PUBLIC WORKS:**
- a. Lomida Lane, Gate & Guardrail Installation - Approved plans, in the approximate amount of \$30,000, for the project located in Granite Bay.
 - b. Van Replacement - Approved replacement of a stolen van with a new service truck, in the amount of \$32,593; approved a budget revision and authorized the Procurement Officer to solicit bids and issue the purchase order to the vendor with the lowest responsive price quote.
30. **REDEVELOPMENT AGENCY BOARD** - Resolution 2007-196 adopted authorizing the Chief Assistant CEO-Redevelopment Director, or designee, to execute service agreements with selected County departments for FY 2007/2008, subject to review by Agency Counsel.
- 30.1 **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. Approved appropriation of \$1,000 in Revenue Sharing monies to the Lincoln Lyons Club/Lincoln Community Action Group to be used to help in their drug prevention effort, as requested by Supervisor Weygandt.
31. **TREASURER/TAX COLLECTOR** - Adopted eight resolutions providing for the temporary borrowing of funds through the issuance of 2007 Tax and Revenue Anticipation Notes in the names of the following school districts: Auburn Union (\$5,000,000) 2007-197; Dry Creek Joint Elementary (\$5,000,000) 2007-198; Loomis Union (\$5,000,000) 2007-199; Rocklin Unified (\$10,000,000) 2007-200; Roseville City (\$9,000,000) 2007-201; Roseville Joint Union High (\$15,000,000) 2007-202; Tahoe Truckee Unified (\$10,000,000) 2007-203 and Western Placer Unified (\$7,500,000) 2007-204.

End of Consent Agenda

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ADMINISTRATIVE SERVICES/PROCUREMENT – Renewed blanket purchase orders resulting from Competitive Bid #9482, with Sysco Food Services and DDC Foodservice, in the maximum amount of \$390,000, for dry and frozen food in the Probation central kitchen.
MOTION Rockholm/Uhler/Unanimous VOTE 4:0 (Kranz absent)

Dave Seward, Purchasing Manager, stated the purchase orders will be effective from July 1, 2007 to June 30, 2008.

BOARD OF SUPERVISORS/LEGISLATION – Authorized the Chairman to sign letters to Assembly Member Rick Keene and Roger Niello (California State Assembly) in opposition of Senate Bill 375 (Steinberg), regarding Transportation Planning and the Potential Ramifications to Placer County and provide staff with appropriate direction concerning the proposed legislation.
MOTION Uhler/Rockholm/Unanimous VOTE 4:0 (Kranz absent)

Mike Boyle, Assistant County Executive, introduced the item stating there have been a number of communications about the bill regarding potential impacts to Placer County and other entities.

Mary Herdegen, County Executive Office, explained Senate Bill 375 is authored by Senator Steinberg and sponsored by the California League of Conservation Voters and the Natural Resource Defense Council. It proposes a major restructure of current procedures in the areas of air quality, land use, transportation planning, housing, open space, resource land, farming and the California Environmental Quality Act process. The goal of the bill is to affect greenhouse gas emission reduction by way of "changed land use patterns and improved transportation". The bill would re-structure the Transportation Planning and Land Use processes to achieve the goal. Staff has several concerns regarding SB 375, including: the bill is overly complex and is unclear on the roles and responsibilities of the State, Sacramento Area Council of Government (SACOG), Placer County Transportation Planning Agency (PCTPA) and the County. It appears to substantially reduce the County's local use authority and increase the authority of a regional transportation planning agency in making local land use decisions. The bill establishes new procedures and grants new authority without a clear explanation on how it would work. The bill may lead to a new area for legally challenging projects based on compliance with the Preferred Gross Scenario, or in our area, could be referred to as Blue Print. This would be made worse because of the vague nature of the proposed legislation. The bill implies that if the jurisdiction does not adhere to a Preferred Gross Scenario, it may be denied project funding. The County supports the concepts in SB 375, such as reducing emissions, reducing vehicle miles traveled and streamlining the California Environmental Quality Act process. Transferring County planning authority is a concern to the County. SACOG supports the bill in concept. PCTPA and City of Roseville staff share our concerns regarding SB 375; their Boards have not yet taken an official position. California State Association of Counties (CSAC) and Regional Council of Rural Counties (RCRC) also have a list of concerns that have been communicated to Senator Steinberg. The Department of Finance opposes the bill because it could result in a costly reimbursable State mandate by requiring local agencies to alter existing travel models or to acquire new travel models.

Rick Dondro, Public Works, explained the Preferred Gross Scenario is a Blue Print and more, and is the key part of the legislation. The Preferred Gross Scenario would be incorporated in the Regional Transportation Plan and would implement the greenhouse gas reductions that are required to be developed. It would exclude from development any land with significant resource areas, significant farm lands and would require housing be provided for all economic segments of the population. Incorporating this into the plan would dictate that it be incorporated in our plan. The funding for transportation projects is tied to the plan. SB 375 contains a California Environmental Quality Act (CEQA) section. The requirements that CEQA has and benefits of this CEQA reform is complicated and of small benefit to the County. Under the CEQA reform, the County would be required to amend the General Plan to be in compliance of the Preferred Gross Scenario in the areas of land use, housing, farmland, open space, resource and circulation. If the County chose to go in this direction, a project could be exempt from CEQA review if less than 80 acres in size, under 200 units, complied with 20 other restrictions. The advantage to the County is very small. The general approach of the bill could be dictated by regional and State agencies to be implemented at the local level. In summary, the bill shifts control from the local level to the State and regional level. There is potential to use transportation funding as a leverage to achieve other goals, land use and air quality.

Thomas Miller, County Executive, stated if there are changes made to the bill, staff will bring the item back to the next Board meeting.

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PUBLIC WORKS/HIGHWAY 49 SAFETY & OPERATIONAL IMPROVEMENT PROJECT – Resolution 2007-205 adopted authorizing the Public Works Director to sign Cooperative Agreement with Caltrans and authorized a local match of \$196,000 from County traffic impact fees and requested Placer County Transportation Planning Agency make a request to the California Transportation Commission for \$1.1 million in additional Regional Transportation Improvement Projects.
MOTION Uhler/Weygandt/Unanimous VOTE 4:0 (Kranz absent)

Rick Dondro, Public Works, stated this is a \$12 million project on Highway 49 and includes improvements at Fulweiler and Palm Avenue in the City of Auburn, along with an area between Luther and Atwood Road. The project includes right turn lanes, left turn lanes and general capacity and safety improvements. The County is in partnership on the project with Placer County Transportation Planning Agency (PCTPA), Caltrans and the City of Auburn. The project has incurred additional costs including more contaminated soil than anticipated, aerial deposited lead and unknown utilities discovered during construction. These events have resulted in project redesign, additional right-of-way, with additional cost to relocate the utilities and to disclose contaminated soil. The financing of the project is as follows: The \$12 million project resulted in a \$6.1 million bid. The bid was accompanied by a 10% contingency, for a total of \$6.7 million. Currently, the project is \$2.3 million over the amount in project costs. The funding for the project primarily came from Regional Transportation Improvement Program (RTIP) funds. This money is made up of State funds, controlled by PCTPA and allocated to projects within the County and the cities. There is an 8.5% County and 1.5% City of Auburn local match. In order to pay for the overages, the County is looking at a combination of the State absorbing approximately \$600,000 in staff costs, another \$600,000 going against the RTIP funding; \$196,000 in additional County local match (one of the requests made today), and \$1.1 million in additional RTIP funding that would have to be approved by the California Transportation Commission (CTC). The CTC is sensitive to overruns in project costs. The County believes this is a good project and needs to move forward; however, there is concern about the risk of going to the CTC with the request. The risk is that staff will be returning to them in the future requesting funding for the Interstate 80 and the Highway 65 By-pass in Lincoln.

Supervisor Uhler stated it was Caltrans who designed, bid and are performing the construction inspection. The County budgeted \$12 million, half of which went into planning, engineering and permitting, and right-of-way and half was to go into construction. The project exceeded budget by almost half of the construction cost. He asked why the California Transportation Commission would be upset with the County, when Caltrans is the lead agency who engineered on their road. He asked how the CTC is holding Caltrans accountable for the overrun. Mr. Dondro replied that there will be an investigation to determine what went wrong.

Celia McAdam, Placer County Transportation Planning Agency (PCTPA), said they are also concerned since their name is also attached to the project. Caltrans has had serious issues with the project. When the project is brought before the CTC, Caltrans will be the one defending the cost overruns. PCTPA is also concerned as they have major projects going before the CTC. Gary Sidhu, Caltrans, stated Caltrans does take some responsibility, but there were issues that could not be anticipated.

FACILITY SERVICES/SOUTH PLACER JUSTICE CENTER – Approved the name, "Placer County - Bill Santucci Justice Center", for the Center located in Roseville and three streets within the Center's campus as: "Justice Center Drive", "Veterans Drive" and "Go For Broke Road".
MOTION Rockholm/Weygandt/Unanimous VOTE 4:0 (Kranz absent)

Jim Durfee, Facility Services Director, presented the item, stating the facility is well under construction and the first buildings should be occupied at the beginning of next year. There are four actions being requested today. The first action is to designate the name of the justice center complex as the "Placer County Bill Santucci Justice Center", in honor of Mr. Santucci and his 12 years of service as a Placer County Supervisor, his service as a Roseville City Council Member, his service on the Western Placer Waste Management Authority Board, his current role as a Planning Commissioner and as being reappointed to the Roseville Cemetery District Board. Mr. Santucci has selflessly served the citizen's of Placer County. Staff is also requesting the Board designate the main entrance drive into the complex as "Justice Center Drive", which will direct the public to the courthouse facility and later on back to the jail. Staff is requesting the Board designate the northerly access road into the facility as "Veterans Drive" as an honor and tribute to those veterans who have served from Placer County and continue to serve. A special designated name will be made to the internal loop road within the complex as "Go for Broke Road". "Go for Broke" was the motto of the 442nd regimental combat team which was the all Japanese-American team that served in World War II.

Supervisor Rockholm stated that it would be an honor having the building named after Bill Santucci. He felt the street names were totally appropriate and a tribute. Supervisor Holmes recognized Mr Santucci's accomplishments and stated the County wants to honor the Japanese-American community for the sacrifices their families have made.

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John Peaches, Commander of the United Veterans of South Placer County, spoke about the 442nd Division and the meaning of the term.

Judge Gaddis, stated he was not representing the Court today. He was very happy the facility was being named after Bill Santucci. In his opinion, the 442nd Division should be represented in the community. He expressed concern regarding the street being named "Go for Broke" because of its location proximity to the Indian Casino. He suggested naming the street the "442nd Avenue" or the "442nd Regiment Avenue".

Jim Durfee clarified that originally, staff contemplated the name "442nd Avenue; however, the City of Roseville does not name roads or streets as numbers.

Bill Santucci stated that he was honored for the naming of the building.

BOARD OF SUPERVISOR/COMMENDATION - Presentation of a commendation honoring Cathy Macaulay for her many years of dedicated service to the citizens of Placer County through her support of library services and her commitment to the Roseville Chamber of Commerce.

BOARD OF SUPERVISOR/COMMENDATION Presentation of Resolution 2007-183 commending David Altman, Associate Registered Environmental Health Specialist, Health & Human Services, Environmental Health, upon his retirement of more than 26 years of service.

FACILITY SERVICES/COUNTY SERVICE AREA 28, ZONE 173 (DRY CREEK) - Public hearing closed. Resolution 2007-206 adopted annexing Brookwood Estates, APN 023-260-034, into the boundaries. Subject property is located at 3771 P.F.E. Road, Roseville.
MOTION Weygandt/Rockholm/Unanimous VOTE 4:0 (Kranz absent)

Bill Zimmerman, Facility Services, explained Brookwood Estates is a 16 lot development consisting of 8.53 acres. The annexation fee is \$92,232, to be passed on to the developers that constructed the Dry Creek Sewer System.

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

REDEVELOPMENT/PROPOSED BUDGET/FY 2007/08 - Resolution 2007-207 adopted approving the Proposed Budget, in the amount of \$40,076,903.
MOTION Rockholm/Weygandt/Unanimous VOTE 4:0 (Kranz absent)

Rich Colwell, Chief Assistant County Executive Officer, Redevelopment Director, said the three project areas are North Lake Tahoe, North Auburn and the Sunset Industrial Area. Staff has progressed from addressing the administrative, infrastructure, commercial, housing and community involvement issues to full implementation of a work program. He reported that there is over \$40 million to be invested this year to go towards community revitalization, business development and affordable housing. Over \$6 million has been leveraged from State, Federal, infrastructure bank loans and private sector investors. There have been meetings with Tahoe Regional Planning Agency (TRPA), Community Development Resource Agency (CDRA), Redevelopment, and private development. If concepts are approved, it would bring \$1/4 billion of new investments and jobs to Kings Beach.

Rae James, Redevelopment Deputy Director, presented a PowerPoint and explained the Agency Work Plan resources total \$40,076,903. She said because they are in the middle of a multi-year construction program, reserves, including bond proceeds and tax increment, are 70% of the resources for the year. The Redevelopment Agency has a balanced budget (expenditures equal resources) and Agency reserves include multi-year projects such as the Tahoe City Marina and roadway improvements in North Auburn and the Sunset Redevelopment areas. The work program uses a five-year window to assess the tax-increment revenue stream. They are expecting an 8% increase with \$4 million projected for next fiscal year, increasing to \$4.7 million by 2012. Historically, they exceed their growth estimates. Ms. James reviewed each project area's budget allocations: North Auburn \$10,810,063 (Commercial \$8,420,338 and Housing \$2,389,725), North Lake Tahoe \$25,999,551 (Commercial \$18,483,188 and Housing \$7,516,363), and Sunset \$3,267,289 (Commercial \$2,305,208 and Housing \$962,801). Public Works, Planning, Facility Services and County Counsel have assisted in their efforts.

