

PLACER COUNTY BOARD OF SUPERVISORS

MINUTES

The Placer County Board of Supervisors met in a regular session at 9.00 a.m., Tuesday, December 5, 2006 in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Santucci, Weygandt, Holmes, 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. Rosemary Frieborn, Friends of Placer County Animal Shelter, provided a recap of requests made to the Board regarding animal services during 2006. Anita Wright spoke about animal services. Robin Yonash thanked the Board for the biomass program.

AGENDA – Added to Closed Session (A) §54946.9 (2) Anticipated Litigation and (D) §54957.6 - In-Home Supportive Services Public Authority, Conference with Labor Negotiators.
MOTION Holmes/Weygandt/Unanimous

SUPERVISOR'S COMMITTEE REPORTS – None received.

CONSENT AGENDA – Consent Agenda approved with action as indicated. The Board convened as the Redevelopment Agency Board for Item #12. **MOTION** Weygandt/Holmes/Unanimous

1. **WARRANT REGISTER** - Weeks ending October 6, 13, 20, 27 and November 3, 2006
2. **BOARD OF SUPERVISORS.**
 - a. Resolution 2006-337 adopted commending Assemblyman Tim Leslie for 20 years of elected service to the people of the great State of California, 4th Assembly District, which includes Placer County.
 - b. Resolution 2006-338 adopted congratulating Sandy Simester, Deputy Public Guardian/Conservator, Health and Human Services Department, upon her retirement after 30 years of service.
 - c. Resolution 2006-339 adopted congratulating Diana Di Francesco, Auditor-Controller's Office, upon her retirement after more than 26 years of service.
3. **COMMITTEES & COMMISSIONS:**
 - a. Auburn Cemetery District - Approved the reappointment of Donald Anderson to Seat 1, Judy Towers to Seat 2 and Melinda Herzog-Landrith to Seat 5, as requested by Supervisor Holmes.
 - b. Older Adult Advisory Commission – Accepted the resignation of Esther L. Hogans from Seat 13 (Minority Representative) and declared Seat 16 (Senior Service Organization) vacant, vacated by Deborah Nagel, so that recruitment for these positions may begin immediately.
 - c. Placer Sierra Fire Safe Council – Approved appointment of Karen Calvert to Seat 5 (Secret Town-Emigrant Gap), as requested by Supervisor Kranz.
4. **COUNTY CLERK/ELECTIONS** - Resolution 2006-338 adopted appointing William Dickinson to a term on the Board of Directors of the South Placer Municipal Utility District, Ward 2.
5. **COUNTY COUNSEL:**
 - a. Resolution 2006-340 adopted amending the Placer County Conflict of Interest Code of Appendix of Designated Employees and Resolution 2006-341 adopted approving statements from local government agencies regarding the status of their conflict of interest codes and approving amendment.
 - b. Approved a merit increase for Thomas Miller, County Executive Officer, from Grade 686, Step 2, to Grade 686, Step 3, retroactive to September 2, 2006.
6. **COUNTY EXECUTIVE:**
 - a. Approved merit increase for Kathy Buchanan, Information Technology Manager, Grade 469, Step 4, to Grade 469, Step 5, retroactive to November 25, 2006.
 - b. Approved merit increase for Mark Rathe, Deputy County Counsel IV, from Grade 484, Step 4, to Grade 484, Step 5, retroactive to November 11, 2006.
 - c. Approved merit increase for Jerry Silva, Information Technology Manager, from Grade 469, Step 2 to Grade 469, Step 3, retroactive to November 11, 2006.
 - d. Resolution 2006-342 adopted granting a special four-hour holiday for County employees during 2006 in observance of the Christmas or New Year's Holiday.

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7. FACILITY SERVICES:

- a Lease Agreement - Approved a lease agreement with the Hall Charitable Remainder Trust for Hangar #52 within Building "A" at the Auburn Airport located in Auburn, and authorized the Chairman to execute the agreement.
- b Manhole Lining Rehabilitation. Project #40204/FY 2006/07 - Approved plans and specifications, and authorized staff to solicit bids; adopted Resolution 2006-343 authorizing the Facility Services Director to execute the resulting construction contract, in an amount not to exceed \$98,600, upon Risk Management and County Counsel review and approval, and approve any required change orders.

