

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, February 5, 2008, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Rockholm, Weygandt, Holmes, Uhler and Kranz present. Chairman Holmes presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

PUBLIC COMMENT – Will Dickenson, speaking on behalf of the Western Placer Waste Management Authority, announced the Authority voted to decrease the tipping fee charged to customers for municipal solid waste.

SUPERVISOR'S COMMITTEE REPORTS – Supervisor Kranz thanked the Sheriff's Department in locating two missing skiers from Alpine Meadows ski resort. He said the County needs a helicopter capable of making rescues in the entire district and the new helicopter we have coming will do that. Supervisor Uhler advised a letter was sent to Nevada County regarding its intention to leave the Golden Sierra Job Training Agency Joint Powers Authority (JPA) as long as it recognizes its existing obligation to the employees of the JPA. Placer County received a letter from Nevada County saying they see no existing obligation to existing employees. At some point this issue may come back to the Board for discussion and possibly some action. Chairman Holmes attended the Climate Change discussion at Sacramento State University.

CONSENT AGENDA (Items 9-12) – A portion of Item 11, Minutes of January 22, 2008 was removed to be brought back at a future meeting for approval. Consent Agenda approved as amended with action as indicated. MOTION Rockholm/Weygandt/Unanimous

9. WARRANT REGISTERS – December 7, 14, 21, & 28, 2007 and January 4, 2008.

10. AGRICULTURE:

- a. Resolution 2008-22 adopted authorizing the approval of contract #07-0509 with the State Department of Food and Agriculture allowing for reimbursement from the State for up to \$1,766 for enforcing mandated programs.
- b. Resolution 2008-23 adopted authorizing the approval of contract #07-0641 with the State Department of Food and Agriculture allowing for reimbursement from the State for up to \$26,102 for enforcing mandated programs and authorizing the Agricultural Commissioner/Sealer to sign.
- c. Resolution 2008-24 adopted authorizing the approval of contract #07-0443 with the State Department of Food and Agriculture allowing for reimbursement from the State for up to \$36,168.50 for enforcing mandated programs.

11. BOARD OF SUPERVISORS – Approved minutes of November 7, 2007 and January 22, 2008.

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

- a. 07-120, Kotlik, Michael, Not Stated, (Bodily Injury)
- b. 08-007, Hoffman, Gail, \$100,000, (Bodily Injury)

13. CLAIMS AGAINST THE COUNTY – Rejected the timely portion of the following claims, as recommended by Counsel:

- a. 07-117, Burris, Michelle, Not Stated, (Personal Injury)
- b. 07-118, Burris, Wesley, Not Stated, (Personal Injury)
- c. 07-119, Sierra Brokers Real Estate, Inc., Not Stated, (Personal Injury)

14. COMMITTEES & COMMISSIONS:

- a. Greater Auburn Area Fire Safe Council – Approved appointment of George Remaley to Seat 1, as requested by Supervisor Holmes.
- b. Placer County Child Care Local Planning Council – Approved appointment of Linda Scudder to Seat 3, representing Child Care Providers

15. COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING – Resolution 2008-25 adopted in support of Federal Funding that will support Placer County Conservation Planning (PCCP) efforts.

16. COUNTY EXECUTIVE:

- a. Administration - Authorized Supervisors Holmes, Rockholm and Weygandt to travel to Drexel University (Philadelphia, Pennsylvania), February 11-12, to tour the campus and to meet and engage with University officials, and others, in an effort to implement a County-approved strategy to attract businesses to Placer County. And, authorized the Supervisors to travel to Washington, DC from February 13 to February 15, to meet with elected or appointed officials from the United States to discuss legislative and regulatory issues affecting the county, and over which the federal officials have jurisdiction.

