

PLACER COUNTY BOARD OF SUPERVISORS

MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, September 12, 2006, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Santucci, Weygandt, Holmes, Gaines and Kranz present. Chairman Santucci presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

PUBLIC COMMENT – Rui Cunha, Placer County Emergency Services Program Manager, and Rocky Opliger, Incident Commander of the U.S. Forest Service, provided an update on the Ralston Fire. Mike Boyle, Assistant County Executive, presented the Board with official badges. Sharon Broertjes, Marge Privara and Patti Tollhammer requested the Board not to alter County paid health benefits.

SUPERVISOR'S COMMITTEE REPORTS – Supervisor Kranz reported on his Washington D.C. trip to speak on Woody Biomass. Supervisor Gaines offered condolences to the family of Linda B Costigan who passed away September 6, 2006.

CONSENT AGENDA: Consent Agenda approved with action as indicated. The Board convened as the Redevelopment Agency Board for Item #11. **MOTION** Holmes/Weygandt/Unanimous

1. **AUDITOR/CONTROLLER** - Resolution 2006-261 adopting 2006/07 property tax rates for voter-approved indebtedness.
2. **BOARD OF SUPERVISORS:**
 - a. Resolution 2006-260 adopted congratulating Victoria (Vicki) Spannagel, Client Services Program Manager, Community Health Division, Health and Human Services Department, upon her retirement after 26 years of service.
 - b. Resolution 2006-262 adopted proclaiming September 2006 as National Alcohol & Drug Prevention, Treatment and Recovery Month.
 - c. Commendation for Charles (Charlie) Dill recognizing him for his implementation, dedication and commitment as the Manager of the Placer Mosquito Abatement District and to congratulate him upon his retirement, as requested by Supervisor Weygandt.
 - d. Proclamation recognizing September as National Youth Court Month in Placer County, as requested by Supervisor Holmes.
 - e. Approved minutes of July 24 & 25, 2006.
3. **COMMITTEES & COMMISSIONS:**
 - a. Placer County Older Adult Advisory Commission - Approved reappointment of Leonette Francia to Seat #5 (District 5), as requested by Supervisor Kranz.
 - b. Squaw Valley Design Review Committee - Approved reappointment of Roger T. Beck to Seat #1, Judy Carini to Seat #2 and Peter Klaussen to Seat #3, as requested by Supervisor Kranz.
 - c. Veterans/Veterans Advisory Council - Approved appointment of Fred Littman, American Legion District 31, effective May 13, 2006.
4. **COMMUNITY DEVELOPMENT RESOURCE AGENCY/ENGINEERING & SURVEYING:**
 - a. Land Development Projects – Authorized the Purchasing Manager to sign a contract with Blackburn Consulting, in an amount not to exceed \$125,000, for project inspection services for various land development projects in Western Placer County.
 - b. Land Development Projects – Authorized the Purchasing Manager to sign a contract with Psomas, in an amount not to exceed \$125,000, for project inspection services for various land development projects in Western Placer County.
 - c. Mt. Judah Residential, Tract #940 (Sugar Bowl Ski Resort) - Approved the final map, Subdivision Improvement Agreement and authorized the recording.
 - d. Monte Verde Estates, Phase 2, Tract #924, Project #8034 – Accepted the improvements as complete, reduced the Faithful Performance to 25% and Labor and Materials to 50%, holding for six months or longer if claims exist, Resolution 2006-263 adopted accepting Ampezo Placer, Portofino Drive, Portofino Court, La Brosa Place, Santa Croce Court, Porta Venari Court and Rosamo Lane into the County Maintained Mileage System.
 - e. Northstar Village, Phase 3 & 4, Tract #946 - Approved the final map, Subdivision Improvement Agreement and authorized the recording.

