

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, 2013, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Duran, Weygandt, Holmes, Uhler and Montgomery present. Chairman Holmes presiding; Ann Holman, Clerk of the Board. Also present were County Executive David Boesch and County Counsel Gerald O. Carden.

PUBLIC COMMENT – 1) Ellie Waller, Tahoe City resident, thanked Supervisor Montgomery and County staff for trying to find a solution for an open comlink for future Tahoe issues that can be heard at an offsite location in Tahoe. 2) Ken Tokutomi, Auburn resident, thanked the Board for its donation to the Salvation Army to purchase 4-H animals and donation for the Thanksgiving Dinner. Mr. Tokutomi also spoke about the 442nd site planned to be dedicated on June 2, 2013.

SUPERVISOR'S COMMITTEE REPORTS – Chairman Holmes said at the conclusion of the May 2, 2013 Placer County Water Agency Board meeting, the Placer County Water Agency will be signing the Power Sales Agreement with PG&E about our Middle Fork revenues, at 4:00 p.m. at the Board Room on Ferguson Drive in the Bowman area. Chairman Holmes said since he and Supervisor Weygandt serve on the Middle Fork Finance Authority, they will be serving on the newly resurrected Water and Energy Committee with PCWA Board members. Chairman Holmes announced the California State Association of Counties has a new Executive Director, Matthew Cate.

CONSENT AGENDA – Item 9a moved for discussion. Consent Agenda approved as amended with action as indicated. The Board also convened as the Placer County Successor Agency for Item #16a.
MOTION Duran/Montgomery/Unanimous

9. **ORDINANCE** – Second Reading:

a. Board of Supervisors/Planning Commission

1. **MOVED FOR DISCUSSION** Adopt an Ordinance, amending the provision in Placer County Code Section 17.60.040A (2) that requires the at-large members of the Planning Commission to reside in the unincorporated area of Placer County.

10. **BOARD OF SUPERVISORS**

a. Donner Summit Municipal Advisory Council

1. Resolution 2013-15 adopted replacing Resolution 2010-236 to amend the Term of Office dates of service and rotation thereafter.

b. North Auburn Municipal Advisory Council

1. Resolution 2013-16 adopted superseding Resolution 2005-24 and Resolution 2013-01 to amend the composition designations on the North Auburn Municipal Advisory Council.

c. Minutes

1. Approved minutes of January 8, 2013.

11. **COMMITTEES & COMMISSIONS**

a. Horseshoe Bar Municipal Advisory Council - Approved the reappointment of Mark Fortner to Seat #1, Kurt Turner to Seat #2 and Lorene Euerle to Seat #3, and appoint Wayne Russell to Seat #4 and Diane Nicholas to Seat #5 effective February 1, 2013, as requested by Supervisor Holmes.

b. Newcastle/Ophir Municipal Advisory Council – Approved the reappointment of Joe Irvin to Seat #1, Steve Palmer to Seat #2, Ed Sander to Seat #3, Sam Moore to Seat #5 and Elliott Rose to Seat #6 effective February 1, 2013, as requested by Supervisor Holmes.

c. North Auburn Municipal Advisory Council – Approved the reappointment of Gregory Wilbur to Seat #1, Laurence Farinha to Seat #3, Dave Hungerford to Seat #4, Chuck Rydell to Seat #5, Jacquie Flecklin to Seat #6 and Mark Watts to Seat #7, as requested by Supervisor Holmes and Supervisor Montgomery.

d. Penryn Municipal Advisory Council - Approved the reappointment of Robert Brodovsky to Seat #1, Mike Bishop to Seat #2, and Patty Neifer to Seat #4, as requested by Supervisor Holmes.

e. West Placer Municipal Advisory Council – Approved the reappointment of Alicia Butler to Seat #1, John Hottel to Seat #2, Carolyn Rioio to Seat #3, Darryl Osborne to Seat #4, and Walter Wyllie to Seat #5, as requested by Supervisor Duran.

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

12. COUNTY EXECUTIVE/ECONOMIC DEVELOPMENT

a. 2013 State Fair Exhibit

1. Resolution 2013-17 adopted appointing the Director of the Office of Economic Development (OED) to be the official representative for Placer County in matters pertaining to the 2013 State Fair Exhibit and authorizing the Chairman to execute the California State Fair Official Entry Form.

13. COUNTY EXECUTIVE/PERSONNEL

a. Memorandum of Understanding/Deputy Sheriff's Association

1. Resolution 2013-18 adopted to approve the New Memorandum of Understanding between Placer County and the Placer County Deputy Sheriff's Association from July 1, 2012 through June 30, 2015.
2. Ordinance introduced, first reading waived, implementing the provisions of the Memorandum of Understanding between Placer County and the Placer County Deputy Sheriff's Association and terms applicable to safety management and other labor groups.
3. Uncodified Ordinance introduced, first reading waived, adjusting compensation and benefits for Placer County Deputy Sheriff's Association represented employees.

