

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, July 7, 2009, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Weygandt, Holmes, Uhler and Montgomery present. Chairman Rockholm absent. Vice Chairman Uhler presiding; Ann Holman, Clerk of the Board. Also present were Chief Assistant County Executive Rich Colwell and County Counsel Anthony J. La Bouff.

PUBLIC COMMENT - None.

SUPERVISOR'S COMMITTEE REPORTS - None.

CONSENT AGENDA (Items 14 thru 28) - Item 26a removed. Consent Agenda approved as amended with action as indicated. MOTION Montgomery/Holmes/Unanimous VOTE 4-0 (Rockholm absent)

14. **ORDINANCES** - Second reading:

- a. County Executive - Ordinance 5562-B adopted amending the Un-codified Unclassified Service-Schedule of Classifications, Salary Plan and Grade Ordinance to approve the unclassified job specification for Assistant Director, Administrative Services Department.

15. **AGRICULTURE** - Resolution 2009-181 adopted authorizing the Placer County Agricultural Commissioner/Sealer to sign contract #09-0145 in the amount of \$1,990 with the California Department of Food and Agriculture for Organic Inspection Compliance Programs for the Fiscal Year 2009-10.

16. **BOARD OF SUPERVISORS:**

- a. Approved a Commendation honoring Joe Medeiros for being named the 2009 recipient of the, "Placer Conservator of the Year Award" by Placer Land Trust.
- b. Approved minutes of June 9, 2009.

17. **CIVIL SERVICE COMMISSION/PERSONNEL** - Ordinance introduced, first reading waived, with recommendations from the Civil Service Commission, approving the new classification of Temporary Office Assistant and amending the un-codified Unclassified Service - Schedule of Classifications, Salary Plan and Grade Ordinance.

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

- a. 09-059, Bohnet, Lucille, Unstated, (Personal Injury)
- b. 09-062, Tanabe, Atsuko, In Excess of \$5,000,000, (Bodily Injury)
- c. 09-067, Petievich, George, \$1,500,000, (Bodily Injury)

19. **COMMITTEES & COMMISSIONS:**

- a. Placer Sierra Fire Safe Council - Accepted letter of resignation from John Fee Seat 1 representing the Greater Colfax Area, effective July 7, 2009 and approved the appointment of Kanna Silvas to Seat 1, as requested by Supervisor Montgomery.

20. **COMMUNITY DEVELOPMENT RESOURCE AGENCY:**

- a. Placer County Conservation Plan (PCCP) - Approved an amendment to the Hausrath Economics Group (HEG) contract for the preparation of the Placer County Conservation Plan (PCCP) Environmental Impact Statement/Environmental Impact Report (EIS/EIR) and authorized the County Executive Officer to sign the contract amendment as submitted. The subject contract amendment for HEG is for \$185,338.30 which will bring the total contract amount to \$532,793.30.

- b. Inflationary Adjustment to Dry Creek Watershed Drainage improvement Fee - Recognized that the annual adjustment to the Dry Creek Watershed Drainage Improvement Fee is not required this year due to the minor increase of 0.1% in the Consumer Price Index.

21. **COUNTY EXECUTIVE:**

- a. Approved the North Lake Tahoe Resort Association's proposed expenditure of budgeted infrastructure funds to plan and develop the Squaw Valley Olympic Museum and Western Winter Sports Heritage Center (\$100,000), implement three demonstration wayfinding signage projects (\$33,000) and permit and install traffic calming and pedestrian safety devices (\$26,700).
- b. Resolution 2009-182 adopted designating the Arts Council of Placer County as Placer County's local partner in the California Art's Council State and Local Partnership program and authorized the County Executive Officer to sign a contract with the Arts Council of Placer County to promote and encourage interest and participation in the arts and humanities within Placer County in the amount of \$120,000 for the period of July 1, 2009 through June 30, 2010.

