

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, February 26, 2013, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Duran, Weygandt, Holmes, and Montgomery present. Supervisor Uhler absent. Chairman Holmes presiding; Ann Holman, Clerk of the Board. Also present were County Executive David Boesch and County Counsel Gerald O. Carden.

PUBLIC COMMENT – None.

SUPERVISOR'S COMMITTEE REPORTS – Supervisors Duran reported he attended the Auburn City Council meeting recounting his personal reasons of why he was in favor of going for a regional solution to wastewater. He advised the County offered \$7 million to assist Auburn with their portion of the project infrastructure and considered that that money would not be a lump sum but would go in over a period of a couple of years. The Auburn Council took a vote to move forward with consideration of the project but wanted the County to consider: 1) contribution that would keep rates stable over time for Auburn; 2) the creation of a fund to include proceeds from the Middle Fork Project; 3) Joint Powers Authority type governance structure with a strong role for Auburn; and 4) an Environmental Impact Report to cover all necessary mitigations of the project. He advised that Placer County staff and the City of Lincoln are reviewing the four requests. Chairman Holmes advised that the City of Auburn took action last night by a 3:2 vote formally articulated their deal points and they will be coming to the County. Supervisor Montgomery said the Placer County Air Pollution Control District took action relating to above ground gasoline tanks and some new rules required by ARB and the EPA requiring above ground tanks be painted with a reflective white paint. She advised that the Air Pollution Control District staff and director crafted an exemption for the tanks on Blocker Drive that have the murals.

CONSENT AGENDA – Consent agenda approved with action as indicated.

MOTION Duran/Weygandt/Unanimous VOTE 4:0 (Uhler absent)

7. **ORDINANCE** – Second Reading:

- a. County Executive/Personnel/Memorandum of Understanding/Deputy Sheriff's Association
 1. Ordinance 5700-B adopted 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.
 2. Uncodified Ordinance 5701-B adopted adjusting compensation and benefits for Placer County Deputy Sheriff's Association represented employees.
- b. Personnel/Salaries for Classifications Covered by Measure F
 1. Ordinance 5702-B adopted implementing the required salaries for the classifications covered by Measure F, and other associated law enforcement classifications as presented in the 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%.

8. **AUDITOR-CONTROLLER**

- a. Fixed Asset Annual Inventory Exceptions
 1. Resolution 2013-28 adopted to remove capital assets, having no net value, from the County's financial records.

9. **BOARD OF SUPERVISORS**

- a. Reno Tahoe Odyssey Relay Run Adventure
 1. Resolution 2013-29 adopted in support of the "Reno Tahoe Odyssey Relay Run Adventure" to be held May 31 – June 1, 2013 around Lake Tahoe, passing through Placer County on May 31st.
- b. Commendation
 1. Approved a Commendation recognizing the First United Methodist Church on its 130th Anniversary and the distinction of being the "First Ecclesiastical Structure" in Roseville.

10. **CLAIMS AGAINST THE COUNTY** – Rejected the following claims, as recommended by the offices of County Counsel and Risk Management:

- a. 13-004, Murray, Michael, \$250,000, (Bodily Injury/Personal Injury)
- b. 13-005, Brooks, Rainbow, \$1,241.86, (Property Damage)
- c. 13-007, Wilber, Lee, \$952.82, (Property Damage)
- d. 13-008, Rice, Jacin, \$179.00, (Property Damage)
- e. 13-010, Owens, Shawn, \$922.00, (Property Loss)
- f. 13-012, Jordan, Mark, Unstated, (Property Loss)
- g. 13-015, Horner, Atlee and Kelly, Unstated, (Cross Complaint for Indemnity)

