

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, April 29, 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** – Michael Lee presented a petition in support of the Placer County Conservation Plan, Placer Legacy and Placer Land Trust.

**SUPERVISOR'S COMMITTEE REPORTS** – Supervisor Rockholm reported on his trip to Washington, DC and dedication of the Sikh Temple in Roseville. Supervisor Uhler reported on the Placer County Transportation Planning Agency groundbreaking for the Lincoln Bypass May 12, 2008 and the meeting on Regional Transportation issues on June 27, 2008. Supervisor Kranz reported on his trip to Washington, DC and thanked Facility Services for organizing the upcoming Household Hazardous Waste collection events in Colfax and Foresthill. Chairman Holmes reported on his Cap to Cap trip and his meeting with California Highway Patrol Commissioner Farrow.

**CONSENT AGENDA** (Items 12 thru 26) – Item 18d moved for discussion. Consent Agenda approved as amended with action as indicated. MOTION Rockholm/Weygandt/Unanimous

**12. ORDINANCE – Second Reading:**

- a. County Executive/Legislation – Ordinance 5507-B adopted approving amendments to Chapter 9 Public Peace, Safety & Welfare; Article 9.08 Offenses Against Public Peace and Decency, to include 9.08.030 to ban alcohol on portions of the Truckee River during designated summer holiday periods.

**13. WARRANT REGISTERS - Weeks ending February 8, 15, 22 and 29, 2008, March 7, 14, 21 and 28, 2008, and April 4, 2008.**

**14. AGRICULTURE COMMISSIONER/CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE:**

- a. Resolution 2008-98 adopted authorizing the Agricultural Commissioner/Sealer to sign contract #07-0734 with the California Department of Food and Agriculture for reimbursement from the State for up to \$4,697.50 for the Agriculture Department's Yellow Starthistle Leading Edge Control Project.
- b. Resolution 2008-99 adopted authorizing the Agricultural Commissioner/Sealer to sign contract #07-0800 with the State Department of Food and Agriculture for reimbursement from the State for up to \$4,000 for High Risk Pest Exclusion Program.
- c. Resolution 2008-100 adopted authorizing the Agricultural Commissioner/Sealer to sign contract #07-0855 with the California Department of Food and Agriculture for reimbursement from the State for up to \$12,041 for costs associated with detection trapping of the Light Brown Apple Moth.
- d. Resolution 2008-101 adopted authorizing the Agricultural Commissioner/Sealer to sign contract #07-0697 with the California Department of Food and Agriculture for reimbursement from the State for up to \$72,526.78 over three years for the Nevada/Placer Cooperative Weed Management Area's Weed Eradication Program, approved a budget revision to increase the Agriculture Department's State Aid for Agriculture revenue \$9,150 and increase contribution to Other Agencies expenditures by \$9,150.

**15. BOARD OF SUPERVISORS - Approved minutes of March 25, 2008.**

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

- a. 08-030, Smith, Kathryn (CSAA), \$4,118.10, (Property Damage).
- b. 08-055, Pemberton, Marian, Unstated, (Property Loss).
- c. 08-059, Lareau, Linda, \$157, (Property Damage).
- d. 08-062, Andriani Jr., Angelo Anthony, Unstated, (Personal Injury).

**17. COMMITTEES AND COMMISSIONS:**

- a. Civil Service Commission – Approved reappointment of Sylvia Besana, as requested by Supervisor Rockholm.

**18. COMMUNITY DEVELOPMENT RESOURCE AGENCY/ENGINEERING & SURVEYING:**

- a. Atwood Ranch III, Tract #927/Project #8275 - Resolution 2008-102 adopted accepting Paint Drive, #E7075, Mileage: 0.104, into the County Maintained Mileage System. The subdivision is located south of Atwood Road at the intersection of Atwood Road and Richardson Drive.

