

PLACER COUNTY BOARD OF SUPERVISORS

MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, September 11, 2012, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Duran, Weygandt, Holmes, Uhler and Montgomery present. Chairwoman Montgomery presiding; Ann Holman, Clerk of the Board. Also present were Interim County Executive David Boesch and County Counsel Gerald O. Carden.

FLAG SALUTE – Led by County Executive, David Boesch.

PUBLIC COMMENT - None

SUPERVISOR'S COMMITTEE REPORTS – Supervisor Holmes reported the Gathering Inn, a nomadic homeless program, in conjunction with 60 churches, where homeless people that are clean and sober are able to find a meal and a place to spend the night, received grants toward their \$200,000 goal and will be reopening their doors on September 17, 2012. Chairwoman Montgomery said she had the honor of opening two conventions 1) California State Sheriff's Association Financial Managers met in Squaw Valley; and 2) County Recorders Association of California met in Lincoln. Chairwoman Montgomery highlighted the fact that our electeds are working to bring these conventions to Placer County.

CONSENT AGENDA – Consent Agenda approved with action as indicated.

MOTION Holmes/Duran/Unanimous

10. ORDINANCE – Second Reading:

- a. Community Development Resource Agency/Engineering & Surveying/Placer County Code Chapter 15 & 16/Early Building Permits
 1. Ordinance 5682-B adopted amending Section 15.04.050 (Building Permits During Construction of Subdivision Improvements) and Section 16.16.050 (Final Map-Supplementary Documents) to address alternative means of providing project security requirements.
- b. County Executive/Personnel/Placer Public Employees Organization
 1. Ordinance 5683-B adopted adjusting the compensation and employment terms for Placer Public Employee Organization represented and Management, Confidential, and Unclassified Non-management employees.
 2. Un-Codified Ordinance 5684-B adopted adjusting salaries for Placer Public Employee Organization represented employees.
- c. Personnel/Civil Service Commission
 1. Ordinance 5685-B adopted placing the classification of the Chief District Attorney Investigator into the unclassified service in accordance with the Civil Service Commission recommendation; implement an approximate five percent (5%) salary grade increase for the classification of Chief District Attorney Investigator; and implement an approximate five percent (5%) salary grade increase for the classification of Supervising District Attorney Investigator.

11. AUDITOR-CONTROLLER

- a. Establish Petty Cash Fund for Sheriff's Department/Alcoholic Beverage Control (ABC)
 1. Resolution 2012-198 adopted to establish a \$2,500 "buy money" petty cash fund for the Sheriff's Community Service Program's Alcoholic Beverage Control operations.

12. BOARD OF SUPERVISORS

- a. Proclamation
 1. Approved a Proclamation declaring October 2012 as Salmon and Steelhead Awareness Month in the County of Placer.
- b. Proclamation
 1. Approved a Proclamation declaring September 2012 as Prostate Cancer Awareness Month in Placer County.
- c. Proclamation
 1. Approved a Proclamation proclaiming September 24, 2012 to be Family Day – A Day to Eat Dinner with Your Children.
- d. Resolution
 1. Resolution 2012-197 adopted commending Roseville High School on its 100th Anniversary.

