

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, October 8, 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. Garden.

**PUBLIC COMMENT** – 1) Suzi deFosset, Gathering Inn, presented the Board with cards and talked about their panhandling solution, a program working with the City of Auburn, called "Please Help Don't Give".

2) Jessica Taft, Squaw Valley/Alpine Meadows Green Projects Coordinator, is working to affect change to allow residents in the North Lake Tahoe area to collect their compost by their refuse company and take it to a facility that would process the compost into soil and refine their recycling system.

**SUPERVISOR'S COMMITTEE REPORTS** – Supervisor Uhler thanked all involved in the Bill Santucci Memorial Golf Tournament, to raise money for scholarships for students in the Roseville Joint Union High School District. 2) Chairman Holmes advised he and Supervisor Uhler participated in the Elections Department outreach to Rocklin High School seniors that are getting ready to register to vote.

**CONSENT AGENDA** – Item 20e moved for discussion. Consent Agenda approved as amended with action as indicated. MOTION Uhler/Montgomery/Unanimous

9. **ORDINANCE** – Second Reading:

- a. County Executive/Salary and Schedule Specification Request, Agriculture/Weights & Measures
  - 1. Ordinance 5727-B adopted to create the salary grade and schedule for supervising agricultural and standards inspector, Grade GNRL 109 (\$4,926-\$5,988 monthly).

10. **BOARD OF SUPERVISORS**

- a. Minutes
  - 1. Approved minutes of September 10, 2013.
- b. Meeting Calendar
  - 1. Approved an amendment to the 2013 proposed schedule of meetings for the Placer County Board of Supervisors meeting calendar.

11. **CLAIMS AGAINST THE COUNTY**

- 1. Rejected the following claims, as recommended by the offices of County Counsel and Risk Management.
  - a. 13-090, Constancio, David, \$6,378, (Property Loss)
- 2. Rejected the following Leaves to Present a Late Claim and their underlying Claims, as recommended by the offices of County Counsel and Risk Management.
  - a. 13-079, Hatter, Jeanette, \$500,000, (Personal Injury)
  - b. 13-083, Fisher, Wade, Not Stated, (Personal Injury)
  - c. 13-085, Rosa, Michael, Not Stated, (Personal Injury)

12. **COMMITTEES & COMMISSIONS**

- a. North Tahoe Area Design Review Committee
  - 1. Approved the reappointments of Carolyn Pretzer to Seat #1, John Shoberg to Seat #3, Andrew Ryan to Seat #4 and Wyatt Ogilvy to Seat #6, as requested by Supervisor Montgomery.
- b. Roseville Veterans Memorial Hall Board of Trustees
  - 1. Approved the FY 2013-14 term appointments of the Roseville Veterans Memorial Hall Board of Trustees.

13. **COMMUNITY DEVELOPMENT RESOURCE AGENCY**

- a. Contract to Develop Habitat Management Plans, Placer County Conservation Plan
  - 1. Approved a Contract with H. T. Harvey & Associates for the development of two Habitat Management Plans and three Habitat Management Plan templates for the Placer County Conservation Plan in the amount of \$64,000 budgeted County cost, and authorized the County Executive Officer sign the contract.
- b. Riolo Greens Phase I Easement Abandonment
  - 1. Resolution 2013-221 adopted to abandon portions of a Multi Purpose Easement (MPE) and Multi Purpose Trail Easement (MPTE) created over Lot A shown on the Final Map for Riolo Greens Phase 1.
  - 2. Resolution 2013-222 adopted authorizing the Agency Director to execute all documents necessary to transfer a portion of Lot A shown on the Final Map for Riolo Greens Phase 1.

There are no net County costs associated with these actions.

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## 14. COUNTY EXECUTIVE

### a. Travel

1. Approved overseas travel for Supervisor Uhler, Supervisor Weygandt and David Boesch, County Executive Officer to meet with representatives of Warwick University in Coventry, United Kingdom. This trip is being sponsored by the Sacramento Area Commerce and Trade Organization (SACTO) and will include representatives from SACTO, the City of Roseville and the Regional University Project.

## 15. COUNTY EXECUTIVE/ECONOMIC DEVELOPMENT

### a. Agreement, Placer County Visitor's Bureau

1. Resolution 2013-223 adopted authorizing the County Executive Officer or designee to execute a Services Agreement between the Office of Economic Development and the Placer County Visitor's Bureau for operation of the California Welcome Center at 1103 High Street, Auburn in the amount of \$278,972 funded by \$193,972 in Western Slope Transient Occupancy Tax, \$45,000 in net county cost for the State Fair Booth, and \$40,000 in Eastern Slope Transient Occupancy Tax for the period of July 1, 2013 through June 30, 2014.