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- b. Professional Services Agreements/Various Firms, RFQ 9551/Construction Inspection Services - Authorized the Purchasing Manager to sign contracts for construction inspection consultant services with Western Placer County, Vali Cooper \$50,000; Eastern Placer County, Psomas \$249,000; Blackburn \$249,000; Harris \$150,000; and allow for four Blanket Purchase Orders for the firms and their corresponding amounts. Authorized the Purchasing Manager to transfer funds between any current agreements executed under RFQ 9551 on an as-needed basis.
  - c. Atwood Village - Approved recording of the Final Map, authorized the Chairman to sign the Final Map, and instructed the Clerk of the Board to prepare the map for recording.
  - d. **MOVED FOR DISCUSSION** - Timilick Tahoe (aka Eaglewood) Phases 1A & 1B, PSCP-T20040186 Project DPN 8327, Tracts 941 & 942. Subject property is located at the end of Schaffer Mill Road off Highway 267 in the Martis Valley. The department has inspected construction of all improvements within the Timilick Tahoe Phases 1A & 1B project and found the work to be in accordance with approved standards. Therefore, it is requested that the Board take the following actions:
    - 1. Accept the Timilick Tahoe Phases 1A & 1B improvements as complete.
    - 2. Authorize the following reduction to the Timilick Tahoe Phases 1A & 1B Faithful Performance and Labor/Materials sureties:
      - Bond No. K07467965 issued for \$4,095,785.43 for general subdivision improvements:
        - a) Reduce the Faithful Performance bond to 25%.
        - b) Reduce the Labor/Materials bond to 50%, to be held for six months or longer if claims exist.
      - Bond No. K07467977 issued for \$4,180,000 for water system improvements:
        - a) Reduce to 25% only the amount of the Faithful Performance bond in excess of the required PCWA Facilities Agreement security, resulting in a retained bond amount of \$3,402,250.
        - b) Reduce to 50% only the amount of the Labor/Materials bond in excess of the required PCWA Facilities Agreement security, resulting in a retained bond amount of \$3,661,500, to be held for six months or longer if claims exist.
    - 3. Authorize the Director of Engineering and Surveying to reduce and/or retain the additional security amount retained under Bond No. K07467977 for the general subdivision improvements, and water system improvements as defined and to execute a Deferred Improvement Agreement to insure completion of those improvements prior to issuance of any building permits in subsequent phases of the project.
    - 4. Resolution authorizing the Director of Facility Services, or his designee, to execute all documents and take such other actions as may be necessary or appropriate to implement the acquisition of Parcel 1 of Book 31 of Parcel Maps, Page 147 for County park site and open space use; grant sites to the Placer County Water Agency for a well and service facility on said property; and, record grant deeds and necessary easements associated to these property transactions.
    - 5. Approve the addition of the Parcel 1 of Book 31 of Parcel Maps, Page 147 to the Master Fixed Asset List.
19. COUNTY EXECUTIVE:
- a. Administration - Approved a 5% merit increase for Robert W. Martino, Chief Building Official, Community Development Resource Agency, from Grade 645 Step 2 to Grade 645 Step 3 at \$53.98 per hour, retroactive to April 26, 2008.
  - b. Administration - Approved a 5% merit increase for Richard S. Knecht, Client Services Program Director, Health and Human Services Children's System of Care, from Grade 465 Step 2 to Grade 465 Step 3 at \$52.94 per hour, retroactive to March 1, 2008.
  - c. Administration - Approved a 5% merit increase for Clark Moots, Director of Administrative Services, from Grade 667 Step 4 to Grade 667 Step 5 at \$74.06 per hour, retroactive to February 2, 2008.
  - d. Administration - Approved a 5% merit increase for Jim Boggan, Purchasing Manager, Administrative Services, from Grade 434 Step 1 to Grade 434 Step 2 at \$37.04 per hour, effective May 10, 2008.
  - e. Administration - Approved a 5% merit increase for Jennifer A. Merchant, Principal Management Analyst, from Grade 454 Step 4 to Grade 454 Step 5 at \$52.31 per hour, retroactive to March 29, 2008.