Rich Colwell pointed out the front page of the Tahoe paper headline entitled "Bye Bye Blight" and said this is from the efforts of the Redevelopment Agency demolishing some dilapidated service stations.

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

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COMMUNITY DEVELOPMENT RESOURCE AGENCY/DRY CREEK WATERSHED DRAINAGE IMPROVEMENT FEES - Public hearing closed. Resolution 2007-208 adopted amending certain fees charged pursuant to County Code, Section 15.32.100, Dry Creek Watershed Drainage Improvement Fees. The proposed action will apply a 3.9% inflationary increase to the "One Time Fee for New Development" in the subject fee program effective July 1, 2007.
MOTION Weygandt/Uhler/Unanimous VOTE 4:0 (Kranz absent)

Wes Zicker, Community Development Resource Agency, explained this program was adopted by the Board in 1992. The requested increase is a cost-of-living increase to maintain the fees and fund the projects which result from the fees throughout the Dry Creek Watershed. It is an inflationary increase on the one-time charge to new development. There is no proposal to increase the annual fees for homeowners.

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING THIRD-PARTY APPEAL - Planning Commission Denial of an Appeal of the Zoning Administrator's Approval of a Modification to a Minor Use Permit (PMPM 20060913) TJ Enterprises - Public hearing to consider an appeal from Mark and Kathy Correnti of the Planning Commission approval of a Modification of a Minor Use Permit for expansion of an existing auto body shop facility to include a 9,976 square foot vehicle repair building and a separate carport to be used as a car wash facility, and the approval of a variance to minimum parking standards in order to allow 13 new parking spaces where 33 are required by ordinance. The property (APN 052-020-048) is located at 12405 Locksley Lane, in the Auburn area, and is currently zoned INP-Dc (Industrial Park, Combining Design Scenic Corridor).
MOTION Rockholm/Weygandt VOTE 3:1:0 (Uhler No, Kranz absent) to deny the request of Mark Correnti to continue the public hearing.
MOTION Uhler/Weygandt/Unanimous VOTE 4:0 (Kranz absent) to deny the appeal and approve the modification of a Minor Use Permit with Findings and Conditions.

Chairman Holmes informed the public that Scott Finley, County Counsel, would be representing the County on this item because Anthony La Bouff, County Counsel, had a conflict.

Mark Correnti, appellant, requested a continuance because Supervisor Kranz was not present. Scott Finley stated there is no requirement that a supervisor be present. Thomas Miller, County Executive Officer, asked if a delay would affect the applicant's ability to move forward on the project. Michael Johnson, Planning Director, said there would be delays because the improvements cannot take place until the appeal hearing is conducted. Zachary Carter, ZMC Consulting representing the applicant, explained the hardship a continuance would create. The Board voted to deny the request to continue the appeal hearing.

Gerry Haas, Planning, explained Thomas Jackson owns and operates a body shop facility on Locksley Lane in Auburn. The original MUP was approved in October 2003 to allow auto repair, painting, towing service and office uses. In January 2007, the Zoning Administrator considered a modification of the Use Permit to allow for an expansion for the existing facility that would add a structure on the property. Mr. Correnti objected to the request at that hearing. After the hearing, the Zoning Administrator worked with staff, revised the Conditions of Approval and addressed issues raised at the hearing. The Zoning Administrator approved the MUP with revised conditions and Mr. Correnti appealed that decision. His appeal focused on issues raised at the hearing. The Planning Commission denied the appeal. Both hearing bodies and staff have reviewed the issues. The applicant has taken steps to reduce site generated water runoff impacts by submitting building plans for a new drain inlet and obtaining a sewer connection approval. Mr. Haas responded to one of the issues raised in the Statement of Facts submitted by Mr. Correnti. He spoke about the Type C Minor Use Permit required for vehicle repair and maintenance and said regardless if the project is exempt from environmental review, development requirements established by the respected departments and agencies is required prior to occupancy or use of the site. Staff recommended the Board deny the appeal and approve the Minor Use Permit modifications subject to the Findings and Conditions of approval contained in the staff report.

Mark Correnti, appellant, read a statement he submitted June 19, 2007, outlining the series of events and code violations leading up to the appeal. He said pictures were provided to staff showing TJ Enterprises sanding, painting and washing vehicles and temporary car ports installed without permits. He was not satisfied with staff's response and met with Supervisor Kranz and Mary Ellen Peters, Risk Management, and Ms. Peters was directed to investigate the issues. Mr. Correnti questioned the results of the investigation. He requested that TJ Enterprises be required to obtain a Type B Minor Use Permit to store vehicles on the property and address the environmental issues. He said this is a formality before continuing to a court of law with these issues. Mr. Correnti presented pictures and a video supporting his claims showing water run off going on to his property. He said his chip seal would be continuously damaged by the water run off that started when the owner started making improvements to his property.

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Zackary Carter, ZMC Consulting, representing TJ Enterprises, verified there is drainage because of the new construction but a drain is being installed that would direct the run off onto the street. The run off would still go onto Mr. Correnti's property because there is no sidewalk. He said the video did not show any drains on Mr. Correnti's parking lot and that would produce more water build up. Mr. Carter described the safety precautions taken while painting on the premises. TJ Enterprises has a permit to construct a drain inlet but wants to wait until the construction is approved to install it, but could be constructed prior if requested. TJ Enterprises is trying to consolidate his business from across the street to this location.

No public comment was received.

Supervisor Uhler asked if the current and proposed activities are allowed in this Zone District. Gerry Hass said with a Minor Use Permit, and the modifications requested, the uses are allowed. Mr. Hass said approval of the Use Permit modification would remedy the code violations on the property.

Supervisor Uhler asked if there was any grading done that would increase the water run off onto Mr. Correnti's property. Wes Zicker, Engineering and Surveying, said there has only been mirror re-grading and the main area of complaint has not been re-graded. There is a distinct difference in elevations between the two parcels and there is a drainage law that states if you have a downhill parcel, you must accept the water coming from the uphill parcel. Supervisor Uhler commented there is more run off during a rain storm versus normal business, and received clarification from Wes Zicker that the Conditions of Approval would require mitigation for run off produced by TJ Enterprises. Mr. Zicker said the Conditions of Approval require installing a retention pond and TJ Enterprises has volunteered to put in infiltration trenches to elevate the problem.

Chairman Holmes received clarification from Gerry Hass that the cars being stored are only waiting on repairs. Mr. Correnti intervened by saying TJ Enterprises' has impound storage and the water run off has recently increased. Gerry Hass explained vehicles are towed to the property for processing and not permanently stored on the premises.

FACILITY SERVICES/GARBAGE COLLECTION RATE ADJUSTMENTS IN FRANCHISE AREAS 1 & 4 (Unincorporated Placer County West of Colfax, Foresthill & Iowa Hills Divide) FY 2007/08
Public hearing closed. Received input on the proposed adjustments to garbage collection/transfer station rates; adopted Resolution 2007-209 authorizing the Chairman to sign an amendment to Agreement #11846 that incorporates the recommended rate reductions to garbage collection/transfer station rates; and made a finding pursuant to Section 21080(b)(8) of the Public Resources Code that adjusted rates are derived from the cost of providing service and are necessary to meet operating expenses required for maintenance and service, and are therefore exempt from environmental review.
MOTION Uhler/Rockholm/Unanimous VOTE 4:0 (Kranz absent)

Bill Zimmerman, Facility Services, explained that garbage collection rates are made up of three basic costs: service cost (the cost of the garbage collection company, Auburn Placer Disposal) to collect and transport the garbage; the disposal cost (the disposal fees charged by the Western Placer Waste Management Authority) and a franchise fee (collected by the County used to fund the Solid Waste Management Program, to monitor and maintain the closed landfills, managing garbage collection contracts). There is no change in service or disposal costs scheduled in FY 2007/08. The franchise fee has been lowered from 10% to 8 percent, as approved by the Board on May 22, 2007.

Will Dickinson, Facility Services, noted staff would not have been able to offer a rate reduction today without the cooperation of Auburn Placer Disposal Service's (APDS). APDS has a contractual requirement for a cost of living increase. Their cost of living increase would have exceeded the reduction that the Board approved.

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COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING – Zoning Text Amendment (PZTA20050609) related to Communication Antennae on Lattice Towers, Temporary Outdoor Events & Medical Services – Clinics and Laboratories – Public hearing closed to consider amending Placer County Code, Chapter 17 (Zoning Ordinance) to accomplish the following:

1. Ordinance 5471-B adopted adding an additional category, Antennae Which are Not Visually Obstructive, for antennae that are located on existing lattice power transmission towers, where the overall height of the tower would not be increased by more than twelve feet, to the list of antennae which are not visually obtrusive (Section 17.56.060.F) and are therefore exempt from the Minor Use Permit requirement. MOTION Uhler/Weygandt/Unanimous VOTE 4:0 (Kranz absent)
2. Reinstate Zoning Ordinance provisions allowing the processing of a Temporary Outdoor Event Permit (Section 17.56.300.B.a.b.), for certain types of outdoor events (not to exceed three consecutive days nor two times in one location in a calendar year) rather than requiring the processing of a Minor Use Permit. Although previous provisions required a hearing before the Zoning Administrator, the proposed provisions would allow administrative approval by the Planning Director. **Public hearing continued to July 10, 2007 at 9:45 a.m.**
3. Ordinance 5471-B adopted amending the Residential-Agricultural Zoning District (Sections 17.06.050 and 17.44.010) to allow Medical Services-Clinics and Laboratories with a Conditional Use Permit under a limited set of circumstances.
MOTION Uhler/Rockholm/Unanimous VOTE 4:0 (Kranz absent)

Michael Johnson, Planning Director, explained there are a series of Zoning Text Amendments (ZTAs) to simplify, clarify and streamline provisions within the Zoning Code.

Amendments to the Residential-Agricultural Zoning District

Melanie Heckle, Planning Department, stated there are three Zoning Text Amendments proposed. The amendment to the Residential-Agricultural Zoning District came about due to a request to establish a medical office facility in Granite Bay next to a shopping center (zoned Commercial). Residential/Agricultural zoning districts allow hospitals and extended care facilities with a Conditional Use Permit (CUP) but not clinics and laboratories. The Granite Bay Municipal Advisory Council (MAC) was supportive of the location of a medical facility adjacent to a shopping center but does not support a General Plan Amendment or rezone the parcel to a commercial designation. The Granite Bay MAC indicated support for a Zoning Text Amendment that would allow a medical office complex to be considered for approval through a use permit process. She said Residential-Agricultural Zoning is prominent in Placer County and staff is concerned about locating medical offices in rural locations. The CUP would have a footnote: "Permitted only where the parcel on which the proposed use would be located is adjacent to commercially zoned property and is located on a major arterial roadway". The Planning Commission approved of the location of the medical center and supported a rezone.

Additional category, Antennae which are Not Visually Obstructive

Melanie Heckle, Planning Department, said this proposed additional category would allow an administrative process instead of a Minor Use Permit if the proposed antenna fits one of the established categories of antennae which are not visually obtrusive. The new category would allow the exemption to apply to the location of communication antennae on existing lattice power transmission towers, where the overall height of the tower would not be increased by more than 12 feet.

Reinstating Ordinance provisions allowing the processing of a Temporary Outdoor Event Permit

Melanie Heckle, Planning Department, explained the Zoning Ordinance currently requires a Minor Use Permit for temporary events. An alternative process has been utilized in the past in the form of a Temporary Outdoor Event Permit that allowed two events per year on any given site. These regulations were located in the Business License section of the County Code and were referenced in the Zoning Ordinance. When the Business License section was reorganized, those provisions were eliminated. Originally a public hearing was required to approve a Temporary Outdoor Event Permit. Until recently, the Planning Department continued to process Temporary Outdoor Event Permits as an administrative process involving review by Health and Safety organizations prior to approval, conditional approval or denial. This process has worked efficiently with few problems and has saved time and money for event organizers. The Minor Use Permit application fee is \$1,785 and the Temporary Outdoor Event Permit application fee is \$380. The streamline provision was drafted in 2005 during the Zoning Text update process. Some concerns have been raised by neighbors of wineries that link these provisions to the draft Winery Ordinance, currently undergoing public workshops. These provisions would be available to winery owners but they have typically been utilized by non-profit organizations. The Weimar/Applegate/Collax Municipal Advisory Council (MAC) suggested the former provisions including public noticing and hearings be reinstated with non-profits being exempt. These are all options for the Board's consideration.

Melanie Heckle said the Planning Commission recommended approval of the ZTAs related to Antennae and Temporary Outdoor Events and denial of the ZTA related to Medical Facilities.

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Public Comment – Additional category, Antennae None received

Anthony La Bouff, County Counsel, said all of the Motions include Findings and Determinations in regards to California Environmental Quality Act (CEQA).

Public Comment – Temporary Outdoor Event Permit

Mike Giles, Neighborhood Rescue Group, disagreed with the claim that Planning staff has been using the Administrative Review Process for several years without incident. There have been over a dozen complaints filed against Temporary Outdoor Events. He said without a public hearing, the public does not have an opportunity to voice concerns. He pointed out the four pages that were in the County Code addressing Temporary Outdoor Events that included protective measures for the public, public hearings, and a way to police drugs and alcohol. He requested the Temporary Outdoor Event Permit if reestablished include the previous protective measures in its entirety. His concerns were not just about wineries but all Temporary Outdoor Events.

John Green, Weimar/Applegate/Colfax MAC Chairman, said the previous Temporary Outdoor Events section of the County Code had a provision to exempt non-profits from permit application fees. He said the proposed text keeps multi-department notifications/sign-off and public safety review provisions somewhat in tact, but ignores multiple references back to Ordinance 4639-B and gives discretion to the Planning Director. Mr. Green opposed the elimination of public hearings, an Indemnity Bonding mechanism, and the non-profit exemption. He recommended the Board deny this proposal and direct staff to revise the amendment using the original sections to develop an application form that would be codified into the Zoning Ordinance, leave both the remainder and the intent of the existing text intact, and investigate and report to the Board of Supervisors instances of overcharges and see to the reimbursement of any improperly charged Permit Fees

Sandy Harris, Granite Bay resident, agreed with statements made by Mike Giles and John Green.

