

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, January 20, 2015, at the Granlibakken Conference Center and Lodge, 725 Granlibakken Road, Tahoe City, CA 96145. Supervisors Weygandt, Holmes, Uhler and Montgomery present. Supervisor Duran absent. Chairman Uhler presiding; Ann Holman, Clerk of the Board. Also present were County Executive David Boesch and County Counsel Gerald O. Carden.

CONSENT AGENDA – Item #12a amended adding Supervisor Holmes Primary and Supervisor Montgomery Alternate to the Mountain Counties Water Resources Association. Consent Agenda approved as amended with action as indicated.

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

AYES: Weygandt, Holmes, Uhler, Montgomery

ABSENT: Duran

11. **ORDINANCE** – Second reading:

a. Community Development Resource Agency/Planning Services Division

1. Ordinance 5762-B adopted to repeal Interim Ordinance No. 5704-B and its Extension Ordinance No. 5709-B, which ordinances established a moratorium on applications for Community Centers.

There is no net County cost associated with this action.

12. **BOARD OF SUPERVISORS**

a. 2015 Boards and Commissions

1. Approved Board of Supervisors assignments to various committees and commissions as designated at the January 6, 2015 meeting as amended: Mountain Counties Water Resources Association, Holmes, Primary; Montgomery, Alternate.

13. **CLAIMS AGAINST THE COUNTY**

1. Rejected the following claims, as recommended by the offices of County Counsel and Risk Management.

- a. 14-102, Jones, Adam \$15,580.00, (Personal Injury)
- b. 14-104, Wesley Holdings Limited, \$511,375.63, (Personal Injury)
- c. 14-106, Roark, Robert Lee II, \$1,200,000.00, (Bodily and Personal Injury)

14. **COMMITTEES & COMMISSIONS**

a. Newcastle-Rocklin-Gold Hill Cemetery District

1. Approved the appointment of David Oseto to Seat #2, as requested by Supervisor Holmes.

b. Placer County Resource Conservation District

1. Approved the reappointment of Christine Johnson to Seat #2, and Steve Garcia to Seat #5, and the appointment of Steve Jones to Seat #1, and Mica Heilmann to Seat #7.

c. Tahoe Basin Design Review Committee

1. Approved the appointments of Todd Mather to Seat #1, Leah Kaufman to Seat #2, Shannon Barter to Seat #3, Daren McDonald to Seat #4, Jim Williamson to Seat #5, and Clare Walton to Seat #6.

d. Tahoe Regional Planning Agency Advisory Planning Commission

1. Approved the appointment of Zachary Hymanson (Tahoe City Resident).

15. **COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING SERVICES DIVISION**

a. Protection of Forested Watersheds from Catastrophic Fires

1. Resolution 2015-018 adopted in support of further Federal, State, and regional efforts to address the catastrophic wildfire risk to the area's forested watersheds.

16. **COUNTY COUNSEL**

a. Law Library Board of Trustees

1. Appointed Gerald O. Carden, County Counsel, or a designated representative of County Counsel's office, and Dan Wesp, Placer County Bar Association President, to the Law Library Board of Trustees.

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17. FACILITY SERVICES

- a. Capital Improvements, Placer County DPW CNG Alarms, Project No. 4814 Architectural Services Agreement
 1. Approved and authorized the Chairman to execute the Consultant Services Agreement with Moniz Architecture to provide design and construction services for the Placer County Department of Public Works Compressed Natural Gas Alarms, Project No. 4814, at the Placer County Government Center in an amount not-to-exceed \$82,300 in budgeted net County cost.
- b. Environmental Engineering, County Service Area 28, Zone 24, Applegate Sewer, Cancellation of Reserves
 1. Approved a Budget Revision appropriating \$37,949 from Reserves in County Service Area 28, Zone 24, Applegate Sewer CSA to fund the decommissioning and closure of the Applegate Wastewater Treatment Facility at no net County cost.
- c. Environmental Engineering, Highway 49 Siphon Repair Project No. 4922, Notice of Completion
 1. Resolution 2015-019 adopted accepting the Highway 49 Siphon Repair Project No. 4922 as complete and authorize the Director of Facility Services, or designee, to execute and record the Notice of Completion at no net County cost.
- d. Environmental Engineering, 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 an amount not to exceed \$172,145, funded by the Solid Waste Management and Eastern Regional Landfill Enterprise Funds, with no net County cost.
- e. Parks and Grounds, Royal Gorge Easement Studies
 1. Approved an Agreement with Stantec Consulting Services, Inc. in an amount not-to-exceed \$187,000 for easement alignment analysis through the Royal Gorge property, located near Donner Summit; and authorize the Director of Facility Services, or designee, to execute the Agreement, at no net County cost.
- f. Parks and Grounds, Squaw Valley Park Pickleball Courts
 1. Approved a Budget Revision in the amount of \$225,000, and create the new Capital Project No. 4964 - Squaw Valley Park Pickleball Courts, with Park Dedication Fees from Recreation Area #2, Squaw Valley-Tahoe City, for the construction of three pickleball courts at Squaw Valley Park, at no net County cost.