## 16. FACILITY SERVICES

### a. Community Transition Center

1. Approved a Budget Revision establishing a new Capital Project No. 4915 for the Community Transition Center Tenant Improvements at Building B, located in the Bill Santucci Justice Center, in the amount of \$350,000 from CEO Contributions to Public Safety and \$50,000 from CEO Criminal Justice, respectively, to the Capital Projects Fund with no net county cost.

### b. Human Services Lyon Plaza, Lease Agreement

1. Approved the relocation of Health and Human Services' Employment Services Program to 1919 Grass Valley Highway, Suite 190 in Auburn, CA, pursuant to a new lease between the County of Placer and the owners, Duff Brothers, in the monthly amount of \$2,600 in existing Human Services budgeted net county cost; and,
2. Resolution 2013-224 adopted authorizing the Director of Facility Services, or designee, to finalize negotiations and execute a Lease Agreement, following approval by County Counsel and Risk Management; and to carry out the provisions and responsibilities of the Agreement; and,
3. Approved a Budget Revision establishing a new Capital Project for the HHS Lyon Plaza Tenant Improvement Project No. 4914 in the amount of \$150,000 in existing Human Services budgeted net county cost.

## 17. HEALTH & HUMAN SERVICES

### a. Administrative Services, Contract, Nixon Peabody, LLC

1. Approved a Contract with Nixon Peabody, LLC for Health Insurance Portability and Accountability Act (HIPAA) consulting services in an amount not to exceed \$60,000, and authorized the Director of Health and Human Services to sign the resulting contract and subsequent amendments up to a cumulative total of 10 percent of the original amount, consistent with the agreement's subject matter and scope of work.

### b. Administrative Services, Annual Adjustment of Various Health and Human Services Fees

1. Resolution 2013-225 adopted ratifying the current fee schedule for services provided by various divisions and programs of the Health and Human Services Department.

### c. Children's System of Care, Contract, Placer County Office of Education

1. Approved a Contract with Placer County Office of Education to provide suicide intervention training, workshops to increase awareness about mental illness, and bilingual community support from October 1, 2013 through June 30, 2014 in an amount not to exceed \$43,695 (no net County cost), and authorized the Director of Health and Human Services to sign the resulting contract and subsequent amendments up to 10 percent of the original contract amount, consistent with the agreement's subject matter and scope of work.

## 18. PROBATION

### a. MOU with Placer County Office of Education for Education Services

1. Authorized the Chief Probation Officer to sign a Memorandum of Understanding allowing the Probation Department to enter an agreement with Placer County Office of Education for educational services for minors detained in the Juvenile Detention Facility.

