

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, February 22, 2011, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Duran, Weygandt, Holmes, Uhler and Montgomery present. Chairman Weygandt presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

PUBLIC COMMENT – None.

SUPERVISOR'S COMMITTEE REPORTS – Supervisor Duran said he filled in for Supervisor Holmes on the Sacramento Area Council of Governments that had discussions regarding the State Budget. Chairman Weygandt advised he Supervisor Holmes, and Tom Miller just returned from the annual Advocacy Trip to Washington, D.C. advising they had 14 meetings in two days. Chairman Weygandt said he thought the meetings went well, stating it is important to develop the relationships for County legislative priorities. Supervisor Holmes said the meetings regarding the Placer County Conservation Plan were well received and may be used as a template for other jurisdictions throughout the nation. Supervisor Holmes said County officials get criticized for going to Washington, as we have representatives there, but our programs need to be brought to those representatives and they bring them forward to the committees and elected officials there. Supervisor Holmes said they had a discussion with Elliott Levine, Technology Manager for the Office of the Biomass Program, and he was energized about our Biomass Program. Supervisor Holmes said they met with the Senior Intergovernmental Liaison Specialist from the Office of Community Orienting Policing Services about our COPS grant program for radio frequencies throughout Placer County. Supervisor Holmes said they met with the Liaison of State and Local Government for the Bureau of Reclamation and the Chief of Staff for the Deputy Commissioner for the Bureau of Reclamation and there is \$2.7 million in the president's budget for the Auburn State Recreation Area Funding for 2012. Supervisor Holmes said they met with Congressman McClintock noting three amendments proposed: Amendment 306-Reduce funding for Corp of Engineers Civil Department of the Army by \$586,600,000; Amendment 300-Prohibit any funds available under the Department of Energy to be used for biomass and bio-refinery systems; and Amendment 356-Eliminate funding for the Department of Interior, United States Fish & Wildlife Service Land Acquisition Account. Supervisor Montgomery said she was pleased to see the \$2.7 million figure for Auburn State Recreation Area and thanked Supervisors and Tom Miller for going back to D.C. noting the important thing about having County representatives go to D.C. is meeting with the agencies. Supervisor Montgomery also thanked Mike Finnegan from the Bureau of Reclamation in working with us to help identify funding for the Auburn State Recreation Area. Supervisor Uhler said the effort put forth on Washington trips has borne results and encouraged those who question why it is necessary for us to go to Washington D.C. to ask questions about the 10th Amendment and why we let so much power and money go to Washington in the first place rather than telling the Federal Government no those are the States prerogative.

CONSENT AGENDA – Item 9 and 21a-f moved for discussion. Consent Agenda approved as amended with action as indicated. The Board convened as the Placer County Public Financing Authority for Item #18 and the Redevelopment Agency Board for Item #20. MOTION Uhler/Montgomery/Unanimous

8. **ORDINANCE** – Second Reading:

- a. County Executive – Ordinance 5639-B adopted amending Chapter 2, Article 2.28.040 of the Placer County Code, regarding County Fire Coordinator duties.
- b. Personnel/Salary Increases/Measure F and Other Safety Classifications – Ordinance 5640-B adopted implementing the required salaries for the classifications covered by Measure F and other associated law enforcement classifications.

9. **MOVED FOR DISCUSSION AUDITOR-CONTROLLER/STATE MANDATED AUDITS** – Approve a biennial audit for Auburn Cemetery District and a five-year audit for the Placer County Public Financing Authority in lieu of annual audits.

10. **BOARD OF SUPERVISORS:**

- a. Resolution 2011-35 adopted commending Ellen Caraska for 27 years of dedicated public service as an employee of the Placer County Sheriff's Office.
- b. Resolution 2011-36 adopted commending Desiree Carrington for nearly 21 years of dedicated public service as an employee of the Placer County Sheriff's Office.
- c. Approved minutes of January 25, 2011.

