

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, September 18, 2007, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Rockholm, Weygandt, Holmes, Uhler and Kranz present. Chairman Kranz presiding; Ann Holman, Clerk of the Board. Also present were County Executive Thomas Miller and County Counsel Anthony J. La Bouff.

**PUBLIC COMMENT** – Rosemary Frieborn, Friends of Placer County Animal Shelter, spoke about the need for a new animal shelter in Auburn.

**SUPERVISOR'S COMMITTEE REPORTS** – Supervisor Rockholm spoke about a banner displayed in Tahoe thanking the Redevelopment Agency for its redevelopment efforts. Supervisor Rockholm congratulated Supervisor Weygandt for being inducted in the Lincoln High School Hall of Fame. Supervisor Weygandt stated he received a letter from the Lincoln Chief of Police thanking the Sheriff Department's Special Enforcement, Hostage Negotiation's Team for assistance with the prevention of a suicide attempt.

**CONSENT AGENDA (Pages 4-9)** – Consent Agenda approved as amended with action as indicated.

**MOTION** Holmes/Rockholm/Unanimous

17. **WARRANTS** – Week ending July 6, 13, 20, 27, August 3, 10, 17, 24 and 31, 2007.

18. **ORDINANCE** – Second Reading:

- a. **Public Works** - Ordinance 5482-B adopted amending Chapter 8, Article 8.28, Section 8.28.190, to clarify enforcement provisions for Stormwater Quality violations.

19. **AUDITOR/CONTROLLER:**

- a. Resolution 2007-296 adopted setting the 2007/08 appropriation limit for Placer County Operating Funds for 2007/08 at \$663,912,731.
- b. Resolution 2007-297 adopted setting the 2007/08 appropriation limit for Placer County Special Districts, governed by the Board of Supervisors, at \$4,545,683.

20. **BOARD OF SUPERVISORS:**

- a. Resolution 2007-295 adopted commending Deputy Walter Chatham, Sheriff's Department, upon his retirement of nearly 31 years of service.
- b. Proclamation declaring September 2007 as Prostate Cancer Awareness Month.
- c. Proclamation declaring October 5, 2007 as California Arts Day
- d. Approved minutes of July 16, 23, 24 and August 7, 13, 14, 15, 28, 2007.
- e. Approved Special Meetings on Monday, October 1, 2007 and Monday, October 22, 2007.

21. **CHILD SUPPORT SERVICES** - Approved a budget revision, in the amount of \$40,000, to reflect a joint grant award to the Department of Child Support Services and the Placer County Superior Courts by the Placer County Air Pollution Control District for the 1058 Window Project; authorize Child Support Services to purchase video conferencing equipment and to compensate the Placer County Superior Court for their grant funded portion of the 1058 Window Project.

22. **CLAIMS AGAINST THE COUNTY** – Rejected the following claims, as recommended by Counsel:

- a. 07-064, Beth Armstrong, Unstated amount, (Personal Injury).
- b. 07-091, Mulford, Shelene, \$2,378.40, (Personal Injury).

23. **CLAIMS AGAINST THE COUNTY** – Rejected the following application to present a late claim and their associated claim, as recommended by Counsel:

- a. 07-086, Mroczkowski, Juanita, \$19,800.00, (Personal Injury).

24. **CLERK RECORDER/ELECTIONS** – Resolution 2007-314 adopted appointing in lieu of election, individuals who completed the district director candidate filing process for the McKinney Water District, located in the Lake Tahoe area.

25. **COMMITTEES & COMMISSIONS:**

- a. Auburn Veterans Memorial Hall Board – Approved appointment of Eugene Walter Freeland (Alternate) Seat 7 and reappointment of Courtland Bradbury, Seat 1; Rose M. Agles, Bonnie Bradbury (Alternate) Seat 2; George Voyiatzes, Andrew Anderson (Alternate) Seat 3; Laurie A. Hubbard, Seat 4; H.L. Hap Arnold, Elmer Frank (Alternate) Seat 5; Jeanann R. Carlson, Coralle Arnold (Alternate) Seat 6; William B. Nolan, Seat 7; Helen Kleckner, Jean Walls (Alternate) Seat 8; Bonnie Potter (Alternate) Seat 10; and Terry Crouson, Michael Crouson (Alternate) Seat 11, as requested by Supervisor Holmes.