14. FACILITY SERVICES

a. Royal Gorge Studies Project #4895

1. Create a capital project for the Royal Gorge Studies Project No. 4895 to determine the alignment of a trail corridor on the Royal Gorge Property on Donner Summit.
2. Approved a Budget Revision appropriating \$200,000 from Park Dedication Fee Recreation Area #16 Serene Lakes Recreation to this Capital Project, with no net County cost.

b. Auburn Recreation District Ballfield Conversion Project

1. Approved and executed a Use Agreement with the Auburn Recreation District authorizing the use of Park Dedication Fees from Recreation Area #5, Meadow Vista/Auburn Area, in the amount of \$24,000 to partially fund the conversion of a softball field for baseball use at the Regional Park in Auburn; and,
2. Approved a Budget Revision appropriating \$24,000 to the Parks and Grounds Operating Budget from Park Dedication Fees Recreation Area #5, Meadow Vista/Auburn Area, with no net county cost.

c. Water Quality Monitoring Services At The Closed Landfill Sites

1. Approved an Agreement with Stearns, Conrad and Schmidt Consulting Engineers, Inc., dba SCS Engineers (SCS) for water quality monitoring services at the Meadow Vista, Loomis, Foresthill and Eastern Regional Landfills in the amount of \$155,154, funded by the Solid Waste Management and Eastern Regional Landfill Enterprise Funds.

d. Resolution of Intention, Sewer Maintenance District 2

1. Resolution of Intention 2013-19 adopted setting the time and date to hold a Public Hearing to consider the annexation of property owned by Andrey Rakin, APN 036-180-046, located on Moss Court in Granite Bay, into the boundaries of Placer County Sewer Maintenance District 2, at no net County cost.

e. Placer County Government Center Facility Condition Assessment, Project #4761

1. Approved a Consultant Services Agreement with Lionakis, to provide a Facility Condition Assessment of thirty four (34) DeWitt buildings at the Placer County Government Center in North Auburn and authorized the Chairman to execute the Agreement in an amount not-to-exceed \$170,000, funded by the Capital Projects Fund project account. This is a budgeted net County cost of \$170,000.

15. PERSONNEL

a. Salaries for Classifications Covered by Measure F

1. Ordinance introduced, first reading waived, implementing the required salaries for the classifications covered by Measure F, and other associated law enforcement classifications as presented in the attached ordinance to be effective February 9, 2013. Approximate percentage increases by classification are as follows: Undersheriff .54%; Captain 1.20%; Lieutenant 1.19%; Sergeant 2.87%; Deputy Sheriff II 2.33%, Deputy Sheriff I 2.33%; Deputy Sheriff Trainee 2.33%; Investigator-District Attorney 2.87%; Investigator-Welfare Fraud/Child Support 2.87%; Investigator Welfare Fraud-Supervising 2.87%, Assistant Sheriff .54% Chief Deputy Coroner 2.33%.

16. PLACER COUNTY SUCCESSOR AGENCY

a. Recognized Obligation Payment Schedule

1. Resolution 2013-27 adopted approving the submittal of the Recognized Obligation Payment Schedule for the period July 1, 2013 to December 31, 2013 to the Placer County Oversight Board for approval.