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5. COUNTY EXECUTIVE/EMERGENCY SERVICES - Resolution 2006-264 adopted approving the FY 2006/07 Placer Hills Fire Protection District Capital Facilities Plan Update.
6. FACILITY SERVICES - Approved the purchase of a new sign machine for the Building Maintenance Division, in the amount of \$8,500; approved budget revision moving appropriations within the Building Maintenance Division Budget and approved the addition to the Master Fixed Asset List.
7. HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE:
 - a. Approved a three year consultant agreement with Minkoff and Cline, d.b.a. ZiaLogic, in the amount of \$242,150, for mental health, substance abuse and child protective services and authorized the Health & Human Services Director to sign subsequent amendments.
 - b. Approved grant with the State Department of Alcohol and Drug Programs, Drug Court Partnership Program for FY 2006/07, in the amount of \$168,360, and authorized Maureen Bauman, Adult System of Care Director, to sign the grant and subsequent amendments in her capacity as County Alcohol and Drug Administrator.
8. PERSONNEL - Ordinance introduced, first reading waived, amending Chapter 3, Section 3.12.010, to make technical adjustments to Allocation of Positions to Departments to the Administration and Management Division, within the Facility Services Department.
9. PROCUREMENT SERVICES - Authorized the Purchasing Manager to sign the following:
 - a. Agreement, Network Firewall Hardware & Software Maintenance/Information Technology - Renewed with Fujitsu Transaction Solutions, in the maximum amount of \$63,882.83.
 - b. Bid #9596, Fresh Produce/Probation - Awarded to Pro Pacific Fresh, in the maximum amount of \$70,000.
 - c. Blanket Purchase Order #13014, Cisco Products & Services/Telecommunications - Renewed with AT&T/SBC Datacomm, in the not-to-exceed amount of \$235,000.
 - d. Blanket Purchase Order #13249, Magnesium Hydroxide/Facility Services - Renewed purchase order with Hill Brothers Chemical Company, in the maximum amount of \$175,000.
 - e. Change Orders, Asphalt Concrete/Public Works - Approved change orders to blanket purchase orders with Vulcan Materials and Teichert Aggregates, in the aggregate amount of \$100,000, increasing the maximum amount of the blanket purchase orders to \$250,000 and \$190,000 respectively.
 - f. Purchase Order, Fire Sprinkler System Maintenance & Repair/Facility Services - Renewed with Accurate Fire Protection, in the maximum amount of \$150,000.
10. PUBLIC WORKS:
 - a. Multi-Purpose Easement/Winchester Subdivision (Meadow Vista) Resolution 2006-265 adopted abandoning a portion of a Multi-Purpose Easement on Lot 19, Winchester Subdivision, Phase 1.
 - b. Emergency Access Easement/Siller Ranch (Tahoe) - Resolution 2006-266 adopted abandoning a portion of an Emergency Access Easement.
 - c. Professional Services Agreement #73244, Kings Beach Commercial Core Improvement Project - Resolution 2006-267 adopted authorizing the Chairman to sign PSA #73244, Amendment #1, with Jones and Stokes Associates, Inc., in the amount of \$34,822, and authorizing the Public Works Director to approve and sign future amendments up to \$3,500.
11. REDEVELOPMENT AGENCY BOARD - Resolution 2006-268 adopted authorizing a loan agreement with Foothills Habitat for Humanity to develop two affordable housing units, and authorized the Chief Assistant CEO-Redevelopment Director, or designee, to execute any related documents subject to agency counsel review.
12. 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 an appropriation, in the total amount of \$1,250 in Revenue Sharing monies, to the Auburn Placer Performing Arts Center for the Auburn Bluegrass Fest, as requested by Supervisor Holmes (\$1,000) and Supervisor Gaines (\$250)