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20. FACILITY SERVICES:
- a. North Tahoe Public Utility District - Approved a two-year maintenance services agreement with the North Tahoe Public Utility District for park maintenance services for FY2008/2009 and FY2009/2010 for three County-owned beaches, the Kings Beach Library, the Griff Creek Erosion Control Area, and maintenance of street lights in Lake Tahoe; and, authorized the Chairman to execute the agreement. The cost for FY2008/2009 will be \$75,459. The agreement allows for a cost of living adjustment for FY2009/2010.
  - b. Granite Bay Parks, Trails and Open Space Assessment District/Fiscal Year 2008-2009 - Resolution of Intention 2008-104 adopted to levy assessments for FY 2008-2009, approving the preliminary Engineer's Report and setting the time, date and location for a public hearing.
  - c. Sheriff Boat Barn Relocation, Project #4796 - Awarded a bid for the project to Koch Excavating, Inc., in the amount of \$134,086 and upon County Counsel's review and approval of required bonds and insurance, authorized the Director of Facility Services to execute a contract and any required change orders consistent with the County Purchasing Manual and Section 20142 of the Public Contract Code.
  - d. Household Hazardous Waste Collection Events/Colfax and Foresthill - Authorized the Chairman to sign an agreement with 21st Century Environmental Management Inc., of Nevada to conduct one-day Household Hazardous Waste collection events in the Colfax and Foresthill areas.
21. LIBRARY - Approved closure of the Rocklin Library on Saturday, June 28, 2008, due to Rocklin Jubilee events.
22. PROBATION/VEHICLE ACQUISITION - Approved the addition of 11 vehicles to the master fixed asset list; a technical budget revision to re-appropriate \$276,104 of expenditures for 3 new lease to purchase vehicles and for capitalization of 8 existing lease to purchase vehicles; and authorized the purchasing manager to execute any related documents associated with the lease purchases.
23. 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 Request for Qualifications #9764/Information Technology Support Services, Countywide - Awarded and adopted a list of qualified firms for four separate levels of service, to supplement County Information Technology staff, effective for a three year period.
  - b. Purchase Order/Video Conferencing Equipment, Organizational Development - Awarded Purchase Order using a Competitively Bid Public Agency Cooperative Agreement to AT&T, in the amount of \$59,370.80.
  - c. Competitive Bid #9792/Heavy Equipment Frame and Alignment Services, Public Works Fleet Services - Awarded to West Coast Frame and Collision Repair, Inc., in the maximum aggregate amount of \$54,500.
  - d. Sole Source Blanket Purchase Order/Administrative Services, Information Technology - Approved the Sole Source award (as Allowed by Section 1.3 (l) of the Purchasing Policy Manual - Commodity or service which can only be purchased from one supplier) of a Blanket Purchase Order to Oracle Corporation of Redwood City, CA, for site license and support, in the maximum amount of \$218,555.02.
24. PUBLIC WORKS/WEST SUNNYSIDE EROSION CONTROL PROJECT, CONTRACT #1028 - Approved the project plans and specifications for use in bidding and construction of the West Sunnyside Erosion Control Project and authorized the Department to advertise for bids.
25. REVENUE SHARING - In approving the following appropriations, the Placer County Board of Supervisors makes the finding that each and every approved contribution serves a public purpose by promoting the general welfare of the County and its inhabitants; therefore, the County benefits.
- a. Approved appropriation of \$1,000 in Revenue Sharing monies to the Auburn Chamber of Commerce Auburn State of the Community Dinner, as requested by Supervisor Holmes.
  - b. Approved appropriation of \$250 in Revenue Sharing monies to the Placer Nature Center Amphitheater Stage Reconstruction Project, as requested by Supervisor Rockholm.
  - c. Approved appropriation of \$400 in Revenue Sharing monies to the City of Roseville 12<sup>th</sup> Annual Mayor's Cup Golf Tournament, as requested by Supervisor Rockholm.