8 HEALTH & HUMAN SERVICES/COMMUNITY CLINICS - Approved contract with Sutter Medical Foundation, from July 1, 2006 through June 30, 2008, in the amount of \$100,000, for Professional Medical Coverage Hospitalist Services and authorized the Health & Human Services Director to sign the agreement and subsequent amendments.

9 PERSONNEL/CIVIL SERVICE COMMISSION - Ordinance introduced, first reading waived, amending Chapter 3, Section 3.12.010, Appendix 1 and Section 3.12.020, relating to positions within the departments of Administrative Services, Agricultural Commissioner-Sealer of Weights and Measures and the Auditor-Controller

10. PROCUREMENT SERVICES - Authorized the Purchasing Manager to sign the following.

- a Bid #9628, De-icing Sand/Public Works - Awarded to Hansen Bros. Enterprises and Teichert Aggregate, in the maximum cumulative blanket purchase order amount of \$112,000.
- b Blanket Purchase Order #13247, BlackBerry Radio/Cell Phones & Service/Countywide - Renewed Countywide blanket purchase order with Nextel, in the maximum amount of \$150,000
- c. Blanket Purchase Order #13302, Chlorine & Caustic Soda/Facility Services - Renewed blanket purchase order with Sierra Chemical Company, Inc., in the amount of \$80,000.
- d Blanket Purchase Order #13389, Food Items/Health & Human Services - Renewed blanket purchase order with Sam's Club, in the amount of \$60,000
- e Blanket Purchase Order #13396, Bio-Zyme Lift Station Maintainer/Facility Services - Renewed blanket purchase order with Brulin & Company, in the maximum amount of \$85,800
- f Blanket Purchase Order #13530, Landscape Aggregates/Facility Services - Approved Change Order #2 with Don Robinson Sand & Gravel, in the amount of \$25,000.
- g. Contract, Countywide Outlook Migration Training Program/Administrative Services - Awarded to New Horizons Computer Learning Center, in the maximum amount of \$118,395
- h. Qualified List #9068, Computer Technical Support Services/Countywide - Approved a one-year extension.
- i. Request for Proposal #9590, Traffic Signal & Intersection Engineering Services - Adopted a List of Qualified Firms for various projects in Placer County, effective for a three-year period.

11. PUBLIC WORKS:

- a. Abandonment - Resolution 2006-344 adopted abandoning a portion of a Public Utility Easement, Equestrian Easement and Hiking Easement on Lot 14, Walden Woods Subdivision, Unit 1, Granite Bay.
- b. Tahoe Regional Planning Agency Bicycle & Pedestrian Master Plan - Approved Resolution 2006-345 adopting the Placer County components of the plan in order to establish eligibility for Bicycle Transportation Account funding.

12 REDEVELOPMENT AGENCY:

- a. Accepted the Independent Auditor's Report and Financial Statements for Fiscal Year 2005/06.
- b. Resolution 2006-346 adopted approving the submission of a \$200,000 Federal Environmental Protection Agency Brownfield Communitywide Assessment Grant Application and adopted Resolution 2006-347 approving the submission of a \$200,000 Site Specific Cleanup Brownfield Grant Application, and authorized the Chief Assistant CEO-Redevelopment Director, or designee to execute all necessary documents subject to Agency Counsel approval.

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13. **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 \$750, in Revenue Sharing monies to Auburn Chamber of Commerce for the annual Festival of Lights event, as requested by Supervisor Holmes
 - b. Approved appropriation, in the amount of \$250, in Revenue Sharing monies to the Auburn Education Foundation for their educational grant program benefiting the students of Auburn Union Elementary School District, as requested by Supervisor Holmes.
 - c. Approved appropriation, in the amount of \$250, in Revenue Sharing monies to H. Clarke Powers Elementary School for the purchase of a new kiln, as requested by Supervisor Holmes.
 - d. Approved appropriation, in the amount of \$500, in Revenue Sharing monies to the Roseville Host Lions Club for its annual Christmas Food Basket Program, as requested by Supervisor Santucci.
14. **SHERIFF:**
- a. Approved agreement with Compudyne, in the amount of \$89,596, to implement the Computer Aided Dispatch upgrade and authorize the Purchasing Manager to execute
 - b. Approved the purchase of a wireless Radio Internet Protocol System, in an amount not to exceed \$56,000, and a server, in the estimated amount of \$6,500, and authorize the Purchasing Manager to execute related documents.
 - c. Declared British armored vehicle as surplus and authorized its transfer to Plumas County Sheriff's Department.