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- b. Approved an appropriation, in the total amount of \$1,750 in Revenue Sharing monies, to the Lincoln Chamber of Commerce for the 5th Annual Lincoln Showcase 2006 event, as requested by Supervisor Weygandt (\$1,500) and Supervisor Gaines (\$250).
- c. Approved an appropriation, in the total amount of \$1,000 in Revenue Sharing monies, to the Old Town Auburn Preservation Society for the Gold Country Medical History Museum renovation project, as requested by Supervisor Holmes.
- d. Approved an appropriation, in the total amount of \$950 in Revenue Sharing monies, to Sierra College for the production of a documentary film titled Gold, Granite, and Grit: A Quarry, a Town, and the Building of California featuring the history of Northern California quarries, as requested by Supervisor Santucci (\$200), Supervisor Weygandt (\$250), Supervisor Holmes (\$250) and Supervisor Gaines (\$250).

13. SHERIFF:

- a. Authorized the Sheriff to accept a grant, in the amount of \$20,000, execute a contract with the Department of Alcoholic Beverage Control (ABC) and Office of Traffic Safety for the Minor Decoy Program and approved budget revision to the Final Budget appropriating funds.
- b. Approved out-of-state travel for Sgt. Mark Reed and Deputy Mark Bracco to attend the FBI Hazardous Device School, held in Hunstville, Alabama, for six weeks (October 1, 2006 through November 10, 2006). The housing and transportation costs total an estimated \$10,300. The actual cost of the school is paid by the FBI.
- c. Approved the helicopter engine rebuild with San Joaquin Helicopters of Rancho Murieta, in the amount of \$105,436.52, plus engine component transportation costs contingent on approval by Risk Management as to specific insurance requirements and authorized the Sheriff to execute the contract based on review and approval by County Counsel.

14. TREASURER/TAX COLLECTOR – Resolution 2006-269 adopted authorizing the Treasurer-Tax Collector to conduct the Tax Defaulted Land Sale by Agreement on December 1, 2006.

End of Consent Agenda

BOARD OF SUPERVISORS/HEALTH & HUMAN SERVICES - Resolution 2006-262 adopted proclaiming September 2006 as National Alcohol & Drug Prevention, Treatment and Recovery Month.

Maureen Bauman, Adult System of Care, stated many Placer County residents are living productive lives as a result of recovery from alcoholism and drug addiction. Many of these citizens have received the assistance needed through Placer's Drug Court, the Proposition 36 program, and services through contracted substance abuse providers. Others have been referred to community-based treatment through Health and Human Services Systems of Care. Treatment has proven to be cost effective.

Cheryl Trenwith, Adult System of Care, said that the Placer County Proposition 36 program has higher completion rates than the state average. Nationally substance abuse is growing within the 50-59 age group and decreasing with teens.

Leonard Brown, Alcohol and Drug Rehabilitation Advocate, spoke about his successful recovery and how he assists others in the program.

BOARD OF SUPERVISORS – Presentation of a commendation for Charles (Charlie) Dill recognizing him for his implementation, dedication and commitment as the Manager of the Placer Mosquito Abatement District and to congratulate him upon his retirement, requested by Supervisor Weygandt.

BOARD OF SUPERVISORS – Presentation of a proclamation recognizing September as National Youth Court month in Placer County, as requested by Supervisor Holmes.

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SHERIFF/CITIZENS OPTION FOR PUBLIC SAFETY – Public hearing closed. Reviewed and approved the expenditures recommended for the Sheriff-Coroner-Marshall and District Attorney from the Citizens Option for Public Safety Supplemental Law Enforcement Services Fund. MOTION Kranz/Holmes/Unanimous

Barbara Basana, Sheriff Department, said a public hearing is required annually to review requests and appropriate funds for the Sheriff and District Attorney. The focus of the funds allocated this year is to continue funding for personnel and related costs. The proposed spending plan has been reviewed and approved by the Supplemental Law Enforcement Oversight Committee. The funds anticipated for Placer County frontline law enforcement is \$155,141 and Corrections and District Attorney is \$85,532 each. Funds carried over for Corrections of \$55,932 from Fiscal Year 2005/06 will also be included in the spending plan submitted to the Board for review.