Dale Smith opposed the proposed amendment, especially the lack of policing alcohol consumption at events. He said the proposed amendment would allow for parties, weddings, conferences, meetings and wine tasting tours that would lead to Driving Under the Influence of Alcohol (DUI) arrests. He handed out a paper with DUI statistics. The County may be made liable for allowing people to drive intoxicated.

Melanie Heckel, Planning Department, said the prior ordinance was detailed to a level not commonly found in the Zoning Ordinance. Chairman Holmes requested this item be continued to the next Board meeting.

Supervisor Uhler asked what triggers someone to apply for a Temporary Outdoor Event Permit. Melanie Heckel responded it is required for large groups not normally authorized on their property (events that are advertised or charge a fee for attending). Michael Johnson stated there is an awareness problem with the public knowing when to apply for a Temporary Outdoor Event Permit. It is staff's goal to educate the public of the need of this type of permit. Mr. Johnson said the permits are usually applied for by non-profit agencies without much time before the event. Supervisor Uhler clarified the permit is for private property events not ones held at parks. He asked why the public hearing portion was removed. Melanie Heckle described the information review process but was not sure about details of the evaluation leading to the proposed text. Anthony La Bouff, County Counsel, explained the Code Provision did not disappear, the County did a complete re-codification of its code system about 10 years ago and each department reviewed the sections pertaining to them. He said there was a clear decision to eliminate that section of code and there was discussion of moving it to the Zoning Text. The Temporary Use Permits had become streamlined and the intent was to parallel the Administrative Use Permit process that now appears in the County Code. This process has spanned over a long period of time and some of the parts might have been lost in the transitions. Functionally, how it was handled before has not changed.

Chairman Holmes said the consensus is to continue this item to July 10, 2007 at 9:45 am. He said there is a Winery Ordinance Workshop June 27, 2006.

Public Comment – Amendments to the Residential-Agricultural Zoning District

Marcus LoDuca, president of Sandberg, Lo Duca, & Aland, representing a property owner, said there have been many changes since the Code was enacted and there are a few parcels in Placer County that this could apply. This is a restrictive amendment to bring a less intensive medical facility closer to the community without having to request a rezone or General Plan amendment. He requested the Board approve the amendment with the restrictive footnote.

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COMMUNITY DEVELOPMENT RESOURCE AGENCY/FACILITY SERVICES/EMERGENCY SERVICES/PUBLIC WORKS - Bickford Ranch Large Lot Subdivision Phase 1, Tract #918

- a. **Community Development Resource Agency/Engineering & Surveying** - Approved the final map, Subdivision Improvement Agreement and authorized the recording of the project, located south of Highway 193, north of English Colony Road and east of Sierra College.
MOTION Weygandt/Rockholm/Unanimous VOTE 4:0 (Kranz absent)

Wes Zicker, Community Development Resource Agency, described the item as containing five sub-items. The project will ultimately create 1,900 lots on 1,900 acres. This is the first final map being brought forward under the tentative map approval. It will create 28 large lots that will be further subdivided into approximately 970 residential lots. The map does not create any development rights with the property; there are no building permits issued under this map. There are no improvements required as conditions of the map. The subdivisions that will create the residential small lots will be processed separately at a later time. The project as proposed, is a Phase 1 map that identifies a large remainder on the tentative map. This remainder is subject to a future Phase 2 large lot map that will create approximate 14 more large lots, and ultimately, 920 small lots.

Wes Zicker said it is Bickford Ranch's condition to create County Service Areas (CSA) for charges for services to the project. The services include sewer maintenance, parks and trails, fire service and road maintenance for the major roads in the project. The roads and facilities in the small lots will be provided with other maintenance mechanisms. Ballots and waivers of the public notices have been signed and returned by the property owner for the assessments.

- b. **Facility Services/Special Districts/County Service Area 28, Zone of Benefit 183 (Sewer)** - Public hearing closed. Resolution 2007-210 adopted creating Zone of Benefit 183, setting assessment charges to provide sewer services within the development, and authorized the Facility Services Director to execute an assessment prepayment agreement with Suncal Bickford Ranch LLC. MOTION Weygandt/Uhler/Unanimous VOTE 4:0 (Kranz absent)

Will Dickinson, Facility Services, stated project conditions of approval require the formation of a CSA, Zone of Benefit, to fund sewer collection services and maintenance and operation of the sewer facility within the development. The area described in the Engineer's Report estimates that 1,971 equivalent dwelling units (EDU) will be billed at project build out. Pursuant to Proposition 218, the property owner of the existing parcels of the Bickford Ranch Development has signed a ballot approving an initial annual charge of \$90 per EDU for planned, undeveloped small lots and \$732 per EDU for lots connected to the sewer system. In lieu of receipt of mailed notice of this hearing, the owner has executed a waiver. In order to fund costs associated with the creation and administration of Zone of Benefit 183, Suncal Bickford Ranch LLC agrees to prepay to the County a 2007/08 assessment in the amount of \$177,390, with \$75,000 prior to the recordation of projects large lot final map and the balance paid prior to December 31, 2007.

- c. **Facility Services/County Service Area 28, Zone of Benefit 184 (Parks)** - Public hearing closed. Resolution 2007-211 adopted creating Zone of Benefit 184 and setting assessment charges to provide park and recreational facilities and public trails within the development.
MOTION Weygandt/Uhler/Unanimous VOTE 4:0 (Kranz absent)

Albert Richie, Facility Services, explained that the request is to create a Zone of Benefit for parks, trails and open space. Only the residential areas will benefit from these areas. There will only be 29 large lots that will be assessed. The assessment is set at \$334 per parcel. The same assessment will carry over to any subsequent parcels created by smaller maps. The parks and recreational facilities to be included in the project included approximately 60 acres of park land, of which, 28.5 acres will be developed parks. There is approximately one-half million square feet of various types of trails. There will be a phasing plan for the trails. The parks will be built as the subdivision starts to build out.

- d. **Emergency Services/County Service Area 28, Zone of Benefit 189 (Fire & Emergency Services)** - Public hearing closed. Resolution 2007-212 adopted creating Zone of Benefit 189 and setting assessment charges to provide fire and emergency services within the development.
MOTION Weygandt/Uhler/Unanimous VOTE 4:0 (Kranz absent)

Rui Cunha, Emergency Services, stated the owner of the existing parcels has executed a waiver in lieu of receipt of a mailed notice. By way of ballot, the property owner has approved a predevelopment annual charge of \$384.62 per equivalent dwelling unit and \$305.36 for each new equivalent dwelling unit created by subsequent small lot maps. The predevelopment charge will generate approximately \$15,000 annually to assist in operational costs expected at the new Bickford Station, once it is built. The \$305.36 charge will generate approximately \$600,000 annually to fund 44% of the total cost of the fire operations attributable to Zone 189. The balance will be picked up by the existing service area outside of Zone 189.

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- e. **Public Works/County Service Area 28, Zone of Benefit 188 (Road Maintenance)** – Public hearing closed. Resolution 2007-213 adopted creating Zone of Benefit 188 and setting charges to provide road rehabilitation and storm drain maintenance for major streets within the development, at a maximum cost of \$168.38 per equivalent dwelling units.
MOTION Weygandt/Unier/Unanimous VOTE 4:0 (Kranz absent)

Peter Kraatz, Public Works, advised the Engineer's Report determined the estimated costs to equate between \$109 and \$168.38 per EDU per year, based on 1,895 EDU for ultimate build out at Bickford Ranch. The current large lot assessment varies from \$0 for the large lots that do not have any benefit from the roads being built to as high as \$100,280, where there would be approximately 920 EDU build out on the largest lot. Public Work's involvement includes road maintenance including slurry seals, chip seals and overlays for long term road maintenance, which equates to 1.7 million square feet of road that will need to be maintained. Storm drainage, including pipe and drain inlet cleaning, totals 31,000 lineal feet.

COUNTY EXECUTIVE – Receive information requested by the Board regarding 1) Analysis of the \$4.1 million required to maintain current service levels in FY 2007/08 for the Health & Human Services Department, and 2) Other related items. **Continued to July 10, 2007.**

FACILITY SERVICES/Kirk Property Conservation Easements Acquisition – The Board took the following action:

1. Authorized the Chairman to execute the Agreement of Purchase and Sale with David Lewis Kirk and The John B. & Sharon L. Kirk Family Trust, for the acquisition and recordation of the Deeds of Conservation Easement and Development Rights (Easements) over approximately 281 acres located northeast of the City of Lincoln, immediately south of the Camp Far West Reservoir, designated as Assessor's Parcel No. 018-031-065, 018-031-066 and 018-031-067, in the amount of \$1,900,000.
2. Resolution 2007-214 adopted authorizing the Facility Services Director, or his designee, to execute all documents necessary to complete this acquisition, to disburse funds associated with this transaction and record the Easements for said property.
3. Approved a budget revision associated with this transaction and added the property to the Master Fixed Asset List.

MOTION Weygandt/Rockholm/Unanimous VOTE 4:0 (Kranz absent)

Mary Dietrich, Facility Services, said the property is northeast of the City of Lincoln and south of Camp Far West Reservoir, comprising 281 acres and is zoned for 20 acre minimum parcel sizes. The owners are David Lewis Kirk and John B. & Sharon L. Kirk Family Trust. It is significant property with significant environmental resources.

Lorne Clark, Planning Department, stated the property is one of the two areas of Placer County where there is a large area of un-fragmented Blue Oak Woodland. The easement before the Board today is based on a ranching family who want to stay on the family farm. The family has been a good steward of the property. The Board was willing to make a one-third funding commitment. Placer County's contribution will be taken out of the tree mitigation fund, which is not a General Fund contribution. The Placer Land Trust and the Emigrant Greenway Trust, a small non-profit, are making a \$35,000 contribution; the United Auburn Indian Community is making a contribution of \$635,000, and the California Wildlife Foundation, a non-profit, is making a \$635,000 contribution. Placer County is providing a one-third match with a two-thirds contribution being provided by the private sector.

FACILITY SERVICES/Franklin School Community Park (Town of Loomis/Granite Bay) – The Board took the following action:

1. Adopted Resolution 2007-215 approving a loan, in an amount not-to-exceed \$680,000, from the County Capital Projects Fund to the Park Dedication Fees Fund to be repaid by future park mitigation fees from Park Dedication Fee Area 7 (Loomis Basin area), Park Dedication Fee Area 10 (Granite Bay area) and assessments from the Granite Bay Parks, Trails and Open Space Maintenance and Recreation Improvement District; and
2. Approved plans and specifications, including the requirement to utilize the installation of synthetic turf at the Franklin School Community Park with FieldTurf USA Inc. under the terms and conditions of the California Multiple Award Schedule (CMAS) Contract No. 4-06-78-0031A; and
3. Authorized the Facility Services Director to negotiate and execute an agreement with FieldTurf USA Inc., for the purchase of synthetic turf, not-to-exceed 85,000 square feet in quantity and not-to-exceed \$450,000, in cost under CMAS Contract #4-06-78-0031A; and

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4. Authorized staff to solicit bids for construction and installation of synthetic turf for Phase I of the Franklin School Community Park, Project #704735; and
5. Approve budget revision for FY 2007/08, effective July 1, 2007, appropriating the loan proceeds, current park mitigation fees and unallocated Proposition 40 funds to the Franklin School Community Park Project.

MOTION Uhler/Rockholm/Unanimous VOTE 4:0 (Kranz absent)

Albert Richie, Facility Services, advised there were late revisions to the memo so they would only be requesting five actions instead of six. The Granite Bay Parks, Trails and Open Space Recreation and Improvement District was formed in 2001, after a vote of the Granite Bay Community Plan area to assess themselves to maintain parks, trails and open space. At the last Board meeting, the annual public hearing to consider the assessment for the following fiscal year was presented to the Board. Supervisor Uhler mentioned the 10-Year Capital Plan. The item today is one of the sites referred to in the plan. There are always competing demands for the funding resources; consequently, it is necessary to put money aside to build the larger projects. The repayment schedule would repay the loan amount over a 10-year period. The annual payment would be approximately \$68,000 per year. At the current park mitigation level, that would be approximately 24 building permits in the Loomis/Granite Bay area that would have to be issued on an annual basis. Staff is confident that the dollar amount can be repaid and the facility will be built this year.

Supervisor Uhler inquired why Action 5 was removed from the staff report. Albert Richie explained the original memo requested the approval of a budget revision, which would have been effective today for four days, with the Department appropriating the balance effective July 1, 2007. Staff is not going to take significant action between now and July 1. Supervisor Uhler pointed out the one item not specifically mentioned in the staff report was Residual Proposition 40 funds. Supervisor Uhler requested the balance. Mr. Richie advised the balance was approximately \$48,000. He explained that Proposition 12 was approved by the voters in 2000. Proposition 40 was approved by the voters in 2002. There are some residual amounts of money leftover from other projects that have been completed. Staff is closing out State grant contracts.

Anthony La Bouff, County Counsel, asked if Mr. Richie was asking for action on #5 and if he needed action on #6. Mr. Richie stated item #5 & #6, Page 337 of the staff report, were combined. Item #5 should now read: "Approve a budget revision for the 2007/08 fiscal year, effective as of July 1, 2007, appropriating the loan proceeds, current park mitigation fees and unallocated Proposition 40 funds to the Franklin School Community Park Program".