****End of Consent Agenda****

BOARD OF SUPERVISORS - Presentation of Resolution 2006-337 commending Assemblyman Tim Leslie for 20 years of elected service to the people of the great State of California, 4th Assembly District, which includes Placer County

COUNTY EXECUTIVE/ECONOMIC DEVELOPMENT - Presentation to Ed Moore, United States Forest Service, Recreation Assistant for the American River District of the Tahoe National Forest, from David Snyder, Director of Economic Development, of the Federal Public Employee of the Year from the 12th annual California On-Location Awards program in Los Angeles in October.

COUNTY EXECUTIVE/CAPITAL FACILITIES IMPACT FEE - Public hearing to consider adoption of a new Capital Facilities Impact Fee for Animal Services facilities, made findings relative to implementation of the fee, adopt a resolution approving the supporting documents for the Animal Service Capital Facility Impact Fee; adopt a resolution setting the Animal Services Capital Facility Impact Fees within the County, and made a formal request to Placer County city/town councils to adopt the new Animal Services Impact Fee in their jurisdictions

MOTION Weygand/Holmes/Unanimous VOTE 3:0 (Kranz temporarily absent) to continue the public hearing to January 23, 2007 at 10:30 a.m.

Holly Heinzen, Assistant County Executive, explained that noticing for this item and documentation was made available for review as prescribed by the law. There was a miscommunication as to what would be available on the web site and as a result a number of constituents have requested a 30-day continuance. She said it would not pose a problem to defer this item until January 23, 2007. No one from the public opposed continuing the item.

ADMINISTRATIVE SERVICES - Resolution 2006-348 adopted consenting to the assignment of Boulder Ridge Cable TV, dba Starstream Communications, Non-exclusive Cable Television Franchise to Wave Division VI, LLC's dba Wave Broadband to serve communities of North Auburn and Christian Valley **MOTION Holmes/Weygand/Unanimous VOTE 3 0 (Kranz temporarily absent)**

Clark Moots, Director of Administrative Services, explained Starstream has a non-exclusive cable television franchise to serve the unincorporated areas surrounding the City of Auburn and Colfax, including the communities of North Auburn and Christian Valley. In 2004, the Board approved a 15-year cable television franchise with Starstream. Starstream has subsequently advised the County that they have entered into an Asset Purchase Agreement providing for the acquisition by Wave Division VI of Starstream's cable television systems to serve this area. Mr. Moots talked about Wave Division VI's qualifications and background. Wave Division VI agreed to honor all terms and agreements of the existing franchise and staff has reviewed the company's qualifications and recommends approval of the request for assignment

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ADMINISTRATIVE SERVICES - Resolution 2006-349 adopted consenting to the assignment of Boulder Ridge Cable TV, dba Starstream Communications, Non-exclusive Cable Television Franchise to Wave Division VI, LLC's dba Wave Broadband to serve the unincorporated area of South Placer County. MOTION Holmes/Weygandt/Unanimous VOTE 3 0 (Kranz temporarily absent)

Clark Moots, Director of Administrative Services, explained Starstream has a non-exclusive cable television franchise to serve the unincorporated area of South Placer County – primarily to the communities of Granite Bay, Newcastle and Penryn and the unincorporated areas surrounding Rocklin, Lincoln and Loomis, including the community of Alta. In 2004, the Board approved a 10-year cable television franchise extension with Starstream. Starstream has subsequently advised the County that they have entered into an Asset Purchase Agreement providing for the acquisition by Wave Division VI of Starstream's cable television systems to serve this area. He explained the background and qualifications of Wave Division VI in the previous item.

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

- a. **Bid #9616, Two Natural Gas Fueled Dump Trucks/Public Works** – Awarded to Sacramento Truck Center, in the amount of \$352,225.82
MOTION Weygandt/Holmes/Unanimous VOTE 3:0 (Kranz temporarily absent)
- b. **Purchase Order, Office Supplies/Countywide** - Awarded Countywide blanket purchase order to Corporate Express, in the maximum amount of \$800,000, and increased Blanket Purchase Order #13005 by \$80,000
MOTION Weygandt/Holmes/Unanimous VOTE 3:0 (Kranz temporarily absent)
- c. **Purchase Order, Fuel Credit Card Purchases/Public Works** – Approved blanket purchase order with Voyager Fleet Systems, Inc., in the maximum amount of \$420,000
MOTION Holmes/Weygandt/Unanimous VOTE 3:0 (Kranz temporarily absent)

