

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, October 2, 2007, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Rockholm, Weygandt, Holmes, Uhler and Kranz present. Chairman Kranz presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

**PUBLIC COMMENT** - Christine Rydell, Senator Annastad's Office, advised the Rocklin Police Department is coordinating a dedication ceremony renaming the interchange at Stanford Ranch Galleria in honor of fallen Officer Matt Redding, October 9, 2007, 4:00 p.m., at the American Furniture Store in Rocklin. Scott Day, United Contractors Association asked the Board to support the elimination of unlicensed contractors. Cathy McGarry requested the Board reinstate a petition submitted by residents of Castle City Mobile Home Park for rent control.

## **SUPERVISOR'S COMMITTEE REPORTS - None**

**CONSENT AGENDA** - Moved Item 18b for discussion. Consent Agenda approved as amended with action as indicated. MOTION Rockholm/Holmes/Unanimous

### 16. **ORDINANCE - Second Reading**

- a. County Executive - Ordinance 5483-B adopted amending the personnel allocations of various departments to reflect position changes approved for the FY 2007/08 Final Budget
- b. Personnel/Civil Service Commission - Ordinance 5484-B adopted relating to position reclassifications and title changes as approved by the Civil Service Commission in the period April through July 2007 affecting the Community Development Resource Agency and the departments of the District Attorney, Facility Services, and Probation

17. **ASSESSOR** - Resolution 2007-315 adopted relating to exemption of low value property (\$5,000 or less) from assessment, pursuant to Revenue and Taxation Code Section 155.20.

### 18. **BOARD OF SUPERVISORS:**

- a. Citizens District 5 Benefit Fund Committee Recommendations - Approved appropriation in the amount of \$1,500 in District 5 Revenue Sharing Funds (Benefit Grant Funds) to the Meadow Vista Community Center (\$500) and the Boys and Girls Club of North Lake Tahoe (\$1,000) recommended by the Citizens District 5 Benefit Fund Committee.
- b. **MOVED FOR DISCUSSION** - Authorize the Chairman to execute letter to the California Department of Parks and Recreation Director, Ruth Coleman, supporting the current status of motorized boat use on Lake Clementine.
- c. Authorized a special meeting on Wednesday, November 7, 2007.

19. **CLAIMS AGAINST THE COUNTY** - Rejected the following claims as recommended by Counsel

- a. 07-087, Watilo, Carole, \$1,454.03, (Personal injury)

### 20. **COMMITTEES & COMMISSIONS**

- a. Wastewater Advisory Committee - Approved reappointment of David Spannagel to Seat 1, Tibor Banathy to Seat 2, Rick Bluhm to Seat 3 and David Honeycutt to Seat 8.

21. **COUNTY CLERK/RECORDER** - Resolution 2007-316 adopted appointing Directors to the Camp Far West Irrigation District, in lieu of election.

### 22. **COUNTY EXECUTIVE:**

- a. Administration - Approved and authorized the Chairman to sign a consultant contract with Jay Farbstein & Associates, in the amount of \$98,000, for the completion of a countywide Correctional Needs Assessment and Master Plan.
- b. Administration - Ordinance introduced, first reading waived, amending the Un-codified Unclassified Service-Schedule of Classifications, Salary Plan and Grade Ordinance and approve recommended changes to the unclassified job specifications
- c. Administration - Approved a 5% merit increase for David C. Snyder, Economic Development Director, from Grade 454, Step 2 to Grade 454, Step 3, at \$45.20 per hour, effective October 13, 2007

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

- d Administration - Approved a 5% merit increase for Janet Fogarty Managing Accountant Auditor, from Grade 451 Step 2 to Grade 451, Step 3, at \$43.87 per hour retroactive to August 4, 2007
  - e Administration - Approved a 5% merit increase for Peter Kraatz, Deputy Director, Public Works, from Grade 471, Step 3 to Grade 471, Step 4, at \$56.20 per hour, retroactive to May 26, 2007.
  - f. Emergency Services - Authorized the County Executive Officer to sign a cooperative agreement with eleven fire entities for funding and maintaining the County-wide Interoperable Communications System.
- 23 DISTRICT ATTORNEY - Approved a budget revision, in the amount of \$25,514, to transfer asset forfeiture trust funds to purchase body armor vests, police service weapons, tactical weapon mounted lights, tactical raid vests, CD/DVD duplicator laptop computers, DVD player, television monitor, industrial shredder and miscellaneous safety equipment
24. FACILITY SERVICES:
- a Deed of conveyance - Resolution 2007-317 adopted authorizing the Chairman to execute a deed of conveyance from the County of Placer to The Virgil P. and Grace L. Aldridge Family Living Trust, dated November 1994 for a portion of the Sewer Maintenance District 1 Plant property, located at 11755 Joeger Road, Auburn and including a fair market compensation of \$2,000.
  - b. Lease Agreement - Resolution 2007-318 adopted delegating authority to the Facility Services Director to complete negotiations for a new lease agreement with Mary Louise Morrison, commencing at the annual rate of \$9,488, for the County's use of pastureland for irrigation with reclaimed wastewater and authorized the Facility Services Director, or his designee, to execute the agreement, contingent upon approval by Risk Management and County Counsel.
- 25 HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE - Approved revenue agreement with the State of California, Department of Mental Health, Conditional Release Program, for FY 2007/08, in the amount of \$168,126, for mental health services to individuals released from State hospital or prison, and authorized the Health and Human Services Director to sign the agreement and amendments.
26. PROCUREMENT SERVICES - In accordance with County Policy, non-contested competitively awarded bids under \$250,000 are placed on the Consent Agenda. Authorized the Acting Purchasing Manager to sign the following:
- a. Bid #9697, Purchase of Two Crash Attenuator Systems/Public Works - Approved rejection of the sole bid response and approved award of competitive Re-bid #9716 to Sierra Safety Company, in the total amount of \$30,308.85.
  - b. Bid #9712, Card Lock Fuel Purchases/Public Work - Awarded competitive bid to Dawson Oil Company, in the maximum amount of \$205,000, and to Hunt & Sons, Inc., in the maximum amount of \$25,000.
  - c. Bid #9726, Magnesium Hydroxide/Facility Services - Awarded competitive bid to Hill Brothers Chemical Company, in the maximum amount of \$175,000
  - d. Blanket Purchase Order #14143, Radiology Services/Health & Human Services - Renewed negotiated blanket purchase order with Radiological Associates of Sacramento, in the maximum amount of \$200,000
  - e. Blanket Purchase Order #14153, #14154 and #14155, Local Pharmacy Services/Health & Human Services - Renewed blanket purchase orders with various vendors, in the maximum aggregate amount of \$67,000.00 and approved award of blanket purchase orders to Rite Aid Corp. in the maximum aggregate amount of \$76,000, for a total maximum amount of \$143,000, all as a result of Competitive Bid #9606
  - f. Blanket Purchase Order #14158, Carpet Cleaning/Facility Services - Approved Change Order #1 to purchase order with Butterfield Carpet Care Inc, in the revised maximum amount of \$55,500.
  - g. Purchase Order, Various Medical Vaccines/Health & Human Services - Awarded blanket purchase order using a competitively bid public agency cooperative agreement with Sanofi Pasteur, Inc., in the maximum amount of \$61,500

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

## 27 PUBLIC WORKS.

- a. Brockway Erosion Control Project (Kings Beach). Agreement #1023 – Resolution 2007-319 adopted authorizing the Chairman to sign and approve a professional services agreement with Pastore-Ryan Engineering, in the amount of \$112,175, for final design of the project and authorizing the Public Works Director to approve and sign future amendments, up to \$11,217
- b. Brockway Erosion Control Project (Kings Beach) – Resolution 2007-320 adopted approving a Mitigated Negative Declaration (State Clearing House #2007082049) with the required findings for the project.
- c. Claim - Resolution 2007-321 adopted approving and authorizing the Chairman to execute the 2007/08 Local Transportation Bicycle/Pedestrian Claim, in the amount of \$102,000, from the Placer County Transportation Planning Agency, for shoulder widening on Placer Hills Road during the past summer and the next fiscal year.
- d. State Route 49/Hulbert Way Improvement Project (Auburn) - Resolution 2007-322 adopted approving an amendment, in the amount of \$500,000, to the Interagency Project Management Agreement between the Placer County Redevelopment Agency and the Public Works Department to provide project and construction management services for the project, and authorized the Public Works Director to execute the amendment and all other amendments, in an amount not to exceed \$4,500,000, subject to County Counsel approval.

## 28 REVENUE SHARING – In approving the following appropriations, the Placer County Board of Supervisors makes the finding that each and every approved contribution serves a public purpose by promoting the general welfare of the County and its inhabitants; therefore, the County benefits

- a. Approved appropriation in the amount of \$500 in Revenue Sharing monies to the Auburn Chamber of Commerce, Community Festival Event, as requested by Supervisor Holmes.
- b. Approved appropriation in the amount of \$500 in Revenue Sharing monies to the Auburn Placer Performing Arts Center, 2<sup>nd</sup> Annual Bluegrass Fest, as requested by Supervisor Holmes
- c. Approved appropriation in the amount of \$1,250 in Revenue Sharing monies to the Bill and Ted's Golf Tournament, Roseville High School District Scholarship Fund, as requested by Supervisor Rockholm (\$500), Supervisor Holmes (\$250) and Supervisor Uhler (\$500)
- d. Approved appropriation in the amount of \$350 in Revenue Sharing monies to the Del Oro High School, Band Spectacular, as requested by Supervisor Rockholm (\$100) and Supervisor Holmes (\$250)
- e. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the Placer County Ducks Unlimited, Fundraising Dinner, as requested by Supervisor Weygandt.
- f. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the Loomis Basin Education Foundation, MandaRUN, as requested by Supervisor Holmes.
- g. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the Loomis Basin Horsemen's Association, as requested by Supervisor Holmes.
- h. Approved appropriation in the amount of \$750 in Revenue Sharing monies to the PEACE for Families, 12<sup>th</sup> Annual "Heroes of PEACE" Fall Luncheon, as requested by Supervisor Weygandt, Supervisor Holmes and Supervisor Uhler (\$250 each)
- i. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the Placer Theatre Ballet, 10<sup>th</sup> Annual Nutcracker Performance, as requested by Supervisor Holmes.
- j. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the Riding High Equestrian Program, 7<sup>th</sup> Annual Blue Jean Ball, as requested by Supervisor Holmes.
- k. Approved appropriation in the amount of \$500 in Revenue Sharing monies to the Roseville Crime Stoppers, Chili Cook-Off Event, as requested by Supervisor Rockholm
- l. Approved appropriation in the amount of \$750 in Revenue Sharing monies to the South Placer UC Davis, Breast Cancer Endowment Fund, as requested by Supervisor Rockholm, Supervisor Weygandt and Supervisor Holmes (\$250 each).
- m. Approved appropriation in the amount of \$500 in Revenue Sharing monies to The Gathering Inn, as requested by Supervisor Holmes

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

29. SHERIFF - Accepted the Justice Assistance Grant and approved a budget revision, in the amount of \$47,676, to provide partial funding for a Senior Deputy Probation Officer assigned to the Special Investigations Unit and authorized the County Executive Officer to execute a memorandum of understanding with the City of Roseville for use of the funds

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

## MOVED FROM CONSENT AGENDA FOR DISCUSSION:

### 18. BOARD OF SUPERVISORS

- b. Authorized the Chairman to execute letters to the California Department of Parks and Recreation Director, Ruth Coleman and the Bureau of Reclamation, supporting the current status of motorized boat use on Lake Clementine. MOTION Holmes/Rockholm/Unanimous

Chairman Kranz spoke about allowing boating to continue on Lake Clementine and how it is a great resource. John Brunn, President, Auburn Boat Club, Gordon Hinkle, Communications Director & Field Representative of Congressman Doolittle and Christine Rydell, Field Representative of Senator Aarstad spoke in favor of the current status of Lake Clementine.

**SHERIFF/CITIZENS OPTION FOR PUBLIC SAFETY (COPS)** - Public hearing closed. Reviewed and approved the FY 2007/08 expenditures recommended for the Sheriff-Coroner-Marshall and District Attorney from the Citizen's Option for Public Safety Supplemental Law Enforcement Services Fund and a final budget revision to reflect the increased revenue and expenditures of \$66,557, not currently included in the Final Budget. The spending plan is seeking approval for the District Attorney (\$104,364); Corrections (\$161,559) and Front Line Law Enforcement (\$280,738).

MOTION Rockholm/Holmes/Unanimous

Barbara Besana, Sheriff Department, stated the requested action is to continue funding for personnel and related costs. The District Attorney has staffing issues in which they apply the funds and the jail uses the funding for maintenance and operation, software acquisitions and safety equipment.

**SHERIFF/BOOKING FEES** - Public hearing closed. Ordinance 5485-B adopted, amending Placer County Code Chapter 2, Section 2 116.080 and 2.124.050, modifying Booking Fees to \$125.50 and Incarceration Fees for the main jail and minimum security, in the amounts of \$97 and \$77, respectively, and the addition of Section 2 116.085 for Jail Access Fees, in the amount of \$251.

MOTION Uhler/Rockholm/Unanimous

Barbara Besana, Sheriff Department, stated the increase in incarceration fees will amount to approximately a \$4 increase. The booking fees will increase to \$133 and the new jail access fee will amount to \$251.

**FACILITY SERVICES/COUNTY SERVICE AREA 28, ZONE 173 (DRY CREEK) ANNEXATION BIANCHI ESTATES #2** - Public hearing closed. Resolution 2007-323 adopted annexing Lots 9, 10 and 11 in Bianchi Estates #2, APN 023-232-009, 023-232-010 and 023-232-011, into the district. Subject property is located at the corner of Baseline Road and Crowder Lane, in Roseville.

MOTION Rockholm/Uhler/Unanimous

Bill Zimmerman, Facility Services, identified the property owners as Anthony and Susan Wright, Loren and Marilyn Robinson, and Noe and Judith Fierros. The total acreage of the three lots is 6.626 acres and each lot has an existing residence.

**ADMINISTRATIVE SERVICES/PROCUREMENT** - Authorized the Acting Purchasing Manager to sign the following:

- a. **Blanket Purchase Order #14170, Forensic Laboratory Services/District Attorney** - Renewed blanket purchase order, as a result of Competitive Bid #9451 with Valley Toxicology Service, Inc., in the maximum amount of \$550,000. MOTION Uhler/Weygandt/Unanimous

- b. **Blanket Purchase Order #14276, Credit Card Fuel Purchases/Public Works** - Renewed blanket purchase order, awarded from a State of California competitive contract, with Voyager Fleet Systems, Inc., in the maximum amount of \$485,000.

MOTION Holmes/Rockholm/Unanimous

- c. **Purchase Order, One Truck-Mounted Vector/Public Works** - Awarded purchase order, as a result of a City of Roseville competitive contract to Ricker Machinery Company, for a 2100 Series combination catch basin/sewer cleaner vector, in the amount of \$356,164.38.

MOTION Rockholm/Uhler/Unanimous

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

**PUBLIC WORKS/PARKING RESTRICTIONS** - Public hearing closed Ordinance 5486-B adopted, amending Chapter 10, Section 10.12.120, adding an 80-foot "No Parking" section east of 12381 Locksley Lane driveway to existing parking restriction locations Subject property is located in Auburn  
MOTION Holmes/Rockholm/Unanimous

Andrew Gaber, Public Works, advised the action requested will improve sight distance Vehicles parked near the driveway can restrict the view of approaching vehicles .

**COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING** - Approved contract with Winzler & Kelly, in the amount of \$260,000, to complete the first phase of the Auburn Ravine Fish Passage Restoration Project and authorized the Acting Purchasing Manager to execute a contract  
MOTION Weygandt/Holmes/Unanimous

Edmund Sullivan, Planning Department, stated proposals were submitted by eight firms. Phase 1 of the project includes the modification of two dams in Auburn Ravine (the Nevada Irrigation District Gauging Station, located in Lincoln, and the Hemphill Dam, located at Turkey Creek Golf Course) Phase 2 is construction of the cascade structure enabling the fish passage The County will initially contribute \$200,000 towards the design phase, the permitting and California Environmental Quality Act requirements There will be a \$175,000 match from the Nevada Irrigation District, \$350,000 in grants, \$290,000 from CalFed; \$55,000 from the Bella Vista Foundation; \$35,000 from the City of Lincoln and \$10,000 from the Granite Bay Flycasters. The total project cost is approximately \$770,000. At completion, the project will open up 13 miles (to the Ophir Dam) of high quality spawning and rearing habitat for anadromous fish species currently not available. The project will serve as the first major fish passage implemented in Placer County.

**COUNTY EXECUTIVE/WADDLE RANCH, MARTIS VALLEY** - Approved a contribution of \$10,000,000 (including initial contribution of \$5,626,427) for the purchase of the Waddle Ranch, in the Martis Valley, utilizing open space fees and HR 2389 funds previously set aside for this purpose; a budget revision totaling \$5,370,379 appropriating necessary funding to the Open Space fund and authorized the Facility Services Director to execute documents and take all other actions necessary to implement a conservation easement for the Waddle Ranch Property in Martis Valley  
MOTION Kranz/Rockholm/Unanimous

Holly Heinzen, Assistant County Executive, stated staff has been working with the Trust for Public Land (TPL) and the Truckee Donner Land Trust during the last year towards the purchase of the Waddle Ranch The Waddle Ranch consists of 1,481 acres, with a general plan designation allowing for approximately 1,000 dwelling units. The property is located in an area separate from existing infrastructure and has high value for habitat and open space On May 22, 2007, the Board approved a contribution of \$10 million, which includes HR2389 funds as a base amount, with the balance provided through open space fees collected in Martis Valley. Also approved was a resolution that authorized the transfer of fees, as they are collected, towards the purchase. The conservation easement provides public access to the property Recreation activities include mountain biking, fishing, cross country skiing, snowshoeing, wildlife viewing and picnicking Allowable activities include limited camping and horseback riding. Access to the property will initially be through the Army Corps of Engineers property, located off of Highway 267. The Land Trust has developed a funding package that includes several partners: California Wildlife Conservation Board (\$6,500,000), Truckee Donner Land Trust (\$1,150,000), The California Resources Agency (\$2,025,000), Truckee Tahoe Airport District (\$3,000,000) and Capital Campaign/Fund Raising (\$2,000,000) The Lucille Packard Foundation will provide a low interest loan to TPL of approximately \$3,200,000.