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- b. Emergency Services - Approved a budget revision, in the amount of \$7,500, for a leak detection system to be purchased with Homeland Security Grant Program funds for the Placer County Central Hazardous Materials Response Team, authorized the Purchasing Manager to purchase the system, and added the system to the Master Fixed Asset List.
 - c. Emergency Services - Ratified Ordinance 01-2007 - Fire Code of the Truckee Fire Protection District (TFPD), delegated enforcement to the TFPD Fire Chief, and directed staff to transmit the determination.
17. PERSONNEL/PROPOSITION F - Ordinance introduced, first reading waived, implementing the required salaries for the classifications covered by Proposition F and other associated law enforcement classifications, effective February 1, 2008, at 5:01 p.m. Percentage increases by classification are as follows: Undersheriff 5.52%; Assistant Sheriff 5.52%; Captain 5.55%; Lieutenant 5.51%; Sergeant 5.65%; Chief Deputy Coroner 4.19%, Deputy Sheriff I/II 4.19%; Investigator 5.64%; Investigator Welfare Fraud 5.64%.
18. PROBATION - Resolution 2008-26 adopted authorizing the Chief Probation Officer to submit and/or sign Placer County's Youthful Offender Block Grant application and related contracts, amendments, or extensions, in the amount of \$147,000, with the State of California.
19. PROCUREMENT SERVICES - In accordance with County Policy, non-contested competitively awarded bids under \$250,000 are placed on the Consent Agenda. Authorized the Purchasing Manager to sign the following:
- a. Competitive Bid #9746/10 Wheel Water Truck/Public Works - Awarded to T&B Sales in the maximum amount of \$132,593.63.
 - b. Blanket Purchase Orders/Clinical and Forensic Laboratory Services/Health & Human Services - Renewed two Blanket Purchase Orders awarded as a result of a Competitive Bid with Laboratory Corporation of America, in the maximum aggregate amount of \$126,250.
 - c. Sole Source Purchase Order/Software Maintenance & Support of the Permit Tracking System/Land Development - Awarded to Accela, Inc., in the maximum amount of \$95,049.91.
20. PUBLIC WORKS:
- a. Purchase Order/Auto Body Repair - Approved an increase of \$18,000 to Blanket Purchase Order #14444 with Meadow Vista Autocraft, for a total amount of \$66,000.
 - b. Fixed Asset/Changeable Message Board - Approved a Budget Revision appropriating \$17,428.13 in the Road Maintenance budget to Account 4451 Fixed Assets and approved the addition of a new changeable message board to the list of Fixed Assets.
 - c. Fixed Asset/Sign Shop Cutter-Plotter - Approved a revision to the Road Maintenance Division's list of Fixed Assets for the 07/08 budget by adding a cutter-plotter.
 - d. Fixed Asset/10-Wheel Water Truck - Approved a revision to the Road Maintenance Division's list of Fixed Assets for the 07/08 budget by changing one of the listed 10-wheel dump trucks to a 10-wheel water truck.
 - e. Barton Road Bridge at Miners Ravine Replacement Project - Resolution 2008-31 adopted authorizing the Director of Public Works to enter into an agreement, with County Counsel review and approval, with PG&E to relocate overhead utility poles as required by the project.
21. REVENUE SHARING - In approving the following appropriations, the Placer County Board of Supervisors makes the finding that each and every approved contribution serves a public purpose by promoting the general welfare of the County and its inhabitants; therefore, the County benefits.
- a. Approved appropriation of \$600 in Revenue Sharing monies to the Child Abuse Prevention Council 10th Annual "Putting Children First" Awards Luncheon as requested by Supervisor Rockholm (\$250), Supervisor Holmes (\$100) and Supervisor Uhler (\$250).
 - b. Approved appropriation of \$250 in Revenue Sharing monies to the Dry Creek Conservancy 12th Annual Creek Week Celebration as requested by Supervisor Rockholm (\$250).
 - c. Approved appropriation of \$750 in Revenue Sharing monies to the Sierra College Foundation A Taste of Excellence Event as requested by Supervisor Rockholm (\$500) and Supervisor Uhler (\$250).
 - d. Approved appropriation of \$250 in Revenue Sharing monies to the Woodcreek High School Band Boosters as requested by Supervisor Rockholm (\$250).

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- e Approved appropriation of \$250 in Revenue Sharing monies to the Placer County Academic Decathlon Awards Banquet as requested by Supervisor Rockholm (\$250)

End of Consent Agenda

COUNTY EXECUTIVE/ADMINISTRATION - Resolution 2008-27 adopted requesting that the California State Legislature introduce and support urgency legislation that would authorize the Placer County Board of Supervisors to ban alcohol, during specified periods, on the Truckee River.

FACILITY SERVICES/SHERIDAN SEWER - Resolution 2008-28 adopted designating the Director of Facility Services as authorized representative to apply for a United States Department of Agriculture (USDA) Rural Utility Services (RUS) grant in an amount not to exceed \$1,000,000; and authorized the Director of Facility Services to negotiate and execute a grant contract and any amendments upon review and approval by Risk Management and County Counsel, and certify grant disbursements.

MOTION Weygandt/Rockholm/Unanimous

FACILITY SERVICES/SOUTH PLACER ADULT CORRECTIONAL FACILITY, PROJECT #4764 - Approved and authorized the Chairman to sign the amendment to the Consultant Services Agreement with Jay Farbstein & Associates, Inc., for the development of a detailed Architectural Space Program for the South Placer Adult Correctional Facility. The Amendment includes a proposed fee increase of \$196,901, for a revised not to exceed contract amount of \$294,901.

MOTION Rockholm/Uhler/Unanimous

COMMUNITY DEVELOPMENT RESOURCE AGENCY/ZONING TEXT AMENDMENT/PUBLIC NOTIFICATION SIGNS - Public hearing closed to consider an amendment to Chapter 17 of the Placer County Code establishing additional notice requirements for development applications that require public hearings before the Planning Commission and/or Board of Supervisors. The purpose of Public Notification Signs is to inform residents and the general public as early as possible about development projects, and initiate proactive discussions with project applicants and County staff prior to public hearings by the approving authority. The Board will consider finding the action to adopt the ordinance to be categorically exempt from environmental review.