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22. COUNTY EXECUTIVE/COMMUNITY DEVELOPMENT GRANTS & LOANS:
- a. Authorized the write-off of \$43,538, the principal balance of a HOME First Time Homebuyer Loan, made in the Placer County Community Revitalization Fund.
 - b. Authorized the write-off of \$33,660, the uncollectible portion of a HOME First Time Homebuyer loan in the amount of \$60,000, made in the Placer County Community Revitalization Fund
23. FACILITY SERVICES:
- a. Sheridan Sprayfield Expansion, Project 04823 – The Board took the following action:
 - 1. Approved the Plans and Specifications and authorize staff to solicit bids; and
 - 2. Resolution 2009-183 adopted authorizing the Director of Facility Services to award and execute the resulting construction contract, in an amount not to exceed \$1,525,000, upon Risk Management's and County Counsel's review and approval, and approved any required change orders consistent with the County Purchasing Manual and Section 20142 of the Public Contract Code.
 - b. Demolition of Buildings 213 - 217 & The Fulweiler Modular, Project #4810 – The Board took the following action associated with the Demolition of Buildings 213 - 217 located in the Placer County Government Center in north Auburn, and the Fulweiler Modular Building located at 145 Fulweiler Avenue in Auburn:
 - 1. Approved Plans and Specifications and authorized staff to solicit bids for the Demolition of Buildings 213 - 217 and the Fulweiler Modular Building, Project No. 4810.
 - 2. Resolution 2009-184 adopted authorizing the Director of Facility Services to award and execute a demolition contract in an amount not-to-exceed \$420,000, upon review and approval by County Counsel and Risk Management, and delegating authority to approve any necessary change orders consistent with the County Purchasing Manual and Section 20142 of the Public Contract Code.
 - 3. Approved a Budget Revision, transferring \$180,000 from the DeWitt Demolition project account to the Demolition of Buildings 213 – 217 project account.
 - c. Tahoe City Public Utility District - The Board took the following actions related to the Maintenance Service Agreement with the Tahoe City Public Utility District for park maintenance services in the Tahoe City area for FY 2009-2010:
 - 1. Approved Amendment No. 1 to Agreement No. 12236, between the County of Placer and the Tahoe City Public Utility District extending the term of the Agreement for a one-year period from July 1, 2009 to June 30, 2010; and
 - 2. Approved payment for maintenance services in an amount not to exceed \$67,505 for Fiscal Year 2010, which includes a COLA adjustment of 3.1% in accordance with the terms of the existing Agreement No. 12236; and
 - 3. Authorized the Chairman to sign the Amendment.All other terms and conditions of Agreement No. 12236 shall remain in full force and effect throughout the term of this Amendment No. 1.
24. HEALTH & HUMAN SERVICES:
- a. Adult System of Care - Approved a contract with First Responder EMS-Sacramento, Inc., for the provision of non-emergency ambulance services throughout Placer County locations from July 1, 2009 through June 30, 2010 in an amount not to exceed \$20,000, and authorized the Director of Health and Human Services to sign the contract and subsequent amendments up to 10 percent of the total amount. Funding for services includes \$10,000 in State funds and \$10,000 in County General Fund. These costs are included in the Department's FY 2009-10 Proposed Budget.
 - b. Adult System of Care - Resolution 2009-185 adopted authorizing the Director of Health and Human Services to enter into a contract with the California Department of Community Services and Development to receive funds under the American Recovery and Reinvestment Act of 2009, to accept any amendments or revisions to the same, and to perform any and all responsibilities in relation to such contract. No County General Funds are associated with this requested action.
25. 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 #9907, Security and Support Services/Health & Human Services - Ratified the rejection of all bid responses to Competitive Bid #9907 for Security and Support Services for Health and Human Services Programs at Sutter Roseville Medical Center.
 - b. Competitive Bid #9891, Liquid Coagulant Polymer for Wastewater Treatment/Facility Services - Awarded to CalChem Enterprises, in the maximum amount of \$202,000.