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- b. Colfax Veterans Memorial Hall Board – Approved appointment of John Hannigan, Richard L. Osgood (Alternate) Seat 2; Eric Blackmun, Delphie Mazankowski (Alternate) Seat 3, and reappointment of Bob Candler, Seat 1; Charles Gray, Tom Mason (Alternate) Seat 4; and Terri Sultana, Betty Lugena (Alternate) Seat 6, as requested by Supervisor Kranz.
  - c. North Auburn Municipal Advisory Council – Approved appointment of Ken Gregory to Seat 2, as requested by Supervisor Kranz and David Keyes to Seat 7, as requested by Supervisor Holmes.
  - d. Older Adult Advisory Commission – Accepted letter of resignation from Leonette Francia, Seat 5 and David Shirley, Seat 16.
  - e. Placer County Child Care Local Planning Council – Approved appointment of Alison Burt, Seat 8; Darlene Jackson, Seat 5; Kim Laehle, Seat 10 and reappointment of Susanna Lopez, Seat 9.
  - f. Roseville Veterans Memorial Hall Board – Approved appointment of Charles W. Peterson, Eugene M. Nauta (Alternate) Seat 2; Robert Lightfield, William Donaldson (Alternate) Seat 4; Anthony Whatley (Alternate) Seat 5 and reappointment of John Chance, John C. Smith (Alternate) Seat 1; John Piches (Alternate) Seat 3; William Snead, Seat 5; and Joseph Cavanagh, Monty Montoya (Alternate) Seat 6, as requested by Supervisor Rockholm.
26. COMMUNITY DEVELOPMENT RESOURCE AGENCY/NORTHSTAR HIGHLANDS PHASE 1, TRACT 948 - Approved the Final Map, Subdivision Improvement Agreement and authorized the recording of the project located in Lake Tahoe.
27. COUNTY EXECUTIVE:
- a. Administration - Authorized the County Executive Officer to sign a contract with the Arts Council of Placer County, from July 1, 2007 through June 30, 2008, in the amount of \$150,000, for arts activities and promotions.
  - b. Administration - Resolution 2007-298 adopted designating Arts Council of Placer County as Placer County's Local Partner in the California Arts Council's State/Local Partnership Program.
  - c. Administration - Resolution 2007-299 adopted amending Administrative Rules, Section 14.22, to authorize paid and unpaid student interns, who are designated by the department head, to operate County-owned vehicles.
  - d. Administration - Reviewed and considered formal response of the Board of Supervisors to the findings and recommendations of the 2006/07 Placer County Grand Jury – Burton Creek Facility Annual Inspection and authorized the Chairman to sign and submit the response to the Superior Court, Presiding Judge.
  - e. Administration – Approved 5% merit increase for Tim Wegner, Assistant Chief Building Official, from Grade 445, Step 1, to Step 2, at \$39.36 per hour, effective September 15, 2007.
  - f. Economic Development - Resolution 2007-300 adopted in support of locating the new Cyber Command Center to Beale Air Force Base.
  - g. Emergency Services - Approved agreement with Truckee Fire Protection District, for a period of five years, at a rate of \$20,000 per year, to provide staffing, stationing and operational management of the Placer County Eastern Division Hazardous Materials Response Team, and authorized the Acting Purchasing Manager to sign the resultant contract.
  - h. Emergency Services - Approved budget revision for a 12-inch wood chipper to be purchased with Placer County Air Pollution Control District Air Quality Mitigation Funds for the Placer County Fire Chipper Program, authorized Acting Purchasing Manager to solicit bids and sign a contract, in an amount not to exceed \$35,000, and to add the chipper to the Master Fixed Asset List.
28. FACILITY SERVICES:
- a. Agreement - Approved use agreement with the Placer Union High School District authorizing the use of Park Dedication Fees from Recreation Area #15, Ophir/Newcastle, in the amount of \$130,000, and Recreation Area #7, Loomis Basin, in the amount of \$20,000, for renovation of the Del Oro High School/Community Sports Stadium Complex.