HEALTH & HUMAN SERVICES/ADMINISTRATIVE SERVICES - Approved revenue agreement for FY 2007/08, with the First 5 Placer-Children and Families Commission, in the amount of \$424,970, to provide fully reimbursed staff support services to the First 5 Placer-Children and Families Commission.
MOTION Uhler/Weygandt/Unanimous VOTE 4:0 (Kranz absent)

Dr. Richard Burton, Health & Human Services Director, stated the department works with over 100 non-profit and community based organizations. The First 5 Commission worked with the Department for the last five years, meeting the needs of children 0-5 and their families. This arrangement has been a very cost effective method to provide staff services, where they fully fund the cost of County staff.

HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE - Authorized the Auditor's Office to establish or amend payment ceilings for mandated Mental Health Services as follows:

1. Mental Health Provider Services - Increased FY 2006/07 Contract #CH000007 for mental health providers by \$220,000, for a revised total of \$1,070,000; established a FY 2007/08 contract for mental health providers for an amount not to exceed \$1,100,000;
2. Group Home Treatment Services - Increased FY 2006/07 Contract #CH012257 for outpatient mental health services by \$420,000, for a revised total of \$1,800,000; established a FY 2007/08 contract for outpatient mental health services for an amount not to exceed \$1,614,000, and
3. Authorized Health and Human Services to add new, qualified providers and authorized amendments as needed. MOTION Uhler/Weygandt/Unanimous VOTE 4:0 (Kranz absent)

Dr. Richard Burton, Health & Human Services Director, advised there is a network of providers the Department contracts with each year in the private sector. Health & Human Services tracks the costs, utilization, and incoming revenues, which are reflected on a quarterly basis. As a result of the nine month expenditure analysis, the Department brought a budget amendment before the Board at the May 22, 2007 Board meeting. The Board approved the amendment, which was the basis of providing the tools to come back with the contract adjustments for 2006/07 with the private providers, as well as, the Department's anticipation and the contracts for 2007/08.

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COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING — Workshop regarding Placer Vineyards Specific Plan (PSPA T20060679); Associated Rezoning; Associated General Plan Amendments; Development Agreements; and Final Environmental Impact Report (EIR T20040651/SCH#1999062020) - Board received information regarding Environmental Impact Report, Finance Plan, Services Plan and Development Agreement

Michael Johnson, Planning Director, explained this is the second workshop to provide the Board and the public with information and answer questions about the Placer Vineyards Development Plan. No formal action will be taken. The public hearing for final action is tentatively scheduled for Monday, July 16, 2007, and will be noticed. This workshop covered the Environmental Impact Report (EIR), an update on wetland analysis, finance and urban services plan and development agreement. Rick Dondro, Public Works, responded to traffic questions raised at the last workshop.

Rick Dondro, Public Works, compared the land use assumed in the Super-Cumulative Traffic Scenario versus the Blueprint Land Use Plan. He said the totals are within 3% of each other but the locations were different.

Gene Smith, Quad Knopf Environmental Consultant, presented a PowerPoint explaining the structure of the EIR. He said the 2005 Revised Draft EIR, which supersedes the 2004 EIR, is supplemented by two Partially Re-circulated Revised Draft EIRs. The comments on the three documents are addressed in a Response to Comments Final EIR and Supplemental EIR and a separate "final" Mitigation Monitoring and Reporting Program has been prepared. The Revised Draft EIR evaluates several project components, which contribute to the length and complexity of the EIR including: onsite impacts associated with development of the Specific Plan area, offsite impacts associated with construction of infrastructure (utility lines, roadways, etc.), water supply impacts, including regional impacts associated with use of surface water from the American River/Sacramento River systems, impacts associated with wastewater treatment and disposal at either the Dry Creek Wastewater Treatment Plant or the Sacramento Regional Wastewater Treatment Plant, impacts associated with recycled water system pursuant to Community Plan Development Standard 8 (City of Lincoln), General Plan and Community Plan amendments necessary for project implementation, and a Blueprint Alternative which has been evaluated at the project level. EIR impact subject areas are: land use, visual quality and aesthetics, hydrology, water resources and water quality, biological resources, geology and soils, archaeological and paleontological resources, transportation and circulation, air quality, noise, population, employment and housing, public services and infrastructure, hazards, greenhouse gas emissions and global climate change. The alternatives that were analyzed were: no project, reduced density, 50% reduction, rural density, 500 new dwelling units, blueprint alternative, 53% increase, and 21,631 dwelling units. From a California Environmental Quality Act (CEQA) perspective, the conclusion was that the environmentally "superior" alternative was no project followed by a reduced density alternative. The blueprint alternative would have superior long-term regional benefits, but requires participation of other agencies. He described the significant and unavoidable impacts: direct loss of 4,225 acres of agricultural land; cumulative loss of agricultural land, potential conflicts with Sacramento Area Council of Governments (SACOG) preferred Blueprint Plan, off-site structures and land uses would be affected due to Baseline and Watt Avenue widening, direct and cumulative alteration of views, cumulative impacts related to new sources of light and glare, cumulative impacts related to introduction of urban pollutants, direct loss of 3,250 acres of open space; cumulative loss of open space, direct loss of vernal pool habitat, direct loss of Swainson's Hawk foraging habitat, direct removal of individual oak trees, filling of jurisdictional and non-jurisdictional wetlands, direct loss of biological resources and wetlands due to offsite infrastructure development, cumulative impacts related to loss of biological resources and wetlands, direct and cumulative loss of historic and prehistoric cultural resources, direct and cumulative increases in traffic on roadways and at intersections, direct increases in construction-related air emissions, direct and cumulative increases in stationary and mobile source emissions, direct and cumulative increases in off-site noise levels (Sacramento County and City of Roseville) due to traffic, short-term jobs/housing imbalance, direct and cumulative increases in the waste stream at the Materials Recovery Facility (MRF) and Western Regional Landfill, potential lack of recycled water if wastewater effluent treated by Sacramento Regional County Sanitation District (SRCSD), various impacts (e.g., biological, cultural, transportation) in other jurisdictions beyond Placer County's control (Roseville, Sacramento County, Sutter County, Caltrans), and cumulatively considerable incremental contribution to global climate change. Mitigations have been proposed for these impacts.

Brian Plant, Remy, Thomas, Moose and Manley LLP, provided an update on the wetlands analysis. He said there are a number of drainages in the plan area and the general resource quality of the area is agriculture, riparian and oak woodland. Mr. Plant outlined the existing biological resources within the plan area surveyed properties, non-surveyed properties, and special planning area. He said there are 153.4 acres of wetlands, 44.3 acres of oak woodlands, and 42 acres of native riparian habitat in the surveyed properties. He showed a map of the open space/preserve areas, meant to preserve and protect corridors of major drain areas and enhance agricultural areas and a depiction of the enhanced channels. He reviewed the aquatic resource impact estimates: 69 acres of vernal pool complex habitat (wet acres) on-site and 5 acres off-site, 27 acres of other wetlands/waters on-site and 2 acres off-site,

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286 acres off-site preservation and 284 acres of off-site creation/restoration. He listed the off-site mitigation areas covering approximately 3,600 gross acres.

Allison Carlos, County Executive Office, said this plan was developed as a way to look at planning infrastructure services. The West Placer workgroup retained existing General Plan and Board policies to minimize financial risk to the County, reviewed public facilities and infrastructure that are provided by new development at an urban standard, and as a way to have new development pay for facilities and services. The approach was to: structure financing to minimize risk to the County, plan at an improved/urban service level, consider unique conditions of the project, identify sufficient on going funding streams, and build in flexibility to support ultimate service delivery models. She said service and facilities studies, a fiscal study, and financial burden analysis have been completed. There is an Urban Services Plan and a Finance Plan. The studies included proposed projects around the Vineyards and public services (parks and recreation, transit, sheriff, fire protection, roads, and libraries). In November 2005, the Board directed staff to commensurate with surrounding jurisdictions with the goal that the allocation of costs should be fair and equitable, services should be provided in a fiscally responsible manner, and that development should pay for facilities and services. Existing County service levels were compared with recommended levels. Ms. Carlos listed the fiscal challenges: low property tax share (35% less than typical), no major sales tax generator (lower sales tax), and an increase in service costs to meet urban demand. She explained what services property taxes support. The Urban Services Plan summarizes that at buildout, Placer Vineyards, gross annual cost would be \$62,520,000, revenues would be \$34,240,000, and the amount that would need to be funded by special taxes and assessments is \$28,280,000. The projected annual special taxes/assessments for services were: single family dwelling, \$2,410/unit; multifamily, \$1,250/unit; affordable housing, \$500/unit; and a one time Urban Services Shortfall Fee, \$7,200/Building Permit (BP). He explained the consultant and staff were able to lower the Multifamily and Affordable Housing fees and the taxes proposed for the Vineyards are comparable to other developments. The only difference is the majority of taxes for the Vineyards go to services not infrastructure. Elements of the Urban Services Plan include: prioritizing public finance of services over infrastructure, providing shortfall funding, planning services at mid to high end of range, use of a "mapping factor", and a moderate levy on sensitive land use of high density and affordable

Susan Goodwin, Goodwin Consulting Group, spoke about the financing plan (one time capital investment required for infrastructure). She said there are 21 property owners in the plan area (some are non-participants) and there will be no phasing on development. The summary of infrastructure costs are: \$235.5 million Core Backbone (funded by the developers), \$70 million Remaining Backbone, \$20.7 million Drainage Shed, and \$509.5 million Public Facility Improvements. These infrastructure costs are comparable to other developments. She explained the key elements of the finance plan: developers initially fund and construct backbone infrastructure before 1,501st building permit, developers equalize costs for backbone facilities improvements within their group, developers fund and construct public facilities, public financing for infrastructure is secondary to services, there will be a creation of a Developers Group, and Master Plans will be required that are substantially complete prior to large lot map.

Scott Finley, County Counsel, gave an overview of the development agreement noting the developer gets certainty, the County gets public benefits that it would not normally attain, and the public gets assurance that the benefits of development will flow. There will be 21 individual agreements (for each landowner in the development area) with 20 year terms (with two extensions of five years each at the County's option) that will be maintained by the Developers Group. There are seven property owners who are not signing that will be receiving a land use designation under the specific plan but they will not receive zoning. They would need to apply for a rezone when they choose to develop their property. The developer would have the right to develop the land under existing General Plan, Specific Plan, Land Use and Development Standards and Specific Plan Zoning. The County would receive locked in fee obligations: Development and New Development Mitigation Fees, Project Development Fees, Agricultural Water Supply Enhancement, Waterga Road Bridge, Regional Traffic (County Tier II), Highways 99/70--Riego Road Interchange, Subsequent Traffic, Roseville Traffic Impact, and Project Implementation Fees: Placer Vineyards Specific Plan, Southwest Placer, Public Land Dedication Equalization, and Urban Services Shortfall. Mr. Finley said if the fees are insufficient, the developer pays the shortfall. There is an Affordable Housing requirement of 10% of total residential units actually constructed that has a concurrency requirement and can be transferable within the plan area. The Development Group is a mechanism that the developer has proposed that will pool the resources in order to construct the Core Backbone and Public Facilities. Non-participation in the Developer Group restricts the developer's ability to proceed. The development agreement frames when the infrastructure and obligations are to be complete. The developer is obligated to provide school sites with infrastructure and enter into mitigation agreements with the school districts. The development agreement requires creation of services funding mechanisms (special taxes/assessments to fund County services) and allows the County to establish programs prior to fee-generating development. He explained the developer is obligated to dedicate land to the Roseville Cemetery (at no cost) and is obligated to comply with all of the mitigation measures in the EIR. There is a provision for an annual review of water availability with Placer County Water Agency.

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MINUTES**

Michael Johnson, Planning Director, explained the staff report contains the details and the presentation has been available on the website for public review.

Public Comment

Terry Davis, Sierra Club, spoke about vernal pool complexes. He said in the EIR there is a disconnect between the mitigations required from the County and what would be required by the Federal agencies. The EIR is focused on wetlands not the surrounding lands that support the endangered species. He anticipated rounds of litigation with the wildlife agencies because of the proposed mitigation of .08:1 instead of the conservation plan requirement of 2:1. The wildlife agencies favor Map 6 that includes vernal pool avoidance.

Leslie Fair, Locust Road resident, thanked the proponent for working with the Special Planning Area (SPA) residents. She said Locust Road would have safety concerns with increased traffic and requested that Locust Road be closed to through traffic.

Mary Circle, Saint John's, said they are moving close to the Vineyards and she was impressed with the communication, efforts and mitigation. She said, at the last meeting, Sierra Club supported the project.

Walter Wyllie, Locust Road resident, thanked staff and the proponent for working out buffer zone and impacts on the SPA. He spoke about how the impacts have been lessened on the north side and requested Locust Road be closed.

Bruce Greco, Locust Road resident, said that the California Environmental Quality Act (CEQA) states the EIR needs to address environmental effects which will cause substantial adverse effects on humans. He said the traffic impacts of the SPA Community have not been studied enough in the EIR. Mr. Greco requested the Board close Locust Road prior to project approval.

Duane Renison, Locust Road resident and business owner, expressed safety concerns with increased traffic and requested Locust Road be closed.

Supervisor Rockholm asked if staff is reviewing closing Locust Road. Michael Johnson said yes, it is being considered.

ADJOURNMENT - There being no further business, the Board adjourned. Next regular meeting is Tuesday, July 10, 2007.

ATTEST:

Ann Hofman
Clerk of the Board

Jim Holmes, Vice Chairman
Placer County Board of Supervisors

Kathy Zick
Supervising Board Clerk

Melinda Harrell
Senior Board Clerk

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 8 00 a.m., Tuesday, July 10, 2007, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Rockholm, Weygandt, Holmes, Uhler and Kranz present. Chairman Kranz presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

PUBLIC COMMENT – None given.

SUPERVISOR'S COMMITTEE REPORTS – None given.

CONSENT AGENDA (Items 14-27) – Item 21a amended by removing Page 355 of the staff report. Consent Agenda approved as amended with action as indicated. The Board convened as the Redevelopment Agency for Item #26. MOTION Rockholm/Holmes/Unanimous.