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26. PUBLIC WORKS:

- a. ~~REMOVED Donner Summit Road/Norden - Resolution abandoning an unused portion of Donner Summit Road right of way on one parcel in Norden, and authorize the Chairman to execute two Quitclaim Deeds for unused portions of Donner Summit Road right of way on two adjacent parcels. The applicant will provide \$24,200 in compensation in exchange for the property rights.~~
- b. Squaw Valley Bus Shelter, Construction Contract #1077 - Resolution 2009-186 adopted awarding, with County Counsel and Risk Management review and approval of necessary bonds and insurance, Contract #1077 to the low bidder, Don M. Lazorko Construction, Inc., dba, DML Construction, in the amount of \$42,435 for construction of the Squaw Valley Bus Shelter, authorized the Chairman to execute the construction contract on behalf of the County and authorizing the Public Works Director to approve future contract amendments up to \$4,244.
- c. Auburn Folsom Road Widening, Middle Phase Construction Contract #1073 - Resolution 2009-187 adopted approving the project plans and specifications, authorized the Chairman to sign the cover sheet, and authorized the Department of Public Works to advertise for bids and to sign the improvement plans for the project which is estimated to cost \$7,900,000.
- d. Intersection Improvements/State Route 49 & Nevada Street/Marguerite Mine Road Project Construction Contract #1066 - Resolution 2009-188 adopted authorizing the Director of Public Works to ratify a construction contract change order for additional grinding and paving on Intersection Improvements at State Route 49 and Nevada Street/Marguerite Mine Road Project, in the amount of \$70,960 and authorized the Director of Public Works to sign future contract change orders up to an amount of \$10,000.
- e. Town of Truckee Transit Service - Authorized the Chairman to execute an Agreement to receive funding from the Town of Truckee for Tahoe Area Regional Transit (TART) bus service in an amount of \$90,300.

27. REDEVELOPMENT AGENCY - Resolution 2009-189 adopted authorizing a commitment of \$225,000 of funding and in-kind staff time, both from North Lake Tahoe Redevelopment Tax Increment Housing funds in support of the 2009-2010 Community Development Block Grant application for housing rehabilitation in Kings Beach

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 of \$500 in Revenue Sharing monies to the Lincoln Area Chamber of Commerce 8th Annual Lincoln Showcase, as requested by Supervisor Rockholm.
- b. Approved appropriation of \$1,000 in Revenue Sharing monies to the Loomis Basin Chamber of Commerce 22nd Annual Loomis Eggplant Festival, as requested by Supervisor Holmes.
- c. Approved appropriation of \$500 in Revenue Sharing monies to PARC (Protect American River Canyons) American River Confluence Festival, as requested by Supervisor Holmes.

End of Consent Agenda

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

- a. **Purchase Order, One Truck Mounted Vector 2105 Series Combination Catch Basin/Sewer Cleaner/Facility Services** - Awarded a Purchase Order as a result of a City of Roseville competitively awarded contract with Riverview International Trucks, LLC, in the amount of \$365,902.50. MOTION Weygandt/Holmes/Unanimous VOTE 4:0 (Rockholm absent)

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLAN CHECK AND INSPECTION FEE SPREADSHEET/INFLATIONARY ADJUSTMENT - Public Hearing closed. Resolution 2009-190 adopted to adjust the Plan Check and Inspection Fee Spreadsheet to reflect an inflationary increase of 2.5% to become effective August 10, 2009

MOTION Weygandt/Holmes/Unanimous VOTE (4:0 Rockholm absent)

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COMMUNITY DEVELOPMENT RESOURCE AGENCY/NORTHSTAR VILLAGE PHASES 1 & 2, TRACT #920, PN 8211 AND PN 8227 - The department inspected construction of all improvements within Northstar Village Phases 1 and 2 and found the work to be in accordance with approved standards. Therefore, the Board took the following action:

Accepted the improvements as complete.