FACILITY SERVICES/COUNTY SEWER MAINTENANCE DISTRICT #3 – Public hearing closed. Resolution 2006-270 adopted annexing property owned by Gerald Hawks, APN 036-140-005, located on Lake Forest Drive, Loomis, into the district. MOTION Holmes/Weygandt/Unanimous

Jim Durfee, Facility Services, explained this annexation would be exempt from California Environmental Quality Act (CEQA). The annexation fee for this property is \$14,680 (\$3,670 per potential lot times four lots). Subject property consists of 11.090 acres.

COUNTY EXECUTIVE - Approved and authorized the Chairman to sign a letter of response to the findings and recommendations contained in the FY 2005/06 Final Report of the Placer County Grand Jury concerning the Tahoe Justice Center or provide other direction to the County Executive Office regarding the response. MOTION Kranz/Holmes/Unanimous

Michael Paddock, County Executive Office, said the Grand Jury issued its Final Report for Fiscal Year 2005/06 that contained findings and recommendations related to the Tahoe Justice Center facility and its affect on law enforcement operations. The Grand Jury concluded that the current facility has limitations in space and function that require the Sheriff to divide his operation into separate locations and to transport prisoners to more distant facilities (Truckee and Auburn). This creates a less efficient operation and may increase overall costs. As a result of their conclusions, the Grand Jury is also recommending that a replacement facility be constructed on the existing site as soon as possible. The Board of Supervisors and the County Executive Officer are listed by the Grand Jury as respondents to these findings and recommendations and; therefore, must submit a formal reply to the Presiding Judge of the Superior Court within ninety days. The letter drafted for the Board reaffirms the policy decision of the Board to construct a replacement facility by the year 2010 for an estimated cost of \$20 million.

FACILITY SERVICES/CHILDREN'S EMERGENCY SHELTER PROJECT #4677 - Approved Consultant Services Agreement with URS Corporation, in an amount not to exceed \$265,000, for professional construction management services for the project, located in the County Government Center in Auburn. MOTION Weygandt/Gaines/Unanimous

Rob Unholz, Facility Services, said request for proposals were sent to four out of eight construction management firms on the qualified list. Construction management services will assist staff in providing full-time project management, inspection and construction documentation during the project. There is sufficient funding in the project account for this contract. \$2.4 million has been received in Federal Funding for this project with another \$800,000 to be received later this year.

FACILITY SERVICES/LOOMIS LIBRARY EXPANSION, PROJECT #4705 - Awarded the bid for the construction of the project located at 6050 Library Drive in Loomis, to SW Allen Construction, Inc., in the amount of \$299,475, and upon County Counsel's review and approval of required bonds and insurance, authorize the Facility Services Director to execute the contract and any required change orders. MOTION Holmes/Weygandt/Unanimous

Rob Unholz, Facility Services, explained this project will add a 776 square foot expansion to the existing 3,778 square foot library. The additional area will provide space for new reading areas and book stacks and allow for reconfiguration and expansion of internet workstations and the installation of a wireless network. Additionally, fire suppression and fire alarm systems will be installed throughout the Library. SW Allen Construction, Inc. was the lowest bid, approximately 23% under the Architect's estimate. Construction is estimated to start within the next few weeks.

Supervisor Holmes pointed out that \$120,000 was contributed from the Loomis Friends of the Library.

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HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE - Approved amendment to Contract #11902 with California Forensic Medical Group, extending the contract term for one year from October 1, 2006 through September 30, 2007, increasing the rates for the provision of Inmate Medical Services adding funding estimated at \$2,907,000 for this third year of the agreement.
MOTION Weygandt/Gaines/Unanimous

Maureen Bauman, Adult System of Care, said inmate medical services required for the Placer County Jail and Juvenile Detention facility include primary medical care, dental care, mental health, acute hospital care, and specialty care to a current population of approximately 635 inmates and detainees. Two Request for Proposals have been conducted since 1989 to select a contractor to run the inmate medical services program.