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11. COMMITTEES & COMMISSIONS
 - a. Economic Development Board
 1. Confirmed the appointment of Dr. John Jackson representing Education (private) to the Economic Development Board.
 - b. Mental Health, Alcohol, and Drug Advisory Board
 1. Approved the appointment of Theresa Thickens, Public Interest Member, District 5, Seat 6, as requested by the Mental Health, Alcohol, and Drug Advisory Board.
 - c. Penryn Area Municipal Advisory Council
 1. Approved the appointment of Anita Yoder to Seat #3, as requested by Supervisor Holmes.
 - d. North Auburn Municipal Advisory Council
 1. Approved the appointment of Mildred Livingston to Seat #2, as requested by Supervisor Holmes.
12. COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING
 - a. Schaffer's Mill Phase 2B, Tract 978 (Formerly Timilick/Eaglewood)
 1. Approved the recordation of the Final Map for Schaffer's Mill Phase 2B.
 2. Approved the recordation of the associated Subdivision Improvement Agreement.
There is no net County cost associated with this action.
13. COUNTY EXECUTIVE
 - a. Merit Increase
 1. Approved a 5% merit increase for Lisa Cramer, Assistant County Clerk from Grade 459 Step 1 at \$48.68 to Grade 459 Step 2 at \$51.13 per hour, effective January 12, 2013 and a 5% merit increase for Tamara J Uhler, Assistant Director of Child Support Services from Grade 452 Step 3 at \$50.07 to Grade 452 Step 4 at \$52.58 per hour, effective December 29, 2012.
14. COUNTY EXECUTIVE/EMERGENCY SERVICES
 - a. Federal Emergency Management Performance Grant Program (EMPG)
 1. Approved a Budget Revision reallocating \$7,000 in the 2012 Federal Emergency Management Performance Grant for equipment to purchase one radio console to comply with the Federal radio narrow banding requirement that went into effect January 1, 2013. There is no increase in either revenues or costs associated with this action and no net County cost.
 2. Added the new radio console (Motorola APX7500 model L30KSS9PWIAN) to the FY 2012- 2013 Master Fixed Asset List.
15. FACILITY SERVICES
 - a. Clinic Behavioral Health Integration, Project No. 4888
 1. Rejected all Bids, pursuant to Public Contract Code, Section 20150.9. Placer County received new information that has resulted in necessary additional evaluation of options for services delivery and has determined it is premature to award the bid at this time.
 - b. Sewer Maintenance District 3 Regional Sewer Project, Clean Water State Revolving Fund Financial Assistance Application
 1. Resolution 2013-30 adopted authorizing the Director of Facility Services, or his authorized designee, to apply for Clean Water State Revolving Fund financial assistance; and to take all other associated actions, at no net County cost, for the Sewer Maintenance District 3 Regional Sewer Project located in the Horseshoe Bar Area of Loomis.
16. HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE
 - a. Contract, California Psychiatric Transitions
 1. Approved an agreement with California Psychiatric Transitions to provide mandated mental health services for Placer County residents with the highest level of need from January 1, 2013 through June 30, 2014 for a total not to exceed \$180,000 (\$108,000 net county cost) and authorize the Director of Health and Human Services to sign the resulting agreement and subsequent amendments up to 10 percent of the original contract total, consistent with the agreement's subject matter and Scope of Work.
17. PROBATION
 - a. JJCPA YRC Program Memorandum of Understanding Renewal
 1. Authorized the Chief Probation Officer to sign a Memorandum of Understanding allowing the Probation Department to share a facility with Placer County Office of Education for a Youth Resource Center.

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18. PUBLIC WORKS

- a. Abandoned Portions of Cromwell Lane and a Multi-Purpose Easement in Kingswood West Subdivision, Kings Beach
 1. Resolution 2013-31 adopted to abandon a portion of the Cromwell Lane road easement and a portion of an adjacent multi-purpose easement in Kings Beach. There is no net County cost.
- b. Bridge Replacement Project on Brewer Road at Pleasant Grove Creek, PSA Contract #1143
 1. Resolution 2013-32 adopted authorizing the Chairman to sign and execute Contract No. 1143 for engineering and related services with David Evans and Associates, Inc. (DEA) for the Brewer Road Bridge Replacement Project at Pleasant Grove Creek in the amount of \$201,157 with no net County cost.
 2. Authorized the Director of Public Works to sign resulting contracts and subsequent amendments up to 10 percent of the contract amount.
- c. Bridge Replacement Project on Brewer Road at Pleasant Grove Creek, PSA Contract No. 1144
 1. Resolution 2013-33 adopted authorizing the Chairman to sign and execute Contract No. 1144 for environmental related services with Sycamore Environmental Consultants, Inc. (Sycamore) for the Brewer Road Bridge Replacement Project at Pleasant Grove Creek in the amount of \$138,843 with no net County cost.
 2. Authorized the Director of Public Works to sign resulting contracts and subsequent amendments up to 10 percent of the contract amount.
- d. Bridge Replacement Project on Wise Road at Doty Creek
 1. Resolution 2013-34 adopted authorizing the Chairman to sign and execute Contract No. 1147 with David Evans and Associates, Inc. (DEA) in the amount of \$205,948 for engineering services for the bridge replacement project on Wise Road at Doty Creek with no net County cost.
 2. Authorized the Public Works Director to execute contract amendments for additional professional services not to exceed 10 percent of the contract amount.
- e. Certification of Maintained Mileage Records
 1. Resolution 2013-35 adopted certifying the Maintained Mileage Records which results in a new total County maintained mileage of 1044.746.
- f. Grant Application for Operation and Maintenance of McKinney Rubicon Trail
 1. Resolution 2013-36 adopted authorizing the filing of an Off-Highway Motor Vehicle Recreation Grant application with California State Parks in the amount of \$300,000 for the operation and maintenance of McKinney Rubicon Trail. There is no net County cost.
 2. Authorized the Director of Public Works to execute all documents related to the grant.

19. 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 \$250 in Revenue Sharing monies to the Lincoln Area Archives Museum, as requested by Supervisor Weygandt.
- b. Approved appropriation of \$250 in Revenue Sharing monies to the Lincoln High School Booster Club for the Zebra Classic Golf Tournament Fundraiser, as requested by Supervisor Weygandt.
- c. Approved appropriation of \$1,000 in Revenue Sharing monies to the Rocklin Area Chamber of Commerce 2013 Chairman's Circle to help with their commitment to strengthen the image and visibility of business in the community, as requested by Supervisor Weygandt (\$500) and Supervisor Holmes (\$500).