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- d. Approved appropriation of \$250 in Revenue Sharing monies to the Sportsmen's Legacy Foundation Scholarship Program, as requested by Supervisor Weygandt.
  - e. Approved appropriation of \$1,000 in Revenue Sharing monies to the 18<sup>th</sup> Annual Tommy Apostolos Fund, as requested by Supervisor Uhler.
  - f. Approved appropriation of \$500 in Revenue Sharing monies to the Lincoln Volunteer Center Tour de Lincoln Fundraising Event, as requested by Supervisor Weygandt.
26. SHERIFF - Approved a budget revision to release Air Operations reserves in the amount of \$20,000 for hangar leasehold improvements for locker and office space.

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

## **THE FOLLOWING ITEM WAS MOVED FOR DISCUSSION:**

18. COMMUNITY DEVELOPMENT RESOURCE AGENCY/ENGINEERING & SURVEYING
- d. Timilick Tahoe (aka Eaglewood) Phases 1A & 1B, PSCP-T20040186 Project DPN 8327, Tracts 941 & 942. Subject property is located at the end of Schaffer Mill Road off Highway 267 in the Martis Valley. The department has inspected construction of all improvements within the Timilick Tahoe Phases 1A & 1B project and found the work to be in accordance with approved standards. The Board took the following actions:
    1. Accepted Timilick Tahoe Phases 1A & 1B improvements as complete subject to a deferred improvement agreement on file with the Clerk of the Board.
    2. Authorized the following reduction to the Timilick Tahoe Phases 1A & 1B Faithful Performance and Labor/Materials sureties:  
Bond No. K07467965 issued for \$4,095,785.43 for general subdivision improvements:
      - a) Reduced the Faithful Performance bond to 25%.
      - b) Reduced the Labor/Materials bond to 50%, to be held for six months or longer if claims exist.  
Bond No. K07467977 issued for \$4,180,000 for water system improvements:
      - a) Reduced the amount of the Faithful Performance bond in excess of the required PCWA Facilities Agreement security, resulting in a retained bond amount of \$2.49 million.
      - b) Reduced the amount of the Labor/Materials bond in excess of the required PCWA Facilities Agreement security, resulting in a retained bond amount of \$2.49 million, to be held for six months or longer if claims exist.
    3. Authorized the Director of Engineering and Surveying to execute the DIA for water system improvements; reduced security for the water system improvements to \$2.49 million and further reduced that security at completion of the water system improvements included in the DIA.
    4. Resolution 2008-103 adopted authorizing the Director of Facility Services, or his designee, to execute all documents and take such other actions as may be necessary or appropriate to implement the acquisition of Parcel 1 of Book 31 of Parcel Maps, Page 147 for County park site and open space use; grant sites to the Placer County Water Agency for a well and service facility on said property; and, record grant deeds and necessary easements associated to these property transactions; and
    5. Approved the addition of the Parcel 1 of Book 31 of Parcel Maps, Page 147 to the Master Fixed Asset List.  
MOTION Kranz/Uhler/Unanimous to approve as amended by staff.

**BOARD OF SUPERVISORS** - Proclamation declaring April 2008 "Child Abuse Prevention Month", in Placer County.

**COUNTY CLERK/ELECTIONS** - Report on impact of changes in voting system procedures required by the California Secretary of State on the February 2008 Election.

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**COMMUNITY DEVELOPMENT RESOURCE AGENCY/AGRICULTURAL PRESERVE 511 & 512 JOHN WILSON (PAGP 20080018)** – Public hearing closed to consider a request from John Wilson for approval of amended boundaries for Agricultural Preserve 511 and 512 to facilitate a Minor Boundary Resolution. Resolution 2008-105 adopted to amend the boundaries of Agricultural Preserve 511 and Resolution 2008-106 adopted to amend the boundaries of Agricultural Preserve 512; rescinded the contract for each Preserve in favor of execution of amended contracts reflecting Preserve boundaries; adopted the Finding in Support of the determination that rescission of contracts for each preserve to amend the boundaries of each Preserve and execute amended contracts is Categorically Exempt from environmental review; find that amendment to the preserves is consistent with the Placer County General Plan and Administrative Rules. (APN 031-010-085, 031-330-038, 031-330-040)  
MOTION Weygandt/Uhler/Unanimous