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11. CLAIMS AGAINST THE COUNTY – Rejected the following claims, as recommended by the offices of County Counsel and Risk Management:
 - a. 11-005, Ferro, Danny L., \$4,405, (Property Damage/Bodily Injury)
 - b. 11-010, Lauer, Jeffrey, Not Stated, (Property Damage)
12. COMMITTEES & COMMISSIONS:
 - a. Auburn Public Cemetery District – Approved the reappointments of Donald Anderson to Seat 1, Judy Towers to Seat 2 and Melinda Herzog-Landrith to Seat 5, as requested by Supervisor Holmes.
 - b. Flood Control and Water Conservation District Board – Approved the reappointment of Ken Yorde to Seat 9, representing the public-at-large.
 - c. Municipal Advisory Council (Granite Bay) – Approved the appointments of Donald De Santis to Seat 5 and Suzanne Jones to Seat 6, as requested by Supervisor Uhler.
 - d. Municipal Advisory Council (Foresthill Forum) – Approved the appointment of Sean Salveson to Seat 1, as requested by Supervisor Montgomery.
 - e. Municipal Advisory Council (Meadow Vista) – Resolution 2011-37 adopted amending the Meadow Vista Advisory Council's current composition from seven members to five members representing the public-at-large, as requested by Supervisor Montgomery.
 - f. Library Advisory Board – Accepted the resignation of Rhonda Tory Seat 4 effective immediately, as requested by Supervisor Uhler.
13. COMMUNITY DEVELOPMENT RESOURCE AGENCY/BUILDING SERVICES/NORTHSTAR COMMUNITY SERVICES DISTRICT - Resolution 2011-38 adopted ratifying Northstar Community Services District Ordinance 27-11 (which adopts the California Fire Code) and direct staff to transmit your determination to the District.
14. COUNTY EXECUTIVE/ECONOMIC DEVELOPMENT – Resolution 2011-39 adopted approving an amendment to Resolution 2010-192 adding the word "staggered" to the By Laws as it relates to the terms of the six Ad Hoc Technical Advisory Resource provider seats on the Economic Development Board and confirm the term extensions for the Ad Hoc Technical Advisory Resource (TAR) providers representing Agriculture (Dr. Lyndell Grey) and Manufacturing (David Baker), respectively.
15. COUNTY EXECUTIVE/EMERGENCY SERVICES - Resolution 2011-40 adopted designating staff, by position, to execute for and on behalf of Placer County, for all actions necessary to obtain funds and administer specified federal grant programs.
16. HEALTH & HUMAN SERVICES/ENVIRONMENTAL HEALTH - Resolution 2011-41 adopted approving a new grant with the California Environmental Protection Agency to fund implementation of the State-mandated Computer Environmental Reporting System through March 31, 2013 for \$58,866, authorizing the Director of Health and Human Services to sign the grant agreement, and all amendments and other documentation.
17. 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 #10051, Two Compact Extended Cab Pickup Trucks and Four Full Size Pickup Trucks/Public Works/Fleet Services - Awarded to Future Ford of Roseville, in the maximum amount of \$163,287.08.
 - b. Blanket Purchase Order, Voice and Data Cabling Services/Administrative Services/Telecommunications - Approved the renewal of a Competitively Awarded Blanket Purchase Order with Dunn-Wright Communications, in the maximum amount of \$125,000.
 - c. Request for Qualifications #10017/Public Works - Approved the award of Competitive Request for Qualifications #10017 for Professional Consulting Services for Public Works Projects in Eastern Placer County and adopt Four Lists of Qualified Firms.
 - d. Blanket Purchase Order, Annual Software License Fees, Support and Related Services for the Probation Caseload Explorer Case Management System/Probation - Approved the Renewal of a Sole-Source Blanket Purchase Order with Automon LLC, in the amount of \$115,690.