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- b. Agreement - Approved use agreement with the Placer Union High School District authorizing the use of Park Dedication Fees from Recreation Area #3, City of Colfax, in the amount of \$150,000, for a track at Colfax High School.
  - c. Agreement - Approved use agreement with the Western Placer Unified School District authorizing the use of Park Dedication Fees from Recreation Area #11, Sheridan Recreation Area, in the amount of \$25,000, for a Community Physical Fitness Course at Sheridan Elementary School.
  - d. Burton Creek Parking Lot Re-Surfacing, Project #4790 - Approved Plans and Specifications and authorized staff to solicit bids for the project, located in Tahoe City; Resolution 2007-301 adopted delegating authority to the Facility Services Director to award and execute a construction contract, in an amount not-to-exceed \$175,000, upon review and approval by County Counsel and Risk Management, and delegating authority to approve change orders.
  - e. Purchase - Authorized purchase of a conveyor for the lead recovery system at the Auburn Justice Center shooting range, located in the Placer County Government Center, Auburn, and authorized the Acting Purchasing Manager to issue a purchase order, in the amount of \$51,340, to Savage Range Systems, Inc.
  - f. Sewer Maintenance District #3 - Resolution of Intention 2007-302 adopted setting the time and date to hold a public hearing to consider the annexation of property owned by Nick Maggi, APN 037-101-051 into the boundaries of the district. Subject property is located on Auburn Folsom Road in Loomis.
29. HEALTH & HUMAN SERVICES:
- a. Community Health - Accepted a grant from the Area 4 Agency on Aging for FY 2007/08, in the amount of \$25,000, to provide disease prevention and health promotion services to older adults, and authorized the Health & Human Services Director to sign the contract and related documents.
  - b. Children's System of Care - Approved agreements with St. Helena Hospital and Sutter Center for Psychiatry, from FY 2007 through 2009, in an amount not to exceed \$60,000 each, to provide inpatient hospital services and authorized the Health and Human Services Director to sign agreements and subsequent amendments up to 10% of the total contract amounts.
  - c. Environmental Health - Approved agreement for FY 2007/08 with El Dorado County, in the maximum amount of \$96,500, for Placer County Environmental Health to provide continued local enforcement agency services, and authorized the Health & Human Services Director to sign the agreement and two future extensions for FY 2008/09 and 2009/10.
30. PROBATION - Approved contract with Elsan and Associates, in an amount not to exceed \$70,209, for comprehensive evaluation of programs enacted under the Juvenile Justice Crime Prevention Act and authorizing the execution of the first of two option years under a contract originally approved by the Board of Supervisors in FY 2006/07.
31. PROCUREMENT SERVICES - Authorized the Acting Purchasing Manager to sign the following:
- a. Blanket Purchase Order #14189, CalWorks Information Network Printing & Mailing Services/Health & Human Services - Renewed contract with Document Fulfillment Services, awarded from a Sacramento County competitive contract, in the maximum amount of \$64,000.
  - b. Blanket Purchase Order #14305, Septic Pumping & Vector Truck Services/Facility Services - Renewed as a result of competitive Bid #9602 with APS Environmental, Inc., in the maximum amount of \$100,000.
  - c. Blanket Purchase Order #14570, Waterborne Traffic Line Paint/Road Maintenance - Approved Change Order #2 with Ennis Paint Inc., awarded from a competitively awarded State of California contract, in the amount of \$30,000.
  - d. Purchase Order, Maintenance of Cisco Network Infrastructure Equipment & Software Communications - Awarded to AT&T/SBC, utilizing a competitively bid State of California contract, in the amount of \$89,619.16.
  - e. Request for Qualifications #9696, Plan Check Services/Building & Engineering - Awarded competitive request and adopt two (2) lists of qualified firms, effective for a three-year period.
  - f. Request for Qualifications #9689, Land Survey & Base Mapping Services/Public Works - Awarded competitive request and adopt a list of qualified firms, effective for a three-year period.