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- b. Contract with Fieldware for an Offender Call Out Service
  - 1. Authorized the Chairman to execute a Contract between the Probation Department and Fieldware LLC, for the provision of an automated callout services system called OffenderLink, and authorized the Chief Probation Officer to execute this contract, as well as each of four annual renewal contracts at the Chief's discretion each year through June 30, 2018. The original contract term for this agreement is from October 1, 2013 to June 30, 2014.
- 19. PROCUREMENT SERVICES - In accordance with County Policy, non-contested competitively awarded bids under \$400,000 are placed on the Consent Agenda.
  - a. BPO, Department of Public Works/Fleet
    - 1. Approved the award of a negotiated Blanket Purchase Order (BPO) with Transit Holdings Inc. doing business as New Flyer Industries Canada of Winnipeg, Manitoba, Canada for the as-needed purchase of replacement glass and original equipment manufacturer (OEM) parts used for Orion bus repairs in the maximum amount of \$65,000, funded by revenue collected from fleet rate and direct charge customers with no net County cost, for the period of October 8, 2013 through March 31, 2014, and authorized the Purchasing Manager to sign the resulting BPO.
  - b. BPO, District Attorney
    - 1. Approved the renewal of a negotiated Blanket Purchase Order (BPO) with Valley Toxicology Service, Inc. of West Sacramento, CA, for Phlebotomy Services and Preliminary Alcohol Screening (PAS) device maintenance in the maximum amount of \$222,000, funded by the District Attorney's FY2013-14 budget with no new net County cost, for the period October 1, 2013 through September 30, 2014, and authorized the Purchasing Manager to sign the resulting BPO.
  - c. BPO, Administrative Services/Central Services
    - 1. Approved the award of a Blanket Purchase Order (BPO) using a State of California competitively awarded contract with Stay Safe Supply Inc., of Sacramento, CA for white recycled bond paper in the maximum amount of \$155,000, funded by the FY2013-14 Central Services Division Budget with no new net County cost, for the period October 8, 2013 through September 9, 2014, and authorized the Purchasing Manager to sign the resulting blanket purchase order.
  - d. BPO, Sheriff
    - 1. Approve the extension of Blanket Purchase Order (BPO) 20099 with Bob Barker Company of Fuquay-Varina, NC through November 16, 2013 for the purchase of Inmate Clothing and Bedding, increase the BPO by \$12,000, and authorized the Purchasing Manager to sign the resulting BPO extension.
  - e. BID, Facility Services/Parks
    - 1. Approved the award of competitive Bid No. 10278 to Coast LM, Inc. of Sacramento, CA, for landscape and grounds maintenance services for the Bill Santucci Justice Center in the total amount of \$68,000, funded in the Parks & Grounds budget for FY2013-2014 with no additional net County cost;
    - 2. Approved the option to renew for two additional one-year terms provided the renewal amounts do not exceed 10 percent of the recommended contract amount of \$68,000; and
    - 3. Authorized the Purchasing Manager to sign the resulting blanket purchase orders.
  - f. Qualified List, Facility Services/Environmental Engineering
    - 1. Approved a one-year extension through April 2014 of a Qualified List of firms for the performance of public outreach and education for water, wastewater, and solid waste programs, as the result of competitive Request for Qualifications No. 9943. Individual contracts with selected firms will be negotiated at a later time.
  - g. BPO, Administrative Services/Telecommunications
    - 1. Approved the award of a sole source Blanket Purchase Order to Green Planet 21 of Oakland, CA for professional underground cabling installation and removal services for the period October 1, 2013 through September 30, 2015 in the maximum amount of \$25,000, funded by the Telecommunications Division's FY2013-14 budget with a no new net County cost,
    - 2. Authorized the Purchasing Manager to sign the related Blanket Purchase Order upon review and approval by County Counsel and Risk Management;
    - 3. Authorized the Director of Administrative Services and the Purchasing Manager to take all other actions necessary to implement the project including the approval of minor plans and specifications for underground conduit infrastructure.

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## h. BPO, Facility Services

1. Approved the renewal of a negotiated Blanket Purchase Order (BPO) with Capitol Public Finance Group LLC of Sacramento, CA for Financial Analysis and Related Consulting Services in the maximum amount of \$100,000, funded by Sewer Maintenance District #1 Regional Sewer capital budget for FY 2013-14 with no net County cost, for the period October 1, 2013 through September 30, 2014, and authorized the Purchasing Manager to sign the resulting BPO.

## 20. PUBLIC WORKS

### a. Auburn Folsom Road Safety Improvement Project, Contract No. 1166

1. Resolution 2013-226 adopted authorizing the Chairman, with County Counsel and Risk Management approval, to sign and execute Contract No. 1166 with Bennett Engineering Services, Inc. in the amount of \$129,795 for civil engineering related services for the safety improvements along Auburn Folsom Road. There is no net County cost.
2. Authorized the Public Works Director to execute contract amendments for additional professional services not to exceed \$12,900.

### b. Auburn Folsom Road Safety Improvement Project, Contract No. 1167

1. Resolution 2013-227 adopted authorizing the Chairman, with County Counsel and Risk Management approval, to sign and execute Contract No. 1167 with LSA Associates, Inc. in the amount of \$143,552 for professional environmental related services for the safety improvements along Auburn Folsom Road. There is no net County cost.
2. Authorized the Public Works Director to execute contract amendments for additional professional environmental services not to exceed \$14,300.

### c. Road Maintenance Division Budget Revision, Master Fixed Asset List Revision

1. Approved a Budget Revision to appropriate \$6,500 in the Road Maintenance Division budget to Account 4451, Fixed Assets;
2. Approved the addition of a flexible chain cutter to the Master Fixed Asst List. There is no net County cost.