18. PROCUREMENT SERVICES - In accordance with County Policy, non-contested competitively awarded bids under \$400,000 are placed on the Consent Agenda.

- a. Extend BPO, Kitchen Equipment Repairs, Roseville Refrigeration
 1. Approved Change Order No. 1 to Blanket Purchase Order No. 21501 with Roseville Refrigeration of Roseville, CA for refrigeration equipment maintenance and repair services on behalf of the Central Kitchen, Facility Services, and Sheriff's Office to extend the blanket purchase order term through June 30, 2015, and authorize the Purchasing Manager to sign the resulting change order.

19. PUBLIC WORKS

- a. Funding Application for California Federal Lands Access Program, Martis Valley Trail
 1. Resolution 2015-020 adopted that approves the California Federal Lands Access Program (FLAP) funding application to support construction of the Martis Valley Trail. The Resolution also states the following:
 - a) Certifies that Placer County will own and maintain Martis Valley Trail for a minimum of 20 years;
 - b) Commits the County to make a minimum non-federal match of 11.47 percent should the grant be awarded;
 - c) Authorizes execution of a maximum \$10,000 Reimbursable Agreement within 15 days of project short-list notification; and
 - d) Authorizes the Director of Public Works, or his designee, to execute, with County Counsel and Risk Management's review and approval, finalized agreements between Placer County and Central Federal Lands Division and take all other actions necessary to facilitate construction of future phases of the Martis Valley Trail Project. There is no net County cost.

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- b. Kings Beach Commercial Core Improvement Project, Professional Services Agreement (PSA) No. 1095 Amendment No. 1
 1. Resolution 2015-021 adopted authorizing the Director of Public Works to sign PSA No. 1095, Amendment No. 1, with Dokken Engineering in the amount of \$340,000 for design, permitting, and construction support, for the Kings Beach Commercial Core Improvement Project which increases the original PSA from \$4,843,964 to \$5,183,964. There is no net County cost.
 2. Authorized the Director of Public Works to approve and sign future amendments up to \$17,000.
- c. Rainbow and Salmon Parking Lots and Bus Shelters, Contract No. 000909
 1. Approved the project plans and specifications for use in bidding and construction of the Rainbow/Salmon Parking Lots and Bus Shelters. There is no net County cost.
 2. Authorized the Chair to sign the title sheet of the plans.
 3. Authorized the Department to advertise for bids.

End of Consent Agenda

PUBLIC COMMENT – 1) Holly Heinzen, Chief Assistant County Executive Officer, introduced Commander Ryan Stonebreaker, with the Truckee CHP Office. He covers 3 counties and will be covering the North Shore of Placer County. 2) Ellie Waller, Tahoe Vista resident, said she requested a copy of information presented by East-West partners regarding visual simulations for the proposed Martis Valley West Project at a meeting on January 13, 2015 and directed to contact East-West Partners for the information. 3) Carl Hasty, District Manager of the Tahoe Transportation District, reminded that the draft environmental document is out for the SR89 Fanny Bridge Community Revitalization Project and there are three public hearings scheduled for the environmental document, comment deadline closes February 17, 2015. 4) Mira Besser, Tahoe Vista resident, expressed concern with light pollution at the Martis Valley West project and infringement on the basin. 5) Park Bechtal, Tahoe City resident, would like to be informed of discussions regarding the community plan update.

SUPERVISOR'S COMMITTEE REPORTS – None.