**COUNTY EXECUTIVE/EMERGENCY SERVICES** - Resolution 2008-107 adopted approving the California Department of Forestry and Fire Protection Cooperative Fire Protection Agreement (CAL FIRE) for Fiscal Year 2007/08, in the amount of \$6,179,398. MOTION Kranz/Rockholm/Unanimous

**FACILITY SERVICES/APPLEGATE REGIONAL SEWER PROJECT** - Approved a Budget Revision creating a new capital project budget to more appropriately account for work now budgeted in the Applegate Sewer County Service Area #28 Zone 24, FY 2007/2008 operating budget. Approved re-appropriating for FY 2008/2009 any funds unspent as of June 30, 2008. MOTION Kranz/Weygandt/Unanimous

**FACILITY SERVICES/SEWER MAINTENANCE DISTRICT #3 (Auburn Folsom Road)** - Resolution 2008-108 adopted authorizing a loan of \$535,000 from the General Fund to the County Service Area Revolving Fund for Sewer Maintenance District 3, and approved a Budget Revision appropriating loan proceeds in FY 2007/2008. MOTION Rockholm/Uhler/Unanimous

**FACILITY SERVICES/SEWER MAINTENANCE DISTRICT #3** – Approved request to create and fund a new capital project budget associated with the project, resolution 2008-109 adopted authorizing a loan of \$220,000 from the General Fund to the County Service Area Revolving Fund for Sewer Maintenance District #3 De-nitrification Project, approved a Budget Revision appropriating loan proceeds and transferring funding to the Capital Projects Fund in FY 2007/2008, and approved re-appropriating for FY 2008/2009 any funds unspent as of June 30, 2008.  
MOTION Rockholm/Uhler/Unanimous

**FACILITY SERVICES/SEWER MAINTENANCE DISTRICT #3 (Auburn Folsom Road)** – Approved request to create and fund a new capital project budget associated with the project, resolution 2008-110 adopted authorizing a loan of \$100,000 from the General Fund to the County Service Area (CSA) Revolving Fund for the SMD #3 Regional Sewer Project, approved a Budget Revision appropriating loan proceeds and transferring funding to the Capital Projects Fund in FY 2007/2008, and approved re-appropriating for FY 2008/2009 any funds unspent as of June 30, 2008.  
MOTION Uhler/Rockholm/Unanimous

**FACILITY SERVICES/CSA 28, Zone 6A1 (Sheridan Sewer, Water and Lighting)** - Resolution 2008-111 adopted authorizing a loan of \$375,000 from the General Fund to the County Service Area (CSA) Revolving Fund for CSA #28, Zone #6A1 (Sheridan Sewer, Water and Lighting); and approved a Budget Revision appropriating loan proceeds in FY 2007/2008. MOTION Rockholm/Uhler/Unanimous

**FACILITY SERVICES/SHERIDAN SPRAYFIELDS CAPITAL PROJECT BUDGET** – Approved request to create and fund a new capital project budget associated with the project, resolution 2008-112 adopted authorizing a loan of \$165,000 from the General Fund to the County Service Area (CSA) Revolving Fund for the Sheridan Sprayfields Project, approved a Budget Revision appropriating loan proceeds in FY 2007/2008 and redirecting \$63,000 in appropriations from the Sheridan Sewer, Water and Lighting CSA to the Sheridan Sprayfields Project, and approved re-appropriating for FY 2008/2009 any funds unspent as of June 30, 2008. MOTION Rockholm/Uhler/Unanimous