Ms. Heinzen explained that open space fees in the Martis Valley are required from new development as it occurs or an alternative open space program The obligation for participation is capped in the Conditions of Approval for the projects at \$5,000 per residential unit The real estate transaction is complicated. The Truckee Donner Land Trust will obtain the fee title within two years from the Trust for Public Lands. The title will be transferred to the Tahoe Truckee Airport District The County will hold the conservation easement until that time and will retain third party enforcement rights for the elements of the conservation easement The Truckee Donner Land Trust will be responsible for maintaining portions of the property relative to public access The Truckee Donner Airport will be responsible for maintaining larger open space forest management planning, implementation and maintenance. The County has collected \$4,620,379 in open space fees from the Martis Valley The budget revision requested will appropriate the funds, in addition to \$750,000, anticipated to be collected in this fiscal year. Funds would only be transferred upon receipt of fees from the Martis Valley projects. The remaining amount in County obligation will be \$4,373,573, provided through open space fees collected in the Martis Valley.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

Perry Norris, Truckee Donner Land Trust, stated as part of their capital campaign The Land Trust is raising an additional \$200,000 that will immediately be invested into preparing the property for public access, fuel reduction and management.

David Sutton, Trust for Public Lands, said Placer County will be the largest contributor to the conservation of Waddle Ranch.

**FACILITY SERVICES/FRANKLIN SCHOOL COMMUNITY PARK, PROJECT #4735** - Awarded the bid for construction to Western Engineering Contractors, Inc., in the amount of \$726,267.88; and Resolution 2007-324 adopted authorizing the Facility Services Director to execute the contract and any change orders consistent with the County Purchasing Manual and Section 20142 of the Public Contract Code contingent, upon County Counsel's review and approval of the bonds and insurance.  
MOTION Holmes/Uhler/Unanimous

Albert Richie, Facility Services, stated the Board approved the plans and specifications on June 26, 2007 and authorized staff to solicit bids. Eight bids were received as a result of the bid process. There was an Additive Alternate #1 for landscaping and planting of trees. The Granite Bay community provided landscaping and planting; therefore, staff does not recommend awarding the bid for the Additive. In 1999, the Loomis Union School District adopted a Mitigated Negative Declaration for the Franklin Elementary School site. On September 1, 2005, the District issued findings that the negative declaration was valid for the Franklin School Community Park. Recently, there has been opposition to the project by a neighboring homeowner regarding traffic and noise.

**HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE** - Resolution 2007-325 adopted delegating authority to the Health & Human Services Director to approve the Placer County FY 2007/08 Proposition 36 Plan for Substance Abuse and Crime Prevention Act (\$778,518) and Offender Treatment Program funding application (\$161,859), future plans and applications and funding amendments, for submission to the California Department of Alcohol and Drug Programs.  
MOTION Holmes/Uhler/Unanimous

Maureen Bauman, Adult System of Care Director, advised this year the State changed the Proposition 36 Plan, which was established in 2001 and provides funding from the State. There are now two funding streams slightly reducing the Proposition 36 Program and establishing new funding for the Offender Treatment Program. The new program will prioritize service to participants at greatest risk for program failure in order to improve client outcomes, reduce recidivism, improve public safety and use fewer jail beds. The reduction of the original funding and increase in the new funding essentially leaves the original allocation at the same level. There is a request for County match for the new funding stream, which will be covered by client fees in place and being collected. The original allocation was reduced to \$778,618; the new Offender Treatment Program funds will be in the amount of \$161,859, with required County match at our current level of collecting the fees, \$17,984.

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

**IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY BOARD** - Approved the 2007/08 ~~Proposed~~ Budget, in the amount of \$798,286. MOTION Holmes/Weygandt/Unanimous

Eldon Luce, In-Home Supportive Services Public Authority, made a correction for the record stating this is not a *proposed* budget.

## ADJOURNED AS THE PLACER COUNTY IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY BOARD AND CONVENED AS THE PLACER COUNTY REDEVELOPMENT AGENCY BOARD

**REDEVELOPMENT AGENCY BOARD/CONTRACT** - Resolution 2007-326 adopted approving an amendment to contract with Meyers Nave Riback Silver & Wilson Professional Law Corporation, in the amount of \$97,000, for legal services, for a total amount not to exceed \$172,000, and authorized the Chief Assistant CEO-Redevelopment Director, or designee, to execute subject to Agency Counsel approval. MOTION Rockholm/Weygandt/Unanimous

Rae James, Redevelopment, stated the Redevelopment Agency (Agency) has a policy of contracting out to law firms for specialized legal services, working with the County Counsel Office. Agency staff has given Meyers Nave Riback Silver & Wilson (Meyers/Nave) complex redevelopment and environmental issues to handle. Meyers/Nave has consistently performed in a timely and expert manner. During the past year, the Agency has successfully tackled the environmentally sensitive

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

purchase and clean up of two contaminated sites in Kings Beach. Meyers/Nave has taken the necessary legal action into redevelopment law that will secure the site. The Board has approved several developer agreements that will revitalize the Kings Beach community with private investments. Meyers/Nave, working with our County Counsel, has been instrumental in making it happen. The Board's approval of this item would allow current invoices to be paid, in the amount of \$22,000, and would approve the 2007/08 projected second year work program, in the amount of \$75,000.

**REDEVELOPMENT AGENCY BOARD/STATE HIGHWAY 49/HULBERT WAY IMPROVEMENT PROJECT** - Resolution 2007-328 adopted authorizing a \$500,000 amendment to agreement between the Redevelopment Agency and Public Works Department, for a total amount not to exceed \$4,500,000, for management and construction of the State Highway 49/Hulbert Way Improvement Project and authorized the Chief Assistant CEO-Redevelopment Director, or designee, to execute subject to Agency Counsel review. MOTION Holmes/Rockholm/Unanimous

Jim Lobue, Redevelopment Agency, explained the project is associated with the Auburn Plaza Project, currently in construction, and the public improvements along Highway 49 and Hulbert Way. The public improvements are the Redevelopment Agency's financial contribution to help make the project happen. In April 2007, the Board approved the original agreement between the Redevelopment Agency and the Public Works Department, as well as an owner-participation agreement with the owner of the shopping center. The agreement, in the amount of \$4,000,000, was to pay for public improvements. Staff is requesting an additional \$500,000 to provide a contingency for the construction contract. In August, the bid was awarded to Sierra Nevada Construction, in the amount of \$3,487,007, for public improvements. There were adequate funds to pay for the bid; however, there was not enough funding for the contingency. The additional funds requested are to provide for the contingency. The project will provide improvements to the Highway 49 corridor, support the private development with a 73,000 square foot shopping center, provide 54 fulltime equivalent jobs and represent a \$20 million private investment in our redevelopment area. The returns, through tax increment, will go back to the Redevelopment Agency on an annual basis.

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

**COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING - Bohemia Subdivision (PSUB-20040773) General/Community Plan Amendment/Rezone Environmental Impact Report** - Public hearing to consider a request from Bohemia Properties, LLC, for the approval of a General/Community Plan Amendment and Rezone. The project includes 96 single-family residential detached lots and 18 single-family residential inclusionary housing lots. A General Plan Amendment is requested to change the land use designations on-site from Commercial and Industrial to MDR (Medium Density Residential, 5-10 dwelling units per acre) in the Auburn Bowman Community Plan and Rezone is requested to change the zoning from CPD-Dc-AO (Commercial Planned Development, Combining Design Scenic Corridor) and INP-Dc (Industrial Park, Combining Design Scenic Corridor) to RS-B-3 (Residential Single-Family, Combining Building Site minimum of 3,000 square feet, Combining Aircraft Overflight). The project is located northeast of Wise Canal, northwest of Canal Street, northeast of Highway 49, north of Luther Road in the Auburn area, (APN 052-102-012, 052-102-013, 052-102-017 and 052-102-053).

**MOTION Holmes/Uhler/Unanimous to reschedule the hearing at a later date, as requested by the Applicant.**

Michael Johnson, Planning Director, explained subsequent to the publication of the public hearing notice, the applicant has requested that this item be continued off calendar so that the applicant can address issues associated with the proposed project. He said staff recommended the Board continue the public hearing off calendar.

**COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING - Appeal of Planning Director's Determination/Chevreaux Aggregates, Inc. (LDA-786)** - Public hearing to consider an appeal from Richard J. Goodwin of the denial by the Planning Commission of an appeal of the Planning Director's Determination, dated May 18, 2007, regarding Placer County Zoning Ordinance 17.58.160(B)(2) and LDA-786 (Chevreaux Aggregates Asphalt Plant). The Board of Supervisors may affirm, affirm in part, or reverse the decision, or provide further direction to the Planning Director.

**MOTION Holmes/Rockholm/Unanimous to continue the hearing to Wednesday, November 7, 2007, at 1:30 p.m., in the Planning Commission Chambers, 3091 County Center Drive, Auburn, as requested by the Applicant and agreed to by the Appellant.**

Michael Johnson, Planning Director, explained the hearing was originally scheduled for October 1, 2007; however, a full complement of the Board was not able to be present and the applicant requested and the appellant concurred to continue the hearing to a future date. After reviewing calendars, staff recommends that the Board continue the public hearing to November 7, 2007 at 1:30 pm in the Planning Commission Chambers, DeWitt Center.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

**COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING - Tentative Map/Conditional Use Permit (SUB-400/CUP-2762) Vista Del Lagos Previously Approved Mitigated Negative Declaration (EIAQ-3557) - Public hearing to consider the third-party appeal from Patricia Gibbs of the Planning Commissions approval of a two-year Extension of Time for the Vista Del Lagos Subdivision, a 14-lot Planned Development on ±50.5 acres. The Board of Supervisors originally approved the Tentative Map on May 28, 2002 and granted a two-year Extension of Time on September 13, 2005. The subject properties (APN 036-190-020, 036-190-024, 036-190-029) are located at the southern terminus of Lake Forest Road, approximately 2 miles south of Lomida Lane, in the Granite Bay area, and is zoned RA-B-X-4 6 PD-0 44 (Residential Agricultural, Combining Building size of 4.6 acre minimum, Combining Planned Development of 0.44 dwelling units per acre)**

**MOTION Uhler/Weygandt/Unanimous to close the public hearing, deny the appeal, uphold the Planning Commissions approval of the Extension of Time, revise Condition 15b to clarify the owner's responsibility to obtain off-site easements for primary access and correct Conditions 17, 18 and 20 to reflect the current nomenclature of the standard.**

EJ Ivaldi, Planning, presented a PowerPoint that explained the project site, site access, tentative subdivision map, and proposed emergency access. He said the appellant is concerned about fire safe issues and that the emergency vehicle access may not be built prior to occupancy of the project. Staff is confident that the issues raised by the appellant have been adequately addressed in the Conditions of Approval. Staff recommends the Board revise Condition 15B to clarify the owner's responsibility to obtain off-site easements for primary access and the applicant agrees with the change. Staff recommends the Board deny the appeal and uphold the Planning Commission's approval of the extension of time.

Wes Zicker, Engineering and Surveying, said the appellant pointed out three clarifying changes to the Conditions of Approval regarding road standards and the applicant is agreeable with the changes.

Rebecca Taber, Engineering and Surveying, advised the change to Condition 17 is in the first sentence changing Plate 2 to Plate R-3, Condition 18, the change is in the first sentence changing Plate 27-1 to Plate R-17, and Condition 20, the change is in the first sentence changing Plate 7 to Plate R-2.

Supervisor Uhler received clarification from Wes Zicker that these changes were approved by the developer. Mr. Zicker said there are no physical changes to the project; it is just to correct the conditions to reflect the current nomenclature of the standards.

Patricia Gibbs, appellant, said the applicant has proceeded with improvement plans over the past seven years but has not made strides in communicating with the off-site owner for the fire evacuation road. She noted that the applicant was given two extra lots for the road because it would benefit the community and without the acquisition for the fire evacuation access road there is an opportunity for Conditions 15A and 15B to be waived. She would support the project if all of the Conditions are met. Ms. Gibbs requested the Board deny the extension of time or if approved, require a timed public hearing when the final map is brought before the Board for consideration. She requested there be a public hearing if the County decided to take no action regarding the emergency circulation road. She requested the Board enforce the applicant to negotiate the easements for the emergency road and that all of her correspondence sent to the County on this project and the prior project throughout the last 15 years is included in the record. Ms. Gibbs noted that she is not willing to be part of a reimbursement agreement that would be considered at a future hearing. Ms. Gibbs said the off-site property owners have granted an easement with another project.

Tony Corado, South Placer Fire Chief, stated they do not support extension of the project because it is in a dangerous area for fires and needs to have a circulation road for fire apparatus to respond and for people to evacuate in an emergency not just an Emergency Vehicle Access road. They have received mixed information that the project may be approved without the road. Without a "Second Way In and Out" road the project does not meet State Fire Safety Regulations. He has been involved with this project for 17 years. Mr. Corado requested the Board deny the request for extension or make sure the developer receives concurrence from the Fire Department.

Scott Wycoff, representing the applicant, confirmed the applicant agreed with the Conditions recommended for the project. The request for an extension of time is for the applicant to continue to acquire the access road and work with the Fire Department and other entities involved with the project.

Chairman Kranz asked if the applicant would be required to have the access road. Michael Johnson replied it is staff understands that the road would be required. Wes Zicker said the Conditions are clear that the road would be required. He said Condition 15H specifically notes that said easement is for emergency ingress and egress only. That acknowledges that there is a right of passage in and out. There are conditions that require the Fire Department's approval of the improvement plans and any gate design.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

Anthony La Bouff, County Counsel, said that any off-site improvements, such as the road, if it is not developed, paid for and acquired by the developer, would come back to the Board and the Board would be required to proceed with and take condemnation proceedings against the other property owner. He said there is a clear political discretionary decision in the future if they do not comply. The history of negotiations with the off-site property owners has not been successful.

Supervisor Uhter said the current situation is not safe and the project would remedy a dangerous situation by constructing the road. He supported the extension of time because he knows of the intransigents of the off-site property owners.

Anthony La Bouff said the final map would be approved at a noticed public hearing and the fact that the County will or will not proceed on condemnation proceedings will be publicly discussed. The litigation would be discussed first, in closed session; but, the Board would take action at a public meeting.

**COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING - Cemex/Patterson Sand & Gravel Mine Expansion Project Conditional Use Permit (PCPA T20070552) / Mine Reclamation Plan /Rezoning / Development Agreement/Final Environmental Impact Report (SCH #1998052072)** Public hearing to consider a request from Cemex Construction Materials LP for approval of a Conditional Use Permit, Mine Reclamation Plan, Rezoning (see Rezoning Exhibit), and Development Agreement in order to expand the existing sand and gravel mining operation by approximately 355 acres. The properties that are affected by the change to the existing zone district of F-B-X-MR 20 ac. min. (Farm, Minimum Building Site of 20 acres, Mineral Reserve) to add the Special Purpose (-SP) combining district include the following parcels: APN #018-031-004-000, 018-031-051-510, 018-031-052-510, 018-031-053-510, 018-031-060-000, 018-031-061-000, 018-031-062-000, 018-031-063-000, 018-140-024-000, 018-140-025-000. The properties that are affected by the change to the existing zone district of F-B-X 20 ac. min. (Farm, Minimum Building Site of 20 acres) to add the Mineral Reserve (-MR) and Special Purpose (-SP) combining district include the following parcels: APN #018-010-001-510, 018-031-078-000. This request also includes a property located within Yuba County (APN: 015-370-002, 015-360-038) that is zoned AE-10 and AE-40(Exclusive Agriculture). Property is located north and south of the Bear River in northwestern Placer County and southern Yuba County, California, approximately 60 miles northeast of the City of Sacramento and 20 miles southeast of the City of Marysville. Access to the site is an entrance gate located in Placer County on the northwest side of Camp Far West Road approximately 2.5 miles northeast of the town of Sheridan and 4 miles east of the City of Wheatland.

**MOTION Weygandt/Holmes VOTE 2:3 (Uhter/Rockholm/Kranz No) MOTION FAILED**, to have an advisory note added to the minutes indicating that the Board take the position that the General Fund revenue stream on the per-ton revenue from the project would be generally used in the Sheridan area, to be reviewed on an annual basis as part of the budgetary process.

**MOTION Weygandt/Holmes/Unanimous**, to close the public hearing and:

- Resolution 2007-327 adopted certifying the Final Environmental Impact Report;
- Approved the Conditional Use Permit for Placer and Yuba Counties;
- Approved the Mine Reclamation Plan;
- Ordinance 5487-B adopted approving a Rezone to add the SP and MR combining districts with the legal description subject to additional language regarding the effective date of the development agreement. Staff will return to remove the special purpose overlay on some of the property that is not subject to the mineral extraction;
- Ordinance 5488-B adopted approving the Development Agreement subject to execution by Cemex; and,
- Added Condition 95 that states "within one year of project approval Cemex will retrofit all mobile equipment with Broad Banned Backup Alarms (i.e. Brigade, BPS-Tek back up alarm), if allowed by applicable regulatory agencies (i.e. MSHA and CalOsha), subject to review and approval by County staff."
- Amend Condition 85 96 of the CUP to revise the third sentence to state: This project will be considered exercised upon commencement of the mining within the expansion area and receipt by the County of a fully executed Development Agreement.

Paul Thompson presented a PowerPoint that explained the project site location, expansion details, revisions to the project since the Draft Environmental Impact Report (EIR), requested project approvals, development agreement, haul route alternatives, public meetings, Planning Commission results, reclamation of mining pit, and staff recommendations.