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING/BEAVER CREEK REZONE SUBDIVISION (PSUB T20050366) MITIGATED NEGATIVE DECLARATION – Public hearing closed to consider a request by Morton and Pitalo on behalf of Parlin Development and Ordinance 5445-B adopted approving a rezone from RA-B-100 (Residential Agricultural, Combining Building Site Size of 100,000 Square Feet) and RS-Ag-B-100 PD-1 (Residential Single-Family, Combining Agriculture, Combining Building Site Size of 100,000 Square Feet, Planned Development of 1 Dwelling Unit per Acre) to RA-B-100 PD 0.5 (Residential Agricultural, Combining Building Site Size of 100,000 Square Feet, Planned Development of 0.5 Dwelling Units per Acre) to allow for the development of a residential subdivision on a project site located on the south side of Douglas Boulevard, east of Cavitt Stallman Road, in the Granite Bay area (APN 048-151-001). The Board adopted a Mitigated Negative Declaration for the project. MOTION Holmes/Weygandt/Unanimous

Michael Johnson, Planning Director, said the purpose of the rezone is to allow for the entire project site to be developed as a unified plan development project. The Planning Commission unanimously approved this action. This rezone request is consistent with the current general plan and zoning designations for the site and the purpose of the rezone is to allow for a more cohesive development with unified open space areas.

FACILITY SERVICES/COLFAX LIBRARY ACQUISITION - Resolution 2006-352 adopted delegating authority to the Facility Services Director, or his designee, upon approval of Risk Management's and County Counsel's review and approval, to execute all documents and take all actions necessary to complete the acquisition, in the amount of \$470,000, of approximately 0.16 acres of commercial property improved with a 3,620 square foot building, located in Colfax, and identified as Placer County Assessor's Parcel Number 006-091-006; approved a budget revision and added property to the Master Fixed Asset List. MOTION Kranz/Holmes/Unanimous

Mark Rideout, Facility Services, said the Colfax Library land and building are owned by Jeffery and Karen Williams and has been occupied by the library since 1976. Through the master plan process in 2002, it was found that the library was undersized. No viable alternatives were discovered and Mr. and Mrs. Williams offered the building for sale at fair market value. Negotiations are complete and escrow is intended to close on December 31, 2006. This transaction is supported by staff and the community. Construction could start late 2007. Funds for the expansion and acquisition are budgeted in the capital project facility fund. Supervisor Kranz confirmed the benefits of purchasing the building and land. Sharon Gieras, Colfax City Council/Friends of the Colfax Library, spoke in support of the acquisition.

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BOARD OF SUPERVISORS – Presentation of Resolution 2006-338 congratulating Sandy Simester, Deputy Public Guardian/Conservator, Health and Human Services Department, upon her retirement after 30 years of service.

PERSONNEL/EMPLOYEE SERVICE AWARDS – Presentation of Employee Service Awards to employees with 20 or more years of service, followed by a reception in Conference Room A.

HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE - Amended Contract #CN012263 with CAPC, from July 1, 2006 through June 30, 2007, in the amount of \$62,832, for a revised total contract amount of \$401,832, adding Supervised Visitation and Team Decision Making Services and authorized the Health & Human Services Director to sign the amendment and subsequent amendments. MOTION Weygandt/Holmes/Unanimous

Bud Bautista, Children's System of Care Director, said approximately 200 children per month participate in family reunification services with Children's System of Care. The courts frequently order visitation services, due to risk factors to the child, it is required that these visits be performed under supervision. This contract would subsidize staff's services. Previously these services were provided by Peace for Families.

Bud Bautista explained the Child Abuse Prevention Council (CAPC) helps to coordinate the team decision making process, contacting family, school staff, ministers and others involved. Meetings are held to develop a service plan for Team Decision Making Services.

Chairman Santucci asked about CAPC's performance since July 2006. Mr. Bautista replied CAPC assisted with these services to provide continuity and a request for proposal (RFP) process is anticipated next year.

HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE - Amended Contract #CN012277 with Eastfield Ming Quong, Inc., dba EMQ Children & Family Services, from July 1, 2006 through June 30, 2007, in the amount of \$147,000, for a revised total contract amount of \$281,000, to provide therapeutic behavioral services and family support services and authorized the Health & Human Services Director to sign the amendment and subsequent amendments. MOTION Weygandt/Holmes/Unanimous

Bud Bautista, Children's System of Care Director, explained the current contract assists with wraparound services to keep children out of group homes and institutional settings by providing intensive outpatient services. EMQ is one of the statewide leaders in this program and assists with serving approximately 40 children in Placer County. The contract amendment allows for EMQ to provide psychiatric services for the implementation of Therapeutic Behavioral Services (TBS) which is required by Medi-Cal.

PUBLIC WORKS/STATE ROUTE 65/SUNSET BOULEVARD INTERCHANGE PROJECT, CONTRACT #73268 – Resolution 2006-350 adopted authorizing the Public Works Department to negotiate a professional services agreement with Mark Thomas & Company, Inc., authorizing the Chairman to execute, in the amount not to exceed \$2,500,000, upon County Counsel review and approval of necessary bonds and insurance, for civil engineering design services for preparation of final plans, specifications, estimate and related services, and authorized the Public Works Director to approve and sign contract amendments for additional professional services up to 10% of the contract amount. MOTION Weygandt/Holmes/Unanimous

Thomas Miller, County Executive Officer, explained project construction should start in 2008. He applauded Public Works, South Placer Regional Transportation Authority (SPRTA) and the Board Members for the work done on this project that will assist with regional traffic.

PUBLIC WORKS/WILLOW CREEK DRIVE EXTENSION PROJECT, CONTRACT #73250 – Resolution 2006-351 adopted authorizing the Chairman to execute a professional services agreement with Vali Cooper and Associates, Inc., in the amount of \$204,993, upon County Counsel review and approval of necessary bonds and insurance, for construction management, inspection and material testing services, authorized the Public Works Director to approve and sign contract amendments for additional professional services up to 20% of the contract amount. MOTION Holmes/Weygandt/Unanimous

Kevin Ordway, Public Works, said this project would construct a new two lane roadway from Willow Creek Drive at Highway 49 to the Dewitt Government Center. The 20% amendment is because recent road constructions have surpassed the 10%. He said Home Depot could start construction during this time and the project time could be lengthened because of coordination and changes.

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COUNTY EXECUTIVE/2007 LEGISLATIVE/REGULATORY PLATFORM - Adopted the 2007 Legislative/Regulatory Platform for Placer County; directed staff to pursue action items, directed the County Executive Officer to support or oppose legislation in accordance with the Platform and authorized staff to coordinate an advocacy program to support the goals and objectives of the 2007 Platform. MOTION Holmes/Weygandt/Unanimous

Mary Herdegen, County Executive Office, thanked the Board and elected officials for their support of the advocacy program. She reviewed the County's past year legislative activities and accomplishments. At the State level, the County was active during the budget negotiations and legislative session on a number of topics. With the passage of Assembly Bill (AB) 1634, Placer County will receive reimbursement of \$390,000 for the November 2004 special election. AB1859 allows for the continuation of our Health and Human Services Integrated Services Pilot Program. At the Federal Level, advocacy efforts in support of Board priorities have assisted the County in obtaining more than \$100 million in Federal earmarks over the past ten years. This year, the County has \$3.3 million pending in Federal House Appropriations. The proposed platform is composed of the County's overall legislative principles for 2007 and specific state and federal proposals. Ms. Herdegen highlighted two state legislative efforts planned for 2007 seeking legislation that protects and provides for Placer County's fair share of the State Infrastructure Bond Funding and supporting legislation that provides continued or increased funding for all state mandated programs. This year, in addition to the carryover items, the county is requesting funding for the Foresthill Roadside Repair Project, Placer County Conservation Plan Phase 1 - to offset the ultimate costs that landowners need to pay for mitigation land, and a new Sheriff's helicopter.

Don Peterson, State Advocate, spoke about AB1859 known as the "Placer Model". He said one of the biggest items in the platform this year will be the allocation of the infrastructure bonds. The State of California will have a large amount of bonds issued in 2007. Mr. Peterson said he will be involved in drafting the allocation language to be able to represent Placer County for the flood, housing and transportation bonds. Legislature has made it clear that the members intend to play a major role in determining how the monies will be spent without specifying individual projects. There are policy measures that will be discussed when it is determined how the money will be spent on the bond measures. He gave an example of "Self Help Counties". He said there is not enough money in Proposition 1E (Flood Control Bond Measure) and Proposition 84 (Clean Water, Parks and Coastal Protection Act - protection from floods) for every county that was affected by the floods.