**FACILITY SERVICES/AUBURN RAVINE BASIN SIPHON RELIEF PROJECT** - Approved a Budget Revision of \$650,000 for the purpose of creating a new capital project budget to more appropriately account for work now budgeted in the Sewer Maintenance District #1 FY 2007/2008 operating budget. Approved re-appropriating for FY 2008/2009 any funds unspent as of June 30, 2008.  
MOTION Rockholm/Uhler/Unanimous

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**FACILITY SERVICES/COUNTY SERVICE AREA #28, ZONE 55 (LIVOTI SEWER)** - Public hearing closed to consider a proposed adjustment to the connection fee for Placer County Service Area #28, Zone #55 (Livoti) in the south Placer area. Ordinance 5508-B adopted adjusting the fee and made a finding pursuant to Section 21080(b)(8), of the Public Resource Code, that the higher fee is derived from the cost of providing service and is necessary to meet operating expenses required for maintenance of service, and is therefore exempt from environmental review.  
MOTION Rockholm/Weygandt/Unanimous

**FACILITY SERVICES/SEWER MAINTENANCE DISTRICT #1/ANNEXATION OF CALIFORNIA CONSERVATION CORPS PROPERTY** - Public hearing closed and resolution 2008-113 adopted annexing the State of California Property APN 075-140-002, 075-140-008, 075-140-009, 075-140-011, located on Christian Valley Road in Auburn, into the boundaries of the district.  
MOTION Kranz/Rockholm/Unanimous

**FACILITY SERVICES/APPLEGATE REGIONAL SEWER PIPELINE PROJECT** - Approved an agreement with Camp Dresser and McKee, Inc., in an amount not to exceed \$596,451, for engineering services for the design of the Applegate Regional Sewer Pipeline and authorized the Chairman to execute the Agreement. MOTION Kranz/Rockholm/Unanimous

**HEALTH AND HUMAN SERVICES/ENVIRONMENTAL HEALTH/FEES** - Public hearing closed. Approved revising the permit, annual facility monitoring and inspection fees, as well as one-time construction plan check and inspection fees; adopted a revised Environmental Health fee model implementing full fee recovery over a three year period for Land Development and other services provided by the Health & Human Services Department, Environmental Health Division; directed staff to return with resolutions containing the revised fee model and an ordinance deleting and replacing Chapter 2, Section 2.116.100 of the Placer County Code regarding fees for Environmental Health; and directed the Board review fees before each annual increase to check cost recovery.  
MOTION Uhler/Weygandt VOTE 4:1 (Kranz No)

**FACILITY SERVICES/HIDDEN FALLS REGIONAL PARK** - Approved a Budget Revision appropriating revenues in the amount of \$2,011,650 to the Hidden Falls Regional Park project account of the Capital Projects Fund, from the following sources: 1) \$100,000 of Park Dedication Fees from Recreation Area #6, City of Lincoln Area; 2) \$53,000 of Park Dedication Fees from Recreation Area #5, Meadow Vista/Auburn Recreation Area; 3) \$46,500 of Proposition 40, the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002, Resources Bond River Parkways Grant Program, Grant Agreement #40713-07; 4) \$325,000 of Proposition 50, the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002, 2006 Grant Agreement #R81608-0, California River Parkways Grant Program; and 5) \$1,487,150 of Proposition 50, the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002-2007 Grant Agreement #R81746-0, California River Parkways Grant Program. Approved re-appropriating any unspent amounts as of June 30, 2008, effective July 1, 2008, for the FY 2008/2009. MOTION Uhler/Rockholm/Unanimous

**PROBATION/JUVENILE JUSTICE CRIME PREVENTION ACT** - Resolution 2008-114 adopted appointing the Chief Probation Officer as the Chair of the Placer County Juvenile Justice Coordinating Council and authorizing said Chair to submit Placer County's Application for approval for the County's Comprehensive Multiagency Juvenile Justice Plan Modification, estimated to be \$940,626 in Fiscal Year 2008/2009. MOTION Uhler/Weygandt/Unanimous