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- g. Sole Sourced Blanket Purchase Order #14150, Compressed Natural Gas/Public Works - Renewed with Southwest Gas Corporation, for the purchase of compressed natural gas as a motor vehicle fuel, in the maximum amount of \$115,000

**32. PUBLIC WORKS:**

- a. Change Orders - Approved change orders to blanket purchase orders with Vulcan Materials of Grass Valley and Vulcan Materials of Roseville, in the aggregate amount of \$100,000, for asphalt concrete as a result of Competitive Bid #9648, and authorized the Acting Purchasing Manager to sign the change orders, changing the maximum amount of the blanket purchase orders to \$378,000 and \$429,000 respectively.
- b. Local Transportation Fund Claim, FY 2007/08 - Resolution 2007-303 adopted authorizing the Chairman to execute the claim for Placer County Transit, Tahoe Area Regional Transit, and Road Maintenance, in the amount of \$4,615,898.
- c. Local Transportation Fund Claim, FY 2007/08 - Resolution 2007-304 adopted authorizing the Chairman to execute the claim for Tahoe Area Regional Transit, in the amount of \$682,579.
- d. Lozanos Road Bridge Replacement Project, Contract #73221 - Resolution 2007-305 adopted accepting the project as complete and authorizing the Public Works Director to execute the Notice of Completion.
- e. Memorandum of Understanding (MOU) - Authorized the Chairman to execute a MOU to receive funding from the Town of Truckee for Tahoe Area Regional Transit bus service in FY 2006/07, in the amount of \$42,000 and 2007/08, in the amount of \$55,000.
- f. Refund of Traffic Mitigation Fee - Approved a refund of \$2,000 to Steven and Noah Schribner that was overpaid in error by the project applicant.
- g. Traffic Accident Analysis System, Agreement #1019 - Resolution 2007-306 adopted authorizing the Chairman to sign and approve agreement with Fehr and Peers, in the amount of \$69,990.
- h. Willow Creek Extension, Contract #73250 - Resolution 2007-307 adopted authorizing the Public Works Director to approve and execute Contract Amendment #1 with Vali Cooper & Associates, Inc., for an increase not to exceed the amount of \$157,283, to the professional services agreement for construction management, inspection, materials testing and construction staking.

**33. 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 in the amount of \$250 in Revenue Sharing monies to The Gathering Inn, as requested by Supervisor Weygandt.
- b. Approved appropriation in the amount of \$750 in Revenue Sharing monies to the Placer Land Trust, 2007 Placer Harvest Celebration, as requested by Supervisor Rockholm, Supervisor Weygandt and Supervisor Holmes (\$250 each).
- c. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the Placer Nature Center, as requested by Supervisor Weygandt.
- d. Approved appropriation in the amount of \$150 in Revenue Sharing monies to the Riding High Equestrian Program, 7<sup>th</sup> Annual Blue Jean Ball, as requested by Supervisor Rockholm.
- e. Approved appropriation in the amount of \$250 in Revenue Sharing monies to the Placer Community Action Council, 5<sup>th</sup> Annual KidZKount! Golf Classic, as requested by Supervisor Holmes.

**34. SHERIFF:**

- a. Accepted a donation from Raleys/Bel-Air, in the amount of \$5,000, towards the specific purchase of a canine for the Placer County Sheriff Department's K-9 Operations Unit and authorized the purchase in accordance with County's Procurement policies and procedures.
- b. Approved the FY 2007/08 Final Budget Revision, increasing Anticipated Revenue and Expenditures, in the amount of \$62,287, for a program total of \$215,242, for the Anti-Drug Abuse Enforcement Program grant for the Special Investigations Unit. The increase will be allocated for the remaining salaries and benefits needed to fully fund one Deputy Sheriff II (\$10,745) and increased funding for a Senior Probation Officer (\$51,542).