MOTION Uhler/Weygandt/Unanimous to approve the Zoning Text Amendment, Ordinance 5500-B adopted amending Chapter 17 adding Section 17.58.045 regarding public notification signs, adopted findings with an amendment to Finding D., removing "at the start of project construction or when the approvals have expired, whichever comes first" and adding "and shall remove all sign(s) within 30 days of a final determination by the appropriate County hearing body".

FACILITY SERVICES/COUNTY SERVICE AREA 28, ZONE 173 (DRY CREEK) - Public hearing closed and Resolution 2008-29 adopted annexing the Dry Creek Joint Elementary School District property, APN 474-080-013, located on Cook Riolo Road in Roseville, into the boundaries of the district. MOTION Rockholm/Weygandt/Unanimous

HEALTH & HUMAN SERVICE/COMMUNITY HEALTH AND CLINICS - Approved the Restricted Project Grant Agreement with The California Endowment for the project "Human Health Impact of Air Pollution" for a total of \$143,099 for the period from December 1, 2007 through November 30, 2009, and authorized the Director of Health and Human Services to sign the agreement and subsequent amendments. MOTION Rockholm/Weygandt/Unanimous

HEALTH & HUMAN SERVICES/COMMUNITY HEALTH AND CLINICS - Public hearing closed, to consider adoption of new fees in State-required programs, as well as adjustments in Community Health and Clinics fees to recover more of the costs of providing the services; resolution 2008-30 adopted containing the fee schedule for services, and ordinance 5501-B adopted deleting and replacing Section 2.116.110 and deleting in its entirety Section 2.116.120 of Chapter 2 of the Placer County Code. MOTION Rockholm/Uhler/Unanimous

HEALTH & HUMAN SERVICES/ENVIRONMENTAL HEALTH - Public hearing to consider revising the permit, annual facility monitoring and inspection fees, as well as one-time construction plan check and inspection fees, in order to cover the cost of services, adopt a resolution containing the fee schedule for Land Development Services, adopt a resolution containing the fee schedule for certain services, and adopt an ordinance deleting and replacing Chapter 2, Section 2.116.100 of the Placer County Code. *Staff recommends the public hearing be continued to February 26, 2008 at 9:40 a.m.*

MOTION Uhler/Weygandt/Unanimous to continue the hearing to February 26, 2008 at 9:40 a.m.

DATE

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COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation:

(a.) John and Cassandra Springer vs. County of Placer, et al., U.S.D.C. Eastern District, Case No.: 2:06-CV-00310-GEB-DAD – *The Board received a report from Counsel and gave direction.*

(b.) County of Placer vs. Michelle Burris, et al., Placer County Superior Court Case No.: SCV-22068
The Board received a report from Counsel and gave direction.

(B) §54956.8 – CONFERENCE WITH REAL PROPERTY NEGOTIATOR – *There was no discussion on this item.*

(a) Property: Portion 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 did meet and confer with its Labor Negotiators over Labor Negotiations.*

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

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING/THIRD-PARTY APPEAL PENRYN TOWNHOMES PLANNED RESIDENTIAL DEVELOPMENT (PSUB-T20060767) PLANNING COMMISSION APPROVAL OF A TENTATIVE SUBDIVISION MAP/CONDITIONAL USE PERMIT, MITIGATED NEGATIVE DECLARATION - Public hearing closed to consider a third-party appeal from Michael Sasko of the Planning Commission approval of a Tentative Subdivision Map and Conditional Use Permit for the Penryn Townhomes Planned Development. The project would be developed on 3.2 +/- acres and would include 23 Townhomes in seven separate buildings, three open space lots, interior roadways and associated parking. The Board will consider a Mitigated Negative Declaration for the project as approved by the Planning Commission. The property (APN 043-060-061) is located on the east side of Penryn Road, approximately 0.1 miles north of Interstate 80, and is currently zoned C1-UP-Dc (Neighborhood Commercial, Combining CUP Required, Combining Design Scenic Corridor).
(Continued from January 8, 2008 at 11:00 a.m.)

MOTION Uhler/Weygandt/Unanimous to deny the appeal and uphold the Planning Commission's approval of the Tentative Subdivision Map, Conditional Use Permit and Mitigated Negative Declaration, subject to findings.

ITEMS FOR INFORMATION:

Treasurer's Statement for the month of December 2007.

ADJOURNMENT – Next regular meeting is February 26, 2008.

ATTEST:

Ann Holman
Clerk of the Board

Jim Holmes, Chairman
Placer County Board of Supervisors

Melinda Harrell
Supervising Board Clerk