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- e. Minutes
 - 1. Approved minutes of August 7, 2012.
- 13. CLAIMS AGAINST THE COUNTY – Rejected the following claims, as recommended by the offices of County Counsel and Risk Management:
 - a. 12-066, Stiles, Loretta, \$133.24, (Property Damage)
 - b. 12-067, Smith, Thomas A., Excess of \$25,000, (Bodily Injury)
- 14. COMMITTEES & COMMISSIONS
 - a. Historical Advisory Board
 - 1. Approve the appointment of Donna Coffman to Seat #5 (representing District 5), as requested by Supervisor Montgomery.
 - b. Library Advisory Board
 - 1. Approved the appointment of Georgetta Dolinsek to Seat 3, as requested by Supervisor Holmes.
 - c. Lincoln Veterans Memorial Hall Board of Trustees
 - 1. Approved the FY 2012-13 term appointments of the Lincoln Veterans Memorial Hall Board.
- 15. COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING
 - a. Modification of the Placer Vineyards Specific Plan Mitigation Monitoring and Reporting Program and Corresponding Text Revisions to the Certified Environmental Impact Report
 - 1. Adopted an Addendum to the 2007 Certified Environmental Impact Report for the Placer Vineyards Specific Plan to incorporate revisions to the mitigation obligations as they relate to open space, agricultural land, and biological resources.
 - 2. Resolution 2012-211 adopted adopting the Revised Mitigation Monitoring and Reporting Program for the Placer Vineyards Specific Plan to make the mitigation for impacts of the project to open space, agricultural land, and biological resources compatible with the proposed Placer County Conservation Plan.
- 16. COUNTY EXECUTIVE/ECONOMIC DEVELOPMENT
 - a. Economic Development Board
 - 1. Confirmed the following Economic Development Board reappointments of David Baker representing Manufacturing, Lyndell Grey representing Agriculture, Edward S. Glavis representing Healthcare and confirm the new appointment of William H. Duncan, IV representing Public Education.
- 17. COUNTY EXECUTIVE/EMERGENCY SERVICES
 - a. Northstar Fire Department Capital Facilities Plan Update
 - 1. Resolution 2012-199 adopted approving the Northstar Fire Department Capital Facilities Plan Update for FY 2012-13, with a 2.9 percent increase in mitigation fees, based on Engineering News Record Construction Cost Index change between March 2011 and March 2012.
- 18. LIBRARY
 - a. Library's Community Room Use Fee
 - 1. Resolution 2012-200 adopted authorizing the Director of Library Services to increase the Library's Community Room Use Fee from \$10.00 per hour to \$15.00 per hour.
- 19. PERSONNEL
 - a. Legal Services Contract
 - 1. Authorized the County Executive Officer to sign a contract with the Law Office of William Wright for legal services in support of the Civil Service Commission, in an amount not to exceed a budgeted net county cost of \$25,000, for the period of FY 2012-13.
 - b. Training and Consulting Services
 - 1. Authorized the County Executive Officer to sign a contract with the law firm of Liebert, Cassidy, Whitmore as part of the Gold Country Training Consortium for Placer County, in an amount not to exceed a budgeted net county cost of \$4,770, for the period of FY 2012-13.