\*\*\*End of Consent Agenda\*\*\*

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**BOARD OF SUPERVISORS** – Presentation of a commendation honoring Placer Dispute Resolution Services for providing 15 years of services to the citizens of Placer County.

**BOARD OF SUPERVISORS** - Presentation of Resolution 2007-295 commending Deputy Walter Chatham, Sheriff's Department, upon his retirement of nearly 31 years of service.

**BOARD OF SUPERVISORS** - Presentation of a commendation honoring Sandra Elder for over 22 years of service representing District 1 on the Historical Advisory Board.

**BOARD OF SUPERVISORS** – Presentation of a commendation honoring Placer County Water Agency for 50 years of service to the people and communities of Placer County.

**BOARD OF SUPERVISORS** - Received a briefing on the types of community services provided by The Gathering Inn, as presented by Suzi deFosset, Executive Director of The Gathering Inn.

**ADMINISTRATIVE SERVICES/PROCUREMENT** - Authorized the Acting Purchasing Manager to sign the following:

- a. **Contract #KN020717, Third Party Administrator Services/County Executive Office/Risk Management** – Renewed with Gregory B. Bragg & Associates, as a result of competitive Request for Proposals #9260, in the amount of \$285,000, to perform third party administrator services for the County's Workers' Compensation claims and litigation management.  
MOTION Uhler/Rockholm/Unanimous

Jim Boggan, Acting Purchasing Manager, stated the renewal period will be from October 1, 2007 through September 30, 2008

**AUDITOR/CONTROLLER** - Awarded Request for Proposal #9661 to Empower Solutions for consulting services to assist in the PeopleSoft Application Upgrade of the ACORN System; approved budget revision to cancel \$650,000 in reserves to provide funding for this upgrade; and authorized the Acting Purchasing Manager to execute related agreements, in the maximum amount of \$650,000.  
MOTION Rockholm/Holmes/Unanimous

Katherine Martinis, County Auditor/Controller, stated in June 2003, the County began implementation of the PeopleSoft System (ACORN), Version 8.8. The current 8.8 Version will run out of maintenance support by the vendor soon. In order to continue with maintenance support, it is required that an upgrade be made to Version 9.0. The Auditor, Personnel and Administrative Services Departments have been working with the County Executive Office to budget for the upgrade. The new version contains expanded features and functionality to provide a better system and will require an expert in implementation for set up. The consultant will assist with implementation and will cross-train County staff, allowing the County to be more independent and able to perform the upgrades. Contingent on approval, the implementation will start within two weeks and take months to complete. The three departments compiled a list of vendor requirements. Five vendors responded, with staff short-listing down to three vendors. The three vendors were invited to interview and provide a demonstration. At the end of the process, the evaluation team determined that Empower Solutions would best meet the needs of the County. The one time cost of \$650,000 will be funded by the cancellation of reserves in the Countywide Systems Fund.

Chairman Kranz asked how long it would take to complete the upgrade. Clark Moots, Administrative Services, replied three to five years. Maintenance and support are budgeted within the Countywide Systems Fund on an annual basis for both Oracle and PeopleSoft, along with the hardware and software operating system licensing.

**PUBLIC WORKS/REGIONAL TRANSPORTATION FUNDING STRATEGY** – Update on various funding strategies to provide necessary transportation improvements in Placer County.

Celia McAdam, Executive Director, Placer County Transportation Planning Agency (PCTPA), provided a PowerPoint presentation stating Placer County is facing a transportation crisis. This County is growing, traffic congestion is getting worse and there is not enough money to fix it.

Ms. McAdam discussed the following topics:

Funding – The Federal and State gas tax combined pay for less than 70% of the amount it takes to maintain the State highway system and between 40% and 50% of the cost of maintaining the local

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roadway system. This does not include the money needed to address road improvements. The gas tax is a flat rate that does not change with the fluctuation of gas prices. Federal funds will only account for 10% of the overall funding. State funds amount to 32%. Local Funding, which funds transit, is 22%. Developer Impact Fees are the largest portion of funding, amounting to 36%. The projected amount of future funding required is \$9 billion. In order to cover the most critical projects, it is expected \$5.6 billion will be needed. The expected funding is \$3.3 billion.