Richard Gold, Holland & Knight LLP, Federal Advocate, spoke about the Federal agenda and the impacts of change with a Democratic majority in the House and Senate. He said, to date, Congress has only passed two of the twelve Federal Appropriations Bills. Congress will have to come back in January to reintroduce the bills to the new Congress and finalize the process. These are the bills that involve Placer County. Mr. Gold reviewed Walerga Road (\$500,000) and the Sheriff's Technology Program (estimated at \$750,000). Priorities for next year are moving forward including the Sub Regional Wastewater Treatment Facility and they are working in support of the Wildfire and Biomass Program, Walerga Road, Phase 2 of the Children's Emergency Center, Auburn Folsom Road widening, and Foresthill Road Slide Repair Project. The funding for a helicopter acquisition has been added but it will be a challenge to get approval.

Mary Herdegen said staff would be meeting this afternoon to discuss some of the Bond Measures. Next week staff will meet with another Advocacy Firm to discuss Proposition 84. Richard Gold and Don Peterson thanked the Board for its effort and hard work.

COUNTY EXECUTIVE/LEGISLATIVE PLATFORM/ADVOCACY SERVICES - Approved contract for Federal advocacy services with the firm of Holland & Knight, LLP, in the amount of \$144,000, for a 12-month period beginning January 1, 2007, and authorized the County Executive Officer to approve contract for State advocacy services with Peterson Consulting, Inc., for the same time period, in an amount not to exceed \$46,411. MOTION Kranz/Holmes/Unanimous

Mary Herdegen, County Executive Office, pointed out that there are other Placer County advocacy firms providing for specific services and staff is working to extend the contracts.

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FACILITY SERVICES/FEE ADJUSTMENTS – Public hearing closed and Ordinance 5446-B adopted adjusting fees for Sewer Maintenance District #1 (North Auburn Area); #2 (Granite Bay Area); and #3 (Auburn Folsom Road) and County Service Area #28, Zone #2 A3 (Sunset/Whitney); Zone #23 (Blue Canyon), and Zone #173 (Dry Creek), made a finding 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 required for maintenance of service, and are therefore exempt from environmental review. **MOTION Kranz/Weygandt/Unanimous**

Will Dickinson, Public Works, advised fees are collected from property owners when they connect to a County maintained sewer system. The proposed increases will not affect maintenance and operation fees that are collected on the tax rolls. The specific fees involve connection, annexation, in-lieu and annexation processing fees. With one exception, the proposed increases are requested to maintain parity with industries that estimate the cost of providing services. He said the Consumer Price Index (CPI), which applies to the annexation processing fees, rose by 4.2%. The Engineering News Record Index, which approximates construction costs and applies to the other fees, rose by 4.86%. Wastewater from Sewer Maintenance District #2, Sunset/Whitney and Dry Creek Districts, is conveyed to sewage treatment plants owned by the City of Roseville. Connection Fees charged by the City of Roseville, for using their treatment plants, increased 49%. The County is obligated to pass on the increases to new connections in the effected districts. New State and Federal Regulations have raised treatment costs.

Jim Durfee, Facility Services Director, added the increases, approved by the South Placer Wastewater Authority and Roseville City Council, of \$5,500 per connection, are still one of the lower connection fees in the region. The connection fee for Sacramento is \$9,500.

Supervisor Weygandt asked if the Roseville fee increase was expected. Jim Durfee replied the fee was expected because the existing fees were based on permits that are now expiring and being renegotiated and various upgrades are being required. The upgrades apply to expansion for new development not for existing users. The new fee accommodates long term planning for new development proposed for the Sunset/Whitney and Dry Creek areas.

Supervisor Kranz clarified that for Sewer Maintenance District #2 new connections would pay fees to the District and Roseville, totaling \$7,000. Blue Cannon fees are considerably cheaper because it does not have a treatment plant and major development is not planned for that area.

Supervisor Holmes congratulated Mr. Dickinson for being appointed to the South Placer Municipal Utility District Board of Directors.