**PUBLIC WORKS/PLACER COMMUTER EXPRESS ROUTE** - Authorized the Department of Public Works to add a fourth run to the Placer Commuter Express service using \$220,000 in funding from Caltrans and Placer County Transportation Planning Agency. MOTION Rockholm/Uhler/Unanimous

**PUBLIC WORKS/PRELIMINARY TRANSITION PLAN/MAINTAINED ROADWAYS** - Resolution 2008-115 adopted approving the preliminary Transition Plan for County Maintained Roadways.  
MOTION Rockholm/Weygandt/Unanimous

**PUBLIC WORKS/CONTRACT #1036, ASPHALT CONCRETE OVERLAY, SUMMER 2008** - Resolution 2008-116 adopted to award Construction Contract #1036 to Teichert Construction in the amount of \$3,575,234.75 plus a contingency of \$357,523; authorized the Chairman to execute the contract after County Counsel review and approval of necessary bonds and insurance; and authorized the Director of Public Works to approve contract change orders up to 10% of the total contract amount.  
MOTION Rockholm/Uhler/Unanimous

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**PUBLIC WORKS/CONTRACT #1038, PATCHING AND PAVING VARIOUS ROADS, SUMMER 2008**  
Resolution 2008-117 adopted to award Construction Contract #1038, Patching and Paving Various Roads, Summer 2008, to Teichert Construction in the amount of \$782,750 plus a contingency of \$39,138; authorized the Chairman to execute the contract after County Counsel review and approval of necessary bonds and insurance; and authorized the Director of Public Works to approve contract change orders up to 5% of the total contract amount. MOTION Rockholm/Weygandt/Unanimous

## COUNTY COUNSEL/CLOSED SESSION REPORT:

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

#### 1. Existing Litigation:

- (a) Robert Turney, WCAB Claim, WCAB Number: SAC 0358398 – *The Board had a consultation with the Risk Manager and gave direction.*
- (b) Barnes v. County of Placer, U.S. District Court Case No. 2:07-cv-01678-LEW-JFM – *The Board received a report from Counsel and gave direction.*
- (c) Kent v. County of Placer, Placer County Superior Court Case No. SCV-21712 – *The Board received a report of the filings of litigation authorized the defense of the County and the named employees through the County Counsel Office and directed County Counsel to send out standard letters.*
- (d) Neep v. County of Placer, Placer County Superior Court Case No. SCV-22487 - *The Board received a report of the filings of litigation authorized the defense of the County and the named employees through the County Counsel's Office and directed County Counsel to send out standard letters.*

#### 2. Anticipated Litigation – *The Board authorized the intervention of the County in the administrative proceedings dealing with the Yuba River Federal Energy Regulatory Commission (FERC).*

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

### (B) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR – *The Board met with its Labor Negotiators and gave direction with regard to PPEO and DSA. There was no conversation with regards to unrepresented employees; Management and Confidential.*

- (a) Agency designated representatives: Tom Miller and/or designee(s), Nancy Nittler and/or designee(s), Employee organization: PPEO. DSA. Unrepresented employees: Management, Confidential.

## ITEMS FOR INFORMATION:

27. TREASURER/TAX COLLECTOR - Treasurer's Statement for the month of March 2008.

**ADJOURNMENT** – Next regular meeting is Tuesday, May 6, 2008.

## ATTEST:

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

\_\_\_\_\_  
Jim Holmes, Chairman  
Placer County Board of Supervisors

\_\_\_\_\_  
Melinda Harrell  
Supervising Board Clerk



# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 10:30 a.m., Tuesday, May 6, 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** – None received.

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

**CONSENT AGENDA (Items 3-6)** - Consent Agenda approved with action as indicated.

MOTION Rockholm/Uhler/Unanimous

**3. COMMITTEES AND COMMISSIONS:**

- a. Municipal Advisory Council – North Auburn – Approved appointment of Greg Wilbur to Seat 1, as requested by Supervisor Kranz.
- b. Lincoln Cemetery District – Approved reappointment of Joe Vigil to Seat 1 and Barbara Vineyard to Seat 4, as requested by Supervisor Weygandt.
- c. Roseville Cemetery District – Approved reappointment of Steven Howe to Seat 4, as requested by Supervisor Rockholm.