**Bridging the Gap – A Funding Strategy Steering Committee** was formed to study how to reduce the number of projects and bring in more dollars. The Committee made a recommendation to develop a Transportation Expenditure Plan to fund critical projects, using three sources of funding and presented it to the PCTPA for direction. The sources of funding included State and Federal dollars, additional developer impact fees and transportation sales tax.

**Making Progress –** The County was successful in obtaining over \$127 million in discretionary funding, under infrastructure bonds, along with another \$5 million in State Transportation Improvement Program. Combined with other funding, the County will be able to complete the first three phases of the I-80 "bottleneck" project, along with the first phase of the Lincoln Bypass.

Rick Dondro, Public Works, discussed land development and the impact on the roadway system. He described the following items:

Update Regional Fee Programs:

- Lincoln Bypass
- Highway 65 Widening
- Auburn-Folsom Road Widening
- Sierra College Boulevard Widening
- Rocklin Road Interchange

Mr. Dondro explained the limitations on traffic fees. They are controlled by State law and require a nexus. The County cannot improve existing deficiencies through the traffic fee program on new development or roadway maintenance. There are limitations on fees; they cannot be used for bonding. He explained the various fees. In total, the programs amount to \$1.9 billion in future development fees for the infrastructure improvements for the transportation system.

Celia McAdam discussed projects with funding gaps or no funding at all, listed on the critical list:

Interstate 80 Improvements:

- The last phase of the I-80 bottleneck (eastbound side between Eureka Road and Highway 65. The cost is \$86 million and there is no funding available.
- I-80 Issues east of Highway 65.

State Route 65 Improvements:

- Phase 2 Lincoln Bypass – The County is purchasing the right-of-way for the 4 lanes, but do not have funding for 2 of the lanes.
- Widening of Highway 65 Interchange Improvements – The County needs to complete funding, which is partially funded by impact fees.
- Interchange Improvements between Highway 65 and I-80 – Improvements need to be made.

Ms. McAdam discussed items on the critical list:

Key Regional Connections:

- Baseline-Riego Road
- I-80/Rocklin Road Interchange
- New connection between Highway 65 and Highway 99 (Placer Parkway)

Rail and Transit Improvements:

- Expanded Capitol Corridor Rail Service
- Bus Rapid Transit ("light rail lite")
- Fixed Route, Senior/Disable and Commuter Buses

Other Regional Connections:

- Highway 49 Improvements
- Tahoe Improvements

Basic Improvements:

- Local Road Maintenance
- Bike/Pedestrian, Air Quality

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Ms. McAdam described the State Budget as follows:

Removes \$1.4 Billion from Transportation

- Primarily targeting transit operations
- Impacts road projects

Delays Further Bond Issues

The next item discussed by Ms. McAdam dealt with the Transportation Sales Tax:

- Increases sales tax to 7-3/4% for 30 years
- Independent Citizen Oversight Committee
- Maintenance of effort requirements
- 10-year review of projects
- 30-year sunset date
- Requires 2/3 majority vote at Countywide election

Ms. McAdam discussed how the tax would work:

- Combines funding to maximize leverage
- Bonding to construct projects faster/cheaper
- 40% of sales tax goes to jurisdictions
- Separate Tahoe subvention
- "Pay to Play" – requires impact fees
- Memorandum of Agreement on fees

How it Works in Tahoe:

- \$30 million Tahoe sales tax
- Eligible for share of \$159 M County portion of subventions
- Eligible for share of \$132 M transit and bicycle/pedestrian funds

Supervisor Uhler expressed concern that the amount of money spent on transit is disproportionate to the benefits received. In his opinion, the money needs to be spent in the areas providing the greatest return to those who drive individual vehicles, for example, by adding an auxiliary lane on the freeway or supporting programs that assist the citizens.