14. **ADMINISTRATIVE SERVICES** - Approved early purchase of scanning equipment, in the amount of \$78,865, and added items to the Countywide Systems Master Fixed Asset List.

15. **BOARD OF SUPERVISORS**

a. Authorized special meetings on Monday, July 23, Monday, August 13, and Wednesday, August 15, 2007.

16. **CLERK-RECORDER/ELECTIONS** – Resolution 2007-216 adopted authorizing the County Clerk to render reimbursed election services for the Tahoe Forest Hospital District all mail ballot Special District Election to be held September 25, 2007.

17. **COMMITTEES & COMMISSIONS**

a. **Civil Service Commission** – Approved appointment of Donald J. Nelson to Seat 3, as requested by Supervisor Kranz and reappointment of Ronald LeDoux to Seat 4, as requested by Supervisor Weygandt.

b. **West Placer Municipal Advisory Council** – Approved appointment of Darryl Osborne to Seat 4, as requested by Supervisor Rockholm.

18. **COMMUNITY DEVELOPMENT RESOURCE AGENCY**

a. **Engineering & Surveying/Terracina Subdivision, Tract #928, Project #FF 1198** - Accepted the improvements as complete, reduced the Faithful Performance 25% immediately upon approval and Labor and Material 50%, holding for six months or longer if claims exist. The property is located east of Laird Road in Loomis.

b. **Planning/Contract** - Authorized the Purchasing Manager to execute a contract with Mintier & Associates, in the amount of \$86,550, for the preparation of a new Housing Element.

c. **Planning/Legislation** – Authorized the Chairman to sign a letter in opposition to Assembly Bill 414 (Jones). Assembly Bill 414, authored by Dave Jones (D-Sacramento), proposes to place limits on the ability of cities and counties to include vacant sites zoned for both commercial and residential uses in their housing element's inventory of land suitable for residential development.

19. **COUNTY EXECUTIVE**

a. **Administration** – Approved a 5% merit increase for Devon Bell, Assistant Sheriff, from Grade \$52, Step 1, to Step 2, at \$50.88 per hour, retroactive to May 26, 2007.

b. **Administration** – Approved a 5% merit increase for Stephen Pecor, Chief Probation Officer, from Grade \$10, Step 2, to Step 3, at \$57.20 per hour, effective July 7, 2007.

c. **Property Acquisition** – Resolution 2007-217 adopted making certain findings required by Health and Safety Code Section 33445 for the acquisition of a permanent water line easement for the Minnow Avenue public parking lot and authorizing the Chief Assistant CEO-Redevelopment Director, or designee, to sign all documents, subject to the review by County Counsel.

20. **FACILITY SERVICES**

a. **Household Hazardous Waste Collection Events (Collax & Foresthill)** – (1) Authorized the Facility Services Director to sign agreement with 21st Century Environmental Management Inc. of Nevada, in the amount of \$40,000 per event, to conduct one-day Household Hazardous Waste events, and (2) Authorized the Facility Services Director to file the Notice of Exemption for the two one-day events, based on staff's findings that this project is exempt from further review under the California Environmental Quality Act.

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- b Household Hazardous Waste Grant Funding – Resolution 2007-218 adopted authorizing staff to submit applications to the California Integrated Waste Management Board for grant funding, in the amount of \$7,000
 - c Recreation Area #2 (Squaw Valley/Tahoe City Recreation Area) - Approved use agreement with the Tahoe City Public Utility District authorizing the use of Park Dedication Fees from Recreation Area #2, in the amount of \$10,000, to purchase a portable stage for performances throughout the Lake Tahoe area
 - d Recreation Area #2 (Squaw Valley/Tahoe City Recreation Area) - Approved use agreement with the Tahoe City Public Utility District authorizing the use of Park Dedication Fees from Recreation Area #2, in the amount of \$22,000, for rehabilitation of the floating boat docks at the Lake Forest boat ramp
- 21 HEALTH & HUMAN SERVICES.
- a Administrative Services – Resolution 2007-219 adopted authorizing the Health & Human Services Director to recover the cost of medical and dental care provided to persons injured by third parties under circumstances creating tort liability as a lien on a third party judgment, as authorized under Government Code Sections 23004 1 through 23004 3, and gave the Director, with concurrence of the Risk Management Deputy County Executive Officer, the authority to compromise, settle, or waive claims in connection with such recovery, including any determination of undue hardship **Amended by removing Page 355 of the staff report.**
 - b Adult System of Care - Approved Consulting Agreement Amendment CN005354-A with Streamline Consulting Group, Inc to provide facilitation and planning services for a 100% Federally funded grant program improving mental health and substance abuse services and authorized the Health & Human Services Director to sign an amendment from September 1, 2006 through August 31, 2008, increasing the amount by \$150,625, for a new revised total of \$246,625
 - c Animal Services - Approved contract with Koefran Services, Inc , from FY 2007/08 through FY 2009/10, in an amount not to exceed \$75,000, for small animal carcass removal services and authorized the Health & Human Services Director to sign the agreement and subsequent amendments up to 10% of the total contract amount
 - d Children's System of Care - Approved Amendment CN005375-A with Burrows Security Force from August 1, 2006 through June 30, 2007, in the amount of \$17,000, for a new revised total of \$124,000, to provide security personnel for the mental health crisis services assessment team and authorized the Health & Human Services Director to sign
 - e Children's System of Care - Approved Amendment CN012182-A with Sierra Family Services, Inc to provide bilingual, bi-cultural counseling and community prevention services in the Tahoe region, extending the contract term through FY 2007/08 to include:
 - 1 Adding mandated services of bilingual, bi-cultural community educators, and
 - 2 Increasing the total dollar amount by \$150,170, for a new revised total amount not to exceed \$238,914, and
 - 3 Authorizing the Health & Human Services Director to sign subsequent amendments up to 10% of the total contract amount
- 22 PERSONNEL – Ordinance introduced, first reading waived, approving re-adoption of the Personnel Rules in its entirety, as identified in Chapter 3 of the Placer County Code, to reflect the recommendations approved by the Civil Service Commission at their regular meeting of April 9, 2007 and approve amendment to Chapter 2, Administration, Article 2 12, relating to County Office Hours
- 23 PROBATION:
- a Contract - Approved contract from July 1, 2007 through June 30, 2010, with the County of Shasta, at the rate of \$93 per day, on a space available basis, for obtaining bed space for court ordered placement of juvenile wards at Crystal Creek Juvenile Facility
 - b Contract – Authorized the Chief Probation Officer to execute agreement from July 1, 2007 through June 30, 2010, with the County of Solano, at the rate of \$3,600 per month, on a space available basis, for the purpose of obtaining bed space for court ordered placement of juvenile wards at the Fouts Spring Juvenile Facility
- 24 PROCUREMENT SERVICES - Authorized the Purchasing Manager to sign the following.
- a Blanket Purchase Orders Meat Products/Probation – Renewed as a result of Competitive Bid #9594, with Mad Butcher Meat Co. & Good Source, in the maximum amount of \$200,000

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- b Blanket Purchase Order #13631, Kitchen Equipment Maintenance & Repair/Probation - Renewed as a result of Competitive Bid #9509, with Roseville Equipment Service, in the maximum amount of \$69,927
- c Competitive Bid #9674, Lease/Central Services - Rescinded approval to award to Toshiba Business Solutions for failure to meet a critical bid specification in acceptance testing (unable to process carbonless paper) and approved award to Ray Morgan Company, in the maximum amount of \$76,000, for a 60-month lease for a high-volume Copier.
- d Competitive Bid #9680, Provision & Installation of Floor Covering/Facility Services - Awarded to Capital City Carpet, in the maximum amount of \$175,000
- e Competitive Bid #9696, Telecommunications Cabling & Supplies/Telecommunications - Awarded to Rexel Norcal Valley, in the maximum amount of \$225,000.

25 PUBLIC WORKS:

- a. Abandonment - Resolution 2007-220 adopted abandoning a portion of a No Access Strip on Parcel 1, to allow processing of Parcel Map #P-75475, Laird Road, in Loomis
- b Abandonment - Resolution 2007-221 adopted abandoning a portion of a Public Utility Easement on Lot 340, Alpine Meadows Estates, Unit #9, in Alpine Meadows, in Tahoe
- c Auburn Folsom Road Widening Project - Resolution 2007-222 adopted approving the Grant of Easement from the United States Bureau of Reclamation and authorizing the Chairman to accept the easement, subject to approval by County Counsel once executed and authorizing the expenditure of \$104,000 to purchase the easement
- d Tahoe Pines Erosion Control Project - Resolution 2007-223 adopted increasing the contingency of existing contract with Burdick Excavating Co, Inc. by \$72,000 and authorizing the Public Works Director to approve change orders, for a total contract amount not to exceed \$872,497. The original contingency of \$72,772.50 represents 10% of the original project contract amount of \$727,275. The increased contingency request raises the total contingency to \$144,772.50 or 20% of the original project contract amount

26. REDEVELOPMENT AGENCY - Resolution 2007-224 adopted making certain findings approving the acquisition of a permanent water line easement for the Minnow Public Parking Lot and authorizing the Chief Assistant CEO-Redevelopment Director, or designee, to sign documents subject to review by Agency Counsel

27 SHERIFF

- a Contract - Approved contract from July 1, 2007 through June 30, 2009 with the Nevada County Sheriff's Office, in the amount of \$80,000 per year, for a total contract amount of \$160,000, to provide pathology and morgue services to Nevada County
- b Master Fixed Asset List - Approved adding equipment, in the amount of \$318,612, to the Master Fixed Asset List that was acquired through the Federal Government's Excess Property Program that is valued above \$5,000

End of Consent Agenda

BOARD OF SUPERVISORS/ANGORA FIRE - Received a report from Supervisor Kranz on the recent Angora Fire that occurred in South Lake Tahoe and provided direction to staff

DISTRICT ATTORNEY - Presentation of the Prosecutor of the Year award to the 2006 recipient, Garen J Horst

COUNTY EXECUTIVE/COMMUNITY GRANTS & LOANS - Public hearing closed. Resolution 2007-225 adopted authorizing an increase in the loan limits for the Community Development Block Grant Program from \$125,000 to \$175,000, subject to review by County Counsel

MOTION Uhler/Holmes/Unanimous VOTE 4-0 (Rockholm temporarily absent)

Rae James, Redevelopment Deputy Director, explained the Federal Block Grant guidelines require a public hearing when changes are made to the Agency's lending terms. The majority of recent received housing and rehabilitation loans are in excess of \$125,000 and when improvements include sewer and water lines, the amount quickly reaches \$175,000. The loans are repaid to the Agency by the borrower and the funds are recycled to create more loans. Staff is requesting the Board approve raising the

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loan limit on Federal Block Grant Loans from \$125,000 to \$150,000 for housing rehabilitation projects and on an exception basis when the rehabilitation project includes a complete unit replacement with infrastructure improvements, the limit would be \$175,000

ADMINISTRATIVE SERVICES/EMERGENCY SERVICES - Awarded Competitive Bid #9704 to Silverado Avionics, in the amount of \$291,363, for digital radios and accessories for the Placer County Fire Department MOTION Holmes/Uhler/Unanimous VOTE 4 0 (Rockholm temporarily absent)

April Pay, Administrative Services, stated this award will result in a one-time purchase of portable radios and vehicle-mounted radios for use by the Placer County Fire Department Board approval is also requested to award a blanket purchase order to Silverado to allow on-going purchases of radios throughout the one-year period

Supervisor Uhler asked if the radios will meet the need of the County to speak with other agencies Jerry Gamez, Communications, confirmed that all the radios are Project 25 compliant and are fully operable with other emergency technology

Supervisor Holmes asked if the other fire agencies were able to participate in grant applications and if Administrative Services was helping with the process. Mr. Gamez responded they have had meetings with the various fire districts through the Office of Emergency Services

FACILITY SERVICES/SEWER & WATER MAINTENANCE & OPERATIONS FEE INCREASES:

- 1 Public hearing closed Received comments concerning the proposed increases in sewer and water maintenance and operations (M&O) fees.
- 2 Ordinance 5472-B adopted adjusting M&O fees enumerated in Chapter 13 Section 13 12 350 of the Placer County Code **Amended to add "Retroactive to July 1, 2007"**.
- 3 Resolution 2007-226 adopted confirming the County Service Area (CSA) Zone Report of charges for the Sunset, Sheridan, Blue Canyon, Applegate, Livoli and Dry Creek CSAs
- 4 Incorporated in the record findings pursuant to Section 21080(b)(8) of the Public Resource Code that the higher fees are derived directly from the cost of providing service and are necessary to meet operating expenses and/or to obtain funds for capital projects necessary to maintain service in existing service areas and are, therefore, exempt from environmental review
- 5 Directed staff to work through the affected Municipal Advisory Committees to develop a review committee to serve in an advisory capacity to review capital improvement plans

MOTION Uhler/Holmes/Unanimous

Jim Durfee, Facility Services Director, provided a PowerPoint presentation covering the following

Districts Affected - The following districts are affected by the actions requested today: Sewer Maintenance District (SMD) 1 (North Auburn), SMD 2 (Granite Bay), SMD 3 (Auburn Folsom Road), CSA 2 (Sunset Industrial Area), CSA 6 (Sheridan, sewer and water services), CSA 23 (Blue Canyon), CSA 24 (Applegate Community), CSA 25 (Livoli Tract), CSA 173 (Dry Creek)

Primary Revenue Sources & Uses - Includes connection fees, annexation fees, maintenance and operation fees and grants Connection fees are a one-time only fee, used for plant expansions and other major capital expenditures that are directly related to providing capacity for future connections. They cannot be legally used for treatment plant upgrades or collection system upgrades to meet new water quality standards or to correct deficiencies caused by age The County also receives annexation fees are one-time only, paid upon annexation by new properties. They can be used for any legitimate district expense, but are not a consistent source of revenue The Maintenance and Operation Fees are the primary source of revenue that fund operation of the systems. These are monthly fees that are charged for the duration of the time that a connection is made to the system They are used for on-going maintenance operation and construction of sewer pipes, liftstations, and treatment plants necessary to operate the system.