Paul Thompson said the current Use Permit expires in 2028 and does not set any hours of operation. The average annual production rate is 1.5 million tons per year and the workforce is 44 people. The expansion area is approximately 355 acres, the Use Permit would be extended until 2045, the average annual production rate would decrease to 1.25 million tons per year, and hours of operation for mining and processing would be limited to 7:00 am to 10:00 pm Monday through Saturday and hauling and off-

293

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

site transport 6:00 am to 5:00 pm Monday through Friday and 6:00 am to 12:00 pm on Saturday. There would be no change in workforce hours of operation.

Paul Thompson talked about revisions to the EIR: the asphalt batch plant was deleted from the project, 83 acres of preservation area was removed, phase 5 was reduced by 10 acres to remove the riparian oak woodland impacts, the terms of mining was reduced 10 years, the phasing plan was revised, and there was an addition of the Bear River Conservation corridor (55 acres).

Paul Thompson said the requested project approvals are to certify the Final EIR, approve one Conditional Use Permit for both Placer and Yuba County, approve the mine reclamation plan and financial assurances, approve a Rezoning to add Mineral Reserve (-MR) and Special Purpose (-SP) combining districts (as the result of a mitigation measure), and approve a development agreement. The development agreement requires the applicant to perform and/or provide funds for the performance of the improvements within the Sheridan community.

Rick Dondro, Public Works, reviewed the haul routes and truck traffic. He said the amount of truck traffic is proportional to the amount of mined material. The annual mining maximum would be 1.82 million tons with an average of 1.25 million tons. The EIR did not review traffic impacts because the project proposal is less than the historical average. Alternative haul routes were reviewed but they had too many obstacles or would create as many problems as they would resolve. Staff concentrated on improvements for the current route (Riosa Road). There is \$700,000 in the Development Agreement designated for Sheridan Community Improvements, generally defined as sidewalks, landscaping, and roadway improvements. The intersection of Riosa Road and Highway 65 was assessed. He explained how the 65 Bypass would help with traffic issues.

Paul Thompson said comments from the public meetings focused on traffic impacts, funding for improvements, levies and flood protection, agricultural preservation, timing of reclamation, water quality impacts, noise impacts, and safety. The three local committees and the Planning Commission unanimously recommended approval of the project. The issues discussed at the Planning Commission hearing included: traffic, hours of operation, reclamation timing, the development agreement, and the use of the California Highway Patrol for traffic enforcement and monitoring, on a contract basis. The Planning Commission did not recommend adding a condition to include traffic monitoring, a change in hours of operation or the Development Agreement, but did include modifying Condition 7 relating to timing for reclaiming the mining pit behind Mr. Allgood's property. The PowerPoint showed the location and the mitigation that has started.

Paul Thompson stated that staff recommends the Board approve the proposed Cemex Patterson Sand and Gravel Mine Expansion Project including adoption of a resolution certifying the Final EIR, approval of the Conditional Use Permit and Mine Reclamation Plan, adoption of an Ordinance for rezoning certain properties within the project, and adoption of an Ordinance for the Development Agreement.

Supervisor Weygandt verified with Allison Carlos, County Executive Office, that there is \$2.76 million in upfront money for improvements and an estimated \$180,000 per year from the 22 cents per ton for discretionary funds. Supervisor Weygandt asked about noise levels. Paul Thompson said only one property would not be within the allowed decibel ratings (a significant and unavoidable impact) and the proposed mitigation is to put in a berm to help reflect the noise.

Chairman Kranz asked how many asphalt batch plants are in Placer County and listed impacts of importing asphalt. Paul Thompson was aware of one asphalt batch plant being proposed by Teichert and that is why the batch plant portion was removed from this project. Chairman Kranz asked about the quality of aggregate from the Bear River. Jack Way, Cemex Aggregate Operations Department, said the aggregate quality varies but it is good enough for cement.

Supervisor Uhler received clarification from Paul Thompson that the Use Permit would not limit the amount of employees allowed to work. Supervisor Uhler said we are gaining control of the hours of operation and amount of mining allowed.

Patrick Mitchell, Attorney, Downey Brand representing Cemex, presented a PowerPoint and gave a history of the project. Cemex responded to public input and made the following project revisions: asphalt batch plant was removed, alternative haul routes were removed, project term was reduced by 10 years, project boundary was revised to exclude 10 acres of riparian and oak trees, and Cemex agreed to reclaim property near Mr. Allgood's home within one year (reclamation started several weeks ago). He proposed a condition be added that backup alarms would be retrofitted to broadband alarms within one year of project approval to reduce noise, if allowed by the applicable regulatory agencies. Mr. Mitchell explained the proposed agricultural land and habitat conservation totaling 410 acres and the generous Development Agreement. He wanted to make sure the Rezone Ordinance only covers the areas currently planned for mining. He said aggregate demand is driven by population, studies show that Placer County's permitted resources are only 26% of the projected 50-year demand, and long-hauling aggregate impacts the roads and air quality.

294

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

Anthony La Bouff, County Counsel, said there needs to be a clarification on the Ordinance's attachment map and the Development Agreement has not been signed by the applicant. Patrick Mitchell said that Cemex was not aware the Development Agreement required signing prior to the hearing and they would expedite the process

#### Public Comment

Lee Bastian, Sheridan Municipal Advisory Council, requested alternative haul routes be considered, backup beepers have noise reduction, and that the improvement funds stay local

John Briggs, Attorney McDonough, Holland & Allen, representing landowner AKT Wheatland LLC, supported the project as proposed.

Cherry Allgood and Leo Reyes, property owners near Cemex, requested the working hours be limited to 7:00 am to 7:00 pm because it is located in a residential area, and the mining operation affects their quality of life

Chairman Kranz received clarification from Paul Thompson that the current Use Permit allows unlimited hours of operation and the proposed project would reduce the amount of hauling.

Roger Patterson, local resident, said the proposed project is fair.

Dave Slack, representing Operating Engineers Local 3, said he lives near three gravel mines and standard operating hours are 5:00 am to 10:00 pm. He supported the project and explained how Patterson Sand and Gravel is a good neighbor

Anton Stinauer, resident, was concerned about traffic impacts. He gave a handout reviewing potential hazards and requested education, engineering and enforcement for safe highways are included in the Development Agreement

Supervisor Weygandt had noise concerns and recommended adding a Condition that gives the County a voice regarding backup beepers. Anthony La Bouff said staff was working with the applicant regarding the wording for the newly proposed Condition

Paul Thompson said that the reclamation being completed was not due to a Code Violation. Supervisor Weygandt requested monthly/regular updates regarding the reclamation.

Supervisor Weygandt asked if the hours of operation had changed because he had not received complaints historically. He supported the revenue stream being used in Sheridan and policy direction. Staff verified there was parody in the Cemex and Tiechert development agreements. He did not receive any comments from Tiechert after they reviewed the Cemex development agreement

Chairman Kranz said approving use of the revenue stream only in Sheridan would set precedence

Thomas Miller, County Executive, said Tiechert's agreement has a large geographical area that is funded. When it is defined to a smaller portion, it is difficult to trace expenses. There is \$2.8 million dedicated to Sheridan along with the ongoing income stream of approximately \$180,000 that is not designated to any specific area

Supervisor Weygandt spoke about projects that could be funded in Sheridan and said Sheridan does not have the same growth opportunities that other areas have in Placer County

Supervisor Uhler said there are projects, facilities, and amenities in each of the districts that if revenue streams were captured to the district, would be bad policy. He recommended the supervisor of the district present projects at budget time for those funds in the specific area

Supervisor Weygandt requested adding an advisory comment that says the monies should be spent specifically to the benefit of the Sheridan community and encourage the community to present projects to him for the \$180,000. He would then take that information forward to the Budget Hearings

Supervisor Holmes talked about specific funds from the Bickford project being used in the Penryn area.

Thomas Miller said there was a similar issue with Transient Occupancy Tax (TOT) funds in North Lake Tahoe. He suggested keeping these funds in the General Fund without restrictions.

Anthony La Bouff, County Counsel, cautioned the Board on adding an Advisory Note because it would leave the perception of a commitment to the public that in fact the Board cannot make and there would need to be a decision made yearly by the Board. Chairman Kranz compared the funds from the project to TOT funds in North Lake Tahoe

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

Supervisor Weygandt said he would be satisfied with an advisory comment stating it is a goal. Anthony La Bouff said that would be acceptable as long as everyone understands it is not a commitment. He expects over time there would be competition for those funds.

MOTION Weygandt, to have an advisory comment that discretionary funds be spent to benefit the Sheridan community. Supervisor Uhler asked if the motion included the modified condition with the advisory statement in regards to the ongoing revenue on the per-ton fee. Supervisor Weygandt agreed and added appropriate discussion of the backup beepers.

Anthony La Bouff said there was discussion that a map attached to the zoning ordinance was not accurate and staff needs to advise the Board before a motion is made. He said there were proposed modifications to the approvals being recommended because the development agreement has not been signed by the applicant. There have been requests if the backup beepers are not approved by governing agencies if the County would be more actively engaged in participating in solutions. Now there is language pending whether or not we would have an advisory comment written into the record that the County's share of the 22 cents per ton would be used generically and generally in the Sheridan area.

Paul Thompson addressed the backup beepers. He proposed a new Condition 04 95 that states: within one year of project approval, Cemex would retrofit all mobile equipment with Broad Banned Backup Alarms (i.e. Brigade, BPS-Tek back up alarm), if allowed by applicable regulatory agencies (i.e. MSHA and CalOSHA) and subject to review and approval by County staff.

Michael Johnson said concerns have been raised that within the boundaries of the proposed rezone, there are parts that would not be included in the rezone. The applicant agreed to allow the rezone map submitted. Staff will refine the map and submit an amended map to the Board at a later date.

Scott Finley, Deputy County Counsel, said the rezone ordinance could be adopted with the legal description subject to additional language to the development agreement in regards to the effective date. Staff will return to remove the special purpose overlay on some of the aspect of the property that is not subject to the mineral extraction. The development agreement has not been executed by Cemex at this time. They stated they will execute and return it within seven business days. The development agreement is subject to execution by Cemex and execution by the Chair when returned. The rezoning and development agreement will be contingent upon the execution of the development agreement.

Supervisor Homes seconded the motion. Chairman Kranz asked that the advisory comment be considered in a separate vote.

Supervisor Weygandt, for the convenience of the vote, moved to approve the project with the discussion that Counsel related to earlier and the one additional condition as read. Then, he would make a second motion on the advisory vote in regards to the expenditures of the 22 cents.

Anthony La Bouff recommended the vote on the advisory comments be considered first. Chairman Kranz asked if that was acceptable with the second. Supervisor Holmes agreed to the modification of the motion.

Anthony La Bouff said the advisory note would go into the minutes of today's action, not actually a condition of the project and not part of the development agreement, ordinances or resolution. In the minutes it would indicate that the Board takes the position that the goal of the General Fund revenue stream on the per-ton revenue coming off of the project would be to use it in the Sheridan area, on an annual basis and be reviewed as part of the budgetary process, discussed as part of the budgetary process. It is not mandated that the Board spend the money there, but it would be reviewed on an annual basis with that goal.

Supervisor Weygandt said there are alternatives for the haul route that are currently financially unfeasible that could be done with these funds. Supervisor Uhler did not agree with project specific money streams being tied to one area when the project has an impact on a broader area. Supervisor Weygandt said the project impacts would be specific to the area.

Chairman Kranz said if this were approved he would return to the Board with a request for a greater share of the TOT funds for the Tahoe area. He is not opposed to spending the money in Sheridan, he is opposed to setting a policy.

Chairman Kranz requested a roll call vote for the motion regarding the advisory comment.

Anthony La Bouff said the issue that is out is a question of if there would be a majority vote to support the minute order or minute statement with an advisory note.

VOTE Weygandt yes, Holmes yes, Uhler no, Rockholm no, Kranz no

296

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

MOTION Weygandt/Holmes/Unanimous to approve the project as recommended in the staff report. add a condition regarding backup beepers and amend Condition 95 96 of the CUP to revise the third sentence to state: This project will be considered exercised upon commencement of the mining within the expansion area and receipt by the County of a fully executed Development Agreement.

## COUNTY COUNSEL/CLOSED SESSION REPORT:

### (A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL

- (1) Existing Litigation:
- (a) Sierra Club, et al. vs. Placer County, et al., Placer County Superior Court Case No.: SCV-21529  
*The Board received a status report.*
  - (b) County of Sutter vs. County of Placer, et al., Placer County Superior Court Case No.: SCV-21488  
*The Board received a status report.*
  - (c) Rob Collins, et al. vs. County of Placer, et al., Placer County Superior Court Case No.: SCV-21525  
*- The Board received a status report.*
  - (d) Judi Jackson vs. County of Placer, et al., Eastern District Court Case No.: CIV.S 05-79FCD KJM  
*The Board received a status report from Counsel and gave direction to Counsel.*
  - (e) Judi Jackson vs. Carolyn Harris, et al., Placer County Superior Court Case No.: 20126 - *The Board received a status report from Counsel and gave direction to Counsel.*
  - (f) Mitchell Olson, WCAB Claim, File Numbers: SAC325515 and SAC032973 - *The Board received a report from the Risk Manager and gave direction to the Risk Manager.*
- 2) Anticipated Litigation - Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9: two potential cases - *The Board heard two items and gave direction.*

### (B) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - *The Board received a report from its labor Negotiators with regarding to the DSA Labor negotiations.*

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

## ITEMS FOR INFORMATION:

- 30 PLACER COUNTY LAW LIBRARY - 2006/07 Annual Report
- 31 TREASURER/TAX COLLECTOR - Treasurer's Statement for month of August 2007

**ADJOURNMENT** -There being no further business meeting adjourned Next meeting is Monday, October 22, 2007 (Tahoe) Next regular meeting is Tuesday, October 23, 2007 (Tahoe).

## ATTEST:

\_\_\_\_\_  
Ann Holman  
Clerk of the Board

\_\_\_\_\_  
Bruce Kranz, Chairman  
Placer County Board of Supervisors

\_\_\_\_\_  
Melinda Harrell  
Senior Board Clerk

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a special session at 1:00 p.m., Monday, October 22, 2007 at the North Tahoe Conference Center 8318 North Lake Boulevard, Kings Beach, CA. Supervisors Rockholm, Weygandt, Holmes, Uhler and Kranz present Chairman Kranz presiding; Ann Holman, Clerk of the Board Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff

**REDEVELOPMENT/RIBBON CUTTING** – Minnow Avenue Parking Lot, off North Lake Boulevard between Fox Street and Chipmunk Street, Kings Beach.

## COUNTY COUNSEL/CLOSED SESSION REPORT:

**(A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL – The Board gave direction to Counsel.**

(1) Anticipated Litigation

Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9 one potential case.

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

(a) Property Two Separate Portions of APN 017-123-066

Negotiating Parties County of Placer and JB Management, L.P.

Under Negotiation: Price, terms of payment and conditions for purchase and sale

**(C) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR – The Board received a report and status update.**

(a) Agency negotiator: CEO/Personnel Director

Employee organization: PPEO/DSA/Management

**PUBLIC COMMENT** – None given

Chairman Kranz requested clarification regarding County policy on powerpoint presentations to the Board Thomas Miller stated the County's policy is to receive copies of the powerpoint prior to Board meetings in order for the County Executive Office to preview the material, therefore, the request today could not be honored.

**PUBLIC WORKS/KINGS BEACH COMMERCIAL CORE IMPROVEMENT PROJECT** – Received an update on the proposed Project, including environmental document preparation, alternative selection and schedule

Ken Grehm, Public Works Director, described the project as constructing curb, gutter, sidewalk, water quality improvements along with off-street parking along the highway corridor on State Route 28, from State Route 267 to Chipmunk Street There is no action being requested today. Staff is waiting for comments from other agencies, especially Caltrans, regarding the completion of the Final Environmental Impact Report (EIR). He described the current status of the project stating last March, the Draft EIR was circulated to the public, and the final comment period for Tahoe Regional Planning Agency (TRPA) closed on June 18, 2007. Over 500 comment letters were received. Staff has prepared responses to every comment TRPA has reviewed the comments and provided comments of their own Staff is awaiting Caltrans to provide their comments by mid-November. After receipt of all comments staff will be able to complete the document and release it to the public.

Mr. Grehm stated that a letter has been received from Caltrans, stating the current status of the project review and noting their preferences for some of the project alternatives. Mr. Grehm described the alternatives:

Alternative 2 – A three lane alternative with seasonal highway parking. Roundabouts would be used for traffic control at required intersections

Alternative 3 – A four lane alternative with signals and highway parking on the street year round

Alternative 4 – A three lane alternative with no highway parking at any time and utilizing roundabouts at major intersections

Caltrans preferred Alternative 3 as the superior alternative. They stated Alternative 4 could be acceptable, and Alternative 2 would not be acceptable. The letter did not explain the thought process used to make their decision. The County will be conducting meetings with Caltrans to further discuss the alternatives

Mr. Grehm explained as a result of the public process, Alternative 2 has been the preferred three-lane alternative. The consensus was if the project was to be three lanes, there needs to be some parking at some locations along the highway. Once the EIR is approved by all agencies, there will be three large remaining issues. The alternative selection (with adjustments if necessary); the funding shortfall (project cost is \$40 million with over \$24 million in confirmed funding) and the long-term maintenance of the constructed facilities. Caltrans will maintain the highway, leaving the sidewalks to be maintained

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

Assuming a response is received from Caltrans in mid-November, the public hearing process could begin in January. This process includes presenting the project to TRPA Advisory Planning Commission, Placer County Planning Commission, the Governing Board and the Board of Supervisors.

Chairman Kranz said he hoped there could be a consensus about the project because the County does not want to lose Nevada land money. The project will be reviewed by TRPA Advisory Planning Commission, the Planning Commission, TRPA and Caltrans. He also inquired about how we deal with the two transportation groups, Caltrans and the Federal Government. Mr. Kranz explained "super majority" and the impact it would have on TRPA's voting.

Ken Grehm stated the County, Caltrans and TRPA must all agree on the same alternative. Caltrans and the Federal Government do not conduct meetings, they decide it administratively.