20. SHERIFF

- a. Out of State Travel
 1. Approved out-of-state travel for nine Sheriff's Office employees to attend the New World Systems Conference in Scottsdale, Arizona. The total cost for all nine employees to attend this training results in a budgeted net county cost of approximately \$11,404. The travel dates are from April 20, 2013 through April 23, 2013.
- b. Out of State Travel
 1. Approved out-of-state travel for three Sheriff's Office employees to attend the Helicopter-Exposition (Heli-Expo) in Las Vegas, Nevada. The total cost for all three employees to attend this training results in a budgeted net county cost of approximately \$6,372. The travel dates are from March 1, 2013 through March 7, 2013.

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AUDITOR-CONTROLLER/COUNTYWIDE AUDIT SERVICES

1. Approved a Budget Revision in the amount of \$16,500 in expenditures and revenues, resulting in no net county cost.
2. Exercise Final Option Year #2 related to the award of RFP No. 9881 to Macias, Gini & O'Connell, CPAs, of Sacramento, CA; authorize staff to negotiate and enter into a contract in an amount not to exceed \$205,874; and, authorize the Auditor-Controller to sign the resulting contract.

MOTION Duran/Weygandt/Unanimous VOTE 4:0 (Uhler absent)

BOARD OF SUPERVISORS/MINUTES

1. Approved minutes of January 22, 2013. Supervisor Duran absent.

MOTION Montgomery/Weygandt VOTE 3:1:0 (Duran abstain, Uhler absent)

FACILITY SERVICES/HEALTH & HUMAN SERVICES LEASE AGREEMENT AND AMENDMENTS - 1000 SUNSET ROCKLIN, CA

1. Approved the relocation of Health and Human Services', Children's System of Care, Women Infants and Children, and Public Health Nursing programs to 1000 Sunset Boulevard, in Rocklin, CA, pursuant to a new lease, and the amendment to four (4) existing Lease Agreements between the County of Placer and Sunset Commercial Center, LLC for various programs currently located at 1000 Sunset resulting in rent savings over the next fifteen years.
 - a. Authorized the Director of Facility Services to complete negotiations for a new Lease Agreement and Lease Amendments between the County and Sunset Commercial Center, LLC based on the Material Terms (Exhibits A and B); and,
 - b. Resolution 2013-37 adopted authorizing the Director of Facility Services to execute the new Lease Agreement and Lease Amendments, following approval by County Counsel and Risk Management; and, to carry out the provisions and responsibilities of these Agreements and Amendments, including but not limited to initial tenant improvements totaling approximately \$845,000 and the Future Tenant Improvements provision as summarized in the Material Terms; and,
 - c. Approved two Budget Revisions, one creating a new Capital Project for the HHS Employment Services Expansion Project No. 4906 in the amount of \$550,000 of HHS budgeted net county cost, and the second to re-appropriate \$1,200,000 from the Miscellaneous Projects Fund (\$400,000) and HHS budgeted net county cost (\$800,000) to Building Fund 4887.

MOTION Duran/Montgomery/Unanimous VOTE 4:0 (Uhler absent)

PUBLIC WORKS/LAKE TAHOE POLLUTANT LOAD REDUCTION PLAN

1. Approved the County of Placer Lake Tahoe Pollutant Load Reduction Plan for submittal to the Lahontan Regional Water Quality Control Board. The County cost for administration, monitoring and inspections for the five-year permit term is estimated to be \$750,000 (approximately \$150,000/year). There is no new net general fund cost in the current fiscal year.

MOTION Montgomery/Weygandt/Unanimous VOTE 4:0 Uhler absent)

COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 – CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation (Government Code §54956.9(d)(1):
 - (a) Exclusive Resorts, LLC, a Delaware limited liability Company v. Board of Supervisors of Placer County, et al, Placer County Superior Court Case No.: SCV-28222 – *The Board heard a report from Counsel and gave direction to Counsel.*
 - (b) Angela Taylor v. County of Placer, et al., U.S.D.C. Eastern District, Case No.: 2:12-cv-02487 KJM EFB – *The Board heard a report on the successful conclusion of the litigation with dismissal by the plaintiff with prejudice.*

COUNTY EXECUTIVE/FY 2013-14 COUNTY PRIORITIES & CHALLENGES

1. Conducted a workshop on County priorities and challenges to inform the approach to the FY 2013-14 County Budget.

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ITEMS FOR INFORMATION:

21. Auditor-Controller
 - a. Continuing Disclosure Certificate for Certificates of Participation for the South Placer Justice Center Courthouse.
 - b. Continuing Disclosure Certificate for Certificates of Participation for the Administrative and Emergency Services Building.
 - c. Auditor Controller's Comprehensive Annual Financial Report (CAFR) for fiscal year ended June 30, 2012.
22. Personnel - Classified Service Merit Increases

ADJOURNMENT – Next regular meeting is March 12, 2013

ATTEST:

Ann Holman
Clerk of the Board

Jim Holmes, Chairman
Placer County Board of Supervisors