### d. Roadway Surface Treatment, Summer 2013, Contract No. 1133, Change Order No. 2

1. Resolution 2013-228 adopted authorizing the Director of Public Works to execute Contract Change Order No. 2, for Contract No. 1133, Roadway Surface Treatment, Summer 2013, with VSS International Inc. of West Sacramento in the amount of \$39,860. The net Road Fund cost is \$19,510.

### e. **MOVED FOR DISCUSSION** Sierra College Blvd. and Douglas Blvd. Sidewalk Project, Reject All Bids and Re-Advertise

1. Adopt a Resolution rejecting all bids received for the Sierra College Blvd. and Douglas Blvd. Sidewalk Improvements Project under Construction Contract No. 1152 and authorize the Department of Public Works to re-advertise for bids under Construction Contract No. 1168. There is no net County cost.

### f. State Grant Agreement for Wetland Restoration Portion of the Lake Forest Water Quality Improvement Project (Panorama)

1. Resolution 2013-230 adopted authorizing the Director of Public Works, with County Counsel and Risk Management's review and approval, to enter into an Agreement with the State of California for a Clean Water Act Section 319(h) Grant with the Water Resources Control Board in the amount of \$750,000 for water quality improvements specific to wetlands and Stream Environment Zones (SEZ) of the Lake Forest Water Quality Improvement Project (Panorama). There is no net County cost.
2. Authorized the Director of Public Works to execute this Agreement and any amendments thereto.

## 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. Rocklin Area Chamber of Commerce

1. Approved appropriation of \$1,000 in Revenue Sharing monies to the Rocklin Area Chamber of Commerce 20<sup>th</sup> Annual Hot Chili & Cool Cars event, as requested by Supervisor Holmes (\$500), and Supervisor Weygandt (\$500).

## 22. SHERIFF

### a. Commendation

1. Resolution 2013-231 adopted commending Donna Chriss for 22 years of dedicated public service as an employee of the Placer County Sheriff's Office.

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## CONSENT ITEM MOVED FOR DISCUSSION

### 20. PUBLIC WORKS

- e. Sierra College Blvd. and Douglas Blvd. Sidewalk Project, Reject All Bids and Re-Advertise
  1. Resolution 2013-229 adopted rejecting all bids received for the Sierra College Blvd. and Douglas Blvd. Sidewalk Improvements Project under Construction Contract No. 1152 and authorize the Department of Public Works to re-advertise for bids under Construction Contract No. 1168. There is no net County cost.

MOTION Uhler/Duran/Unanimous

## FACILITY SERVICES/PUBLIC HEARING, EXCLUSION OF BOUGHTON PROPERTY FROM SEWER MAINTENANCE DISTRICT 1

1. After holding a Public Hearing, Resolution 2013-232 adopted excluding the property owned by Timothy and Rhonda Boughton, APN 051-100-046, located on Kemper Road in Auburn from the boundaries of Placer County Sewer Maintenance District 1 (SMD 1) at no net County cost.
2. Directed the Auditor-Controller's Office to refund the sum of \$36,044 to Timothy and Rhonda Boughton.

MOTION Uhler/Montgomery/Unanimous

## COUNTY EXECUTIVE/2-1-1 INFORMATION & REFERRAL SERVICES

Provide feedback and direction regarding:

1. Board of Supervisors support for pursuing development of 2-1-1 information and referral service capability in Placer County;
2. Placer County assumption of the lead role in working with community stakeholders in developing a sustainable and reliable 2-1-1 service.

Staff was directed to follow up on comments raised by the Board and prepare a feasibility study, working with community stakeholders, and bring back to the Board.

## COUNTY EXECUTIVE/PLACER COUNTY WATER AGENCY/BAY DELTA CONSERVATION PLAN

1. Received a presentation from Placer County Water Agency regarding water resources challenges for the Sacramento Region.
2. Provided feedback directing staff to receive a draft letter, prepared by Placer County Water Agency, for future Board review and approval.

## COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLACER COUNTY HOUSING ELEMENT UPDATE

1. Conducted a Public Hearing and approved the 2013 Placer County Housing Element update.
2. Adopted the Negative Declaration prepared for the Placer County Housing Element update.
3. Resolution 2013-233 adopted amending Section 2, Housing, of the Placer County General Plan to approve the 2013 Placer County Housing Element update.

MOTION Montgomery/Weygandt/Unanimous

## COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLACER COUNTY CONSERVATION PLAN UPDATE

1. Received a status report on the preparation of the Placer County Conservation Plan (PCCP) with a particular emphasis on the costs associated with the implementation of the program.
2. Directed staff to move forward with preparation of an interim in lieu fee program.