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- e. Blanket Purchase Order, CalWorks Information Network Printing and Mailing Services/Health & Human Services - Approved the award of a Blanket Purchase Order using a Sacramento County Competitively Awarded Contract with BIT California Doing Business as Document Fulfillment Services, in the maximum amount of \$130,000.
 - f. Extension of Qualified List, Preparation of Environmental Impact Reports/Planning - Approved a three-month extension of a Competitively-Awarded Qualified List for preparation of Environmental Impact Reports.
18. PLACER COUNTY PUBLIC FINANCING AUTHORITY/STATE MANDATED AUDIT - Approved the use of a five-year audit for the Placer County Public Financing Authority in lieu of an annual audit.
19. PUBLIC WORKS:
- a. Tahoe City Residential Water Quality Improvement Project – Resolution 2011-42 adopted authorizing the Chairman to sign PSA No. 1091, Amendment No. 1 with Camp, Dresser, and McKee (CDM), Inc., in the amount of \$52,520, for supplementary design tasks during the preparation of final design plans and specifications for the Tahoe City Residential Water Quality Improvement Project, bringing the total contract amount to \$212,670, and authorizing the Director of Public Works to approve and sign future amendments up to \$5,252.
 - b. Dollar Point Bus Shelter, Contract #1106 - Approved the project plans and specifications for use in bidding and construction of the Dollar Point Bus Shelter and authorized the Department to advertise for bids.
20. REDEVELOPMENT AGENCY - Resolution 2011-43 adopted authorizing the Purchasing Manager or designee to execute an amendment to Blanket Purchase Order Number BP018227 between the Redevelopment Agency and Andregg Geomatics, Inc., for surveying services to increase the total amount from \$40,000 to \$70,000.
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. **MOVED FOR DISCUSSION** Approve appropriation of \$1,200 in Revenue Sharing monies to the Lincoln Arts and Culture Foundation 24th Annual Feats of Clay Event to support the annual event, as requested by Supervisor Weygandt (\$1,200).
 - b. **MOVED FOR DISCUSSION** Approve appropriation of \$250 in Revenue Sharing monies to the Newcastle Golden Spike Lions "Spaghetti Dinner Fundraiser" to help defray the cost of the event, as requested by Supervisor Holmes (\$250).
 - c. **MOVED FOR DISCUSSION** Approve appropriation of \$750 in Revenue Sharing monies to The Gathering Inn "Annual Crab Feed Fundraiser" to benefit their emergency housing program, as requested by Supervisor Weygandt (\$250) and Supervisor Holmes (\$500).
 - d. **MOVED FOR DISCUSSION** Approve appropriation of \$250 in Revenue Sharing monies to KidsFirst "13th Annual Putting KidsFirst Awards Luncheon" to benefit child abuse prevention programs, as requested by Supervisor Weygandt (\$250).
 - e. **MOVED FOR DISCUSSION** Approve appropriation of \$100 in Revenue Sharing monies to Placer High School Grad Night Alive to benefit their safe and sober graduation event, as requested by Supervisor Holmes (\$100).
 - f. **MOVED FOR DISCUSSION** Approve appropriation of \$200 in Revenue Sharing monies to the Thermalands Community Center Annual Crab Feed Event to benefit the Thermalands Community Center, as requested by Supervisor Weygandt (\$200).
22. SHERIFF:
- a. Approved a contract and Resolution 2011-44 adopted authorizing the Sheriff-Coroner-Marshall to execute the agreement between Placer County and the State Department of Boating and Waterways for FY 2011/2012 in the maximum amount of \$72,475 for our boating safety enforcement program.
 - b. Accepted the California 9-1-1 Emergency Communications Office funding and budget revision in the amount of \$22,770 for Sheriff's Office dispatcher training and recruitment made available through Assembly Bill 912. These funds will be added to the FY 2010/2011 budget.

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- c. Approved Change Order #2 to the Blanket Purchase Order with Lehr Auto Electric Inc. for emergency response equipment to increase the current amount of \$59,500 by \$37,500 for a revised amount of \$97,000 from June 1, 2010 to June 30, 2011 and authorized the Purchasing Manager to sign the resulting change order.
- d. Approved a Budget Revision and purchase of a vehicle from Cal EMA MSP grant to support the Placer County Sheriff's Marijuana Eradication Team in an amount not-to-exceed \$35,000 and authorized the purchasing manager to execute any related documents and added the vehicle to the Master Fixed Asset list.

End of Consent Agenda

ITEMS MOVED FROM CONSENT FOR DISCUSSION:

9. AUDITOR-CONTROLLER/STATE MANDATED AUDITS – Approved a biennial audit for Auburn Cemetery District and a five-year audit for the Placer County Public Financing Authority in lieu of annual audits. MOTION Duran/Holmes/Unanimous
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 \$1,200 in Revenue Sharing monies to the Lincoln Arts and Culture Foundation 24th Annual Feats of Clay Event to support the annual event, as requested by Supervisor Weygandt (\$1,200). MOTION Holmes/Uhler/Unanimous VOTE 4:0 (Duran abstained)
 - b. Approved appropriation of \$250 in Revenue Sharing monies to the Newcastle Golden Spike Lions "Spaghetti Dinner Fundraiser" to help defray the cost of the event, as requested by Supervisor Holmes (\$250). MOTION Holmes/Uhler/Unanimous VOTE 4:0 (Duran abstained)
 - c. Approved appropriation of \$750 in Revenue Sharing monies to The Gathering Inn "Annual Crab Feed Fundraiser" to benefit their emergency housing program, as requested by Supervisor Weygandt (\$250) and Supervisor Holmes (\$500). MOTION Holmes/Uhler/Unanimous VOTE 4:0 (Duran abstained)
 - d. Approved appropriation of \$250 in Revenue Sharing monies to KidsFirst "13th Annual Putting KidsFirst Awards Luncheon" to benefit child abuse prevention programs, as requested by Supervisor Weygandt (\$250). MOTION Holmes/Uhler/Unanimous VOTE 4:0 (Duran abstained)
 - e. Approved appropriation of \$100 in Revenue Sharing monies to Placer High School Grad Night Alive to benefit their safe and sober graduation event, as requested by Supervisor Holmes (\$100). MOTION Holmes/Uhler/Unanimous VOTE 4:0 (Duran abstained)
 - f. Approved appropriation of \$200 in Revenue Sharing monies to the Thermalands Community Center Annual Crab Feed Event to benefit the Thermalands Community Center, as requested by Supervisor Weygandt (\$200). MOTION Holmes/Uhler/Unanimous VOTE 4:0 (Duran abstained)

BOARD OF SUPERVISORS – Presentation of the Sacramento Region Food Charter by Robyn Krock and Jim Williams of Valley Vision. The Food Charter was developed to make clear the values of supporting a regional food system that will maintain the economic viability of agriculture throughout the region and assure access to healthy foods for all residents of the region.