The meeting was opened to public hearing. There were 41 speakers, including Ken Arnett, 27-year Lake Tahoe Resident and consulting land surveyor, endorsed Alternative 2 or 4. Ed Granson, representing the Kings Beach Better Citizen's Alliance, spoke about traffic congestion and pedestrian safety, the risk of roundabouts, the limited EIR, delay in emergency services and the loss of business parking. Gerry Lambert, Broker/Owner of Lakeside Realty, discussed the options of four lanes. Dave McClure, resident, spoke about slowing traffic, having safe pedestrian crossings, beautification of Kings Beach, attractive sidewalks, retaining a four-lane capacity and supporting Alternative 3. Meira Besser read the letter from Caltrans into the record and supported Alternative 3 or 4. Randy Williams, fire service employee, discussed concerns about fire protection and supported Caltrans and Alternative 3. Barbara VanMaren spoke about supporting green paving and the elimination of any asphalt concrete paving and opted for the three-lane alternative. Theresa May Duggan thanked the Board for the opportunity to provide comments during the process. Kevin McDermott, business owner, supported three lanes with roundabouts and spoke about traffic and sidewalk concerns. Carol Savary, President, NTBA Board, supported Alternative 4. Dave Polivy, business owner, and Supervisor Kranz's representative on the North Tahoe Regional Advisory Council, spoke about the Sierra Business Council Report, informal traffic analysis conducted by some community members, TRPA approval and further engagement with Caltrans.

**RECEPTION** - Hosted by Drexel University at Gar Woods Grill & Pier, 5000 North Lake Boulevard, Carnelian Bay.

**ADJOURNMENT** - There being no further business, the Board adjourned. Next regular meeting is Tuesday, October 23, 2007.

**ATTEST:**

\_\_\_\_\_  
Ann Holman  
Clerk of the Board

\_\_\_\_\_  
Bruce Kranz, Chairman  
Placer County Board of Supervisors

\_\_\_\_\_  
Kathy Zick  
Supervising Board Clerk

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, October 23, 2007 at the North Tahoe Conference Center, 8318 North Lake Boulevard, Kings Beach, CA. Supervisors Rockholm, Weygandt, Holmes, Uhler and Kranz present. Chairman Kranz presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

**PUBLIC COMMENT** – Dave McClure commented on the Kings Beach Commercial Core Improvement Project. Walter Auerbach, representing the Lake Forest Public Water Advocates, requested support regarding the Lake Forest water supply.

**SUPERVISOR'S COMMITTEE REPORTS** – Chairman Kranz said we need to start looking at private companies to insure they have the ability to provide water in the case of fires.

**PUBLIC WORKS/HIGHWAY 65 LINCOLN BYPASS RELINQUISHMENT AGREEMENT** – Resolution 2007-343 adopted authorizing the Public Works Director to execute a Relinquishment Agreement with the State of California, Department of Transportation (Caltrans) for the State Route 65 Bypass, upon approval by County Counsel. MOTION Weygandt/Uhler/Unanimous

Richard Moorehead, Public Works, stated the agreement allows the State to turn over the existing facility to the local jurisdictions upon completion of the bypass. The piece that would come into the County's roadway network would be from the City of Lincoln on the south, to north of Sheridan. The estimated cost to bring the entire facility up to a state of good repair is between seven and eight million dollars. In an effort to bring down costs there was a Memorandum of Understanding (MOU) that included \$2 million for the relinquishment agreement. In the MOU, there is recognition that, if there are existing funds available at completion of the project, those would be used to come back and supplement that. Subsequent to the MOU the County and City reached agreement to split the funds.

Supervisor Uhler wanted to make sure, as we work with the City of Lincoln on their future proposed expansion of their city boundaries, that our costs of bringing the road up to standard does not include the part of the road that will be in their boundary area. Richard Moorehead advised it is currently set on the existing boundaries. As the Lincoln boundary moves north we would renegotiate with the City.

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

**EMERGENCY SERVICES/HAZARDOUS VEGETATION ABATEMENT ON UNIMPROVED PARCELS**  
Ordinance introduced, first reading waived, amending County Code Chapter 9, Article 9.32, Fire Prevention, by the addition of a new Part 4 entitled "Hazardous Vegetation Abatement on Unimproved Parcels" with Appendix. (The proposed Ordinance is a "pilot program," only affecting four eastern slope fire protection districts/fire departments for a one year period beginning February 1, 2008).  
MOTION Uhler/Holmes/Unanimous

Rui Cunha, Emergency Services Program Manager, advised at the last Tahoe meeting, there was a request to create a tool that would help fire protection and fire prevention within the Tahoe area. He presented a corrected copy of the ordinance regarding the specific area the ordinance applies. There are three factors that influence fire: topography, weather, and fuels. The only one we can control is fuel. The ordinance extends State law and County Code, focusing specifically on unimproved parcels. The ordinance allows for abatement of hazardous vegetation; establishes a hearing body; establishes requirements for abating fuels along ingress and egress routes; establishes that any parcel that is improved following the date this ordinance is approved, the homeowner will have a 50% cost share with his adjacent unimproved parcel owner for the abatement of vegetation on that unimproved parcel; establishes an administrative fee that will be added to the cost of abatement; and establishes a penalty for property owners who interfere with the County's ability to enforce the ordinance. The ordinance is a one year pilot that will commence on February 1, 2008 through January 31, 2009. It is staff's intent to review this pilot during the course of the year and determine how best to proceed. The ordinance is written to enable a decision to transition this from unimproved parcels to improved parcels, if determined to be the appropriate course of action in future years. The ordinance is limited to the eastern slope. We do not have the authority to enforce this ordinance on our State and Federal partners. There is a notification requirement associated with those public land owners. There is \$250,000 allocated to this project, \$50,000 for upfront costs to assist in providing public education materials and inspections and \$200,000 in a revolving fund that will pay for upfront abatement to be reimbursed by the property owner.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

Supervisor Uhler suggested the fire chief that issues the abatement order not be part of the hearing body. Rui Cunha said the Board of Supervisors will appoint the hearing body and may want to consider having an alternate fire chief if there is a conflict.

Chairman Kranz said he would like to see the ordinance expanded to the entire county. Duane Whitelaw, Fire Chief of the North Tahoe Fire District, and Peter Bansen, Fire Chief of Squaw Valley, thanked the County for the pilot program.

## **ADMINISTRATIVE SERVICES/HIGH-SPEED INTERNET** - Status report on High-Speed Internet (Broadband) Services in Lake Tahoe.

Clark Moots, Director of Administrative Services, stated in spring of 2007, Administrative Services was directed to assist with a grassroots community effort to lobby local service providers to expand their Broadband services in the Tahoe area. In addition, the Department was given direction to seek grant-funding opportunities to assist with the deployment of Broadband services. Placer County has been notified of a \$10,000 award by the California Emerging Technology Fund Grant Program to support the study. Efforts to accept the grant are being finalized. Services are now available in the communities of Homewood, Tahoe City, Agate Bay, Carnelian Bay and Kings Beach.

## **COUNTY EXECUTIVE/TRUCKEE RIVER** - Received a report and provided additional direction to staff regarding possible Placer County action steps to address Fourth of July Holiday misconduct on the Truckee River.

Jennifer Merchant, County Executive Office, advised due to the complex Federal, State and local jurisdictional issues in and around the Truckee River, the County Executive Office worked closely with County Counsel to develop a multi-tiered approach to resolve misconduct issues. Because the Truckee River is a navigable waterway and under the jurisdiction of the Department of Boating and Waterways, it would require special legislation for a local government to exercise any authority over law enforcement alcohol related issues as alcohol is allowed on navigable waterways in the State of California. Legislation was developed by County Counsel, based on similar legislation approved last year on the American River, to give Placer County authority to call for an alcohol ban during limited holiday periods. The USDA Forest Service estimates that approximately 60 to 70 percent of the banks on the Truckee River are owned by the Federal Government. They believe we have jurisdictional authority now and if we have an ordinance on the books we can enforce that ordinance. The Sheriff's Office, the North Lake Tahoe Chamber of Commerce, and businesses that operate on and around the Truckee River support an alcohol ban.

Anthony LaBouff, County Counsel, recommended the Board use the broadest flexibility in legislation. Julie Jeffs, Sheriff's Office, supported legislation.

## **COMMUNITY DEVELOPMENT RESOURCE AGENCY/BUILDING** - (1) Adopted Resolution 2007-344 adopting express findings pursuant to Health and Safety Code, Section 17958.5, authorizing local modifications to the California Building Standards Code; (2) ordinance introduced, first reading waived, adopting the 2007 California Building Code, amending Article 15.04 of the Placer County Code in its entirety; (3) adopted Resolution 2007-345 re-adopting the Building Department Fee Schedule. **MOTION** Rockholm/Holmes/Unanimous

Bob Martino, Chief Building Official, explained Placer County must enforce the 2007 California Building Standards Codes, based on the 2006 Edition of the International Building Code. In developing the code there were three primary goals: 1) transition existing amendments into the new code with no new requirements; 2) restructure the fee schedule to make it more usable; and 3) not raise fees. This ordinance will take effect January 1, 2008.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

## COUNTY EXECUTIVE/HR 2389, SECURE RURAL SCHOOLS & COMMUNITY SELF-DETERMINATION ACT:

1. Approved the County's planned use of Secure Rural Schools & Community Self-Determination Act of 2000, Title III Discretionary Funds in FY 2007/08, for hazard mitigation, wildfire protection and biomass utilization activities, for a total of \$410,000 (\$325,000 from this fiscal year allocation and \$85,000 from carryover funds during last several years budget)
2. Approved a budget revision increasing expenditures and revenues in the Community & Agency Support appropriation, in the amount of \$325,000, and increasing expenditures, offset by interfund transfers from the Community and Agency Support Budget, in the following appropriations: Emergency Services, \$77,500; County Fire, \$57,500

MOTION Holmes/Rockholm/Unanimous

Brett Storey, County Executive Office, advised the Secure Rural Schools and Community Self-Determination Act was enacted in October 2000 to provide monies to rural counties to compensate for funding previously received from the logging industry. The Act ended last year with a one-year extension. There is pending legislation for a five-year extension. He listed projects to be funded.

Dave Rubin, Fire Marshall for the North Tahoe Fire District, said he hoped to work collaboratively to see some of the projects applied to the east side, specifically the green box program

**COUNTY EXECUTIVE/TAHOE REGIONAL PLANNING AGENCY** - Received a status report on Placer County involvement with the Tahoe Regional Planning Agency's Community Enhancement Program and overview of the pre-application concepts for the Ferrari Family Resort, BB LLC, Domus Development and JMA Ventures, dba Homewood Mountain Resort

- a. Resolution 2007-346 adopted in support of the submittal of a pre-application by Ferrari Family Resort, to the Tahoe Regional Planning Agency, in accordance with the Lake Tahoe Community Enhancement Program.
- b. Resolution 2007-347 adopted in support of the submittal of a pre-application by BB LLC to the Tahoe Regional Planning Agency, in accordance with the Lake Tahoe Community Enhancement Program.
- c. Resolution 2007-348 adopted in support of the submittal of a pre-application by Domus Development to the Tahoe Regional Planning Agency, in accordance with the Lake Tahoe Community Enhancement Program
- d. Resolution 2007-349 adopted in support of the submittal of a pre-application by JMA Ventures, dba Homewood Mountain Resort, to the Tahoe Regional Planning Agency, in accordance with the Lake Tahoe Community Enhancement Program

MOTION Uhler/Weygandt/Unanimous

Rich Colwell, Chief Assistant County Executive said staff will outline Placer County's involvement with the Tahoe Regional Planning Agency's innovative Community Enhancement Program (CEP). The program is a result of a two year partnership among TRPA and its local jurisdictions. Placer County has played a lead role in developing programs at a local level. Discussion has been at a conceptual level and will help to define the eventual projects. Not until later in the TRPA process, if TRPA accepts the pre-applications and requests formal applications, will specific projects be developed. At that time, formal project applications will be made to TRPA and the County and the standard land use review processes with multiple opportunities for TRPA, County, and public review and comment will commence

Jennifer Merchant, County Executive Office, advised the CEP is part of Pathway 2007 which is TRPA's update of their 20 year regional plan. The program is an outgrowth of place-base planning to integrate community character and economic growth and quality of life issues into the update of the regional plan. In Placer County, the program provides opportunity for redevelopment incentives that did not previously exist. TRPA code allows certain incentives in redevelopment areas for developers to make improvements, that code is specific to the South Lake Tahoe region and does not apply in Placer County. She discussed environmental benefits, program objectives, and community vision

Ms. Merchant said the Kings Beach Community Plan adopted in 1996 is not much different than now, however, we have not attained the goals of the plan. Our goals and vision are consistent but the codes are standing in the way. The development concepts brought forth today show anchor retail allowing for density increases and height increases that would take the sprawl out of the development we see today. She showed examples of mixed use development and reviewed program criteria. She advised TRPA and Placer County are working together on a coordinated project application process, local government incentives and specific development standards to facilitate the selected CEP projects

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

Rae James, Redevelopment Deputy Director, stated the CEP is not a code avoidance program nor does it ignore the ordinances and public policy of Placer County. The pre-application concepts to be considered are potential private investments in some of the most blighted areas in Kings Beach. Key dates that the developers must follow are: October 31, 2007 pre-application deadline; November 7, 2007, public review of concepts; December 1, 2007, invitation to submit a full application; and January 23, 2008, the TRPA Governing Board will award the entitlements and commodities requested in their concept package to the successful applicant. She discussed the development concepts located in the redevelopment area of Kings Beach and provided preliminary estimates of investments: Ferrari Family Resort \$90 million, BB LLC \$100 million; and Domus Development \$35 million.

Ms Merchant stated the Homewood Mountain Resort is an auto-oriented ski area with underutilized resort development and significant over-coverage. The property is 1200 acres and covers three watersheds in the Tahoe Basin.

Ms James advised Kings Beach Resorts, LLC, has come forward with a CEP application in the last week to TRPA. The County has not seen the application. Subject property is located adjacent to the Ferrari property.

Brenda Hunt, Tahoe Regional Planning Agency (TRPA), said TRPA looks forward to continuing the partnership through the rest of the CEP competition and to the realization of the regional vision through the implementation of the final CEP projects. She said the special projects criteria, Section 33 in the TRPA Code, is what the CEP is built from. One of the pre-application criteria is; it needs to be located in an approved community and/or master plan area and industrial community plans would not be eligible. Projects located in areas currently in the approval process for new community plan and/or master plan may be considered under this program. This will be subject to a timely approval of the community plan and/or master plan in relation to the timing of the CEP implementation. Additionally, the special projects criteria, in the TRPA code, will need to be amended to accommodate projects in this category. She will be bringing this amendment forward tomorrow to the TRPA Governing Board.

Public testimony was received. Thomas Miller, County Executive, advised the projects are conceptual and that there will be entitlement hearings should something development from the potential projects.

**COUNTY EXECUTIVE/WILDFIRE PROTECTION & BIOMASS UTILIZATION STRATEGIC PLAN -**  
Approved the plan subject to yearly budget approvals.  
MOTION Rockholm/Weygandt/Unanimous VOTE 4.0 (Uhler temporarily absent)

Brett Storey, County Executive Office, said in April 2007, a Strategic Plan was presented to the Board. Since April they have taken input from the community, environmental groups, Federal and State agencies, and incorporated comments into the document.

**FACILITY SERVICES/JB MANAGEMENT OFFICE BUILDING TENANT IMPROVEMENTS, PROJECT #4751 -** Authorized Procurement Services to issue purchase orders for systems workstation furniture through existing master agreement with the Keller Group and the remaining office furnishings, available on the California Multiple Award Schedule contract, or other competitively-bid agreements, in an amount not to exceed \$1,200,000, for tenant improvements located at the Placer County-Bill Santucci Justice Center in Roseville. MOTION Holmes/Rockholm/Unanimous

Mary Dietrich, Facility Services, said the building is being constructed for the County services that will be needed in conjunction with the courthouse that is being constructed on an adjacent piece of property. A few years ago, the Board approved a Master Agreement with the Keller Group for modular furnishings for Allsteel products. Other furnishings are available through the California Multiple Awards Schedule which is a competitively bid process through the State. Furnishings are designed for the District Attorney, Revenue Services, Assessor, and the Probation Departments.

**HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE -** Approved submission of a block grant application to the Substance Abuse & Mental Health Services Administration for FY 2007/08, in the amount of \$685,617, to renew ongoing staff services funding for children and adults with severe mental illnesses, and authorized the Health & Human Services Director to sign all documentation.  
MOTION Rockholm/Holmes/Unanimous

Maureen Bauman, Director of Adult System of Care, requested approval of the on-going Federal grant for mental health services for children and their families. The total funds for this award are \$685,617, which will maintain the funding at the same level as prior year. There is no County match.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

**PUBLIC WORKS/WEST SUNNYSIDE EROSION CONTROL PROJECT** - Resolution 2007-350 adopted authorizing the Chairman to sign and approve Professional Services Agreement #1021 with Stantec Consulting, Inc., in the amount of \$303,813, and authorizing the Public Works Director to approve and sign future amendments up to \$30,381. MOTION Holmes/Rockholm/Unanimous

Peter Kraatz, Public Works, said the Sunnyside Erosion Control Project is a water quality improvement project in the Talmont residential subdivision, on the west shore of Lake Tahoe. It has very steep topography and virtually no drainage control. It's part of Tahoe Regional Planning Agency's environmental improvement program to meet water quality thresholds for improving lake clarity. This activity is exempt from CEQA and fully funded by California Tahoe Conservancy and the US Forest Service. The consultant competed on our consultant list as the best quality firm to do the work.

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

### REDEVELOPMENT AGENCY BOARD:

- a. Resolution 2007-351 adopted accepting conveyance of Assessor Parcel #090-122-035, 090-122-036 and 090-122-037, in Kings Beach, with a value of \$525,000, allocating \$20,000 in North Lake Tahoe Redevelopment Project area funds for closing and associated costs; approved a budget revision to the Redevelopment Agency FY 2007/08 Budget, in the amount of \$20,000, and authorized the Chief Assistant CEO-Redevelopment Director, or designee, to sign documents subject to review by Agency Counsel. This site will be used in the future for affordable housing. MOTION Rockholm/Holmes/Unanimous

Jim Lobue, Redevelopment Agency, requested approval of a conveyance of approximately 3/10's of a vacant acre lot to be dedicated to the County by BB LLC. BB LLC originally acquired the project site as well as this property. They are proposing to dedicate the property to the Redevelopment Agency. The property would be used for affordable housing. The County would not pay anything for the property with the exception of closing costs and fencing that the developer is going to be putting on the site.