1. Authorized reducing the Faithful Performance and Labor and Materials bonds to the following amounts:
 - a) Faithful Performance to 25% or \$48,388.70 immediately upon Board approval.
 - b) Labor and Material to 50% or \$96,777.40 or the total of all claims per G.C 66499.7, whichever is higher, for six months or longer if claims exist.
2. Authorized the Chairman to sign the Amendment to Subdivision Improvement Agreement.
3. Instructed the Clerk of the Board to prepare the Amendment to Subdivision Improvement Agreement for recording.
4. Resolution 2009-191 adopted to abandon the Water and Sewer Easements created on the final map.

MOTION Holmes/Weygandt/Unanimous VOTE 4:0 (Rockholm absent)

COMMUNITY DEVELOPMENT RESOURCE AGENCY/NORTHSTAR VILLAGE PHASES 3 & 4, TRACT # 946, PN 8323 - The department inspected construction of all improvements within the Northstar Village Phases 3 and 4 and found the work to be in accordance with approved standards. Therefore, the Board took the following action:

Accepted the improvements as complete

1. Authorized releasing the Faithful Performance and Labor and Materials bonds.
2. Authorized the Chairman to sign the Release of Subdivision Improvement Agreement
3. Instructed the Clerk of the Board to prepare the Release of Subdivision Improvement Agreement for recording
4. Resolution 2009-192 adopted to abandon the Water Easements created on the final map.

MOTION Montgomery/Weygandt/Unanimous VOTE 4:0 (Rockholm absent)

FACILITY SERVICES/PERCIVAL PARCEL ACQUISITION/SHERIDAN - The Board took the following actions associated with acquisition of the Percival Parcel located in Sheridan, California:

- 1) Resolution 2009-193 adopted delegating authority to the Director of Facility Services, or his designee, upon the approval of Risk Management and County Counsel.
 - a. To execute all documents and take all actions necessary to complete the acquisition of approximately 16 acres of undeveloped land identified as Placer County Assessor's Parcel Number 019-250-006-000, in Sheridan, California for Two Hundred Fifty Thousand Dollars (\$250,000); and
 - b. To execute all documents and take all actions as necessary to receive grant funding in the approximate amount of Two Hundred Fifteen Thousand Dollars (\$215,000) from the Small Community Wastewater Grant Program to assist in this acquisition; and
- 2) Authorized addition of this property to the Master Fixed Asset list.

MOTION Weygandt/Holmes/Unanimous VOTE 4:0 (Rockholm absent)

BOARD OF SUPERVISORS - Presentation of a Commendation recognizing Justin Coupe and Palmer Taylor, along with their film crew, for the valuable work dedicated to creating the documentary film, "Rivers of a Lost Coast" that focuses on preserving the treasured sport of fly fishing and the environmental trials facing steelhead and salmon fly fishing along the Northern California Coastline.

HEALTH & HUMAN SERVICES/ADMINISTRATIVE SERVICES/ADULT SYSTEM OF CARE -

Approved and authorized the Chairman to sign a FY 2008-09 Adult System of Care budget revision in the amount of \$550,000, necessary to maintain the provision of essential and State-funded mental health services. State funds are also included in the Department's FY 2009-10 Proposed Budget to provide continuation of these services. No County General Funds are required.

MOTION Holmes/Montgomery/Unanimous VOTE 4:0 (Rockholm absent)

PUBLIC WORKS/DICK COOK ROAD BRIDGE REPLACEMENT PROJECT, CONTRACT #1031 -

Resolution 2009-194 adopted authorizing the Chairman to award and execute, with County Counsel and Risk Management review and approval, the construction contract for the Dick Cook Road Bridge Replacement Project to McGuire and Hester Inc., in the amount of \$874,744.70 and authorized the Director of Public Works to execute contract change orders up to \$100,000

MOTION Holmes/Weygandt/Unanimous VOTE 4:0 (Rockholm absent)