Ms. Bauman explained the contract stipulates that the extension will proceed with an annual increase in accordance with the Medical Care Consumer Price Index. The current increase is 10%. The net increase in cost over last year is anticipated to be \$398,000. Additional funds have been requested in the Sheriff's Department 2006/07 Final Budget to offset this increase.

Chairman Santucci asked about the large increase for this year. Ms. Bauman replied the increase was due to the hospital cost component.

HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE - Approved an umbrella contract to facilitate payment to Systems of Care mental health private network providers, authorized the Auditor's Office to establish a payment ceiling, in an amount not to exceed \$850,000, and authorized Health & Human Services to amend the list of providers as necessary from July 1, 2006 through June 30, 2007.
MOTION Weygandt/Holmes/Unanimous

Bud Baulista, Children System of Care, said the Adult and Children Systems of Care are the managed care providers of MediCal Services in Placer County. This network of approximately 200 private providers is utilized to help provide mental health services.

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

REDEVELOPMENT AGENCY BOARD - Reported on the Affordable Housing Homeownership Opportunity and Selection Lottery Process for Morrison Homes, Atwood Ranch III, in Auburn.

Rae James, Redevelopment Agency, advised Atwood Ranch III is a proposed development of 143 single-family homes with approximately 56 acres of open space. The developer requested a General Plan Amendment and Variances for this housing development. The Board approved this development in 2004. The Planning Department worked with the developer to provide regulatory relief which allowed for the inclusion of fifteen single-family affordable homes within the development. The three-bedroom, two-bath affordable homes will be priced in the \$180,000's. To qualify, a four-person household's annual income shall not exceed \$52,300 which is eighty percent of the area median income for 2006. A homebuyer will provide a minimum three percent down payment of approximately \$5,400.

Ms. James said households are being contacted and there will be advertising for the public at large. A selection process has been developed. Interested parties will complete a pre-application for submittal to the Redevelopment Agency. Staff will review the pre-application to assure the threshold eligibility requirements are met. After meeting the threshold requirements, pre-applicants will be entered into a lottery based on the Agency's housing selection guidelines. A public lottery will be held to establish a list of potential buyers to refer to Morrison Homes. Together with Morrison Homes, the Redevelopment Agency will hold two information workshops that are tentatively scheduled for September. The information workshops discuss home ownership responsibilities, income requirements and the procedures for the lottery selection process. Construction of the homes is expected to begin during fall 2006 with the first homes available for purchase spring 2007.

Ms. James advised over 200 units have been rehabilitated and over 2,000 units are planned or currently being built. Rich Colwell, Redevelopment, elaborated on accomplishments of the Agency.

Supervisor Gaines commented on the restrictive regulations and following the Sacramento Area Council of Governments Blueprint model to help first time homebuyers. There are opportunities with the housing market cooling and interest rates dropping. Rich Colwell replied that a committee has been working with the development and affordable housing communities and other housing related advocates to develop a middle ground approach. The Board will receive a report within a few months. The committee and staff are working on the non-regulated aspects of affordable housing. Supervisor

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Gaines supported larger densities and smaller homes to help reach this goal. Mr. Colwell said laws have been improved for builders and homeowners and condominiums may help fill the housing need.

Supervisor Holmes was pleased to have 15 affordable homes built in North Auburn. He said schools in the Auburn area have suffered declining enrollment and this will be an advantage if we get young families in these homes to help out school population.

Supervisor Kranz asked how Redevelopment planned to notice the affordable housing meetings. Rae James responded that the information will be noticed on the Redevelopment Agency's website and sent to interested parties as soon as the dates are set.