- b. Adopted Resolution 2007-352 and approved findings authorizing the purchase of 8788-8790 North Lake Boulevard, Kings Beach, in the amount of \$975,000, plus related escrow and property management costs, in the amount of \$15,000; approved a budget revision to the Redevelopment Agency FY 2007/08 budget, in the amount of \$990,000, and authorized the Chief Assistant CEO-Redevelopment Director, or designee, to sign documents subject to review by Agency Counsel. This property will be used for future mixed use development. MOTION Rockholm/Holmes/Unanimous

Jim Lobue, Redevelopment Agency, advised the property is owned by Brad and Karen Johnson consisting of approximately .2 acres appraised at \$950,000. Through negotiations, the Redevelopment Agency is proposing to acquire the property for \$975,000, additional funding would cover consideration so there would be no relocation assistance for the owner. The Redevelopment Agency also proposes allocating \$15,000 to cover closing costs and ongoing property management and maintenance of the site, including a fence. The property is located adjacent to other properties acquired by the Redevelopment Agency.

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

**SHERIFF** - Approved modification to FY 2007/08 Final Budget and updated the Master Fixed Asset List, in the amount of \$208,805, to purchase public safety equipment from the Department of Homeland Security Grant Program, approved a budget revision, in the total amount of \$222,477 (to include \$75,000 for in-car cameras for the Sheriff Department) and authorized the Acting Purchasing Manager to execute related documents. MOTION Rockholm/Weygandt/Unanimous

Barbara Besana, Sheriff's Office, advised the Sheriff's Office was notified on October 1, 2007 that the Department of Homeland Security Grant was approved and monies needed to be allocated and spent.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

## TREASURER/TAX COLLECTOR/2007 SOUTH PLACER JUSTICE CENTER FINANCING PROJECT

Jenine Windeshausen, Treasurer-Tax Collector, explained the Board had before them a resolution authorizing and directing certain actions associated with the issuance of certificates of participation for the purchase of the South Placer Courthouse. Items 2, 3, & 4 involve contracts for consultants to assist in the issuance process. In the resolution, the Board is requested to approve the not to exceed amount of \$39 million for the certificates of participation; the not to exceed amount of \$295 million for the annual lease payment; to approve the site and facilities lease between the County and the Authority; the lease agreement, the trust agreement; and the draft preliminary official statement. Also, associated with the marketing and sale of the certificates of participation, the Board must approve the notice of sale of the certificates of participation; the distribution of the preliminary official statement; and the preparation, execution, and distribution of the final official statement which is derived from the preliminary official statement. The resolution authorizes and directs solicitation of bids for bond insurance and a reserve fund surety bond. Also, for the Chairman, County Executive Officer, Treasurer-Tax Collector, and the Clerk of the Board to take all actions necessary for the issuance of the certificates of participation.

Ms Windeshausen said it is anticipated that the amount of certificates of participation to be issued is 37.6 million. If we are successful in getting the surety bond, we will not have to put aside a reserve fund in the amount of \$2.8 million and the size of issuance would go down to \$34.8 million. She said in the issuance of certificates of participation the initial collateral will be the Auburn Justice Center. The Auburn Justice Center is owned outright by the County and is not encumbered. Since the County does not own the underlying parcel for the South Placer Courthouse, or the courthouse, there needs to be some level of collateralization sufficient to secure the debt. As soon as the acquisition is made for the courthouse, the documents provide for a switching of the substitution of the collateral back to the South Placer Courthouse and to un-encumber the Auburn Courthouse.

1. Resolution 2007-353 adopted authorizing and directing the preparation and execution of certain lease financing documents, authorizing the preparation and distribution of a Preliminary Official Statement in connection with the offering and sale of certificates of participation, and authorizing and directing certain other actions with respect to the issuance of certificates of participation for the purchase of the Placer County-Bill Santucci Justice Center, courthouse and underlying property, and, specifying an issue amount not to exceed \$39 million and certain other constraints for the issue. MOTION Rockholm/Holmes/Unanimous
2. Authorized the County Executive Officer to execute a contract with Capitol Public Finance Group, LLC, in an amount not to exceed \$65,000, for financial advisory services related to the issuance of certificates of participation for the 2007 South Placer Justice Center Financing Project  
MOTION Uhler/Weygandt/Unanimous
3. Authorized the County Executive Officer to execute a contract with Quint & Thimmig, LLP, in an amount not to exceed \$75,000, for bond counsel services related to the issuance of certificates of participation for the 2007 South Placer Justice Center Financing Project  
MOTION Uhler/Weygandt/Unanimous
4. Authorized the County Executive Officer to execute a contract with Sidley Austin, LLP, in an amount not to exceed \$40,000, for disclosure counsel services related to the issuance of certificates of participation for the 2007 South Placer Justice Center Financing Project  
MOTION Rockholm/Weygandt/Unanimous

## ADJOURNED AS PLACER COUNTY BOARD OF SUPERVISORS AND CONVENED AS THE PLACER COUNTY PUBLIC FINANCE AUTHORITY

## TREASURER/TAX COLLECTOR/2007 SOUTH PLACER JUSTICE CENTER FINANCING PROJECT

Resolution 2007-254 adopted approving, in substantial form, the Site and Facilities Lease, the Lease Agreement, the Assignment Agreement, and the Trust Agreement; authorizing and directing the Chairman, the Executive Director or the Treasurer, to execute said documents making changes as required, and authorizing and directing to take any action necessary to fulfill the purposes of the resolution. MOTION Rockholm/Holmes/Unanimous

Jenine Windeshausen, Treasurer-Tax Collector, said due to the lease back structure of the certificates of participation, the County's Public Finance Authority is required to participate and be a party to certain documents. As the Finance Authority, it is necessary to approve the site and facilities lease agreement, the lease agreement, the trust agreement, and the assignment agreement and also authorize the Executive Director of the Finance Authority and the Treasurer-Tax Collector, Secretary of the Authority and their designees to take appropriate actions to affect the issuance of the certificates of participation.

## ADJOURNED AS THE PLACER COUNTY PUBLIC FINANCE AUTHORITY AND RECONVENED AS THE PLACER COUNTY BOARD OF SUPERVISORS

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

## COUNTY COUNSEL/CLOSED SESSION REPORT – Discussed on Monday, October 22, 2007.

### (A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL

#### (1) Anticipated Litigation:

Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9: one potential case

### (B) §54956.8 – CONFERENCE WITH REAL PROPERTY NEGOTIATOR

#### (a) Property Two Separate Portions of APN 017-123-066.

Negotiating Parties: County of Placer and JB Management, L.P

### (C) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR

#### (a) Agency negotiator: CEO/Personnel Director

Employee organization: PPEO/DSA/Management

**CONSENT AGENDA** – Removed item 21a and moved item 29 for discussion. Consent Agenda approved as amended with action as indicated. The Board adjourned as the Redevelopment Agency Board for item #32. MOTION Rockholm/Weygandt/Unanimous

18 WARRANTS – Weeks ending September 7, 14, 21 and 28, 2007.

### 19 ORDINANCE – Second Reading

a. County Executive – Ordinance 5489-B adopted, amending the Un-codified Unclassified Service-Schedule of Classifications, Salary Plan and Grade Ordinance and approved recommended changes to the unclassified job specifications

### 20 BOARD OF SUPERVISORS.

a. Approved a Proclamation declaring October 2007 as National Breast Cancer Awareness Month and October 21<sup>st</sup> as National Mammography Day in Placer County.

b. Approved minutes of September 18, 2007

### 21 COMMITTEES & COMMISSIONS

a. ~~REMOVED Agricultural Commission – Approve appointment of Larry Jordan to Seat 3 (Timber Industry), as requested by Supervisor Kranz~~

b. Weimar/Applegate/Colfax Municipal Advisory Council – Accepted letter of resignation from Daniel Dove (Seat 2).

### 22 COMMUNITY DEVELOPMENT RESOURCE AGENCY:

a. Building – Awarded four blanket purchase orders, in the total amount of \$80,000, as a result of Request for Proposal #9686, for plan review and inspection services and authorized the Acting Purchasing Manager to sign and award documents and transfer funds between agreements, as needed

b. Engineering & Surveying - Approved an increase to blanket purchase orders with Psomas and with Blackburn Consulting for project inspection and construction management services in the Tahoe/Truckee area, and authorized the Acting Purchasing Manager to sign purchase orders, in the amount of \$349,000, for Psomas (a \$100,000 increase) and \$399,000 for Blackburn (a \$150,000 increase)

### 23. COUNTY EXECUTIVE

a. Resolution 2007-329 adopted with findings required by California Health and Safety Code Section 33445 to accept the conveyance of Assessor Parcels 090-122-035, 090-122-036, and 090-122-037 in Kings Beach, subject to review by County Counsel. This site can be used in the future for affordable housing

b. Resolution 2007-330 adopted with specific findings required by State Health and Safety Code Section 33445 for the purchase of 8788-8790 North Lake Boulevard, Kings Beach, subject to review by County Counsel. This property will be used for future mixed use development

c. Approved participation in the Salvation Army's Auburn Community Thanksgiving Day Dinner by matching Placer County employee contributions dollar for dollar, up to a maximum of \$1,500

d. Approved a 5% merit increase for Jeffrey H. Bell, County Budget Administrator, from Grade 463 Step 4 to Grade 452, Step 5, at \$48.84 per hour, retroactive to August 18, 2007.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

24. COUNTY EXECUTIVE/EMERGENCY SERVICES
- a Resolution 2007-331 adopted approving two Volunteer Fire Assistance Program agreements (grants) for County Service Area 28, Zone 6B (Sheridan) and Zone 150 (Dutch Flat), totaling \$8,580, and authorizing Rui Cunha, Office of Emergency Services Program Manager or Michael J. Boyle, Assistant County Executive Officer, to sign and execute the agreements and approve resultant budget revision.
  - b Approved contract, in the amount of \$77,500, with Proactive Customer Care Services, as Fire Mitigation/Biomass Coordinator
- 25 DISTRICT ATTORNEY - Resolution 2007-332 adopted authorizing the District Attorney to submit a proposal and execute the grant award agreement for FY 2007/08, in the amount of \$66,165, for the Placer County Automobile Insurance Fraud Program
- 26 FACILITY SERVICES - Authorized the Chairman to execute Amendment #1 to Lease Agreement #11645 with the Dutch Flat Swimming Pool, Inc., to add a mutual termination clause as required for State grant funds
27. HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE - Approved amendment to Contract #012380 with the Yolo Community Care Continuum, in the amount of \$40,000, for a revised total contract amount not to exceed \$399,000, and authorized the Health and Human Services Director to sign the amendment and subsequent amendments up to 10% of the total revised contract amount.
28. PERSONNEL:
- a Cafeteria & Health Reimbursement Plan - Authorized the Personnel Director to sign, consistent with the Board approved labor agreements and ordinances, the Cafeteria and Health Reimbursement Arrangement plan adoption agreements for the following benefit plans Placer Public Employees Organization and Placer County Deputy Sheriffs Association Cafeteria Restated and Amended Plan for the existing benefit plan; Management and Confidential Cafeteria Restated and Amended Plan and Tahoe Area Health Reimbursement Arrangement Restated and Amended Plan for the existing benefit plan
  - b. 2008 Employer Health Insurance Contribution - Resolutions 2007-333, 334, 335, & 336 adopted for the California Public Employees Retirement System, Health Benefits Division, which adopts the 2008 employer health insurance contribution levels effective January 1, 2008 for all Placer County employees and retirees
  - c. Employer Paid Member Contributions - Resolution 2007-337 & 338 adopted for the California Public Employees Retirement System to confirm the Employer Paid Member Contributions for Management, Confidential, Safety Management, Safety Management Elected Official and Miscellaneous Elected Officials
29. **MOVED FOR DISCUSSION PERSONNEL/CIVIL SERVICE** - Introduction of an ordinance, amending Chapter 3, relating to position allocations and classification changes as approved by the Civil Service Commission affecting the Community Development Resource Agency and the departments of Administrative Services, Assessor, County Executive Office, District Attorney, Facility Services, Health & Human Services, Public Works and Sheriff
- 30 PROCUREMENT SERVICES - Authorized the Acting Purchasing Manager to sign the following
- a. Blanket Purchase Order #14217, Professional Voice & Data Cabling Services/Administrative Services - Renewed as a result of Competitive Bid #9473 with Sierra West Communications, in the maximum amount of \$210,000
  - b. Purchase Order, Software & Hardware Support/Administrative Services - Awarded using a competitively bid public agency cooperative agreement through the Western States Contracting Alliance with Hewlett-Packard Company, in the amount of \$51,995.64, for support of ACORN and PAS Servers and extended the authority for the Acting Purchasing Manager to use the agreement through the contract expiration date of August 31, 2009.
  - c. Purchase Order, Furniture/Facility Services - Awarded using a competitively bid public agency cooperative agreement with Krueger International, in the maximum amount of \$107,330.89.
- 31 PUBLIC WORKS:
- a Grant Application - Resolution 2007-339 adopted authorizing the filing of a Recreational Trails Program Grant application with California State Parks, in an amount of \$50,000, for the operation and maintenance of McKinney-Rubicon Springs Road, located near the Placer-El Dorado County line and authorizing the Public Works Director to execute the documents

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

- b. Lake Forest Erosion Control Project, Area A (Dollar Point) – Resolution 2007-340 adopted authorizing the Chairman to sign Professional Service Agreement #73243, Amendment #1, with Camp Dresser & McKee, Inc., in the amount of \$134,610, for the consultant to provide final design and construction management tasks for the project, and authorizing the Public Works Director to approve and sign future amendments up to \$13,461
- c. Squaw Valley Road Bridge Rehabilitation Project #73236 – Resolution 2007-341 adopted accepting the project as complete and authorizing the Public Works Director to execute the Notice of Completion
- d. Transit Service Agreement – Authorized the Chairman to execute an agreement with the City of Rocklin, for the County of Placer to receive \$606,907, for transit service.

## 32 REDEVELOPMENT AGENCY

- a. Resolution 2007-342 adopted approving an amendment to contract with Economic & Planning Systems, Inc., in the amount of \$5,500, for a total amount not to exceed \$113,950, for professional services and authorized the Acting Purchasing Manager to execute, subject to approval by Agency Counsel
- b. Approved a service agreement between the Redevelopment Agency and the Tahoe City Downtown Association, in the amount of \$65,000, to continue implementation of the Main Street Economic Development Program and authorized the Chief Assistant CEO-Redevelopment Director, or designee, to execute, subject to review by Agency Counsel.
- c. Approved a service agreement between the Redevelopment Agency and the North Tahoe Business Association, in the amount of \$65,000, to continue implementation of the Main Street Economic Development Program and authorized the Chief Assistant CEO-Redevelopment Director, or designee, to execute, subject to review by Agency Counsel

## 33 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 \$400 in Revenue Sharing monies to the Lincoln Rotary Club Fundraising Event, as requested by Supervisor Rockholm (\$150) and Supervisor Weygandt (\$250).
- b. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the PEACE for Families, 12<sup>th</sup> Annual "Heroes of PEACE" Fall Luncheon, as requested by Supervisor Rockholm
- c. Approved appropriation in the amount of \$350 in Revenue Sharing monies to the Placer County Ducks Unlimited, Fundraising Dinner, as requested by Supervisor Rockholm (\$250) and Supervisor Holmes (\$100)
- d. Approved appropriation in the amount of \$1,000 in Revenue Sharing monies to the Tahoe Nordic Search and Rescue Team, as requested by Supervisor Rockholm and Supervisor Weygandt (\$500 each).
- e. Approved appropriation in the amount of \$1,000 in Revenue Sharing monies to the High Sierra Resource Conservation District for the USDA Mandarin Synephrine Study, as requested by Supervisor Weygandt

## 34. SHERIFF

- a. Approved out-of-state travel for Deputy Brian Owens and Deputy Brian Carmazzi from November 14, 2007 to December 15, 2007, to attend the FBI Hazardous Devices School in Huntsville, Alabama. The course is required for Bomb Technician certification and is held once a year, training costs are provided by the FBI. County expenditure for travel and transportation costs to attend the course is estimated to be \$10,300
- b. Approved the Final Budget Revision setting up the initial funds and appropriations for the Autotheft Task Force and Automated Mobile and Fixed Location Fingerprint Identification funds, in the amount of \$120,000 each; approved the Memorandum of Understanding with Placer County Auto Theft Task Force participants and authorized the Chairman and Sheriff to execute
- c. Reviewed the Inmate Welfare Fund (IWF) Annual Reports for FY 2006/07. Penal Code Section 4025 required these reports to be submitted to the Board of Supervisors annually

**PLACER COUNTY BOARD OF SUPERVISORS  
MINUTES**

**35 TREASURER/TAX COLLECTOR**

- a Approved the temporary borrowing of Treasury funds by the Placer Mosquito Abatement District for FY 2007/08, in the estimated amount of \$500,000, as prescribed by the California State Constitution
  
- b Approved the temporary borrowing of Treasury funds by the South Placer Fire Protection District, for FY 2007/08, in the estimated amount of \$750,000, as prescribed by the California State Constitution

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

**MOVED FROM CONSENT AGENDA FOR DISCUSSION**

29. PERSONNEL/CIVIL SERVICE – Ordinance introduced, first reading waived, amending Chapter 3, relating to position allocations and classification changes as approved by the Civil Service Commission affecting the Community Development Resource Agency and the departments of Administrative Services, Assessor, County Executive Office, District Attorney, Facility Services, Health & Human Services, Public Works and Sheriff. MOTION Uhler/Weygandt/Unanimous

**ADJOURNMENT** The next regularly scheduled meeting is Tuesday, November 6, 2007.

**ATTEST:**

\_\_\_\_\_  
Ann Holman  
Clerk of the Board

\_\_\_\_\_  
Bruce Kranz, Chairman  
Placer County Board of Supervisors

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, November 6, 2007, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Rockholm, Weygandt, Holmes, Uhler and Kranz present. Chairman Kranz presiding; Ann Holman, Clerk of the Board. Also present were County Executive, Thomas Miller and County Counsel, Anthony J. La Bouff.