COMMUNITY DEVELOPMENT RESOURCE AGENCY:

- a. **Planning Appeal/Planning Commission Denial of a Modification to a Conditional Use Permit and Appeal of Code Enforcement Fines (PCPMT20060224/PCPM20040013) Safe N Sound Storage Mitigated Negative Declaration (EIAQ-3702)** - Public hearing to consider the appeal from Mark Correnti for the denial of a Conditional Use Permit Modification requesting that Conditions 13 and 16 be modified as follows: 1) removal of the requirement that an easement be created for the access and maintenance of stormwater collection facilities (Condition 13); and 2) a modification of the frontage improvement requirement to reduce the sidewalk width of 6 feet to 4 feet (Condition 16). The property (APN 052-020-047) is 2.5 acres located at 12381 Locksley Lane, Auburn area, and currently zoned INP-Dc (Industrial Park, combining Design Scenic Corridor). The Board will consider adoption of a Mitigated Negative declaration for the project (EIAQ-3702). **MOTION Kranz/Holmes/Unanimous to continue the public hearing to January 23, 2007 at 11:30 a.m.**

Scott Finley, Deputy County Counsel, said staff met with Mr. and Mrs. Correnti and discussed continuing their appeal for 30 days. The issues are close to being resolved and if consensus is received staff would present the resolution to the Board. Mark Correnti agreed with the continuance. Anthony La Bouff, County Counsel, requested the public hearing be opened because this continuance would delay the hearing beyond the 90-days the Board is mandated to hear the item. No public comment was received.

- b. **Appeal of Code Violation Fees. Safe-N-Sound Boat and RV Storage:**
1. Vote to consider whether to hear Code Enforcement fee appeal pursuant to Section 17.60 110 D3.
 2. Consider appeal by Mark and Kathy Correnti of the Chief Building Official's August 17, 2006 decision to require payment of Code Enforcement cost of four hundred twenty five dollars (\$425.00) for the time period of October 20, 2004 through January 24, 2006. **MOTION Kranz/Holmes/Unanimous to continue to January 23, 2007 at 11:30 a.m.**

Scott Finley, Deputy County Counsel, requested the item be continued as per the discussion in the previous item.

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COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL

(1) Existing Litigation:

- (a) Stephen R. Suer, et al vs County of Placer, et al, Placer County Superior Court Case No. SCV17945 – *The Board received a report from Counsel and gave direction.*
- (b) Sierra Watch, a nonprofit public benefit corp., et al vs Placer County et al, Placer County Superior Court Case No. SCV-16652 – *The Board extended the contract for outside Counsel, Mike Fiske, for an additional \$50,000.*

(2) Anticipated Litigation:

- (a) Significant exposure to litigation pursuant to subdivision (b) of Government Code §54956.9 one potential case – *The Board received a report from Counsel and gave direction.*

(B) §54956.8 – CONFERENCE WITH REAL PROPERTY NEGOTIATOR – *The Board listened to its negotiators and gave direction.*

- (a) Under Negotiation. Authorization to negotiate price, terms and conditions for acquisition of property in order to consolidate County government operations in the Tahoe area. Properties listed have been submitted in response to the "County Real Estate Solicitation for the Tahoe Government Center." Potential Negotiating Parties: County of Placer; James Mark Williamson; Poulsen Commercial Properties Limited Partnership; Paul Dyer et al and Sierra Crest Company, Marsh Ventures, Inc.; A. Kyle Everett, Trustee for Michael J. Schneider, and the Tahoe Truckee Unified School District. APNS: Various.
- (b) Under Negotiation. Authorization to negotiate price, terms and conditions for acquisition of conservation easement and development rights.
Negotiating Parties: County of Placer and David Lewis Kirk and The John B. and Sharon L. Kirk Family Trust. APNS: 018-031-065, 018-031-066, 018-031-067.

(C) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR – *The Board received a report from its negotiating team in regards to DSA.*

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

ADJOURNED AS THE PLACER COUNTY BOARD OF SUPERVISORS AND CONVENED AS THE PLACER COUNTY IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY

(D) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR – *The Board met with its negotiators and gave directions to those negotiators.*

- (a) Authority negotiator: Executive Director, Employee organization: United Domestic Workers of America.

ADJOURNED AS THE IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY AND RECONVENED AS THE PLACER COUNTY BOARD OF SUPERVISOR

ITEMS FOR INFORMATION:

30 TREASURER-TAX COLLECTOR – Treasurer's Statement for the month of October 2006

ADJOURNMENT- The next regular meeting will be Tuesday, December 19, 2006

ATTEST:

Ann Holman
Clerk of the Board

Bill Santucci, Chairman
Placer County Board of Supervisors

Melinda Harrell
Senior Board Clerk

DATE December 5, 2006

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