Supervisor Kranz asked about deed restrictions and graduating equity building. Rich Colwell replied they will equity share to the maximum allowed. The challenge is that the houses need to be affordable for 20 years. The houses would gain equity based on the cost of living index. Additionally, if they are to do any additions to the home they would be reimbursed. Supervisor Kranz asked for staff to explore a graduating scale to recap a certain percentage of market value at five years, ten years, etc., and at 20 years full market value.

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

COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL

- (1) Existing Litigation:
- (a) Deborah Doerfler-Casner vs. County of Placer, U.S.D.C. Eastern District Case No.: CIV S-03-1864 WBS KJM - *The Board was informed of a successful conclusion of the case by a jury verdict in favor of the County in the Eastern District Court.*
- (b) Bickford Ranch Heritage Coalition of WPCARE vs. County of Placer, Placer County Superior Court Case Number: SCV12793, Court of Appeal, Third Appellate District Case #C047630 - *The Board had a discussion with Counsel and gave direction to Counsel.*
- (c) Town of Loomis, vs. Placer County, Placer County Superior Court Case No.: SCV14231 - *The Board had a discussion with Counsel and gave direction to Counsel.*
- (d) Joseph Lopez, WCAB Claim, Claim No.: RDG0121599 - *The Board had a discussion with regards to the workers compensation matter and gave direction to Risk Management.*

(B) §54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - *The Board convened as the Redevelopment Agency Board, met with its negotiator, and gave direction with regards to both a & b with regard to two distinct parcels.*

- (a) Property: APN: 090-192-041 and 090-192-055, Negotiating Parties: Placer County Redevelopment Agency and Andco Farms, Inc., and Larry Odbert, Owner.
Under Negotiation: Price, terms of payment and conditions of acquisition.
- (b) Property: APN: 090-074-002, Negotiating Parties: Placer County Redevelopment Agency and Raymond J. Moshy, Leslie C. Moshy, and Steven N. Kliegman and Dierdre L. Henry, Trustees of the Kliegman Henry Family Living Trust.
Under Negotiation: Price, terms of payment and conditions of acquisition.

The Board adjourned as the Redevelopment Agency Board, reconvened as the Board of Supervisors and met with its labor negotiators to discuss PPEO, DSA, and Management matters.

(C) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR -

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

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PLANNING/GIARRITTA – VARIANCE APPEAL (VAA-4274) – Public hearing to consider an appeal from Mark Giarritta of the Planning Commission's denial of a variance to reduce the front (eastern) setback requirement of 50 foot from edge of easement, to 20 foot to bring into conformance a recently constructed, illegally sited, single family dwelling. The property (APN 099-190-061) is located at the end of Dusty Road in the Colfax area, and is currently zoned F-B-100-PD-0.4 (Farm combining Building Site Size of 2.3 acres minimum combining Planned Unit Development, 0.4 units per acre).

MOTION Kranz/Holmes/Unanimous to close the public hearing, uphold the decision of the Planning Commission and deny the variance request. Staff directed to prepare findings to uphold the denial of the variance and return to the Board's Consent Agenda for final action at a future meeting.

Michael Johnson, Planning Director, gave a description of the project site and surrounding area. He said the project site has been the subject of Code Enforcement action for several years. Grading was done on the site without a permit and an after-the-fact permit was obtained and the Engineering and Surveying Department has worked with the appellant to correct grading violations. In 2003, the applicant submitted a Variance application to construct a single family residence 14 feet from the roadway easement when the code calls for 50 feet. The variance request was scheduled many times but was continued because of unresolved code violations. In May 2005 a building permit application that adhered to the code was submitted and approved. In August 2005 Code Enforcement was alerted and confirmed that the modular home was placed in the exact location of the originally requested variance that had yet to be considered by the Zoning Administrator. The Building Department determined that a foundation had been poured without benefit of inspections. The County issued a Stop Work Notice for any activities on the site. In May 2006 the Zoning Administrator denied the variance request. The applicant appealed that action to the Planning Commission and the commission took action to deny the appeal. Both hearing bodies acknowledged that there may be a hardship associated with the relocation of the residence but concluded there were other design options available for home locations that would comply with the setback requirements.