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

- a. **Competitive Bid #10010/Sheriff** – Awarded Competitive Bid to Delta Wireless, Inc.; for Ninety Rugged Notebooks and Docking Stations for Sheriff Patrol Vehicles to be obtained through a five-year tax exempt lease purchase with Hewlett Packard Financial Services, in the total amount of \$610,888.62. MOTION Uhler/Duran/Unanimous

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FACILITY SERVICES/ATWOOD FIRE STATION 180 MODULAR ADDITION, PROJECT #4818 – The Board took the following actions:

- a. Approved the Plans and Specifications and authorized staff to solicit bids for the Atwood Fire Station 180 Modular Addition, Project No. 4818.
- b. Resolution 2011-45 adopted authorizing the Director of Facility Services to award and execute a contract in an amount not-to-exceed \$295,900, 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; and
- c. Approved a Budget Revision appropriating \$22,390 to the Capital Projects Fund, Project #4818, offset by revenue from Zone 193, North Auburn/Ophir Fire.

MOTION Holmes/Montgomery/Unanimous

COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 – CONFERENCE WITH LEGAL COUNSEL

1. Anticipated Litigation:

- (a) Significant exposure to litigation pursuant to subdivision (b) of Government Code §54956.9: one potential case – **The Board has extended the contract for outside Counsel assisting in the PCCP, Resource Law Group, increasing the contract amount by \$100,000**
- (b) Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9: Intervention in City of Brisbane v. State Board of Equalization, San Francisco Superior Court Case No.: CPF-09-509231, CPF-09-509232, CPF-09-509234 - **The Board has agreed and given authority to the County to participate in the intervening of the case, City of Brisbane v. State Board of Equalization, sales tax distribution allocation law suit currently filed in San Francisco Superior Court.**

CONVENED AS THE PLACER COUNTY REDEVELOPMENT AGENCY BOARD AND THE PLACER COUNTY BOARD OF SUPERVISORS FOR A JOINT PUBLIC HEARING

COUNTY EXECUTIVE OFFICE/REDEVELOPMENT - Public hearing closed and Resolution 2011-46 adopted approving findings and a Report and Reuse Appraisal pursuant to California Health and Safety Code Section 33433 and authorizing the Redevelopment Agency disposition to Quartz Ridge Family Apartments, L.P. of Property Located at 360 Silver Bend Way, Auburn, Assessor Parcel Numbers 054-171-031, 054-171-032, 054-171-035, 054-171-036, 054-171-037, and 054-171-038 for the Quartz Ridge Family Apartments Project (also known as Miner's Ridge Family Apartments).

MOTION Montgomery/Holmes/Unanimous

REDEVELOPMENT AGENCY- Public hearing closed pursuant to California Health and Safety Code Sections 33431 and 33433 and Resolution 2011-47 adopted approving a 33433 Report and Reuse Appraisal; (2) approving disposition of real property 360 Silver Bend Way, Auburn, APN: 054-171-031, 054-171-032, 054-171-035, 054-171-036, 054-171-037, and 054-171-038 to Quartz Ridge Family Apartments, L.P.; (3) approving a Disposition, Development, and Loan Agreement and related documents with Quartz Ridge Family Apartments, L.P.; (4) authorizing an expenditure of \$2,000,000 in Redevelopment Housing Funds for the Quartz Ridge Family Housing Project (currently known as Miner's Ridge Family Apartments); and (5) authorizing for the Redevelopment Director or his designee to execute the aforementioned agreements and associated documents.

MOTION Montgomery/Holmes/Unanimous

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

COUNTY EXECUTIVE/BUDGET – Accepted an update on the County Budget and Financial Status and identified areas of focus for the FY 2011-12 Budget. Supervisor Montgomery requested an analysis of refinancing the jail and other facilities be prepared and brought back for review. Chairman Weygandt agreed and said any other Board Member that has a similar request it would be worthwhile to consider any and all options at this state of the game. Supervisor Duran said he thought it was important to look at all our options but was concerned with using those funds for services but thought it would be good to have that information.

ADJOURNMENT – Next regular meeting is March 8, 2011.

ATTEST:

Ann Holman
DATE February 22, 2011

Robert Weygandt, Chairman
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