**PUBLIC COMMENT:** David McClure, Kings Beach, provided a petition from Kings Beach residents regarding their support of the 4-lanes with street parking option for the Kings Beach Commercial Core Improvement Project.

**SUPERVISOR'S COMMITTEE REPORTS** – None given.

**CONSENT AGENDA (Pages 3-7)** – Moved Item 11b for discussion. Consent Agenda approved as amended with action as indicated. The Board convened as the Redevelopment Agency Board for Item 26. **MOTION** Holmes/Rockholm/Unanimous

**11. ORDINANCE – Second Reading:**

- a. Community Development Resource Agency/Building - Ordinance 5490-B adopted adopting the 2007 California Building Code, amending Article 15.04 of the Placer County Code in its entirety.
- b. ~~MOVED FOR DISCUSSION/Emergency Services – Ordinance amending County Code Chapter 9, Article 9.32, Fire Prevention, by the addition of a new Part 4 entitled "Hazardous Vegetation Abatement on Unimproved Parcels" with Appendix. (The proposed Ordinance is a "pilot program," only affecting four eastern slope fire protection districts/fire departments for a one year period beginning February 1, 2008).~~
- c. Personnel/Civil Service – Ordinance 5492-B adopted amending Chapter 3, relating to position allocations and classification changes, as approved by the Civil Service Commission, affecting the Community Development Resource Agency and the departments of Administrative Services, Assessor, County Executive Office, District Attorney, Facility Services, Health & Human Services, Public Works and Sheriff.

**12. ADMINISTRATIVE SERVICES:**

- a. Competitive Bid #9739 – Approved award to CMS Communications, in the amount of \$132,533, for the purchase of a NEC 2400 IPX Telephone System.
- b. Grant - Resolution 2007-357 adopted accepting a \$647,000 grant from the State of California, Governor's Office of Homeland Security, to serve Phase III of the Countywide Interoperable Radio Network Project, authorized the Administrative Services Director to execute the grant documents and authorized a budget revision, in the amount of \$647,000, to the Countywide System Fund budget unit.

**13. BOARD OF SUPERVISORS:**

- a. Commendation for KAH1 – Dial 950 AM radio station, "The Voice of the Foothills", located in Auburn, California, celebrating its 50th Anniversary of broadcasting entertainment and information to the listeners in Placer, Nevada and El Dorado counties.
- b. Commendations for the Placer County Chaplaincy, honoring Elizabeth Selstad, Hawkeye Sharpe and Jerry Angove, for their contribution and service to the community, law enforcement officers and fire officials during times of crisis.
- c. Resolution 2007-355 adopted commending Cindy Woodyard-Lowe, Health & Human Services, upon her retirement of 27 years of service.
- d. Resolution 2007-356 adopted recognizing Mark McLemore for becoming the first Del Oro High School graduate to play Major League Baseball.

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

- a. 07-100, Andrade, Fernando, \$1,052.91, (Property Damage)

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

- a. 07-070, Haddox, Warren, \$4,025, (Property Damage).
- b. 07-108, Wills, Melinda, Unstated amount, (Property Damage).

**16. COMMITTEES & COMMISSIONS:**

- a. Historical Advisory Board – Approved appointment of Michael Bryant to Seat 1, as requested by Supervisor Rockholm.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

- b Older Adult Advisory Committee – Approved reappointment of Annabell McCord to Seat 3, Trudi Riley-Quinn to Seat 6, Kitty Hollitz to Seat 10, Gloria Plasencia to Seat 13, Michael Alward to Seat 19 and Nancy Vasquez to Seat 22.

## 17. COMMUNITY DEVELOPMENT RESOURCE AGENCY/ENGINEERING & SURVEYING

- a. Engineering & Surveying/Agreements - Authorized the Acting Purchasing Manager to sign agreements with six outside consulting firms, (Bureau Veritas, Willdan, Harris & Associates, P&D Consultants, SCG Consultants and Coastland), in the amount of \$20,000 each, to provide on-call consultant plan check services for civil improvement plan review and authorized the Acting Purchasing Manager to transfer funds between the agreements
- b. Engineering & Surveying/Mt. Judah Residential Expansion, Phase 1, Tract #940, Project #DFF 1287 - The department inspected the construction of all improvements within the project, located off Donner Pass Road in the Sugar Bowl Ski Resort area, and find the work to be in accordance with the approved standard. A revised Subdivision Improvement Agreement has been provided for security associated with a revision to the original phasing plan. The Board accepted only the improvements associated with Phase 1 as complete, authorized the Chairman to sign the revised Subdivision Improvement Agreement and authorized the recording.
- c. Engineering & Surveying/Northstar Highlands, Phase 1, Tract #948, CUP 20050009, Project #8386, "Trailside Townhomes" The department inspected the construction of all improvements within the project, located off Highway 267 in the Northstar at Tahoe ski area, and find the work to be in accordance with the approved standards. The Board accepted the improvements as complete, reduced the Faithful Performance to 25% immediately upon approval and Labor and Materials to 50%, holding six months or longer if claims exist, and authorized the Engineering & Surveying Director to execute a Deferred Improvement Agreement with developer for ancillary incomplete improvements.
- d. Engineering & Surveying/Northstar "Highlands" Project, Highlands View Road Segment 1, DPN 8313/Highlands View Road Segment 2, DPN 8378 - Accepted the improvements as complete and authorized the Engineering & Surveying Director to execute a Deferred Improvement Agreement with developer for ancillary incomplete improvements. The property is located in the Northstar at Tahoe ski resort area
- e. Planning/Lakeview Farms Hunting & Fishing Preserve Project - Based upon an action by the Placer County Superior Court, the Board of Supervisors adopted Resolution 2007-358 to set aside certain aspects of the Board's prior approval of the project
- f. Planning/Refund Request PMPC20070661 - Approved a refund request for Rita Dehart, in the amount of \$2,142, associated with a minor use permit exemption verification and health site evaluation
- g. Planning/Refund Request PMLD20070399 - Approved a refund request for Ed King, in the amount of \$1,200 to correct an over-charge on a Planning application

## 18. COUNTY CLERK/ELECTIONS:

- a. Contract - Approved contract with SouthTech Systems, Inc., in an amount not to exceed \$85,990, for acquisition and implementation of software to provide campaign and disclosure document management, tracking and web publishing/public viewing access, authorized additional equipment, system maintenance and support costs, approved a budget revision for reimbursement of \$70,305 in increased costs from Recorder trusts, and added all project acquisition costs to the Master Fixed Asset List.
- b. Presidential Primary Election – Resolution 2007-359 adopted calling the February 5, 2008 Presidential Primary Election and authorizing the County Clerk-Recorder-Registrar of Voters to render election services for certain special district, school district and city elections requested to be combined with the February 5, 2008 Election

## 19. COUNTY EXECUTIVE

- a. Administration/Placer County Capital Facilities Impact Fee Annual Report - Resolution 2007-360 adopted accepting the annual report for 2006/07
- b. Administration/Classification Specifications – Approved the revised Personnel classification specifications for the positions of Assistant Director and Deputy Director of Public Works. The changes will remove language associated with the Engineering and Surveying Department which now resides under the Community Development and Resource Agency and will expand the emphasis on management expertise

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

- c Administration/Merit Increase – Approved a 5% merit increase for John Mann, Director of Community Development Resource Agency, from Grade 677, Step 4 to Grade 677, Step 5, at \$77.92 per hour, effective October 27, 2007.

## 20. FACILITY SERVICES

- a. Agreement Amendment - Approved Amendment #1 to Agreement #11983 with the Loomis Union Elementary School District to modify the agreement term and to add a mutual termination clause, as required for use of State grant funds and authorized the Chairman to sign. The agreement provides for development, use and maintenance of Franklin School Community Park located adjacent to Laird Road in the Loomis/Granite Bay area.
- b. Auburn Ravine Sewer Video Inspection, Project #40210 - Resolution 2007-361 adopted accepting the project as complete, and authorizing the Facility Services Director to execute and record the Notice of Completion.
- c. Grant Fund Applications - Adopted three resolutions (Resolution 2007-362, 2007-363 and 2007-364) approving applications for grant funds from the Sierra Nevada Conservancy Proposition 84 Grants Program, funded by the Safe Drinking Water and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 and appointed the Facility Services Director as agent for the County to execute the documents.
- d. Rejection of Bids - Rejected all bids for Project #40213, 2007/08 Trenchless Technology Sewer Rehabilitation and authorized staff to re-bid the project.

## 21. HEALTH & HUMAN SERVICES:

- a. Animal Services - Authorized the Health and Human Services Director to sign spay and neuter grant agreements, in the amount of \$2,000 each, with Animal Spay & Neuter, Auburn Area Animal Rescue Foundation, and FieldHaven Feline Rescue, for a combined total of \$6,000, to be paid by the Placer County Trust Fund for Animals.
- b. Children's System of Care – Resolution 2007-365 adopted proclaiming November 2007 as Adoption Awareness Month in Placer County.

## 22. LIBRARY - Approved the 5:00 p.m. closure of Placer County Library Branches on Wednesday, November 21, 2007, due to the Thanksgiving holiday.

## 23. PERSONNEL - Authorized the County Executive Officer to sign a consultant services contract, in an amount not to exceed \$100,000, for human resource services provided by Mary Egan for the Health and Human Services Department.

## 24. PROCUREMENT SERVICES - Authorized the Acting Purchasing Manager to sign the following:

- a. Blanket Purchase Order #14009, Environmental Laboratory Services/Facility Services - Approved Change Order #1 to purchase order with Weck Analytical Environmental Services, in the revised maximum amount of \$70,000.
- b. Competitive Bid #9735, Dorm Furniture for Children's Emergency Shelter/Facility Services - Awarded to This End Up Furniture Company, in the amount of \$55,736.97.
- c. Purchase Order, 10 Cleaire Horizon Emission Control Devices, Parts & Installation/Public Works - Approved the sole source award to Cummins West, Inc., in the maximum amount of \$128,513.75.

## 25. PUBLIC WORKS:

- a. Abandonment - Resolution 2007-366 adopted abandoning portions of drainage easements on Parcels 1, 2 and 5 of Parcel Map P-75965, Thunder Valley Casino Parking Lot, to be replaced with new relocated drainage easements.
- b. Agreement – Resolution 2007-367 adopted approving a Parking Management Agreement between the Placer County Public Works Department and the Placer County Redevelopment Agency, in the amount of \$11,300, to enforce public parking lot restrictions at (Brook Avenue and Minnow Avenue in Kings Beach and Jackpine Street in Tahoe City) and authorized the Public Works Director to sign.
- c. Auburn Folsom Road Widening Project, Contract #73168 - Resolution 2007-368 adopted authorizing the Chairman to sign and execute Amendment #3, with Dokken Engineering, in the amount of \$110,851.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

- d. Willow Creek Extension, Contract #73265 – Resolution 2007-369 adopted accepting the Willow Creek Extension project as complete and approving and authorizing the Public Works Director to execute the Notice of Completion
  - e. Grant Application - Resolution 2007-370 adopted approving preparation of the Sierra Nevada Conservancy Competitive Site Improvements grant application and authorizing the Public Works Director to execute the application document in accordance with grant requirements.
26. REDEVELOPMENT AGENCY – Resolution 2007-371 adopted approving an agreement between the Redevelopment Agency and the Public Works Department, to enforce public parking lot restrictions at (Brook Avenue and Minnow Avenue in Kings Beach and Jackpine Street in Tahoe City), in a not to exceed amount of \$11,300, and authorized the Chief Assistant CEO-Redevelopment Director, or designee, to execute the agreement and related documents subject to Agency Counsel review
27. 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 \$150 in Revenue Sharing monies to the Oakmont High School, 2008 Sober Grad Night, as requested by Supervisor Rockholm.
  - b. Approved appropriation in the amount of \$250 in Revenue Sharing monies to The Auburn Education Foundation, Grant Program, as requested by Supervisor Holmes.
  - c. Approved appropriation in the amount of \$750 in Revenue Sharing monies to the 2007 Festival of Lights Parade, Downtown Auburn, as requested by Supervisor Holmes.
  - d. Approved appropriation in the amount of \$1,000 in Revenue Sharing monies to the High Sierra Resource Conservation District for the USDA Mandarin Synephrine Study, as requested by Supervisor Holmes
  - e. Approved appropriation in the amount of \$300 in Revenue Sharing monies to the Senior Independent Services, 12<sup>th</sup> Annual Fall Brew Fest, to benefit the following services for seniors, Meals on Wheels, senior transportation, home safety repairs, and information and assistance, as requested by Supervisor Holmes.

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

**The following item was moved for discussion:**

- 11b ORDINANCE – Second Reading/Emergency Services – Ordinance 5491-B adopted amending County Code Chapter 9, Article 9.32, Fire Prevention, by the addition of a new Part 4 entitled "Hazardous Vegetation Abatement on Unimproved Parcels" with Appendix. (The proposed Ordinance is a "pilot program," only affecting four eastern slope fire protection districts/fire departments for a one year period beginning February 1, 2008).  
MOTION Uhler/Rockholm/Unanimous

John Falk, Tahoe Sierra Board of Realtors, spoke about the ordinance imposing a lien or foreclosure proceedings against property owners of unimproved property, not in compliance with defensible space requirements, as being unfair and a last resort technique. He felt that civil fines would insure the County would be compensated for costs incurred. He felt if the situation necessitated a lien, it should be a secondary lien, collectable upon voluntary sale of property not by being added to the tax roll. Mr Falk requested the item be tabled to allow for ordinance re-write meetings

Supervisor Uhler explained a number of steps would occur before any lien action took place

Thomas Miller, County Executive Officer, stated the foreclosure process starts after five years, similar to unpaid taxes, providing ample time for the situation to be resolved. The fine and conviction process through the courts can take years. As the County is incurring costs for providing clean up service, there is loss of revenue from the general fund

Chairman Kranz stated unimproved property is not protected under Cal Fire. This is a serious matter: non-protected unimproved parcels can cost millions of dollars. There are many appeals and processes that a property owner can choose before they get to the point of a lien

**BOARD OF SUPERVISORS** – Presentation of a commendation to KAH1 – Dial 950 AM radio station, "The Voice of the Foothills", located in Auburn, California, celebrating its 50th Anniversary of broadcasting entertainment and information to the listeners in Placer, Nevada and El Dorado counties

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

**BOARD OF SUPERVISORS** – Presentation of Resolution 2007-355 commending Cindy Woodyard-Lowe, Health & Human Services, upon her retirement of 27 years of service.

**PERSONNEL/EMPLOYEE SERVICE AWARDS** – Recognition of employees with 20 years or more of County service, followed by a reception.

**FACILITY SERVICES/SEWER MAINTENANCE DISTRICT #3 ANNEXATION** - Public hearing closed Resolution 2007-372 adopted annexing the Nick Maggi property, APN 037-101-051, into the boundaries of the district. Subject property is located on Auburn Folsom Road in Loomis  
**MOTION** Rockholm/Holmes/Unanimous

Bill Zimmerman, Facility Services, stated the property consists of over 45 acres and that staff supports the request

**COUNTY EXECUTIVE/COMMUNITY GRANTS AND LOANS** - Public hearing closed. Resolution 2007-373 adopted authorizing submission of a \$35,000 Community Development Block Grant, Planning & Technical Assistance Application to develop an economic development strategy and allocating \$1,750 in matching funds from a Pacific Gas & Electric grant, subject to review by County Counsel **MOTION** Rockholm/Uhler/Unanimous

Rich Colwell, Chief Assistant County Executive, introduced Jim Lobue new Redevelopment Agency, Deputy Director, replacing Rae James, who is retiring. Ms. James has agreed to assist the Agency with the continued implementation of the Tahoe Regional Planning Agency Community Enhancement Program. The item presented includes several positive factors: (1) The effectiveness of the partnership among the Redevelopment Agency, Economic Development Division, County Economic Development Board and the private sector; (2) A forward looking step by the County has stimulated the Economic Development Board and (3) The potential use of someone else's money (in this case the State) to move forward with Economic Development priorities of the Board of Supervisors.

Jim Lobue described the action as applying to the State for a grant in order to prepare a Countywide Economic Development Strategy. The last Economic Development Strategy was prepared in 1991. The goals are to increase the number of high-quality jobs, induce private investment and improve the overall quality of life for our area.

**COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING- 430 NATIONAL LLC GENERAL PLAN AMENDMENT/REZONE (PREAT20070218) NEGATIVE DECLARATION** – Public hearing to consider a request from Gary Taylor on behalf of 430 National LLC for a Rezoning involving realignment of the zoning boundary line and Community Plan designation to reflect TRPA Plan Area Statement (PAS) maps. This would rezone the property from Commercial (Placer County zoning maps) to Residential (TRPA PAS maps). The existing parcels were created in 1959 and contain a small residential structure (approximately 300 square feet with two bedrooms and one half-bath). The proposed General Plan Amendment and Rezone would allow for the demolition of the existing structure, replacing it with a larger single-family residential structure. The property (APN 117-090-026) is located at 430 National Avenue, Lot 25, Block P, Tahoe Vista, and is currently zoned 022 Tahoe Vista SA#5 Public Service/Industrial. The Board of Supervisors will consider the adoption of a Mitigated Negative Declaration for the project.  
**MOTION** Rockholm/Weygandt/Unanimous to close public hearing, adopted the Negative Declaration, Resolution 2007-374 adopted approving the General Plan Amendment and Ordinance 5493-B adopted approving the Rezone.

Michael Johnson, Planning Director, explained the rezone will bring the land use into compliance with the Tahoe Regional Planning Agency land use designation. The application was considered by the Planning Commission on September 13, 2007 who unanimously recommended approval of the Rezone application and General Plan Amendment. A Negative Declaration has been prepared.