BOARD OF SUPERVISORS/COMMENDATION

1. Presented a Commendation honoring Bob Scoville for his contributions to his community and the County of Placer.

FACILITY SERVICES/COMMUNITY DEVELOPMENT RESOURCE AGENCY/FACILITY SERVICES/PARKS AND GROUNDS, IMPOSITION OF ASSESSMENT FOR SERVICES TO OLYMPIC ESTATES SUBDIVISION THROUGH ZONE OF BENEFIT NO. 162 IN COUNTY SERVICE AREA 28

1. Conducted a public hearing, considered all protests, tabulate ballots (one property owner and one affirmative vote), and Resolution 2015-022 adopted imposing an annual assessment of \$25.22 per parcel plus cost of living effective FY 2015-16 on the Olympic Estates Subdivision Project through Zone of Benefit 162 - Squaw Valley Park, within County Service Area No. 28 for park maintenance, trail maintenance, open space maintenance, administration, and park and trail development. There is no net County cost associated with this action.

Staff report amended with errata showing typographical corrections distributed.

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

AYES: Weygandt, Holmes, Uhler, Montgomery

ABSENT: Duran

FACILITY SERVICES/COMMUNITY DEVELOPMENT RESOURCE AGENCY/COMMUNITY DEVELOPMENT RESOURCE AGENCY/ENGINEERING & SURVEYING DIVISION, OLYMPIC ESTATES FINAL MAP, TRACT 989, DPN 8584

1. Accepted the improvements as complete;
2. Authorized the Chair to sign the Final Map for Olympic Estates, and approved recordation of the Final Map; and
3. Authorized the Chair to sign the Subdivision Improvement Agreement, and approved the recordation of the Subdivision Improvement Agreement.

There is no net County cost associated with these actions.

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

AYES: Weygandt, Holmes, Uhler, Montgomery

ABSENT: Duran

**PLACER COUNTY BOARD OF SUPERVISORS
MINUTES**

ADMINISTRATIVE SERVICES/PROCUREMENT/REQUEST FOR PROPOSAL NO. 10395 TO UPGRADE THE COUNTY'S PEOPLESOFT PAYROLL & PERSONNEL MANAGEMENT SYSTEM AND IMPLEMENT ePERFORMANCE MODULE

1. Approved the award of Request for Proposal No. 10395 to NTT Data, Inc., of Boston, MA for the PeopleSoft Payroll & Personnel Management System upgrade and related professional services for the implementation of a new ePerformance module, in the amount of \$766,752, with no new net County costs, funded by the FY 2014-2015 Countywide Systems Fund;
2. Approved a Purchase Order to DLT Solutions of Herndon, VA for the acquisition of Oracle's PeopleSoft ePerformance Licensing in the amount of \$150,379, with no new net County costs, funded by the FY 2014-2015 Countywide Systems Fund;
3. Authorized the Purchasing Manager to execute the resulting purchasing documents upon County Counsel and Risk Management review.

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

AYES: Weygandt, Holmes, Uhler, Montgomery

ABSENT: Duran

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING SERVICES DIVISION/TAHOE BASIN AREA PLAN UPDATE STATUS REPORT

1. Tahoe Basin Area Plan Update, Status update. No Board action is requested.

HEALTH & HUMAN SERVICES/ANIMAL SERVICES/LEASE AND OPERATING AGREEMENT, TOWN OF TRUCKEE ANIMAL SHELTER SERVICES

1. Approve a 30 year Lease and Operating Agreement with the Town of Truckee, a municipal corporation, ("Town") to provide animal shelter services for the eastern Placer regional area including a one-time payment of \$750,000 ("Capital Contribution") in the FY 2014-15 Capital Project Fund, Account 4633, Tahoe Animal Shelter Planning.

MOTION Montgomery/Weygandt VOTE 3:1:0, to delay the action and bring back for consideration at the July meeting in Tahoe.

AYES: Weygandt, Uhler, Montgomery

NOES: Holmes

ABSENT: Duran

PUBLIC WORKS/REBRANDING OF TAHOE AREA REGIONAL TRANSIT (TART)

1. Approved the use of the new TART brand for the TART service provided by Placer County.
2. Approved the paint designs for use on Placer County's TART buses. There is no net County cost.