Grants - This funding source is usually available for specific projects and requires some level of matching funds and does not provide for on-going funding of operations

Grants Obtained - Sheridan, serving approximately 200 residences, has received Community Development Block Grants totaling \$180,000, that have been used for correcting sewer pipe repairs and inflow and infiltration problems to reduce the amount of water that has to be treated. A small community wastewater grant has been awarded to the County for the wastewater disposal project The County will receive 85% funding for this project, up to \$1 million. SMD 1 has a current grant, in the amount of \$2 million, from the Placer County Redevelopment Agency for liftstation and pipe repair Applegate, SMD 1 and SMD 3 are eligible to utilize the Federal Environmental Protection Area grants Currently, there is approximately \$5 million in grant funding There is also \$2 million in grants from the

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Water Resources Development Act and an additional \$33 million in authorizations that the County may attain in future appropriation bills

Cost Factors Affecting All Districts – There are many cost factors that affect the districts and their ability to collect, transmit, treat and discharge wastewater to protect the public health and the environment

Inflation - Staff received significant public input about the proposed increases. The majority of the input received has to do with inflation. Inflation is a factor, growing by 3-4% a year and impacting energy, labor and chemical costs. Construction is inflating more rapidly than the Consumer Price Index. The County will see these impacts as it moves into capital improvement projects

Aging infrastructures – This is another critical issue, compounded by the dramatic changes in regulatory requirements. Most of our infrastructure is reaching 50 years old. As sewer infrastructure ages, it deteriorates, starts to leak sewer wastewater into the environment, lets rainwater and groundwater into the sewer system, increases the amount of water to be treated and causes overflows in the winter time. The County operates approximately 300 miles of sewer pipe, two large mechanical treatment plants and two smaller pond systems, all in the 25-45 year age. SMD 1 (constructed in 1960) and SMD 3 (constructed in 1961), with literally 50 year old technology

New Regulatory Requirements - There is a great evolution in the requirements at our treatment plants. There are new permits for SMD 1 and SMD 3, and regulatory requirements on the Sheridan and Applegate Systems. New regulations at the treatment plants are affecting how the County operates. Pages 16 & 17 of the staff report, Exhibit B-1, depict 30-35 water quality standards. Previous permits at SMD 1 either did not contain these requirements or the requirements were far less stringent. Each one of the limitations listed will require some level of capital improvement in order to upgrade the treatment plant to meet the quality standard and/or require significant labor and laboratory cost in order to monitor. Samples that were taken once a week are now taken every day. Mr. Durfee stated he understands the frustration of residents who believe the proposed increases are far out of line with inflation; however, the costs are not just inflation driven.

Treatment Systems

Plant 1 (North Auburn) – Built in 1960 and serves approximately 700-800 equivalent dwelling units (EDU's) and encompasses all of north Auburn, north of Auburn City limits, includes Bowman, some parts of Christian Valley and the Winchester Development in Meadow Vista. It cannot meet the new requirements without major upgrades, in the magnitude of constructing a new treatment plant. In order to comply, there are two options: (1) Major upgrades to the treatment plant or (2) the regional project, a pipeline from Auburn to Lincoln for treatment at the new treatment plant. Staff is reviewing both options and hope to report back to the Board in the next few months with the cost benefit analysis.

Sheridan Treatment Ponds – Built in 1976, serve approximately 240 EDU's. At one time, the County was able to discharge into Yankee Slough in the winter time. That permit expired last December and the new permit does not allow this discharge. The County has undertaken a major rehabilitation: A new treatment pond has been constructed to treat water and to increase the irrigation capacity in the summer.

Plant 3 (Auburn Folsom Road) – Built in 1961 serves approximately 610 EDU's, utilizing half of its ultimate capacity. This plant's 50 year old technology cannot comply with the new permit standards. Staff is studying options similar to Plant 1. One option is a new treatment plant, another option is a pipeline to the Granite Bay area for connection into SMD 2 and to transmit the water to the Roseville Treatment Plant. This issue will be brought to the Board in a few months.

Applegate Ponds – Built in 1972, serving 38 EDU's. The closure of the ponds is required by an enforcement order regarding prohibiting the containment of rainwater that falls, along with the wastewater during winter. The solution is a pipeline to SMD 1, costing \$2-4 million. Currently there is \$1 million in grant funding programmed towards the solution. The debt service on the loan for the remaining funds will exceed the M&O fee revenue, even with the proposed increase.

Remaining Districts (except Blue Canyon) – The water from these districts is transmitted to the City of Roseville for treatment. Roseville is able to spread the increase in costs over a larger scale of users, however, they are experiencing similar issues with capital improvements. The cost to treat the wastewater is increasing, the County is passing the costs on through the proposed rate increase.

Mr. Durfee stated at the last meeting, the Board asked several questions regarding the capital needs at the facilities. One of the questions asked was regarding how much of the current proposed increase was programmed towards the large capital needs just discussed. He referred to a spreadsheet in the Agenda Package and at one of the slides on the PowerPoint entitled "Sewer and Water M&O Fees, Proposed Two-year Fee Increase. SMD 1 and CSA 23 (Blue Canyon) are the only two districts where the proposed rate increases are directed towards capital issues. SMD 1, approximately 1.7 percentage

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points of the proposed 14 point increase, would be directed towards capital improvements. In Blue Canyon, virtually all the increase is programmed towards capital improvements. The remaining fees are directed to keep the sewer districts solvent over the next two years, while staff works on solving the capital problems.

Capital Requirements for SMD 1/Option A/New Treatment Plant – The following reflects a timeline, based on compliance with the regulatory requirements, of where funding will be needed. Beginning next year, staff is estimating the County will need \$0.5 million for starting the environmental review preliminary design process. Moving into FY 09/10, another one-half million dollars is projected for finishing the design reports for the treatment plant. Beginning FY 2010/11, staff is estimating the cost of the treatment plant will be \$80 million. This is not a schedule that the County could fulfill if there were funding today. It would not be possible to design and construct a treatment over the next two and one-half years. The construction would most likely extend to FY 2011/12 or FY 2012/13.

Capital Requirements for SMD 1/Option B/Pipeline to Regional Plant – This option is also not a realistic timeline in terms of construction. It does indicate the needed cash flow to build the pipeline, estimated at \$61 million and to purchase the capacity for existing customers in Lincoln, estimated at \$40 million, for a total cost of \$101 million.

Capital Requirements for SMD 3 – There are two categories listed on Option A & B, Improvements need to meet turbidity and nitrate standards and solids handling equipment, that staff believes needs to be addressed now. The County is out of compliance on both issues and is subject to fines and penalties. Staff will be recommending that the County proceed with both improvements, regardless of which option the Board directs staff to take. The pipeline to Granite Bay has similar timelines and is a very expensive pipeline.

Capital Requirements for Sheridan – There has been quite a lot of improvements made at this location. The pond has been constructed during the last year. There is an estimated \$900,000 in remaining work, with a grant for 85% of the cost. Staff is confident they will be able to proceed with the work. The remaining \$15 million will require financing, in the form of loans. The water system will require \$153,000 over the next few years for upgrades.

Staff sent letters to customers, advising that the May 22, 2007 hearing was continued to today. Staff received 40-50 letters in response.

During the last meeting, the Board expressed an interest in the development of a public review committee to help staff work through recommendations to the Board regarding capital improvement projects. Mr. Durfee suggested the Board authorize staff to work with the affected municipal advisory committees and ask each committee to appoint a member of their committee or a member of their community to work with staff.

Supervisor Uhler thanked staff for the report and for the number of meetings held. He had a question regarding anticipated capital requirements for SMD 1 & SMD 3 stating the funding numbers are substantial and was required as a result of the lack of useful life of the existing equipment. He expressed concerns over SMD 1 & SMD 3 regarding the unrealistic timeline. Mr. Uhler inquired how the County was keeping the potential for fines in abeyance as staff works towards the capital upgrades. Mr. Durfee advised they have a very good relationship with staff at the Regional Board. There are schedules for compliance for the various systems. There are areas where we are not in compliance, particularly at SMD 3, and are subject to minimum mandatory penalties. We have the potential to be fined, but the Water Board is working with us. Staff is hoping to go before the Water Board in December & January to report the County is permitted to go to the regional project. Supervisor Uhler said the fee increases proposed today are an integral part in keeping us in good favor in order to avoid fines that would increase the cost of ultimately coming into compliance. The Regional Board understands how difficult these issues are.

Supervisor Holmes asked about new development paying their way. Mr. Durfee stated that we will not have existing residents subsidizing new development.

Chairman Kranz inquired about the minimum mandatory penalties and the ability of the Water Quality Board to give that money back to us to help correct our problems. Mr. Durfee said it depends on the affluence of the community. In Sheridan, which is a smaller community, there were significant penalties which the Water Board is allowing us to use as part of the fix.

Public Comment

Lee Bastien, Sheridan Municipal Advisory Council, expressed concern over the impact the fee increase will have on low and fixed income residents. He asked if there was consideration for a program to assist these people, similar to what Pacific Gas & Electric offers.

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Dale Smith, SMD 1 resident, referred to the proposed fee increase as new taxation being forced on citizens who cannot afford the fees. It takes millions of dollars to keep the sewer districts running and raising the fees will never be enough to keep up with the cost. He asked Supervisor Uhler if he was satisfied that staff has a viable plan that will take the County from the brink of bankruptcy. Mr. Smith pointed out that the staff document in which the Board is acting on today asks the Board to make sure costs are derived directly from the cost of providing service and are necessary. He was concerned about the new projects that are not exempt from the California Environmental Quality Act, resulting in raising the cost tremendously. He stated he did not receive a letter of notification for this meeting. Mr. Smith said the perception of the citizens still remains that the County may be wealthy, but spends its money a little bit foolishly. He suggested discussing this proposal in workshops with the Board of Supervisors.

Suzanne Delsarto, Auburn resident, asked questions about the rate schedule, assessment fees, and metering. She expressed concern about residents on fixed incomes.

Donna Williams, County resident, discussed grants, increasing the customer base in the Auburn-Folsom area, benchmarks for commercial, residential and industrial areas, and renovation of SMD 3.

John Green, Weimar/Applegate/Colfax Municipal Advisory Council Chairman, discussed the critical nature of the infrastructure problems and the burden they place on the budget. Mr. Green discussed the Middle Fork Project and the potential windfall of funds. He referred to Supervisor Kranz's proposal to use the funds for water, water quality and infrastructure projects to the benefit of Placer County. He asked the Board to take a strategic view now and for the future.

Supervisor Weygandt asked staff if they had an answer regarding assistance for low income residents. Mr. Durfee stated within the sewer districts funding structure, staff is confined by Proposition 218. There are specific requirements that state you cannot have one portion of the rate-paying public subsidized. There is not a mechanism in place to set up a subsidizing program. Staff offered to explore some of the demographics and present the costs to the Board at a future date. Supervisor Weygandt stated he did not see any alternative but to adopt staff's recommendation.

Supervisor Uhler talked about equivalent dwelling units (EDU'S) and establishing a consistent benchmark between residential, industrial and commercial. Staff explained how equality between residential and other uses is derived. There was discussion regarding the situation being a capacity issue that the County is facing, it is the proper treatment of existing flow that is driving these huge capital expenditures. Mr. Durfee stated we are approaching the point at both treatment plants where we will need to expand them for future growth. The annexation fees and the hook-up fees provide additional capacity when larger projects are undertaken. Mr. Durfee stated the County most likely will have to borrow money against future fees as we front load the construction cost. The driving issue is the changed requirements on the existing flows. Mr. Uhler referred to the Middle Fork Project stating he is looking forward to a debate as how the County deals with reauthorization and re-licensing of the project. He added that our capital requirements will affect us far sooner than the Middle Fork Project re-licensing occurs.

Supervisor Holmes stated Placer County is not the only county in this situation. Some districts have a sewer rate of \$231/month. He does not like the situation. He agreed with the idea of the workshops and added they should be in conjunction with the municipal advisory councils.

Chairman Kranz raised questions about Blue Canyon and capital improvements. Will Dickinson advised staff is looking at the funding in the year 2013. Mr. Kranz expressed concern regarding senior citizens and how to help them. He felt there was no way around taking the proposed action.

Thomas Miller, County Executive Officer, stated the County Executive Office and Facility Services staff meets regularly reviewing the long-term capital needs. These are huge costs, the upgrades are a necessity to meet the State and Federal requirements. It is a serious issue and staff will continue to return to the Board with options.

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COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING/Zoning Text Amendment (PZTA20050609) Related to Temporary Outdoor Events – Public hearing closed Ordinance 5473-B adopted amending the Placer County Code, Chapter 17 (Zoning Ordinance) to reinstate provisions of the Zoning Ordinance allowing the processing of a Temporary Outdoor Event Permit (Section 17 56 300 B 1 b c) for certain types of outdoor events (not to exceed three consecutive days nor two times in one location in a calendar year) rather than requiring the processing of a Minor Use Permit. Although previous provisions required a hearing before the Zoning Administrator, the proposed provisions would allow administrative approval by the Planning Director (Continued from 5-26-07)
MOTION Uhler/Weygandt/Unanimous

Michael Johnson, Planning Director, explained at the June 26, 2007 Board meeting questions were raised and the Board continued the item to allow staff to respond

Melanie Heckel, Planning, addressed issues regarding control of alcohol and drug consumption and elimination of the public hearing requirement. Staff is proposing to require the applicant indicate how they intend to control alcohol consumption and drug use and to provide approval from the California Department of Alcoholic Beverage Control prior to the event. The text has been clarified to indicate that school events on school property and private parties at residences are not subject to the Outdoor Events' provisions

Ms. Heckel reviewed proposed options for the permit process, noting that the Planning Commission recommended Alternative 1. Recommendations were

- 1) Approve the draft as recommended by the Planning Commission and as amended in the staff report. The process includes referral to Health and Safety Agencies prior to approval by the Planning Director. This has worked well, is not expensive or time consuming, and has encouraged event organizers to comply.
- 2) Handle events with an administrative review process, it would require public notice but not a public hearing. The public would be allowed to comment and appeal the decision of the Zoning Administrator to the Planning Commission. This would add approximately 90 days to the process and the fee would be \$530.
- 3) Include a public hearing requirement before the Zoning Administrator. There would have to be a 60 day lead time prior to the event to allow time for noticing, preparation, hearing, and 10 day appeal period. If appealed to the Planning Commission, another 90 days would be added. The proposed fee would be \$530.