Supervisor Weygandt asked staff if there were any unusual or restrictive attributes on the property, compared to the neighboring parcels, to justify the variance. Mr. Johnson replied that staff denied the variance and the appellant did submit plans that sited the structure that complied with the setbacks.

Supervisor Holmes asked if any neighbors had requested variances. Steve Buelna, Planning, replied one neighboring parcel owner had a variance request for an existing shed.

Neighboring residents J. B. Morrison, Ted Back and Andy Oyer and Real Estate Agent, Christina Still spoke against the variance request and additional code violations performed by Mark Giarritta.

Mark Giarritta, appellant, said he worked with Mr. Oyer on issues regarding an easement. After the initial grading violation, he tried to work with the laws provided. Mr. Giarritta claimed that a modular home could not be placed in as many locations as a stick built home and its current location would save the most trees and need the least amount of grading. He described the previous variance requests. He proceeded with the foundation and took pictures of the process after he was denied an inspection because of issues with the well. Mr. Giarritta described the new easement he is in the process of getting approved to relieve the problems with his neighbor caused by blocking and removing the easement previously used by the neighbor to access his property. He said the topography of the property and the cost of moving the home should be adequate to have the variance approved. The request for a variance poses no threat to anybody or any property. There is a modular home in the neighborhood similar to his that is approximately 25 feet from the road and parallels the road.

Supervisor Kranz said this was a tough decision. He viewed the property and the modular home was on about 30 feet of fill. He said it appears there have been attempts to direct the applicant to look elsewhere for the location of his home. The County has worked with the appellant and he would have saved money if he had done it the right way to begin with. It was the appellant's choice to move ahead without having official clearances.

Mark Giarritta addressed the issue of the modular home on fill saying it was because part of it is on solid rock and the other half is on fill that was engineered and approved by Holdrege & Kull Consulting Engineers.

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COUNTY EXECUTIVE – The Board convened the required public hearing on the FY 2006/07 Final Budget and took public comment. Public hearing closed and staff directed to prepare the resolution for presentation at the next Board meeting to adopt the Proposed Budget including the following revisions:

- 1) Approved \$50,196,399 net allocations in the County Budget (Attachment A); and
- 2) Approved allocations for proprietary funds (Attachment B); and
- 3) Approved items listed on the Master Fixed Asset List (Attachment C); and
- 4) Approved the recommended Position Allocation listing (Attachment D); and
- 5) Approved reserve provisions and cancellations for county funds (Attachment E); and
- 6) Approved allocations in Board of Supervisor governed special districts (Attachment F); and
- 7) Authorized the Auditor-Controller to make technical, non-substantive budget adjustments to the Final Budget.

MOTION Holmes/Weygandt/Unanimous

Therese Leonard, County Executive Office, provided a power-point presentation showing proposed changes to the Proposed Budget. The Proposed Budget adopted by the Board on June 13, 2006 acts as the County's interim spending plan from July 1st to present. It remains in effect until the public hearing is held and the Final Budget is adopted on September 26, 2006. The County Budget is balanced.

Ms. Leonard advised recommended position allocations are 2,843, adding 16 positions to the Proposed Budget. The position allocations per 100 County population is .9 positions per 100 citizens. Critical operations and programs have been preserved, previously funded capital projects will proceed and new money has been added to the General Fund contribution to the Building Fund to continue funding needed for the Capital Facilities Financing Plan. Additional augmentations have been made to the County's road overlay program of \$300,000. We are continuing to invest in the County's open space program and have added \$114,000 for animal services. Public safety priorities have been maintained and \$1.5 million has been set-aside for a multimission helicopter. Adequate contingencies and reserves are being maintained.