Chairman Kranz discussed the difference between the County's Community Plan and the Tahoe Regional Planning Agency's Plan Area Statement. Mr. Johnson replied the action requested will make the property consistent with the two plans.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

**COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING – NORTHSTAR-AT-TAHOE PORCUPINE HILL SUBDIVISION (PSUBT 20051181) REZONE/MITIGATED NEGATIVE DECLARATION** - Public hearing to consider a request from Booth Creek Holdings on behalf of Porcupine Hill Subdivision for a rezone of 60 acres currently zoned RS-5 Ac. Min. (Residential Single-Family, Combining 5-Acre Minimum Lot Size) as follows: 44.13 acres would be rezoned to RS-1 (Residential Single-Family, one acre Minimum Lot Size), and 15.87 acres would be zoned to FOR-B-X 160-Ac. Min. (Forestry, Combining a 160-Acre Minimum Lot Size). The entire property (APN 110-030-061) is located east of Northstar Unit 6-C, (Skidder Trail) and the Northstar Golf Course. The Board of Supervisors will consider the adoption of a Mitigated Negative Declaration for the project.  
**MOTION Uhler/Holmes/Unanimous to close the public hearing, adopted the Mitigated Negative Declaration, Ordinance 5494-B adopted approving the Rezone, subject to findings.**

Nick Trifiro, Planning Department, explained the rezone is for a 12-lot, single family residential subdivision, located in the Truckee area. On September 13, 2007, the Planning Commission took action to approve the tentative subdivision map, adopt the Mitigated Negative Declaration and recommended the request for rezone go before the Board for approval. The current zoning site is residential, single family, combining the 5-acre minimum lot size. The remainder of the parcel, which is not directly affected by the project site, is zoned resort and forestry. The applicant is requesting a rezone for 60-acres of the site, 48.6 acres would be rezoned to allow smaller lot sizes and 11.4 acres would be rezoned to forestry, combining 160 acre minimum to achieve consistency with the remainder zoned forestry. The average lot sizes would be 3.67 acres with access from Basque Road and Northstar Drive. Staff has determined the proposed rezoning is consistent with the Martis Valley Community Plan and recommended the Board approve the request based on the findings in the staff report.

Michael Johnson, Planning Director, noted that a letter was received yesterday from a resident in the project area expressing concern with the proposed access location for the subdivision. Mr. Johnson stated the access has been analyzed and is consistent with County standards. He talked about concerns stated in the letter regarding the intersection of Basque Road and North Star Drive.

Anthony La Bouff, County Counsel, stated that the letter is extensive and some of the information should be noted in the record. He said the issues need to be addressed by staff.

Wes Zicker, Engineering & Surveying, stated that staff reviewed the letter. The letter addresses concerns regarding speeding on the roads, visibility and snow conditions. He stated there was nothing that could be done to design around those issues. In terms of County standards and traffic standards, the issues have been addressed. The intersection will be safe with no additional impact to the roads in the area.

Ken Grehm, Public Works Director, said that staff looked at other alternatives, one off of North Star Drive and one off of Skidder Trail Road. Staff concluded that the Basque Road alternative was the safest of the alternatives.

Perry Ann Jeveli, author of the letter, stated there are safety concerns with the intersection. There is traffic being added to the worst part of Basque Road, which is the second busiest street in North Star. She provided the Board with photos of the intersection and described the hazards. She requested staff look at the intersection again.

Tim Beck, Booth Applicant (Creek Ski Holdings), advised he has been involved in the process with the County and neighbors for two years, spending extensive time with the neighbors. He was unaware of the new homeowner (Perry Ann Jeveli). The process included three complete engineering and traffic analyses on the project. There was extensive review of the alternatives.

**FACILITY SERVICES/HISTORIC COURTHOUSE ROOF REPAIRS PROJECT** - Authorized the Facility Services Director to enter into an agreement with the Administrative Officer of the Courts, in an amount not to exceed \$275,000, to participate in the Historic Courthouse Roof Repairs in accordance with the Transfer Agreement, Section 5.1.2.1, Proportionate Share, and authorized the Facility Services Director to take all future actions to complete the project.  
**MOTION Holmes/Rockholm/Unanimous**

Joel Swift, Facility Services, said in April 2007, the County and the Administrative Officer of the Courts (AOC) entered into a transfer agreement for the Historic Courthouse in Auburn. The agreement entitles the AOC perpetual and exclusive use of court facilities in the building, under the terms and conditions of the agreement. The County still owns the Auburn Historic Courthouse. The transfer agreement is a financial tool that assigns expenses in a proportional basis, according to the amount of exclusive use allocated to the County and the courts. With regard to common areas, the agreement assigns expenses on a proportional basis according to the amount of exclusive use areas allocated to

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

the County and the Courts. In the case of the Historic Courthouse, the allocation is 23% to the County and 77% to the AOC.

Rob Unholz, Facility Services, stated the AOC contracted with McGinnis Chen Associates, Inc., (MCA) in 2007 to investigate recurring roof leaks in the Historic Courthouse. The County was directly involved in the investigation. In June 2007, MCA presented a report identifying three primary areas of water infiltration and proposed repairs. The areas of water infiltration included: Walkways at the colonnade and the stone gallery of the Dome; exterior metal cladding on the walls, columns, parapets and other architectural features and the windows at the colonnade and stone gallery. Immediate repairs will be made to the dome, windows and roof to eliminate further damage to the fourth floor of the Courthouse. The permanent repairs consist of demolition of interior ceiling and wall drywall and installation of new drywall and paint. Exterior remediation includes removal of existing paints, coatings and plywood decking, installation of new sealants, cladding and flashings and removal and replacement of windows and vents. The plan includes scaffolding, protection of the structure and an on-site Industrial Hygienist for the duration of the project. The AOC is proposing to contract with MCA to provide the design, construction documents, bid administration and construction administration. Construction for the permanent repairs is expected to commence in Spring 2008.

Supervisor Holmes questioned whether the Courts have a contingency fund. Mr. Unholz replied based on the Transfer agreement, the Courts are committed to 77% of the repairs. They are prepared to pay their share of the repair costs.

Chairman Kranz inquired if the building will always be owned by the County and if we would take the lead for these types of matters. Mr. Unholz stated the Courthouse will always be owned by the County. In terms of the things that affect the common area, based on the Transfer Agreement, the Courts are responsible for 77% of the repairs. The County will be involved with inspection of the work.

**HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE** - Resolution 2007-375 adopted approving the relocation and licensure of the newly-constructed Placer County Children's Emergency Shelter and Physical and Behavioral Health Center, as required by the California Department of Social Services, Division of Community Care Licensing, and authorizing the Health & Human Services Director to submit materials to the State for licensure of the facility.  
**MOTION** Holmes/Rockholm/Unanimous

Jim Gandley, Health & Human Services Director, stated they are at the end of a seven year planning, funding and construction process that will result in a state of the art children's emergency shelter for Placer County children in need. There has been approximately \$2.5 million in Federal funding for the project and funding from Federal advocates has been increased from \$250,000 to \$400,000, pending approval by Congress and the President.

Richard Knecht, Children's System of Care Director, provided a powerpoint presentation comparing the existing structure and the new facility. The bed space has increased to 30 children, and contains special capacity for sibling groups and family members.

Chairman Kranz inquired about the Federal funding increase and added that Congressman Doolittle was instrumental in the increase. Mr. Kranz asked if the increase reduced our general fund commitment. Mr. Gandley responded staff will find out the details and report back.

#### **COUNTY COUNSEL/CLOSED SESSION REPORT:**

##### **(A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL**

###### **(1) Anticipated Litigation:**

- (a) Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9. One potential case. - **The Board received a staff report from Counsel and gave direction.**
- (b) Significant exposure to litigation pursuant to subdivision (b) of §54956.9. One case - **The Board received a report on the significant exposure to litigation and gave direction to Counsel.**

##### **(B) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - The Board met to discuss Labor Negotiations for the matter of PPEO & DSA.**

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

#### **ITEMS FOR INFORMATION:**

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

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

**ADJOURNMENT** - There being no further business, the Board adjourned. Next meeting is Wednesday, November 7, 2007. The next regular meeting is Tuesday, November 27, 2007.

**ATTEST:**

\_\_\_\_\_  
Ann Holman  
Clerk of the Board

\_\_\_\_\_  
Bruce Kranz, Chairman  
Placer County Board of Supervisors

\_\_\_\_\_  
Kathy Zick  
Supervising Board Clerk

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, November 27, 2007, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Rockholm, Weygandt, Holmes, Uhler and Kranz present. Chairman Kranz presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel, Anthony J. La Bouff.

**CONSENT AGENDA** – Items 16b and 17j were moved for discussion. Consent Agenda approved as amended with action as indicated. The Board convened as the In-Home Supportive Services Public Authority Board for Item #16e and as the Redevelopment Agency Board for Item #24.  
**MOTION Uhler/Weygandt/Unanimous**

12. **WARRANTS** – Weeks ending October 5, 12, 19, 26 and November 2, 2007
13. **AGRICULTURE/TRANSFER OF FIXED ASSET** - Resolution 2007-376 adopted authorizing the transfer of Placer County Fixed Asset # 3047001- a 2006, Yamaha Kodiak all terrain vehicle, from the Agriculture Department to the California Department of Fish & Game
14. **BOARD OF SUPERVISORS:**
  - a. Approved a commendation congratulating Mary Pombo Farinha on her 105<sup>th</sup> birthday.
15. **CLAIMS AGAINST THE COUNTY** – Rejected the following claim, as recommended by Counsel:
  - a. 07-110, Bodeau, Bradford, \$30,576.00 (Personal Injury)
16. **COMMITTEES & COMMISSIONS:**
  - a. Agricultural Commission – Approved reappointment of Wayne Vineyard to Seat 7 (Rice Crop Industry).
  - b. **MOVED FOR DISCUSSION/Agricultural Commission** – Approve appointment of Larry Jordan to Seat 3 (Timber Industry), as requested by Supervisor Kranz
  - c. Assessment Appeals Board – Approved reappointment of Joe Colosi to Seat 4, as requested by Supervisor Uhler
  - d. Fish & Game Commission – Approved appointment of Gary Flanagan to Seat 4 (District 4), as requested by Supervisor Uhler.
  - e. In-Home Supportive Services Advisory Committee – Approved reappointment of Mary (Katie) Snoberger to Seat 4, (IHSS Service Recipients) and Phylis M. Nelson to Seat 11, (IHSS Service Recipients), as requested by the In-Home Supportive Services Public Authority Board
  - f. Mental Health, Alcohol & Drug Board - Accepted resignation of Carol Wallgren, Seat 11, (Public Interest, District 3) and Marjorie Kopfman, Seat 13, (Consumer, District 3); declared Seats 11 and 13 vacant and directed the Board Clerk to post the vacancies.
  - g. Wastewater Advisory – Approved appointment of Dave Buck to Seat 12 (Public at Large)
17. **COUNTY EXECUTIVE:**
  - a. Administration – Resolution 2007-377 adopted executing the California State Fair Official Entry form and appointing James Durfee, Director of Facility Services, as the official representative for the County of Placer in matters pertaining to the County's 2008 State Fair Exhibit.
  - b. Administration – Approved a 5% merit increase for Kenneth M. Brown, Risk Management Administrator, from Grade 432, Step 4, to Grade 432, Step 5, at \$40.03 per hour, retroactive to September 1, 2007
  - c. Administration – Approved a 5% merit increase for Lisa Buescher, Board of Supervisors Administrative Aide II-C, from Grade 368, Step 2, to Grade 368, Step 3, at \$32.05 per hour, retroactive to September 2, 2006, and approved a 5% merit increase from Grade 368, Step 3, to Grade 368, Step 4, at \$33.65 per hour, retroactive to September 1, 2007
  - d. Administration – Approved a 5% merit increase for Cynthia F. Martin, Risk Management Administrator, from Grade 432, Step 3, to Grade 432, Step 4, at \$38.12 per hour, retroactive to August 5, 2006 and approved a 5% merit increase from Grade 432, Step 4, to Grade 432, Step 5, at \$40.03 per hour, retroactive to August 4, 2007
  - e. Administration – Approved a 5% merit increase for Maryellen T. Peters, Risk Management Deputy County Executive Officer, from Grade 474, Step 2, to Grade 474, Step 3, at \$55.15 per hour, retroactive to March 17, 2007

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

- f. Administration – Approved a 5% merit increase for Jerry Silva, Information Technology Manager, from Grade 457, Step 3, to Grade 457, Step 4, at \$48.89 per hour, retroactive to November 10, 2007.
- g. Consolidated Fire – Adopted Resolution 2007-378 and approved corresponding agreement terminating contract between the California Public Employees' Retirement System (CalPERS) and the Placer County Board of Supervisors, acting as the successor governing board of the former Placer Consolidated Fire Protection District and approved budget revision to cancel North Auburn Ophir Fire County Service Area reserves and increase appropriations, in the amount of \$49,413.
- h. Emergency Services - Ratified Ordinance 1-2007 - Fire Prevention Code of the North Tahoe Fire Protection District and directed staff to transmit the determination
- i. Emergency Services - Ratified Ordinance 8-2007 - Fire Prevention Code of the Alpine Springs County Water District and directed staff to transmit the determination
- j. **MOVED FOR DISCUSSION**/Emergency Services – Introduction of an ordinance, first reading waived, amending Chapter 2 §2 08.010 of the Placer County Code and adding Chapter 2 §2.26 which combined, reflects creating a County Fire Warden as an unpaid County Officer, and providing the Board authority to appoint the Fire Warden, delineate duties and provide administration and oversight. This item is a necessary companion action to the Board's October 23, 2007 adoption of the Hazardous Vegetation Abatement Ordinance.
- k. Redevelopment Agency - Resolution 2007-379 adopted supporting the submittal of a pre-application by Kings Beach Resorts LLC, to the Tahoe Regional Planning Agency, in accordance with the Lake Tahoe Community Enhancement Program.

## 18 FACILITY SERVICES:

- a. 100 Ramp Remodel, Project, #4744 - Approved agreement with Johnson Controls, Inc., in an amount not-to-exceed \$128,066, to provide design and installation of heating, ventilating and air conditioning control units for the project, a collection of County office buildings located on B Avenue in the Placer County Government Center, in north Auburn
- b. Cabin Creek Tower Co-Location - Resolution 2007-380 adopted authorizing the Facility Services Director to execute the County's consent to a co-location request by T-Mobile, USA, at the County's Eastern Regional Landfill Site, and to execute documents and take actions to carry out the purposes and intent of the resolution
- c. Community Development Resource Center, Phase II, Project #4630 - Approved agreement with Williams + Paddon, Architects + Planners, Inc., in an amount not-to-exceed \$129,600, for architectural and engineering services for the project
- d. Lease Agreement – Approved Residential Lease Agreement with Ernest and Marilyn Murata, in the amount of \$2,480 per month, for premises located at 104 Tahoma Avenue, Tahoe City, for seasonal occupancy by the Public Works Department snow removal crew.
- e. Recreation Area #2 (Squaw Valley/Tahoe City Area) - Approved budget revision appropriating Park Dedication Fees from Recreation Area #2 (Squaw Valley, Tahoe City Area), in the amount of \$10,000, for improvements at Squaw Valley Park.
- f. Recreation Area #12 (Dutch Flat) - Approved budget revision appropriating Park Dedication Fees from Recreation Area #12 (Dutch Flat), in the amount of \$116,000, for construction of improvements at the Dutch Flat Swimming Pool
- g. Sewer System Management Plan - Approved the Work Plan and Schedule for development of the management plan, in accordance with California State Water Resources Control Board requirements, and authorized the Facility Services Director, or his designee, to file a Notice of Exemption for the associated work

## 19 HEALTH & HUMAN SERVICES:

- a. Administrative Services - Approved award of a purchase order to AT&T Data Com of San Ramon, CA, as part of a competitively bid contract through the State of California for purchase of five Tandberg Video Conferencing Systems, approved budget revision to appropriate \$45,396 in Air Pollution Control District grant funding and transfer \$24,000 in matching Federal monies; adding the video conferencing equipment to the Health & Human Services Master Fixed Asset List; and authorized the Purchasing Manager to sign the resulting purchase order, in the amount of \$66,035.26