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20. **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/Administrative Services/Telecom/Radio**
 - 1. Approved the award of multiple blanket purchase orders with Motorola Solutions, Inc., of Schaumburg, IL and Tescos, Inc., of Hunt Valley, MD for Motorola brand radios and compatible parts and accessories in the total aggregate amount of \$200,000, funds are included in the FY2012-13 department budgets for these expenses resulting in no additional net county cost, and authorized the Purchasing Manager to sign and transfer funds between the resulting Blanket Purchase Orders.
 - b. **Blanket Purchase Order/Public Works/Fleet**
 - 1. Approved the annual renewal of competitively awarded blanket purchase orders (BPOs) with Mel Dawson, Inc. doing business as Dawson Oil Company of Rocklin, CA and Ramos Oil Company, Inc. of West Sacramento, CA for card lock fuel services in the aggregate amount of \$245,000, funded by revenues collected from Fleet rate and direct charge customers with no net County cost for the period of October 1, 2012 through September 30, 2013, and authorized the Purchasing Manager to sign the resulting BPOs and to transfer funds between BPOs as needed.
21. **PUBLIC WORKS**
- a. **Walden Woods Unit No. 1, Granite Bay**
 - 1. Resolution 2012-201 adopted abandoning a portion of a Public Utility Easement, Equestrian Easement and an Offer of Dedication for a Hiking Easement on Lot 17, Walden Woods Unit No. 1, Granite Bay. There is no net county cost.
 - b. **Alpine Meadows Road Bridge Replacement Project**
 - 1. Resolution 2012-202 adopted authorizing the Director of Public Works to enter into and execute a Cooperative Agreement, with County Counsel and Risk Management review and approval, with Alpine Springs County Water District (ASCWD) for the County to receive an amount not to exceed \$37,000, for the inclusion of the design of a ASCWD water line relocation as part of the Alpine Meadows Road Bridge replacement project. There is no net county cost.
 - c. **Change Order, Blanket Purchase Order #19328, Auburn Ford/Lincoln/Mercury**
 - 1. Approved Change Order to Blanket Purchase Order #19328 with Auburn Ford Lincoln Mercury for Ford Original Equipment Manufacturer (OEM) parts, service and repairs increasing the maximum amount by \$60,000 for a revised maximum amount of \$145,000.
 - 2. Authorized the Purchasing Manager to sign the resulting Change Order. The net county cost for this Change Order is \$60,000.
 - d. **Kings Beach Water Quality Improvement Project, Phase 1 (Fox Clean Water Pipe), Construction Contract #1081**
 - 1. Resolution 2012-203 adopted accepting the Kings Beach Water Quality Improvement Project – Phase 1 (Fox Clean Water Pipe) as complete.
 - 2. Authorized the Director of Public Works to execute the Notice of Completion. There is no net county cost.
 - e. **Local Transportation Fund, Bicycle/Pedestrian Claim, Fiscal Year 2012-13**
 - 1. Resolution 2012-205 adopted authorizing the Chair to execute and sign the 2012-13 Local Transportation Fund Bicycle/Pedestrian Claim to be submitted to the Placer County Transportation Planning Agency for Placer County Transit in the amount of \$250,000. There is no net county cost.
 - f. **Local Transportation Fund Claims, Placer County Transit, Fiscal Year 2012-13**
 - 1. Resolution 2012-206 adopted authorizing the Chair to execute and sign the 2012-13 Local Transportation Fund Claims to be submitted to the Placer County Transportation Planning Agency for Placer County Transit totaling an amount of \$4,460,491. There is no net county cost.
 - g. **Local Transportation Fund Claim, Tahoe Area Regional Transit, Fiscal Year 2012-13**
 - 1. Resolution 2012-207 adopted authorizing the Chair to execute and sign the 2012-13 Local Transportation Fund Claim to be submitted to the Tahoe Regional Planning Agency for Tahoe Area Regional Transit in the amount of \$519,820. There is no net county cost.

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- h. Professional Services Agreement No. 1102, Amendment No. 1, Snow Creek SEZ Restoration Project
 - 1. Resolution 2012-204 adopted authorizing the Chair to sign Professional Services Agreement (PSA) No. 1102, Amendment No. 1, with County Counsel's and Risk Management's review and approval, with CDM Smith, Inc., (formerly named Camp, Dresser & McKee, Inc.) in the amount of \$132,420 for supplemental geotechnical data collection, utility undergrounding design services, and construction design consultation services for the Snow Creek SEZ Restoration Project.
 - 2. Authorized the Director of Public Works to approve and sign future amendments up to \$13,242 which increases the total PSA from \$391,858 to \$524,055. There is no net county cost.

 - i. Road Care and Snow Removal Agreement, Northstar at Tahoe Retreat Subdivision CSA 28 Zone of Benefit #187 between the County and Northstar Community Services District
 - 1. Resolution 2012-208 adopted approving an Agreement with Northstar Community Services District for road care and snow removal services within the Northstar at Tahoe-Retreat Subdivision, in the current not-to-exceed amount of \$55,750, funded through County Service Area 28 Zone of Benefit No.187, at no net county cost. The term of the agreement is five years, with provision for automatic renewal.
 - 2. Authorized Public Works Director to sign and amend the Agreement for future years to provide on-going maintenance services.

 - j. State Transit Assistance Funds Claim, Placer County Transit and Tahoe Area Regional Transit, Fiscal Year 2012-13
 - 1. Resolution 2012-209 adopted authorizing the Chair to execute and sign the 2012-13 State Transit Assistance Claim to be submitted to the Placer County Transportation Planning Agency for Placer County Transit and Tahoe Area Regional Transit in the amount of \$736,606. There is no net county cost.

 - k. State Transit Assistance Funds Claim, Tahoe Area Regional Transit, Fiscal Year 2012-13
 - 1. Resolution 2012-210 adopted authorizing the Chair to execute and sign the 2012-13 State Transit Assistance Claim to be submitted to the Tahoe Regional Planning Agency for Tahoe Area Regional Transit in the amount of \$204,443. There is no net county cost.