**4. DISTRICT ATTORNEY** – Resolutions 2008-118 and 2008-119 adopted authorizing the District Attorney to submit a proposal and to sign and approve the grant award agreements for the Special Emphasis: Elder Abuse Program (\$110,000) and the Victim/Witness Assistance Program (\$188,776) grants administered by the Governor's Office of Emergency Services, including any extensions or amendments.

**5. PUBLIC WORKS:**

- a. Certification of Maintained Mileage Records – Resolution 2008-120 adopted certifying the Maintained Mileage Records. The new total County maintained road mileage is 1,054,401.
- b. Abandon Public Utility Easement – Resolution 2008-121 adopted abandoning a Public Utility Easement on Parcel 1 of Parcel Map 75099, Loomis, and provided an alternative location.
- c. Upper Cutthroat Monitoring Project – Resolution 2008-122 adopted authorizing the Chairman to sign PSA #73245, amendment #1, with Integrated Environmental Restoration Services, Inc., in the amount of \$3,700, for a total amount of \$142,850 for conducting storm water infiltration, treatment, and soil testing for the Upper Cutthroat Monitoring Project.
- d. Tahoe City Marina Public Parking Structure - Resolution 2008-123 adopted authorizing the Director of Public Works to cancel Professional Services Agreements: #73228 with WRNS Studio, #1002 with PB Americans Inc., and #KN020799 with Willdan for the Tahoe City Marina Public Parking Structure.
- e. City of Lincoln Transit Service - Authorized the Chair to execute a Memorandum of Understanding with the City of Lincoln to pay Placer County \$145,845 in FY 2007/08 and \$159,748 in FY 2008/09 for transit services.

**6. 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 \$500 in Revenue Sharing monies to the Auburn Aviation Air Fair Committee Thunder in the Sky 2008 Biannual Air Fair as requested by Supervisor Holmes.
- b. Approved appropriation of \$100 in Revenue Sharing monies to the 9th Annual Auburn Family Night Out Event as requested by Supervisor Holmes.
- c. Approved appropriation of \$1,000 in Revenue Sharing monies to the Boys and Girls Club of Auburn "Kids' Benefit Breakfast" as requested by Supervisor Rockholm (\$250), Supervisor Weygandt (\$250), Supervisor Holmes (\$250) and Supervisor Uhler (\$250).
- d. Approved appropriation of \$250 in Revenue Sharing monies to the Placer Nature Center Amphitheater Stage Reconstruction Project as requested by Supervisor Holmes.
- e. Approved appropriation of \$250 in Revenue Sharing monies to the Roseville City School District Foundation 5K Fun Run/Walk as requested by Supervisor Rockholm.
- f. Approved appropriation of \$1,000 in Revenue Sharing monies to the 18<sup>th</sup> Annual Tommy Apostolos Fund as requested by Supervisor Rockholm.

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

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

**COUNTY EXECUTIVE/BUDGET** – Conducted a workshop to discuss \$9.6 million in service reductions currently reflected within the FY 2008-09 Health and Human Services Proposed Budget and identified service priorities within those reductions for consideration of potential restoration.

**COUNTY COUNSEL/CLOSED SESSION REPORT:**

(A) §54957.6 - CONFERENCE WITH LABOR NEGOTIATORS – *The Board discussed both matters involving PPEO and DSA.*

(a) Agency designated representatives: Tom Miller and/or designee(s), Nancy Nittler and/or designee(s)

Employee organization: PPEO, DSA., Unrepresented employees: Management, Confidential.

**ADJOURNMENT** - There being no further business, the Board adjourned. Next regular meeting is Tuesday, May 13, 2008.

**ATTEST:**

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Ann Holman  
Clerk of the Board

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Jim Holmes, Chairman  
Placer County Board of Supervisors