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SHERIFF - Approved the cooperative agreement for Roadside Work for litter removal between Placer County Sheriff-Coroner-Marshall (PCSO) and California Department of Transportation (CALTRANS) for a three-year term, effective July 1, 2009 through June 30, 2012 in the total contract amount of \$593,452. The amount allocated in the contract for FY 2009/2010 is \$192,000, an increase of \$16,000 over the amount budgeted. There is no impact to the General Fund
MOTION Holmes/Weygandt/Unanimous VOTE 4:0 (Rockholm absent)

COUNTY EXECUTIVE/COMMUNITY GRANTS & LOANS - Public hearing closed. Resolution 2009-195 adopted authorizing the submission of a 2009-2010 Community Development Block Grant (CDBG) application to the California Department of Housing and Community Development (HCD) for up to \$400,000 for housing rehabilitation in Kings Beach and authorizing the Chief Assistant CEO or his designee to execute the application and all other related documents.
MOTION Montgomery/Weygandt/Unanimous VOTE 4:0 (Rockholm absent)

HEALTH & HUMAN SERVICES/ANIMAL SERVICES - The Board took the following actions:
a. Conducted a public hearing to consider adjustments in fees,
b. Resolution 2009-196 adopted establishing the fees for Animal Services,
c. Ordinance 5563-B adopted amending Section 130 of Article 2.116 of Chapter 2 of the Placer County Code (Section 2.116.130), Fees for Domestic Animal Control relating to Health & Human Services Animal Services Fees.
MOTION Montgomery/Weygandt/Unanimous VOTE 4:0 (Rockholm absent)

SHERIFF - Public hearing closed. Ordinance 5564-B adopted amending sections 2.116.080 and 2.124.050 of the Placer County code modifying booking fees to \$129 and incarceration fees for the main jail and minimum security in the amounts of \$167 and \$66, respectively and the addition of 2.116.085 for Jail Access Fees in the amount of \$393.
MOTION Holmes/Weygandt/Unanimous VOTE 4:0 (Rockholm absent)

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING/ZONING TEXT AMENDMENT (PZTA 20090114) OUTDOOR EATING AREAS - Public hearing closed. Ordinance 5565-B adopted amending Sections 17.56.190(A) (Restaurants, Outdoor Eating Areas), 17.04.030 (Definitions, "Restaurants and Bars") and 17.54.060 (6) (Parking Standards, Retail Trade Uses) of the Placer County Zoning Ordinance in order to establish alternative standards for outdoor eating areas as approved by the Planning Commission.
MOTION Holmes/Weygandt/Unanimous VOTE 4:0 (Rockholm absent)

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 discussed and was informed of a successful resolution by the 9th Circuit in favor of the County of that case.*

(B) §54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - *The Board met with its real property negotiator, Mr. Durfee, Facility Services, listened to that report and gave direction.*

(a) Property: APNS: 094-200-026, 094-200-027, 094-200-029, 094-200-037, 094-200-050, and 094-200-051; and, 090-133-006, 090-133-007, 090-133-008, 090-133-009, 090-133-010, 090-133-011, and 090-133-012

Agency Negotiator(s): Tom Miller, Jim Durfee, Mary Dietrich, Anthony La Bouff

Negotiating Parties: County of Placer and B.B. LLC; and John and Leslie Hyche.

Under Negotiation. Price, terms of payment, or both.

(C) §54957.6 - CONFERENCE WITH LABOR NEGOTIATORS - *The Board met regarding DSA. Tom Miller was not present. The Board received a report and gave direction.*

(a) Agency designated representatives: Tom Miller, Nancy Nittler, Mike Boyle, Gerald O. Carden, Anthony J. La Bouff
Employee organization PPEO DSA.

BOARD OF SUPERVISORS - Received a briefing on the upcoming fire season from Fire Chief Brad Harris at the CAL FIRE Fire Station, 13760 Bowman Road, Auburn.

ADJOURNMENT - The next meeting is Monday, July 20, 2009, next regular meeting is Tuesday, July 21, 2009.

ATTEST:

Ann Holman
Clerk of the Board

Kirk Uhler, Vice Chairman
Placer County Board of Supervisors

DATE July 7, 2009

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