Chairman Kranz inquired how PCTPA could guarantee the State would not pull back funding. Ms. McAdam stated that areas that generate their own funding and are able to provide a match attract more of the State dollars in transportation funding. Chairman Kranz questioned the Tahoe subvention funds and stated that most of the traffic problems are tourism oriented. He suggested the County look at Transient Occupancy Tax to fix the transportation problems in Tahoe instead of the half-cent increase in sales tax. He agreed with Supervisor Uhler's suggestion for more auxiliary lanes. Supervisor Kranz was doubtful that the citizens of District 5 would support a tax, by two-thirds majority, in which they would receive little benefit.

**COUNTY EXECUTIVE/AGREEMENT** - Approved agreement with the North Lake Tahoe Resort Association for FY 2007/08, in the amount of \$5,193,543, to promote tourism and to recommend and fund infrastructure projects to enhance Lake Tahoe. MOTION Rockholm/Holmes/Unanimous

Jennifer Merchant, County Executive Office, explained this agreement has been in existence for over ten years. The recommended cost this year will fund administrative costs, direct marketing, program research, visitor information and support services and infrastructure projects. The FY 2007/08 contract modifications have been made in seven key areas based on findings and recommendations in the Independent Accountant's Report. The areas targeted for improvement include general and administrative expense cost allocation, development of conflict of interest and procurement policies, reduction in cash holdings not insured by the FDIC, improvement infrastructure project tracking and other reporting systems and increased promotion of lodging and conference facilities within Placer County. Projects scheduled for review and funding include development of a regional wayfinding signage program, Tahoe City Visitor Center expansion, analysis of a Performing Arts Center, bus shelter construction, design and engineering for a potential Squaw Valley Visitor Information Center and development associated with a Tahoe City Historic Walking Tour. There is \$40,000 in funding earmarked in next year's budget for the Olympic Museum.

Steve Teshara, President and CEO, North Lake Tahoe Resort Association, thanked the Board for its support.

Chairman Kranz asked if the Transient Occupancy Tax collected from the Ritz Carlton could be used to fund Tahoe transportation problems. Mr. Teshara replied it alone would not be enough funding.

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**COUNTY EXECUTIVE/INFRASTRUCTURE FUNDS** - Approved the North Lake Tahoe Resort Association's proposed expenditure of budgeted infrastructure funds for interpretive signage at the Lake Tahoe Maritime Museum, in the amount of \$250,000. MOTION Weygandt/Uhler/Unanimous

Jennifer Merchant, County Executive Office, stated the request has been approved unanimously by the Infrastructure Committee and the North Lake Tahoe Resort Association Board of Directors and is consistent with its master plan. The recommended expenditure will fund interpretive exhibits and displays, housed in a 5,800 square foot Tahoe Maritime Museum, currently under construction, in the Homewood area. The facility is scheduled to open in May 2008. The entire project was put together by the Tahoe Maritime Museum, a non-profit organization. Total cost of the project is approximately \$3.9 million. Private donations have generated most of the funds with other funding from Transient Occupancy Tax, grants and the Resort Association. Ron Treabess, North Lake Tahoe Resort Association, spoke about the enhancement the project would be to the community.

**COUNTY EXECUTIVE/FINAL BUDGET FY 2007/08** - Approved Resolution 2007-308 adopting the FY 2007/08 Placer County Final Budget, in the amount of \$792,210,179; and

1. Approved final budgets for County proprietary funds for a total of \$77,899,955; and
2. Approved Resolution 2007-309 adopting final budgets of special districts governed by the Board of Supervisors in the amount of \$37,034,516; and
3. Approved the County Master Fixed Asset List for FY 2007/08; and
4. Ordinance introduced, first reading waived, amending the personnel allocations of various departments to reflect position changes approved for the FY 2007/08 Final Budget.