PLACER COUNTY BOARD OF SUPERVISORS

MINUTES

17. **PROCUREMENT SERVICES** - In accordance with County Policy, non-contested competitively awarded bids under \$250,000 are placed on the Consent Agenda
- a. **Renew Blanket Purchase Orders, Facility Services**
 - 1. Approved the annual renewal of a Blanket Purchase Order (BPO) with JB Fire Systems of Fernley, NV, for fire sprinkler system inspection, testing, and maintenance services in the maximum amount of \$150,000 funded in the Building Maintenance budget for FY 2012-13 with no net county cost, for the period of February 5, 2013 to December 31, 2013, and authorized the Purchasing Manager to sign the resulting BPO.
 - b. **Renew Blanket Purchase Orders, Administrative Services/Information Technology**
 - 1. Approved the annual renewal of a Blanket Purchase Order (BPO) with Modal Networks, Inc. of Sacramento, CA, for Hewlett Packard brand network products and information technology network support in the maximum amount of \$175,000, funded by Administrative Services' FY2012-13 budget with a net County cost of \$175,000, for the period of March 1, 2013 through February 28, 2014, and authorized the Purchasing Manager to sign the resulting BPO.
 - c. **Declare Vehicles As Surplus, Various Departments**
 - 1. Declared vehicles listed on Attachment A as surplus and authorized their disposal.
 - d. **Approve Extension of Qualified List, Facility Services**
 - 1. Approved a one-year extension of a qualified list of four vendors for sewer line video inspection services, as a result of competitive Request for Qualifications #9859.
 - e. **Renew Blanket Purchase Order, Public Works**
 - 1. Approved the annual renewal of a Blanket Purchase Order (BPO) with Gray Electric Company, Inc. of Grass Valley, CA, for traffic signal maintenance and repair services in the maximum amount of \$106,000 funded in the Highway User Tax Account for FY 2012-13 with no net county cost, for the period of February 5, 2013 to December 31, 2013, and authorize the Purchasing Manager to sign the resulting BPO.
18. **PUBLIC WORKS**
- a. **Bridge Replacement Project On Brewer Road**
 - 1. Resolution 2013-20 adopted approving the project plans and specifications for the Bridge Replacement Project on Brewer Road over Branch of Curry Creek.
 - 2. Authorized the Chairman to sign the cover sheet
 - 3. Authorized the Public Works Department to advertise for bids to construct the Project for an estimated net cost of \$200,000 to the County Road Fund.
 - b. **Kings Beach Commercial Core Improvement Project Easement Acquisition**
 - 1. Resolution 2013-21 adopted approving a Right-of-Way Contract for the acquisition of a Highway Easement and a Temporary Construction Easement on property owned by 8595 North Lake Blvd LLC for the Kings Beach Commercial Core Project in the amount of \$215,000 utilizing FHWA/Caltrans Southern Nevada Public Land Management Act funds.
 - 2. Authorized the Chairman to execute the Contract and accept the Easement deeds.
 - 3. Approved a Budget Revision to increase the FY 2012-2013 expense appropriation Object Level #3 (4171), by \$215,000 and increase the fiscal year revenue budget Object Level #3, (7249), Federal Aid Construction by \$215,000. There is no net County cost.
 - c. **Highway 49 Utility Undergrounding Project**
 - 1. Resolution 2013-22 adopted authorizing the Chairman to execute a utility easement to PG&E for the Highway 49 Utility Undergrounding Project. There is no net County cost.
 - d. **Notice of Completion, Brockway Water Quality Improvement Project, Contract #1024**
 - 1. Resolution 2013-23 adopted accepting the Brockway Water Quality Improvement Project as complete. There is no net County cost.
 - 2. Approved and authorized the Director of Public Works to execute the Notice of Completion.
 - e. **Proposition 1B (Transportation Bond) Revised Project List**
 - 1. Resolution 2013-24 adopted for the Department of Public Works to revise the Proposition 1B Project List.
 - 2. Approved the revised project list for the 2009-2010 allocation of Proposition 1B Local Streets and Roads funding totaling \$5,679,180 with no net County cost.

End of Consent Agenda

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

ITEM MOVED FROM THE CONSENT AGENDA FOR DISCUSSION:

9. ORDINANCE – Second Reading:
 - a. Board of Supervisors/Planning Commission
 1. Ordinance 5699-B adopted, amending the provision in Placer County Code Section 17.60.040A (2) that requires the at-large members of the Planning Commission to reside in the unincorporated area of Placer County. Motion Uhler/Duran VOTE 4:1 (Holmes No)

BOARD OF SUPERVISORS/COMMENDATION

1. Presented a Commendation to Joseph "Joe" Francis Carroll for his many years of service to the people of California and especially the residents of Placer County through his news reporting and editorial commentary covering government issues.

BOARD OF SUPERVISORS/COMMEMORATIVE COIN

1. Presented the recipients of the Commemorative Coin awards, Peter Hill and Kathy Lund, with their coin. The recipients were personally chosen by the Supervisor for their district in recognition for either their acts of heroism, longstanding Community service, or exceptional acts that have dramatically improved or impacted people's lives.

BOARD OF SUPERVISORS/PLACER COUNTY 4-H ALL STARS

1. Presentation by 4-H All Stars of 4-H program and presentation of Honorary 4-H Leadership Cards to the Board.

ADMINISTRATIVE SERVICES/PROCUREMENT/AWARD PURCHASE ORDER, PUBLIC WORKS/FLEET OPERATIONS/ROAD MAINTENANCE

1. Approved the award of a purchase order (PO), awarded from a National Joint Powers Alliance (NJPA) competitively bid public agency contract, to Owen Equipment of Sacramento, CA for one waterless street sweeper in the total amount of \$318,230, funded through a Tahoe Regional Planning Agency Grant (TRPA) with no net County cost, and authorized the Purchasing Manager to sign the resulting PO and related documents. MOTION Montgomery/Duran/Unanimous