 - l. Transfer Fixed Asset Vehicle from Surplus to Department of Public Works, Roads Division
 - 1. Approved the transfer of Vehicle 03200 from Procurement to the Department of Public Works, Roads Division. There is no net county cost.
22. 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 Koinonia for the Crisis Resolution Center's 10th Anniversary Celebration, as requested by Supervisor Holmes (\$1,000).
 - b. Approved appropriation of \$250 in Revenue Sharing monies to the Roseville Chamber's 17th Annual Splash 2012 event, as requested by Supervisor Uhler (\$250).
 - c. Approved appropriation of \$3,500 in Revenue Sharing monies to The Gathering Inn to benefit their emergency housing program, as requested by Supervisor Holmes (\$3,500).

End of Consent Agenda

COUNTY EXECUTIVE/EMERGENCY SERVICES/ FEDERAL EMERGENCY MANAGEMENT AGENCY GRANT - Authorized the Chair to sign a letter requested by Federal Emergency Management Agency (FEMA) which supports the application by Placer County Fire for a grant under the Staffing for Adequate Fire and Emergency Response (SAFER) grant program (15 USCS 2229a).
MOTION Holmes/Duran/Unanimous

BOARD OF SUPERVISORS/SAVE AUBURN RAVINE SALMON AND STEELHEAD (SARSAS) - Received an update regarding the non-profit organization Save Auburn Ravine Salmon and Steelhead, including the upcoming 3rd Annual Calling Back the Salmon Celebration.

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ADMINISTRATIVE SERVICES/PROCUREMENT/BLANKET PURCHASE ORDER/COUNTY WIDE – Approved the award of countywide blanket purchase orders with Home Depot, Diamond Pacific and Auburn Hardware & Rental for lumber, building materials, tools and miscellaneous hardware in the maximum aggregate amount of \$300,000, funds are included in the FY 2012-13 department budgets for these expenses resulting in no additional net county cost, and authorized the Purchasing Manager to sign the resulting blanket purchase orders. MOTION Holmes/Duran/Unanimous

COUNTY EXECUTIVE/ECONOMIC DEVELOPMENT/AGREEMENT/VISITOR'S BUREAU - Resolution 2012-212 adopted authorizing the County Executive Officer or designee to execute a Services Agreement between the Office of Economic Development and the Placer County Visitor's Bureau for operation of the California Welcome Center at 1103 High Street, Auburn in the amount of \$270,000 funded by \$185,000 in Western Slope Transient Occupancy Tax, \$45,000 in net county cost for the State Fair Booth, and \$40,000 in Eastern Slope Transient Occupancy Tax for the period of July 1, 2012 through June 30, 2013. MOTION Holmes/Weygandt/Unanimous

HEALTH & HUMAN SERVICES/HUMAN SERVICES/TRANSITION/PLACER COUNTY COMMUNITY SERVICES BLOCK GRANT PROGRAM - Authorized the Chair to sign a letter to the California Department of Community Services and Development, requesting to transition the Placer County Community Services Block Grant program to a local community organization effective January 1, 2013, if and only if the transition can occur with no break in funding to Placer County and to an established Placer County community organization. MOTION Holmes/Weygandt/Unanimous

PUBLIC WORKS/KINGS BEACH BENEFIT ASSESSMENT DISTRICT NO 1 - Resolution of Intent 2012-213 adopted to initiate proceedings to consider formation of Kings Beach Benefit Assessment District No. 1, which would include the levy of annual assessments to fund the maintenance of future streetscaping improvements within the proposed district boundaries by:

- a. Setting a public hearing date of October 23, 2012 to occur at the regular Board of Supervisors meeting being held in the Tahoe area
- b. Ordering preparation of Engineer's Report
- c. At the proposed October 23 public hearing, the Board of Supervisors to consider:
 - Formation of Kings Beach Assessment District No. 1
 - If District is formed, approve the Engineer's Report
 - Authorize issuance of ballots to district property owners
 - Future meeting date to tabulate ballots and possibly consider levying assessments.