There are no net County costs associated with these actions.

MOTION Uhler/Duran/Unanimous

## COUNTY EXECUTIVE/JOINT POWERS AUTHORITY/MIDDLE FORK PROJECT

1. Provided information to the Board of Supervisors on the activities of the Joint Powers Authority Middle Fork Project to date.

## COUNTY EXECUTIVE/AGREEMENT WITH PLACER COUNTY WATER AGENCY FOR MIDDLE FORK PROJECT

1. Authorized the Chairman to sign an agreement with Placer County Water Agency to provide funding to the County of Placer for incurred costs associated with providing County services necessary for supporting the operations of the Middle Fork Project.

MOTION Montgomery/Duran/Unanimous

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## **FACILITY SERVICES/SEWER MAINTENANCE DISTRICT 3 REGIONAL SEWER PROJECT, CONSTRUCTION CONTRACT CHANGE ORDER**

1. Resolution 2013-234 adopted authorizing the Director of Facility Services, or designee, to execute Contract Change Order 3 (CCO 3) to the Construction Contract with Vinciguerra Construction (Vinciguerra), for Project 40131, Sewer Maintenance District 3 (SMD 3) Regional Sewer Project (Project), in the amount of \$718,991.
2. Approved a Budget Revision in the amount of \$718,991 to increase the SMD 3 Regional Sewer Capital Project Budget from \$13,800,000 to \$14,518,991, funded through a Clean Water State Revolving Fund loan with repayment from SMD 3 User Fees, with no net County cost.

MOTION Duran/Weygandt/Unanimous

## **FACILITY SERVICES/MID-WESTERN PLACER REGIONAL SEWER PROJECT, CONSTRUCTION, OPERATIONS AND JOINT EXERCISE OF POWERS AGREEMENT**

1. Resolution 2013-235 adopted approving the Construction, Operations and Joint Exercise of Powers Agreement (COJA) with the City of Lincoln (Lincoln) for the Mid-Western Placer Regional Sewer Project (Regional Project) for a Capital Charge of \$73,203,000, to be adjusted for inflation pursuant to the terms of the COJA, funded through Sewer Maintenance District 1 (SMD 1) fees at no net County cost.
2. Approved the First Amendment to the Design and Environmental Review Agreement (DERA) re-allocating \$481,350 of the Capital Charge into the DERA to fund easement acquisition costs with no increase to the Capital Charge and at no net County cost.
3. Approved a Budget Revision in the amount of \$40,000,000 to increase the FY 2013-14 SMD 1 Regional Sewer Capital Project Budget from \$9,511,944 to \$49,511,944, funded through a combination of SMD 1 reserves and a Clean Water State Revolving Fund (SRF) financing agreement repaid through SMD 1 fees at no net County cost.

MOTION Weygandt/Duran/Unanimous

## **COUNTY COUNSEL/CLOSED SESSION REPORT:**

### **(A) §54956.9 – CONFERENCE WITH LEGAL COUNSEL**

1. Anticipated Litigation (Government Code §54956.9(d)(2):
  - (a) Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code §54956.9: one potential case – *The Board discussed and gave direction to staff.*

**Adjourned as the Placer County Board of Supervisors and convened as the Placer County In-Home Supportive Services Public Authority**

### **(B) §54957.6 – CONFERENCE WITH LABOR NEGOTIATOR**

- (a) Authority negotiator: David Boesch, Bruce Heid, Graham Knaus, Therese Leonard, Gerald O. Carden

Employee Organization: United Domestic Workers of America – *The Board heard a report from their Labor Negotiations Team.*

**Adjourned as the Placer County In-Home Supportive Services Public Authority and reconvened as the Placer County Board of Supervisors**

## **ITEMS FOR INFORMATION:**

23. Auditor Controller
  - a. Continuing Disclosure Certificate, Notice of Material Event
    1. Notice of Material Event relating to the Continuing Disclosure Certificate of Participation for the South Placer Justice Center Courthouse.
24. Treasurer-Tax Collector
  - a. Treasurer's Statement
    1. Treasurer's Statement for the month of August 2013.

**ADJOURNMENT** – Next meeting is Monday, October 21, 2013. Next regular meeting is Tuesday, October 22, 2013.

**ATTEST:**

Ann Holman  
Clerk of the Board  
**DATE** October 8, 2013

Jim Holmes, Chairman  
Placer County Board of Supervisors

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