Ms. Leonard advised the FY 2006-07 Budget of \$688 million is an increase of \$50 million over the Proposed Budget. The General Fund is recommended at \$353 million, a \$11.2 million increase from the Proposed Budget. The Road Fund was one of the biggest shifts from the Proposed Budget, up \$16.1 million. The majority of the funding for the Road Fund comes from State, Federal and other sources. The Public Safety Fund is recommended at \$114 million, a \$5.1 million increase. The Special Districts recommended Final Budget is \$30 million, a \$1.5 million increase.

Supervisor Gaines suggested a policy on how we analyze our budgets on an annual basis and whether it would make sense for the Board to look at what our priorities are for spending from a budgetary standpoint and see if we could come up with a formula that would highlight those priorities. When we go from year to year with double digit increases in revenue he wonders if there is always a need to use that additional revenue and suggested a formula be developed and maybe we could look at a tax rebate for the taxpayer.

Anthony La Bouff, County Counsel, reminded that the voters of the State of California have imposed the Gann Limitation and as a result when you grow to a certain percentage of a certain rate you are forced to rebate if the growth inflates in excess of a certain cap. He said the County has come close and Special Districts in this County have exceeded the Gann Limitation and there were rebates issued.

Supervisor Weygandt said it is key to insure that our annual obligation can be adjusted without extraordinary pain in the event the State does something to take our money. He asked Therese Leonard if she has taken a longer look to continue protections from a historical perspective. Therese Leonard advised there have been some shifts in the economy since the proposed budget was adopted in June. The revenues brought forward today are reliable and sustainable for the year. She does anticipate changes and advised that Bruce Dear, Assessor, does not expect the double digit increases in assessed valuation that we have seen over the past few years. We are seeing shifts in the sales tax revenue collection and building permit construction area. The one area that the Board has control over is our expenditures. She agreed that it would be a good idea to look at the long term budget model and possible review on a six month basis.

Thomas Miller, County Executive, thanked the Auditor and Tax Collector for working with the County Executive Office on the long term budget projection. The Board does have adopted policies and can identify priorities in terms of where the Board would like to see the revenues be committed in the future. He said the big message for the community at large is once again Placer County's budget is balanced and has committed resources to community needs.

Public Comment

Rosemary Frieborn, Friends of Placer County Animal Shelter, said the 2006/07 budget proposal, as it relates to Animal Services, is inadequate. She requested the Board direct staff to conduct an outside audit of the expenses and needs for the Animal Shelter and make adjustment in the 2006/07 budget.

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Thomas Miller, County Executive, said that the budget does contain the initiation of two animal control facilities, one in the west and one in the Auburn area. It also includes \$114,000 augmentation to Animal Control with facility improvements and is fully staffed.

ITEMS FOR INFORMATION:

FACILITY SERVICES - One-Day Household Hazardous Waste Collection Events in Colfax and Foresthill.

ADJOURNMENT - Next meeting is Tuesday, September 19, 2006 (Assembly Bill 1234 Ethics Training). Next regularly scheduled meeting is Tuesday, September 26, 2006.

ATTEST:

Ann Holman
Clerk of the Board

Bill Santucci, Chairman
Placer County Board of Supervisors

Melinda Harrell
Senior Board Clerk

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MINUTES**

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, September 19, 2006, at the Placer County Administrative Center, Board of Supervisors Chambers, 175 Fulweiler Avenue, Auburn, CA. Supervisors Weygandt and Kranz present. Supervisors Santucci, Holmes and Gaines absent. Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

BOARD OF SUPERVISORS/ASSEMBLY BILL 1234 ETHICS TRAINING – Ethics Training provided by Liebert Cassidy Whitmore.

ADJOURNMENT – Next regular meeting is Tuesday, September 26, 2006.

ATTEST:

Ann Holman
Clerk of the Board

Bruce Kranz
Vice Chairman