MOTION Holmes/Duran/Unanimous

PUBLIC WORKS/QUALIFIED LIST FOR CIVIL ENGINEERING SERVICES AND BLANKET PURCHASE ORDER CONTRACTS

1. Resolution 2012-214 adopted approving Qualified List #10180 for Civil Engineering services.
2. Approved Blanket Purchase Order (BPO) contracts with the top six ranked firms for the Western Placer County Qualified List in the amount of \$250,000 each for a total maximum aggregate amount of \$1,500,000 which are valid until October 2, 2015. Authorization of these BPO's does not provide a direct net County cost. However, indirect County costs may be generated from these BPO's but will be addressed by the individual budgeting of various projects that may utilize these services.
3. Authorized the Purchasing Manager to sign and execute, with Risk Management and County Counsel approval, the BPO contracts on behalf of the County of Placer and to transfer funds between BPO contracts as needed.

MOTION Weygandt/Uhler/Unanimous

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COUNTY EXECUTIVE/FINAL BUDGET - The Board of Supervisors

1. Convened the required public hearing on the FY 2012-13 Final Budget. There was no public comment on the budget and no requests for changes; the public hearing was closed; and;
2. Directed staff to prepare the required Resolution for presentation at the next Board meeting to adopt the FY 2012-13 Final Budget which is comprised of the Proposed Budget with revisions including:
 - a. Approved \$730.2 million in appropriations for FY 2012-13 (Attachment A); and
 - b. Approved allocations for operating funds (Attachment B); and
 - c. Approved allocations for proprietary funds (Attachment C); and
 - d. Approved items listed on the Master Fixed Asset List (Attachment D); and
 - e. Approved the recommended Position Allocation Listing (Attachment E); and
 - f. Approved reserve provisions and cancellations for county funds including \$2.0 million to the General Reserve, \$2.2 million to the Infrastructure Reserve, \$452,500 to Future Occurrences, and other provisions and cancellations (Attachment F); and
 - g. Approved allocations in Board of Supervisor governed special districts (Attachment G); and
 - h. Authorized the Auditor-Controller to make technical, non-substantive budget adjustments to the Final Budget.

MOTION Uhler/Duran/Unanimous

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLACER VINEYARDS SPECIFIC PLAN, FIRST AMENDMENT TO THE AMENDED AND RESTATED DEVELOPMENT AGREEMENT

1. Determined that a Categorical Exemption pursuant to the California Environmental Quality Act Guidelines Section 15061(b)(3) (Review for Exemption) and Section 18.08.020D (General Rule) of the Placer County Code is the appropriate environmental analysis required for this project, and
2. Ordinance 5686-B adopted approving the First Amendment to the Amended and Restated Development Agreement by and between the County of Placer and the 22 real property ownerships within the Placer Vineyards Specific Plan to allow for the following:
 - a. Changes to the percentage of property owners required in support of a project amendment to allow for modifications to the Development Agreement (Section 1.4); and
 - b. Changes to the public land dedication equalization program (Section 2.5.5.5).

MOTION Duran/Uhler/Unanimous

COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 – CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation:
 - (a) Kevin Brady v. County of Placer, et al., U.S.D.C. Eastern District Court Case No.: 2:12-cv-D1374 JAM JFM – **The Board heard a report and gave direction to Counsel.**
 - (b) Robert Raymond v. Jim McCauley, County Clerk-Recorder-Registrar, et al., U.S.D.C. Eastern District Court Case No.: 2:12-cv-02219 KJM CKD – **The Board authorized the defense indemnity of Mr. McCauley in the litigation.**

(B) §54957.6 - CONFERENCE WITH LABOR NEGOTIATORS – *The Board received a report from its Labor Negotiators.*

- (a) Agency designated representatives: David Boesch, Nancy Nittler, Therese Leonard, Gerald O. Carden
Employee organization: DSA

ITEMS FOR INFORMATION:

23. Personnel - Classified Service Merit Increases
24. Treasurer-Tax Collector - Treasurer's Statement for the month of July 2012

ADJOURNMENT – Next regular meeting is September 25, 2012.

ATTEST:

Ann Holman
Clerk of the Board

Jennifer Montgomery, Chairwoman
Placer County Board of Supervisors

DATE September 11, 2012

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