Supervisor Uhler received clarification from Ms. Heckel that the permit would be for one event, with a maximum of two days, with no maximum lead time prior to the event. Mr. Johnson said 10 of the 17 permits applied for were from non-profits. No issues were identified regarding the events.

Public Comment

Mike Giles, Neighborhood Rescue Group, supported bringing back the Temporary Outdoor Event Permit. He opposed Alternates 1 and 2 because they did not allow for public hearings. Mr. Giles said Alternative 3 is a good foundation but opposed the change in wording to "may be" instead of "are" subject to standards of access, parking, fire protection, water supply and sanitation. He recommended Alternative 3 be used as a foundation for revision.

Cindy Fake, Horticulture and Small Farms Advisor for UC Cooperative Extension serving Placer and Nevada Counties, supported Alternative 1. She said Temporary Outdoor Events are critical to the survival of local agriculture and implementing large costs or long processing times would hamper event planners. Ms. Fake said no issues have occurred with agriculture outdoor events and the process needs to be reasonable.

Dale Smith, Auburn resident, was pleased with the added language to control alcohol consumption and drug use. He said Alternative 3 had the best possibilities and requested the Board keep the public hearing process.

Kirk Miller, Mandarin Grower in Penryn, said 90% of his crop is sold on the road side and he held a weekend event at his farm with some of the other local farmers. He said the Agriculture Department should be regulating these events instead of having to apply for a Temporary Outdoor Event Permit.

John Greene, Weimar/Applegate/Colfax Municipal Advisory Council (WAC MAC), commended staff for changes made from issues raised at the last hearing. He said the WAC MAC had submitted recommendations to have staff develop an application form that would be codified into the Zoning Ordinance and investigate overcharges because there has been an exemption for non-profits. He said the Board could blend Alternatives 2 and 3 where the permit fee is set at \$530 and have a hearing triggered by community concern. Non-profits should retain their permit fee exemption. He requested the Board retain the conditions of approval and security bond provisions.

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Supervisor Rockholm said using this permit for agriculture tours, roadside produce sales, and non-profit events appears to be overregulation. Melanie Heckel said roadside produce sales are regulated by a different permit. The Temporary Outdoor Event Permits regulate agriculture tours because they could have significant numbers of people and this process is to make sure there is adequate facilities and parking. Non-profits could have large events with alcohol sales and there needs to be regulation for sanitation, parking and traffic impacts. Ms. Heckel said the permit would regulate large events.

Supervisor Holmes said at this time the Planning Director authorizes the Temporary Outdoor Event Permits. Melanie Heckel said this has been the process until recently and issues have been raised, since it is not currently in the ordinance. At this point they have stopped processing Temporary Outdoor Event Permits. Supervisor Holmes received clarification that when a permit is applied for, Public Safety and the Health Department are notified. He questioned the burden Alternates 2 and 3 would place on the small amount of applicants.

Chairman Kranz asked if there would be any flexibility in the time for appeals. Michael Johnson said staff tries to expedite appeals but preparation of a staff report, noticing and potential appeal to the Board of Supervisors historically takes time. Anthony La Bouff, County Counsel, said there is a unified appeal process with only a few exceptions and it has always been problematic for basic routine matters to face a six month cycle. He said the Board could create an administrative decision that stops the appeal process but potential litigation could start sooner.

Chairman Kranz asked if an applicant could apply for 10 events in advance. Melanie Heckel said that is regulated by the Minor Use Permit not the Temporary Outdoor Event Permit.

Chairman Kranz asked about the regulation of alcohol and the Department of Alcoholic Beverage Control (ABC). Melanie Heckel said language was added because of concern raised at the previous hearing that language in the ordinance was removed that controlled alcohol consumption and drug use. She said the language is currently on the application form. Ms. Heckel explained ABC does have a one-day sales permit process and the applicant could be required to submit proof of the permit prior to applying for a Temporary Outdoor Event Permit, if the language was in the ordinance.

Chairman Kranz was concerned about Temporary Outdoor Events taking place on a private road and the impact on property owners. Michael Johnson said staff is aware of the issue and it would be taken into consideration when reviewing an application. Chairman Kranz said a 60 to 90 day waiting period would be a hardship for applicants.

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING/Third-Party Appeal/Mill Road Residential Development (PSUBT20060344) Planning Commission Approval of a Rezone/Residential Development Tentative Subdivision Map/Conditional Use Permit/Minor Boundary Line Adjustment, Mitigated Negative Declaration – Public hearing to consider a third-party appeal from Mill Road Property Owners of the Planning Commission's approval of a Tentative Subdivision Map, Conditional Use Permit and Minor Boundary Line Adjustment for the Mill Road Subdivision, a 22-lot Planned Development located in the Bowman area. The Board will also consider the approval of a rezoning of one of the project parcels from RS-AG (Residential Single-Family, Combining Agricultural) to RS-AG-Planning Department-4 (Residential Single Family combining Agriculture combining a Planned Development of 4 dwelling units per acre) as well as the adoption of a Mitigated Negative Declaration prepared for the project. The properties (APN 052-121-038, 052-121-065, 052-121-066) are located on the west side of Mill Road, north of Luther Road, in the Bowman area.

Public hearing closed. Denied the appeal and adopted Ordinance 5474-B amending Placer County Code Chapter 17, Map G-4 relating to rezoning in the Bowman Area, Mill Road Subdivision (PSUB 20060344) and directed staff to post signs on Mill Road indicating "Not a Thru Road". MOTION Rockholm/Uhler VOTE 4:1 (Holmes No)

Michael Wells, Planning, presented a PowerPoint showing the project site consisting of three parcels totaling 6.75 acres bordering the railroad tracks and Luther Road. Mill Road is privately owned and maintained and would provide access for the 22 Lot planned development. The lot sizes range from 6,000 to 6,800 square feet and will not have custom homes. A private road (Mill Place) would be constructed off of Mill Road to serve the development. He said the boundary line adjustment would make three new parcels, one being 6.25 acres (for the development) and two 10,000 square foot lots with existing single family dwellings. The rezone request would change the Southern parcel to match other parcel's zoning. The planned development would include 1.8 acres of open space owned and maintained by the homeowners association. No recreational amenities are proposed so the developer would pay double park fees. He explained there are off site improvements required, construction on Mill Road and connecting a sewer line from Luther Road to the area. The Planning Commission approved the project with a 3-2 Vote and recommended the Board approve the rezone. The Mill Road Property Owners appealed the decision with five major issues: road and frontage improvements, traffic analysis, sewer connections, project density, and street name. Staff responded to the issues in the staff report.

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Project density Michael Wells said the appellants are requesting 16 units be built to match the surrounding density. He explained in the Auburn/Bowman Community Plan land use designation for the project site and the surrounding area is low-medium density residential which would allow development of 31 residential lots. The base zoning (single family residential) on the lots would allow for development of 27 lots. The requested Planned Residential Development (PD) designation allows for smaller lot sizes but requires a minimum of 20% open space (the project is providing 26%). Staff concludes the density is consistent with the community plan and appropriate for the site and impacts are addressed in the mitigated negative declaration.

Wes Zicker, Engineering and Surveying, said the proposed new Condition 91 has the Minor Boundary Line Adjustment done first to remove the two existing residences from the amount of lots prior to the subdivision parcel being started.

Sewer connections Wes Zicker said the developer had proposed and staff considered the sewer line be extended to the northerly end of the entire project. Staff proposed new Condition 23 that specifies the point to which sewer will be extended on Mill Road.

Street name Wes Zicker said the appellants believe there would be confusion if the road is called Mill Place. Staff concluded County Policy allows for use of Place or Court to be used for a side road and Emergency Services supports the proposed name.

Road and frontage improvements Sarah Gilmore, Engineering and Surveying, explained the modified conditions clarify the road improvements. She said the developer is exceeding County Code requirements for the project's frontage. Luther Road improvements include: a new left turn pocket for access to Mill Road, curb, gutter and sidewalk, and a six foot shoulder for a bike lane. The east side of Mill Road improvements include: lane transition, an island and a six foot shoulder for a bike lane. Mill Road improvements include: 28 feet of pavement (more than required), curb, gutter and four foot sidewalk, from the entrance to the northern property line, a 20 foot road section is proposed for fire safe standards, dedications of appropriate easements, Irrevocable Offer of Dedications (IODs) and participation in legally required road maintenance assessments for Mill Road.

Traffic analysis Sarah Gilmore said staff reviewed the need for a project specific traffic report in the environmental document and concluded that since the project is consistent with the land use, was studied in the community plan, and proposes a relatively few number of lots, no further traffic analysis is required. The mitigated negative declaration found that regional impacts could be mitigated by the payment of traffic fees. The appellants had suggested an all way stop at the intersection and staff concluded that is not warranted.

Wes Zicker said the revised conditions have been approved by the applicant. Michael Wells requested the Board deny the appeal and approve the rezoning.

Supervisor Holmes asked for more detail about the sewer extension. Wes Zicker said any parcel owners north of the project could pay the fees, extend and connect to the sewer line, and the parcels to the east side of the road could pay the fees and connect to the sewer line.

Supervisor Holmes asked about one of the neighbor's shade trees being removed. Wes Zicker responded that would be part of the engineer's improvement plan design after the existing road easements are mapped out.

Ed Giuliani, Civil Engineer (Giuliani & Kull, Inc.) representing the applicant, explained the adaptive process of the development plan and how the improvements would benefit the existing community. He said the applicant approves the proposed changes and clarifications.

Kathy Connelly, Appellant and Mill Road resident, said there needs to be a sign stating that Mill Road is a dead end and opposed the amount of homes being proposed.

Ann Calabretta, Mill Road resident, said that some of the issues have been clarified by staff. She asked if rights to the private road (Mill Road) are obtained by the developer or the individuals that purchase subdivision lots. She asked why the road improvements do not extend on Mill Road north of the project entrance. Ms. Calabretta said there have been accidents at the intersection of Luther and Mill Road and she is concerned that more would result with the proposed subdivision and shopping center at Luther and Highway 49. She requested a smaller density development and said naming the road Mill Place would be confusing and geographically misleading.

Wes Zicker clarified for Supervisor Uhler that the developer has been encouraged to participate in the private road maintenance agreement on Mill Road because it is not governed by the County, there are road improvements both north and south of the project entrance, and proposed improvements to Luther Road would reduce the potential for accidents at the intersection.

Chairman Kranz requested a "No thru Road" sign be posted on Mill Road. Wes Zicker said that would be included in the project improvement plans.

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Supervisor Holmes understood the benefits of the improvements to Mill Road and did not see an issue with naming the road Mill Place. He asked what the burden would be on the developer to reduce the density of the project. Ed Guiliani said infrastructure costs for the project are large and a reduced number of units would not lessen those costs and would not be affordable. He said the applicant is reviewing other names for the road.

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING/Department of Conservation Farmland Conservancy Grant - Resolution 2007-227 ~~adopted approving an application, in the amount of \$300,000 to the California Department of Conservation to assist with the acquisition of a \$600,000 agricultural conservation easement.~~ **MOTION Holmes/Weygandt VOTE 4-1 (Kranz No)**
Directed the Planning Department to prepare a Farmland Conservation Grant Program Application, in the amount of \$300,000 to the California Department of Conservation to assist with the acquisition of a \$600,000 agricultural conservation easement owned by Bryan Kaminsky and Caren Hamilton dba the Natural Trading Company. **MOTION Holmes/Weygandt VOTE 4-1 (Kranz No)**

Loren Clark, Planning Department Assistant Director, explained the Farmland Conservancy Program is funded through a number of propositions. The requested funding would go toward the acquisition of a permanent conservation easement on a 40 acre parcel on Fruitvale Road, owned by Bryan Kaminsky and Caren Hamilton dba the Natural Trading Company. The owners are establishing an organic farm on the property. The State has submitted a letter of support for the County to move forward on the acquisition. There is a 5% minimum match required for the grant but based on communication with the State it would be 50%. Mr. Clark explained the action requested today is for direction to proceed with the preparation of the grant. Once public resource code requirements are met, staff would return with a resolution requesting authorization to submit the application.

Chairman Kranz requested more information about the 50% match instead of the 5%. Loren Clark explained information has come from Grant Reviewers that while they are showing support of the acquisition, it is unlikely the County would receive more than 50% of the amount needed for the acquisition. Chairman Kranz was concerned about setting a precedent of subsidizing the purchase of property and would be more comfortable with a 10% to 15% match. Loren Clark pointed out that staff seeks assistance with funding and is in consultation with two non-profits to provide financial assistance.

Supervisor Weygandt said ever since the Board adopted the Legacy Policy, it knew there would be a shortage of funds and projects would only be allowed when funds are available.

Anthony La Bouff, County Counsel, clarified the dollar amounts are not set because an appraisal has not been completed and there would be an issue of gifting public funds if the contribution is above the appraised value of the agriculture easement being acquired. Loren Clark responded it is understood and this was an estimated amount used to pursue a grant prior to getting an appraisal. If the Board directed staff to proceed, an appraisal would be done on the property, the Board would consider the request and if approved by the Board, the grant would be pursued for 50% of the appraised value. Staff did not want to invest in the preliminary studies if the Board was not interested in the acquisition.