ADMINISTRATIVE SERVICES/PROCUREMENT/AWARD BID, PUBLIC WORKS/DISTRICT ATTORNEY

1. Approved the award of competitive Bid #10222 to multiple vendors for the purchase of various types of vehicles in the total aggregate amount of \$629,023, funded by revenue collected from replacement funds with no net County cost, and authorized the Purchasing Manager to sign the resulting purchase orders. MOTION Duran/Weygandt/Unanimous

ADMINISTRATIVE SERVICES/PROCUREMENT/RENEW BLANKET PURCHASE ORDERS, HEALTH AND HUMAN SERVICES

1. Approved the annual renewal of competitively bid Blanket Purchase Orders (BPOs) with Avia Partners dba Safeway Pharmacy #1899 of Roseville and Thrifty Payless dba Rite Aid of Camp Hill, PA for local pharmacy services for Health & Human Services in maximum aggregate amount of \$289,000, for the period of February 5, 2013 to December 31, 2013, funded 50% by federal Medicaid revenues and 50% required County General Fund match, and authorized the Purchasing Manager to sign the resulting BPOs. MOTION Montgomery/Weygandt/Unanimous

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

PUBLIC WORKS/KINGS BEACH COMMERCIAL CORE IMPROVEMENT PROJECT

1. Provided a project update for the Kings Beach Commercial Core Improvement Project; and
2. Approved a phasing and finance plan for Phase 1 of the project and found that it is consistent with the approved environmental documentation for the project; and
3. Resolution 2013-25 adopted that includes:
 - a. Approving the application for a State Transportation Improvement Program (STIP) AB3090 Cash Reimbursement Arrangement for the Kings Beach Commercial Core Improvement Project that involves advancing \$5 million in traffic impact fee funding from the County's Tahoe Region Capital Improvement Program followed by future reimbursement of the local advance with STIP funding; and
 - b. Authorizing the Director of Public Works, or his designee, to execute, with County Counsel's and Risk Management's review and approval, finalized agreements and/or documents between the County and Caltrans related to the AB3090 Cash Reimbursement Arrangement including STIP Amendment documents and the project's Cooperative Agreement; andMOTION Montgomery/Weygandt/Unanimous
4. Conducted a Public Hearing and Resolution 2013-26 adopted modifying the Capital Improvement Program (CIP) in the Tahoe Region Benefit Fee District as allowed in Section 15.28 of the County Code in the amount of \$1,014,900 to be used as a State Local Partnership Program (SLPP) grant match. There is no net County cost.
MOTION Montgomery/Weygandt/Unanimous

COUNTY EXECUTIVE/BOARD OF SUPERVISORS/NATIONAL ASSOCIATION OF COUNTIES (NACo)

1. Authorized the County Executive Officer to negotiate and execute contracts necessary to host the 2014 National Association of Counties Western Interstate Region Conference, if selected, at a net County cost not to exceed \$50,000. MOTION Montgomery/Weygandt/Unanimous

FACILITY SERVICES/AUBURN ANIMAL SHELTER, PROJECT #4639

1. Authorized staff to proceed with the Request for Proposal (RFP) process with the three (3) most qualified Design-Build firms, established by a Request for Qualifications process for the Auburn Animal Shelter project, to be located at the Placer County Government Center in North Auburn.
2. Authorized the payment of a stipend, in the amount of \$50,000, after award for completed designs prepared by the two (2) unsuccessful proposers to assist in defraying the preparation and design cost required to prepare a comprehensive RFP submittal.
MOTION Montgomery/Weygandt/Unanimous

COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 – CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation:
 - (a) County of Placer v. Allen L. Bender, et al., Sacramento County Superior Court Case No.: 34-2012-00134200-CU-CD-GDS – *The Board authorized an increase in the contract with McGinnis Chen in the amount of \$100,000 to bring the total contract amount to \$255,000.*
 - (b) Tahoe Residents United for Safe Transit and Northstar LG, LLC v. County of Placer, Placer County Superior Court Case No.: SCV 0032463 – *The Board heard a report on this new litigation.*

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

ITEMS FOR INFORMATION:

19. Auditor-Controller
 - a. Refunds - In accordance with Resolution Number 2008-35 and Government Code Section 26906, attached is a report of refunds of \$5,000 or less issued by the Auditor-Controller during the period of January 1, 2012 to December 31, 2012. Refunds of \$5,000 or less totaled \$14,416.
20. Personnel
 - a. Classified Service Merit Increases
21. Treasurer-Tax Collector
 - a. Treasurer's Statement for the month of December 2012

ADJOURNMENT – Next regular meeting is Tuesday, February 26, 2013.

ATTEST:

Ann Holman
Clerk of the Board

Jim Holmes, Chairman
Placer County Board of Supervisors