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

AYES: Weygandt, Holmes, Uhler, Montgomery

ABSENT: Duran

SHERIFF/SHERIFF'S TAHOE MARINE PATROL PROGRAM

1. Received an update on the Sheriff's Tahoe Marine Patrol Program.
2. Provided direction to return to your Board with potential options and recommendations for replacement of the existing Tahoe patrol boat.

TREASURER-TAX COLLECTOR/mPOWER PLACER PROGRAM REPORT

1. Accepted a program report and hear a presentation on mPOWER Placer.

TREASURER-TAX COLLECTOR/APPROVE mPOWER FOLSOM APPLICATION

1. Approved the Folsom Lake Ford/Kia application dated 10/22/14 for energy efficiency retrofit and solar photovoltaic financing with mPOWER Folsom in an amount not to exceed \$1,562,591.96.

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

AYES: Weygandt, Holmes, Uhler, Montgomery

ABSENT: Duran

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ADJOURNED AS THE PLACER COUNTY BOARD OF SUPERVISORS AND CONVENED AS PLACER COUNTY PUBLIC FINANCING AUTHORITY

TREASURER-TAX COLLECTOR/Approve Amendment to mPOWER Bonds and Loan Agreement

1. Resolution 2015-023 adopted authorizing the amendment of the existing mPOWER bonds and Amendment No. 1 to the Limited Obligation Loan Agreement for the mPOWER program to complete the actions and documentation necessary for changes in the mPOWER interest rates from a fixed to a step-up interest rate structure.

MOTION Holmes/Weygandt/Unanimous

AYES: Weygandt, Holmes, Uhler, Montgomery

ABSENT: Duran

ADJOURNED AS THE PLACER COUNTY PUBLIC FINANCING AUTHORITY AND RECONVENED AS THE PLACER COUNTY BOARD OF SUPERVISORS

COUNTY EXECUTIVE/SQUAW VALLEY OLYMPIC MUSEUM STATUS UPDATE

1. Received a status update on analysis of opportunities and constraints related to two potential sites for a future Squaw Valley Olympic Museum.

COUNTY EXECUTIVE/TOURISM DEVELOPMENT MASTER PLAN UPDATE

1. Received a presentation by the North Lake Tahoe Resort Association updating the Board regarding progress on an update to Placer County's Tourism Development Master Plan.

COUNTY COUNSEL/CLOSED SESSION REPORT

Pursuant to the cited authority (all references are to the Government Code), the Board of Supervisors will hold a closed session to discuss the following listed items. A report of any action taken will be presented prior to adjournment.

(A) §54956.9 – CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation (Government Code §54956.9(d)(1):
 - (a) County of Placer v. Placer County Civil Service Commission, Placer Superior Court Case No. SCV0035144, Karin Bjork v. County of Placer, et al., U.S. District Court, Eastern District Case No. 2:14-cv-01983 MCE-EFB – **The Board authorized the retention of Frank Gumpert of Barkett and Gumpert to represent the Placer County Civil Service Commission in the Federal and State Court writ actions.**
 - (b) Tony C. Edd, Plaintiff, v. County of Placer, et al., U.S. District Court, Eastern District Case No. 2:14-cv-02739-JAM-AC – **The Board authorized the defense of the Sheriff and individual officers named and served in the complaint and waived any potential conflict to allow the County Counsel to represent all defendants.**
 - (c) Douglas Brock, WCAB Claim WCAB Claim No. ADJ8897986 – **The Board gave direction to Counsel.**
2. Anticipated Litigation:
 - (a) Initiation of litigation pursuant to subdivision (d)(4) of Government Code §54956.9: One potential case – **The Board gave direction to Counsel.**
 - (b) Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code §54956.9: Two potential cases – **The Board heard and report and gave direction to Counsel.**

ITEMS FOR INFORMATION:

20. Placer County Law Library
 1. Annual Report and Financial Report 2013-14

ADJOURNMENT – The Board adjourned its regular meeting and attended a tour of the mPower supported energy upgrades installed at the Granlibakken Resort. Next special meeting Thursday, January 22, 2015, next regular meeting Tuesday February 3, 2015.

ATTEST:

Ann Holman
Clerk of the Board

Kirk Uhler, Chairman
Placer County Board of Supervisors

DATE January 20, 2015

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