Chairman Kranz said he was going to vote against the request because of the high percentage of matching funds and cost.

Supervisor Holmes said he sees the value of proceeding on the acquisition and sustaining agriculture in Placer County.

Supervisor Uhler clarified the action is not committing \$300,000 but to direct staff to pursue a grant application with a 50% local match. Loren Clark explained that conversations with the State have led him to believe that a grant application with anything less than a 50% County match would probably not be approved. Supervisor Uhler said once the grant is approved, staff would return to the Board with the amount of local funding and County requirement for consideration.

Supervisor Rockholm said his only concern is setting a precedent. He supports this agriculture acquisition and is curious about the final cost.

Supervisor Weygandt explained money will only be spent on transactions that are consistent with the policy until funds are depleted and some projects will not be within the threshold.

COUNTY EXECUTIVE - Received information requested by the Board regarding 1) Analysis of the \$4.1 million required to maintain current service levels in FY 2007/08 for the Health & Human Services Department, and 2) Other related items. **Continued from June 26, 2007.**

Bekki Riggan, County Executive Office, presented a PowerPoint of the strategic planning follow up information related to funding for the Health and Human Services Department (HHS). She said during the March 2007 strategic planning session the Board reviewed budget and policy considerations and

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provided guidance for development of the 2007/08 proposed budget. Staff identified \$4.1 million in anticipated cost increases for maintaining current levels. The funding shortfall consists of \$4.1 million negotiated salary and benefits and \$2.5 million increases in facility leases, service provider contracts and internal service charges from other departments. It is offset by a \$2.5 million recommended General Fund augmentation. This is the sixth consecutive year the State has not funded cost-of-doing-business increases for County programs. Since FY 2001-02 HHS has had to absorb approximately \$5 million per year in additional un-reimbursed costs. The new State and Federal revenues acquired have been earmarked for implementation of new services or programs and cannot be used to fund existing services. Absent these efforts, the funding shortfall would have been larger.

Efforts made to reduce direct costs and enhance future revenues:

- Adult System of Care transitioned to a more community based and privately contracted treatment model (savings estimated - \$925,000 per year)
- Children's System of Care redesigned their delivery of services and improved billing processes (savings estimated - \$875,000 per year)
- Community Health and Clinics transitioned to a new approach for procuring pharmaceuticals and implemented new policies for emergency room and hospital utilization (savings estimated - \$650,000 per year)
- County Executive Office worked with HHS to implement two significant changes to the cost accounting procedures that are anticipated to strengthen the department's ability to draw down additional revenues for existing programs
- Information technology costs of \$2.1 million (previously budgeted in the Administrative Services Department) were re-directed to HHS.
- Methodology for charging out administrative costs was revised to fully recognize indirect department costs captured an additional \$529,000 in costs which can be passed on to the State
- HHS has been managing within the approved funding level in the 2007-08 budget (not including the \$4.1 million highlighted in this discussion)
- Drs. Burton and Gandley have worked with HHS Director's to identify vacancies that can be maintained, services that can be redesigned, or processes that can be streamlined with the least amount of impact to constituents and other funding mechanisms that are directly linked to County funding levels

Ms. Riggan detailed the staff and program impacts for each department should the \$4.1 million augmentation not be available.

Planned staffing, operational and service impacts by division:

Adult System of Care (\$837,286 Shortfall) - 9 targeted vacancies (in addition to 13 existing vacancies), \$98,455 unavailable for Health Insurance Portability and Accountability Act (HIPAA) related technology upgrades and replacements, and service impacts. 500 persons with mental health illness will not receive specialty services and caseloads will remain at high level of 70 per worker.

Children's System of Care (\$1,494,336 Shortfall) - 21 targeted vacancies (in addition to 19 existing vacancies), \$211,596 unavailable for HIPAA related technology upgrades and replacements, and service impacts. child welfare caseloads will increase from 25 to 35 per worker, reduced family reunification service visits, and Child Protective Services (CPS) worker investigation caseloads will increase from 17 to 22.

Community Clinics (\$281,443 Shortfall) - 1 targeted vacancy (in addition to 1 existing vacancy) \$200,000 unavailable for HIPAA related technology upgrades and replacements, and service impacts. increased waiting time and decreased availability of medical providers.

Community Health (\$385,115 Shortfall) - 3.5 targeted vacancies (in addition to 13.5 existing vacancies), \$32,000 to be discontinued in community mini-grant funding resulting in 980 youth who will not receive academic, employment, substance abuse and health related services, 260 patients will not receive public health nursing services, 300 patients will not receive communicable disease follow up, vacant Epidemiologist position will result in lack of statistical health data, and wait time for nursing services will increase from 2 to 3 months.

Human Services (\$680,779 Shortfall) - 9 targeted vacancies, caseloads will increase from a range of 30 to 300 to a range of 35 to 350, elimination of Medically Indigent Adult eligibility services in Roseville, 150 Welfare to Work client services will be reduced or eliminated.

Environmental Health (\$370,429 Shortfall) - fund existing program and staff levels for FY 2007-08 pending potential cost offsetting fee increase in future years.

Domestic Animal Control (\$23,871 Shortfall) - funding enhancement for part-time Volunteer Coordinator position. This enhancement to programming is the only requested augmentation for services in FY 2007-08.

Supervisor Holmes commented that Dr. Burton had said Placer County HHS was a model for the State. Dr. Burton agreed and said Dr. Amee Sisson is assigned to Placer County from the State to receive training. Supervisor Holmes was impressed by the presentation and suggested overages from FY 2006-07 Budget be used for the \$4.1 million shortfall.

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Supervisor Uhler received clarification on the \$5 million additional un-reimbursed costs each year. Our costs to deliver the same level of services have increased \$5 million each year. He said we are facing an operating deficit of \$4 to \$5 million per year. Dr. Burton agreed that would be characteristic of a budget of \$140 million with annual increases of approximately 5%.

Thomas Miller, County Executive Officer, said each year HHS has been able to cut back with small augmentations and maintain services. Now there is the accumulative effect needing more General Fund money and having a longstanding under-filled department providing basic service. It would be difficult for HHS to absorb more vacancies and continue to provide services.

Supervisor Uhler was appreciative for the details provided, stating it makes it easier to put it in budget priorities.

Chairman Kranz asked about the \$500,000 in technology upgrades. Dr. Burton replied HHS is required to maintain 30 to 35 different information systems in cooperation with the State. These service delivery oriented technology enhancements focus on being more efficient, providing services, minimizing down time to providers and maximizing draw down revenues. He pointed out how technology and streamlining processes have saved the department money.

Thomas Miller said with the Board's direction, County Executive staff would continue to work with HHS and review each cut back and compile the public service impacts, liabilities and penalties that would occur. He said some items may be able to be postponed.

Rosemary Frieborn, Friends of Placer County Animal Shelter, thanked the Board for considering the part-time Volunteer Coordinator position for the Animal Shelter. She spoke about the small amount of patrol officers and the large geographical territories. Ms. Frieborn said Animal Services is under funded and poorly managed. She opposed a shelter being built in South Placer County and said a new shelter should be built in Auburn.

HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE - Approved the following actions relating to mandated intensive mental health services for Placer County residents with the highest level of need:

1. Approved FY 2006/07 contract amendment #CN012222-A with Crestwood Behavioral Health by \$90,000 and contract #CN012224-A with Willow Glen Care Center by \$20,000, and
2. Approved 1-year contracts for FY 2007/08 with Crestwood Behavioral Health, Telecare Corporation and Sierra Family Services, in a total amount not to exceed \$4,667,126, and
3. Approved 2-year contracts with BHC Heritage Oaks Hospital, BHC Sierra Vista Hospital, Country Villa Merced Behavioral Health Center and Willow Glen Care Center, for FY 2007/08 through FY 2008/09, for a total amount not to exceed \$1,987,600, for residential mental health services, and
4. Authorized the Health & Human Services Director to approve subsequent amendments up to 10% of the total contract amount or \$49,999, whichever is less.

MOTION Holmes/Rockholm/Unanimous

Maureen Bauman, Adult System of Care Director, explained the contracts and amendments are necessary to provide an array of mandated intensive mental health services for Placer County residents with the highest level of need. These comprehensive psychiatric services include crisis, hospital, residential and outclient services. The actions requested are consistent with the funding and services level approved with the Health and Human Services budget revision approved May 22, 2007 and preliminary budget approved June 12, 2007. No additional funds are required for this action. Amendments were required for Crestwood and Willow Glen as a result of the planned closure of the County-operated Cypress House residential facility. All of the FY 2007-08 contracts have been negotiated to effectively maximize available funding. The overall combined FY 2007-08 contract costs were reduced by \$312,814 compared to the prior year through improved utilization review and placement options. The total funding for these contracts and amendments is comprised of \$1,964,329 in Federal funding, \$2,978,659 in State funding, \$169,449 in fees, and \$1,652,290 in required County General Fund match.

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HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE - Approved agreement with Child Abuse Prevention Council of Placer County for FY 2007/08, in the amount of \$390,000, to provide child abuse prevention services and operation of the Family Resource Centers, and authorized the Health & Human Services Director to sign subsequent amendments up to 10% of the total contract amount
MOTION Rockholm/Uhler/Unanimous

Richard Knecht, Children's System of Care Director, explained the contract provides early intervention prevention services through Child Abuse Prevention Council (CAPC). Last year over 4,000 children were served. The service makes it possible to avoid more expensive services under the Child Welfare Services Agreement.

HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE - Approved renewal agreement for FY 2007/09 with Eastfield Ming Quong, Inc., dba EMQ Children & Family Services, in the amount of \$482,000, for two-year contract term to provide mandated mental health services, and mandated therapeutic behavioral services, and authorized the Health & Human Services Director to sign subsequent amendments up to 10% of the total contract amount
MOTION Rockholm/Uhler/Unanimous

Richard Knecht, Children's System of Care Director, explained this is an existing contract that provides specialty services mandated by the State Division of Mental Health. The contract was reviewed and recommended for approval by the Mental Health Alcohol and Drug Advisory Board and represents a reduction in cost from last year's contract.

HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE - Approved agreement with United Advocates for Children and Families for FY 2007/08, in the amount of \$1,114,361, to provide Federally mandated and funded advocacy and family support services and authorized the Chairman to sign the agreement and subsequent amendments
MOTION Rockholm/Uhler/Unanimous

Richard Knecht, Children's System of Care Director, explained this contract is part of the Substance Abuse and Mental Health Services Administration (SAMHSA) agreement. This service improves retention of clients, enhances treatment outcomes, reduces complaints and grievances, and has been effective for the last few years.

PUBLIC WORKS/MINNOW AVENUE PUBLIC PARKING LOT - Resolution 2007-228 adopted awarding Contract #73258 to low bidder, Sierra Nevada Construction, Inc., in the amount of \$267,007, for construction of the project, authorizing the Chairman to execute the contract and authorizing the Public Works Director to approve and sign future contract change orders up to \$26,700
MOTION Rockholm/Holmes/Unanimous

Peter Kraatz, Public Works, explained this project is in Kings Beach and benefits the Redevelopment Plan and the Public Works Department by providing 21 parking spaces. The Mitigated Negative Declaration was already approved by the Board. The project is fully funded through the Placer County Redevelopment Agency utilizing a loan from the California State Infrastructure Bank in the amount of \$600,000 and North Tahoe Redevelopment Project Area non-housing tax increment funds.

SHERIFF/CONTRACT - Approved contract employee agreement from July 1, 2007 through June 30, 2008 with Dr. Donald Henrikson for forensic pathology services. The total contract annual amount for salary, benefits and reimbursements is \$249,475. Mandated payroll costs total \$50,537, for a total cost to the County of \$298,207. MOTION Rockholm/Holmes/Unanimous

Barbara Besana, Sheriff Department, explained the Coroners Office provides coroner services to the Cities, the unincorporated areas of Placer County, Nevada County and Sierra County (we are reimbursed for services rendered for other counties). The contract is about 10% higher than last year and it is recommended that the contract be renewed on an annual basis so terms can be evaluated and updated. There is a \$50,000 shortfall that will be updated in the final budget or absorbed in the Sheriff's budget.

Chairman Kranz requested more detail about services provided for Nevada County. Barbara Besana replied out of a total of 550 cases done last year, 110 were for Nevada County which reimbursed us \$80,000. Thomas Miller, County Executive Officer, clarified there are more expenses other than this contract for coroner services.

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COUNTY COUNSEL/CLOSED SESSION:

(A) §4956.9 - CONFERENCE WITH LEGAL COUNSEL

(1) Anticipated Litigation.

Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9 one potential case Pacific Built - *Counsel received direction from the Board.*

(B) §54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

(a) Property APN's 110-010-017-000, 110-010-021-000, 110-010-018-510, 110-010-022-510, 110-010-023-000, 110-010-026-000 and 110-010-027-000, Negotiating Parties County of Placer, Trust for Public Land, Truckee Donner Land Trust and Waddle Ranch Investors Under Negotiation: Price, terms of payment and conditions of acquisition. *Discussed real property negotiations in terms of the Waddle Ranch matter. The Board gave direction on those negotiations.*

(C) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - *There was a brief discussion of status of labor negotiations.*

(a) Agency negotiator CEO/Personnel Director
Employee organization: PPEO/DSA/Management

ITEMS FOR INFORMATION:

28 TREASURER/TAX COLLECTOR - Treasurer's Statement for the month of May 2007

ADJOURNMENT - The next Special Meeting is Monday, July 16, 2007, followed by a Special Meeting on Monday, July 23, 2007 in Tahoe. The next regularly scheduled meeting is July 24, 2007 in Tahoe

ATTEST:

Ann Holman
Clerk of the Board

Bruce Kranz, Chairman
Placer County Board of Supervisors

Kathy Zick
Supervising Board Clerk

Melinda Harrell
Senior Board Clerk