**PLACER COUNTY BOARD OF SUPERVISORS  
MINUTES**

- b. Community Health & Clinics - Approved a \$9,500 increase to Blanket Purchase Order BP014230 with Walter D. Skinner, dba Alta Vista Dental Lab, for the year ending December 31, 2007 and authorized the Purchasing Manager to sign the amended agreement, in the maximum amount of \$59,000
- 20 HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE/COMMUNITY SERVICES COMMISSION BLOCK GRANT
- a. Accepted the recommendations of the Placer County Community Services Commission for the award of 2008 Community Services Block Grant funds to provide services to seniors, at-risk youth and homeless individuals and authorized the Health & Human Services Director to enter into contracts with Sierra Senior Services, Seniors First, Tahoe Women's Services, The Salvation Army and The Gathering Inn, for a total amount of \$124,540
- b. Authorized the Health and Human Services Director to renew contracts with the recommended agencies in calendar year 2009 for the same dollar amounts, contingent upon satisfactory performance in contract year 2008, continued Federal Community Services Block Grant funding and support of the Commission.
- 21 LIBRARY - Approved the 5:00 p.m. closure of Placer County Library branches on Monday, December 24 and Monday December 31, 2007 due to the holiday schedule
- 22 PROCUREMENT SERVICES - Authorized the Purchasing Manager to sign the following:
- a. Blanket Purchase Order #14537, Document Shredding Services/Various Departments - Approved Change Order #1 with Confidential Document Control, increasing the maximum amount by \$20,000, for a revised maximum amount of \$63,000
- b. Competitive Bid #9715, Pre-printed & Blank Envelopes/Administrative Services - Awarded to Cenvco, in the maximum aggregate amount of \$65,000.
- c. Competitive Request for Proposals #9742, Contract Driver Services/Public Works - Awarded to MV Transportation, in the maximum amount of \$130,000, for driver services for the Tahoe Area Regional Transit Peak Season Program
- d. Countrywide Blanket Purchase Order #114277, Various Departments - Approved Change Order #2 with Corporate Express, increasing the amount by \$225,500, for a revised amount of \$1,075,000.
- e. Purchase Order, John Deere 624J Wheel Loader/Public Works - Awarded purchase order from a Houston-Galveston Area Council competitive contract with Pape' Machinery, in the amount of \$163,451.25
- 23 PUBLIC WORKS.
- a. Agreement - Resolution 2007-381 adopted authorizing the Public Works Director to execute Joint Use Agreements and Consent to Common Use Agreements with public utility companies
- b. Amendment - Resolution 2007-382 adopted approving Amendment #1 to Professional Service Agreement #73192 with Applied Engineering and Geology, Inc., in the amount of \$78,028, for additional site investigation and monitoring at the Roseville Corporation Yard
- c. Minnow Avenue Public Parking Lot, Contract #73258 - Resolution 2007-383 adopted accepting the project as complete, and approving and authorizing the Public Works Director to execute the Notice of Completion
- d. State Transit Assistance Funds Claim - Resolution 2007-384 adopted authorizing the Chairman to execute the 2007/08 State Transit Assistance Claim for Placer County Transit, in the amount of \$335,080
- e. State Transit Assistance Funds Claim - Resolution 2007-385 adopted authorizing the Chairman to execute the 2007/08 State Transit Assistance Claim for Tahoe Area Regional Transit, in the amount of \$133,416
- 24 REDEVELOPMENT AGENCY BOARD
- a. Purchase Order - Authorized the Purchasing Manager, or designee, to execute a blanket purchase order between the Redevelopment Agency and Andregg Geomatics, Inc., in an amount not to exceed \$100,000, for surveying services
- b. Relocation Guidelines - Resolution 2007-386 adopted approving the Redevelopment Agency Relocation Guidelines

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

## 25 SHERIFF

- a Approved modification of the final budget and approved a budget revision, in the amount of \$20,000, to reflect HR 2389 funding for communication equipment and support for the Search and Rescue operations
- b Approved contract between the Placer County Sheriff-Coroner-Marshal and the Sierra County Sheriff's Office, from December 1, 2007 through November 30, 2009, to provide pathology and morgue services to Sierra County. The rates are based on the types of cases ranging from \$300 to \$1,200

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

**BOARD OF SUPERVISORS** – Presentation of a commendation congratulating Mary Pombo Farinha on her 105<sup>th</sup> birthday

**PLACER COUNTY 4-H All STARS** – Presentation of Honorary 4-H Leadership Cards to the Board

**OFFICE OF EDUCATION** – Annual report on Williams Schools in Placer County, presented by Gayle Garbolino-Mojica, County Superintendent of Schools.

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

## 16. COMMITTEES & COMMISSIONS

- b. Agricultural Commission – Approve appointment of Larry Jordan to Seat 3 (Timber Industry), as requested by Supervisor Kranz.

**MOTION Holmes/Weygandt/Unanimous to approve the appointment of Larry Jordan and directed staff to review the Committee & Commission application selection and appointing process and report back next year.**

Chairman Kranz explained there is not a standard operating procedure for interviewing for public appointments to County committees/commissions and later for consideration at Board of Supervisor meetings. This agenda item was submitted on a previous Board agenda and removed because the other supervisors had not had an opportunity to review both applications (Larry Jordan and Allen Edwards). He stated that he requested the appointment be given to Larry Jordan because of his experience in the timber industry. District 5 has almost all the forests in Placer County. He spoke to individuals who know both applicants. Chairman Kranz has personally worked with Mr. Jordan and felt his experience made him the most qualified applicant.

Supervisor Holmes stated this is not a District 5 appointment; it is an appointment of the Board of Supervisors to a position, representing an industry on the Agriculture Commission. Mr. Holmes did not have any issues with Mr. Jordan, but stated since there was support for Mr. Edwards, there should be a discussion. Mr. Edwards and any supporters should be allowed to speak.

Supervisor Weygandt agreed with Supervisor Holmes. He stated that Allen Edwards attempted to meet with each Board member, but was unsuccessful. Mr. Weygandt felt the Board needed to have the opportunity to interview applicants.

Public Comment – The applicants, Larry Jordan and Allen Edwards provided their personal background. Individuals spoke in support of each candidate.

**MOTION Kranz/Uhler VOTE 3:2 (Weygandt, Holmes No) to appoint Larry Jordan.** Supervisor Uhler explained that he has worked with Mr. Jordan but did not know Mr. Edwards. Discussion ensued.

**MOTION Holmes/Weygandt/Unanimous to approve the appointment of Larry Jordan and directed staff to review the Committee & Commission application selection and appointing process and report back next year.**

Anthony La Bouff, County Counsel, explained his staff researched appointment ordinances from various committees. It is clear they are not consistent. In this particular case, the ordinance indicated the appointment goes to the Chair, so that was the direction they gave the Chairman. He indicated there may not be another ordinance that empowers the Chair. He suggested the Board request a survey of the County appointments to improve and unify the process. Staff will report back some time next year.

Supervisor Rockholm suggested there be an application process. He was uncomfortable with the fact he did not know either of the applicants.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

## 17 COUNTY EXECUTIVE.

- j Emergency Services - Ordinance introduced, first reading waived, amending Chapter 2 §2.08.010 of the Placer County Code and adding Chapter 2 §2.26 which combined, reflects creating a County Fire Warden as an unpaid County Officer; and providing the Board authority to appoint the Fire Warden, delineate duties and provide administration and oversight. This item is a necessary companion action to the Board's October 23, 2007 adoption of the Hazardous Vegetation Abatement Ordinance.

**MOTION Holmes/Rockholm/Unanimous to approve the creation of a County Fire Warden and to amend Section 2.26.040, Duties & Administration, Item C, striking out "as delegated to the Program Manager, Office of Emergency Services".**

Thomas Miller, County Executive Officer, stated the proposed ordinance identifies the individual as an appointed Fire Warden, representing the County, with the powers of a peace officer in enforcing the County fire ordinances and providing an annual report to the Board of Supervisors. The term of the appointment is serving at the pleasure of the Board. The position is without compensation. He amended the wording in Item C of the Duties & Administration directing administration and oversight of all actions undertaken by the Fire Warden is by the Office of the County Executive.

Chairman Kranz thanked Mr. Miller, as he sees this position working closely with the Board regarding regulations and ordinances affecting fire issues.

**HEALTH & HUMAN SERVICES/ENVIRONMENTAL HEALTH** - Public hearing to consider revising the permit, annual facility monitoring and inspection fees, and one-time construction plan check and inspection fees, in order to cover the cost of services provided by the Environmental Health Division of the Health and Human Services Department, approve a resolution adopting fees for Land Development Services provided by the Placer County Environmental Health Division, approve a resolution adopting fees for certain services provided by the Health and Human Services Department, Environmental Health Division and introduction of an ordinance amending Chapter 2, Section 2.118.100, removing references to current Environmental Health fees, which will be set by resolution.

**MOTION Rockholm/Uhler/Unanimous to continue the item to December 11, 2007, at 10:00 a.m.**

**COUNTY EXECUTIVE/AFFORDABLE HOUSING** - Update/Status Report on Affordable Housing Stakeholder Group/Discussion of Proposed Affordable Housing Program, areas west of Blue Canyon.

**MOTION Rockholm/Weygandt/Unanimous directing staff to create an Affordable Housing Program using information provided by the Stakeholders Group and to review the option of including specific plan areas in the Affordable Housing Program.**

Michael Johnson, Planning Director, stated the Stakeholder Group convened in June 2005. The intent of the update today is to confirm future actions staff intend to take regarding the development of an Affordable Housing Program for the County. The County Housing Element was adopted in May 2003, placing many programs and policies regarding Affordable Housing issues throughout the County. To address the affordable housing issues, the Board convened a group of stakeholders in June 2005. The area of discussion for the group has focused on the area below 5,000 feet (Blue Canyon area). The delineation was done recognizing that the workforce housing issues for the Tahoe area are being addressed through a separate forum. The status of the Stakeholder Group was last presented to the Board in October 2006. After listening to input from members of the Stakeholder's Group, the Board concluded there was merit in having the Group continue to meet to find consensus and come forward with a formal recommendation.

Mr. Johnson said that since the October 2006 meeting, staff has continued to meet with the group to reach a consensus on affordable housing issues. The Stakeholder Group is actively working towards the development of an affordable housing program to present to the Board. The report presented today is a conceptual affordable housing program based on discussions of the Affordable Housing Stakeholder Group. In order to develop the housing program, staff has taken the work prepared by the Stakeholder's Group and crafted a program reflecting the direction and discussion from the Stakeholder's Group. There was debate on the minimum percentage of affordable housing that should be provided with each new housing project. In March 2004, Sacramento Area Council of Governments adopted the Sacramento Regional Compact for production of affordable housing, setting a policy that 10% of all new housing be set aside as affordable housing. The Compact set forth the "4-4-2 standard", where 4% of the housing is set aside for very low incomes, 4% is set aside for low incomes and 2% is set aside for moderate incomes. This same policy is being used by staff in implementing the specific plans in Western Placer County.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

Mr. Johnson stated that while there was general agreement with the Stakeholder's Group that the 4-4-2 standard was acceptable, the Group concluded that there were many other opportunities and solutions available to address affordable housing. The Group developed a Menu of Options, which was an acceptable way to look at delivering affordable housing units in Placer County and include

- Allowing for affordable housing to be constructed, either on or off-site
- Allowing for dedication of land, either on or off site, for the development of affordable housing
- Allowing for payment of in-lieu fees
- Development of a non-residential fee to be used for the development of affordable housing.
- Allowing for construction of alternative housing types.
- Allowing for conversion and or rehabilitation of existing housing that could be dedicated as affordable housing.
- Allowing a sliding scale for the provision of affordable housing
- Potential for other options that the Group and/or the County have not considered

Mr. Johnson said the intent of the Menu of Options was to provide builders flexibility. One of the missing elements discussed, but not addressed in the Menu, was what role the County could play as a partner in the provision of affordable housing. The Group questioned whether the County would commit general fund monies, land or staffing resources. Two strongest debated issues were the payment of a residential in-lieu fee and the development of a non-residential impact fee. The residential in-lieu fee is to provide the builder an option of paying an in-lieu fee instead of providing land or constructing an affordable housing unit. A non-residential fee pertains to non-residential builders (builders of commercial and industrial projects). There was consensus that this was a missing element in the affordable housing program. Based on other communities that have adopted non-residential fees in the region, it was concluded that jobs generated by these non-residential businesses generate the demand for affordable housing, and the non-residential builder should be a part of any affordable housing program developed by the County. Staff has not conducted any meetings or discussions with non-residential builders. Based on the direction of the Board, staff would start an outreach program to start discussions with the builders about a possible fee.

Mr. Johnson said one of the challenges is getting projects through the approval process. In an effort to expedite the review process for affordable housing projects, the Stakeholder's Group discussed the potential of establishing an affordable housing permit process, handled at the Zoning Administrative level. With the information from the Stakeholder's Group, staff felt they have sufficient information to move forward with the development of an actual affordable housing program. Staff would be the lead on the preparation of the program, and consult and continue to meet with the Group throughout the process. Based on the concurrence of the Board, staff will continue with the following actions:

- Continue to develop an affordable housing program centered on the Menu of Options
- Retain the services of a consultant to prepare a nexus study for the development of an affordable housing in-lieu fee program
- Retain the services of a consultant for the development of a nexus study for the development of a non-residential fee program
- Retain the services of a consultant to analyze the benefits and liabilities associated with retaining a non-profit or for profit partner to administer an affordable housing program for the County.
- Draft zoning text amendments to create an affordable housing permit process that will be handled at the Zoning Administrator level
- Consider modifications to development standards to consider reductions in building set backs and roadway right of ways.

Mr. Johnson said they are at a point where there is general consensus with the affordable housing advocates and the building industry.

Randy Collins, Ryan & Bards, stated that while there is an affordable housing program for the specific plan areas, it does not include a fee option. He requested specific plan areas be included in the Menu of Options. Anthony La Bouff, County Counsel, discussed reviewing the specific language of existing specific plans and development agreements. Thomas Miller, County Executive Officer, stated the focus on the Stakeholder's Group was not on the specific plans.

There was discussion about staff evaluating Mr. Collins' request about specific plan areas being included in the affordable housing program, as a separate item.

Herb Whitaker, Managing Attorney, Local Office of Legal Services of Northern California, and Affordable Housing Stakeholder Representative, advised at the beginning of the process, the Building Industry insisted, in their written proposal, that specific plans be excluded from the affordable housing discussion process. He did not see the need for inclusion, since they view specific plan development as a different process from non-specific plan residential development. The Stakeholders would be willing to discuss it, if that was the Board's direction. In his opinion, making a change now would be a step back in the process.

323

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

Supervisor Uhler stated he did not interpret Mr. Collin's request as saying that all specific plans be included in the affordable housing. His understanding was their specific plan area has an affordable housing requirement, and they are seeing more options to allow the development community to meet their requirement than their development agreement offered.

Chairman Kranz inquired if the options were acceptable to the Group. Mr. Whitaker stated they have arrived at a general consensus on a conceptual approach. They are very dissatisfied with many specific elements in the plan.

Supervisor Holmes referenced Page 27, Area of Applicability of Proposed Program and read a portion into the record. "Because one of the options available may include the payment of an in-lieu fee, smaller builders would have an alternative available to meet the requirements of providing affordable housing without having to construct actual units. This is especially important for the smaller development areas in the Loomis Basin, where the availability of infrastructure and the proximity to service may be limited". He stated that the Penryn community is concerned that the County is pushing affordable housing into their community. The referenced statement clarifies the misconception.

Darin Gale, North State Building Industry Association, stated they do not agree with the whole plan. They are all working together and seeing progress.

Supervisor Uhler felt we should look at including the non-residential builders and spoke about incentives. Supervisor Weygandt said going forward with the plan and creating policy makes the housing affordability issue worse.

**ADMINISTRATIVE SERVICES/PROCUREMENT** - Acknowledged the Procurement Department for receiving the Achievement of Excellence in Procurement Award for 2007.

**ADMINISTRATIVE SERVICES/PROCUREMENT** - Authorized the Purchasing Manager to sign

- a. **Purchase Order, Three John Deere 310SJ Backhoe Loaders/Public Works** - Awarded from a California Department of Transportation competitive contract with Pape Machinery, in the amount of \$270,141.30. MOTION Rockholm/Holmes/Unanimous

**HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE** - Approved renewal grant agreement with the U.S. Department of Housing and Urban Development to receive funds, in the amount of \$293,282, for Permanent Supportive Housing under the Supportive Housing Program. The term of the agreement is for twelve months, beginning upon execution; the funding provides on-going housing and self-sufficiency services to the homeless, mentally ill population.  
MOTION Holmes/Weygandt/Unanimous

Maureen Bauman, Adult System of Care, advised this is the seventh year Placer County has participated in the housing and urban development continuum of care grant process, and the fifth year Adult System of Care has received funding at this level for this population. Persons who are disabled due to mental illness, who have stable housing, are more able to achieve positive outcomes such as maintaining stability in the community, being employed and not needing the more costly services of hospitalizations and locked facilities. The grant will target 29 people. Last year 87% of the program participants moved to greater independence as a result of the program. For those who were unemployed at admission, 86% had employment or social security when they exited the program. Currently, there are 20 single adults and 11 families benefiting from the housing program.

**PUBLIC WORKS/PROPOSITION 1B (TRANSPORTATION BOND) PROJECT LIST** - Resolution 2007-387 adopted approving a project list for Proposition 1B funding and a budget revision amending the Public Works budget to reflect an additional \$5,151,184 in State funding for County transportation infrastructure. MOTION Rockholm/Holmes/Unanimous

Ken Grehm, Public Works Director, advised Proposition 1B was a \$19.9 billion bond measure for transportation improvements, approved last year. One sub-program allocated was the local streets and roads program, which is being presented today. Placer County share is \$5,151,184. The value reflects approximately 40% of what the County will receive over the course of the bonds. Proposition 1B funds are one-time dollars and meant for capital expenditures.

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

**TREASURER/TAX COLLECTOR** – Received report on the results of the 2007 South Placer Justice Center Courthouse Financing Project Certificates of Participation.

Jenine Windeshausen, Treasurer-Tax Collector, advised on October 23, 2007, the Board authorized the sale of Certificates of Participation to finance the purchase of the South Placer Justice Center Courthouse. The winning bid was 4.381223%, submitted by Morgan Stanley. There were a total of eight bids. Ms. Windeshausen provided the Board a handout commenting on the bid results.

Thomas Miller, County Executive Officer, praised Ms. Windeshausen and all those who work with her, for their hard work.

## COUNTY COUNSEL/CLOSED SESSION REPORT:

### (A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL

(1) Anticipated Litigation:

(a) Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9: One potential case - *The Board formally received and adopted special counsel Rick Crabtree's report and supplemental report on violations of the Subdivision Map Act. These documents will be made available to the public as part of the record of today's Board of Supervisor's hearing. Additionally, the Board has authorized the initiation of a civil action against certain individuals alleged to be part of the Subdivision Map Act violations and the further employment of Rick Crabtree as special counsel to assist in that litigation.*

(B) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR – *The Board gave direction to its Labor Negotiator with regard to some PPEO matters and received a status report on DSA negotiations.*

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

(C) §54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION – *There was a successful evaluation of the County Executive Officer.*

Title: County Executive Officer

## ITEMS FOR INFORMATION:

26. **TREASURER/TAX COLLECTOR** - Treasurer's Statement for the month of October 2007

**ADJOURNMENT** – The next regularly scheduled meeting is Tuesday, December 11, 2007

## ATTEST:

\_\_\_\_\_  
Ann Holman  
Clerk of the Board

\_\_\_\_\_  
Bruce Kranz, Chairman  
Placer County Board of Supervisors

\_\_\_\_\_  
Kathy Zick  
Supervising Board Clerk