MOTION Uhler/Weygandt/Unanimous

Jeff Bell, County Executive Office, explained the budget process incorporates guidance provided by the Board at the Strategic Planning Session, the Interim Spending Plan approved on June 12, 2007, the direction and updates provided at the Budget Workshops, August 13-15, 2007 and contains the same figures as presented at the August 28, 2007 public hearing. It is a balanced budget, preserving critical operations and programs, funds Public Safety at levels consistent with the prior year, proceeds with planned for and previously funded infrastructure and road projects and keeps staffing relatively consistent with last year (there are three increased staffing positions that came with offsetting revenues, for a total staffing of \$2,844 positions). There are items that staff will be bringing back to the Board in the fall including issues regarding Health & Human Services Department regarding service level reductions and revenue status update, State Budget impacts and direction from the Board and reconsideration of items, in the amount of \$3.4 million, requested by the Sheriff Department.

Rosemary Frieborn, Friends of Placer County Animal Shelter, asked questions about position allocations pertaining to Animal Services. Thomas Miller, County Executive Officer, discussed staffing and new capital improvement funding for animal control purposes.

**FACILITY SERVICES/B AVENUE SOIL TESTING AND REMEDIATION, PROJECT #4794** - Approved agreement with Kleinfelder West, Inc., in an amount not to exceed \$425,000, and authorized the Chairman to execute the agreement for the project located at the Placer County Government Center, Auburn. MOTION Uhler/Holmes/Unanimous

Joel Swift, Facility Services, stated on September 9, 2003, the Board approved an agreement with Kleinfelder to assess three sites where the Army Corps of Engineers removed underground fuel storage tanks. One of the sites was the Waste Water Treatment Plant and Building 503. The original site assessment report determined that additional soil characterization and site remediation would be required at this location. Staff has worked with Kleinfelder to develop a proposal to remove all the subject soil from the site. The soil will be stockpiled and samples will be taken to determine the proper remediation for the site. The final characterization of the contamination will not be determined until all sampling is complete. The total project cost is estimated at \$475,000, including the \$425,000 for the contract, \$40,000 contingency and \$10,000 project management.

Supervisor Uhler asked is there was any groundwater contamination and was told there was none. Thomas Miller, County Executive Officer, explained the contaminated material was left from the medical waste incinerator, when it was operated by the State.

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**FACILITY SERVICES/CHILDREN'S EMERGENCY SHELTER MODULAR CLASSROOMS, PROJECT #4677B** - Approved Plans and Specifications and authorized staff to solicit bids for the project; located in the Placer County Government Center, Auburn; Resolution 2007-310 adopted delegating authority to the Facility Services Director to award and execute a construction contract, in an amount not-to-exceed \$300,000, upon review and approval by County Counsel and Risk Management, and delegating authority to approve change orders.  
MOTION Uhler/Weygandt/Unanimous

Joel Swift, Facility Services, stated on July 11, 2006, the Board awarded the bid for the first phase of the project. The contract included the administration building, shelter building, outdoor basketball courts, play structure, but did not include the two modular classrooms, which were included in the first phase but not included in the contract. Each classroom is approximately 940 square feet. The building will provide space until permanent classrooms are constructed.

**FACILITY SERVICES/RESTRUCTURING ENERGY SERVICE CONTRACT & GROUND LEASE** - Resolution 2007-311 approved adopting new business points and authorizing the Facility Services Director to execute a new agreement with Solar Power & Geothermal Energy, Inc., upon approval by County Counsel, restructuring the original agreement approved by the Board on September 26, 2006. Supervisor Uhler recused himself as he has financial interest and partial ownership interest by virtue of stock in the company. MOTION Rockholm/Weygandt/Unanimous VOTE 4:0 (Uhler temporarily absent)

Jim Durfee, Facility Services Director, explained staff is requesting to restructure the original agreement, approved on September 26, 2006. The Board previously approved the installation of four photovoltaic solar generation systems at the Placer County Government Center. The systems provide the generation of approximately 584 kilowatts of energy, and have an estimated value to the County of \$7.7 million worth of electricity over the life span of the systems. On September 26, 2006, the most recent of the projects was awarded to Solar Power Inc. The project included the construction and operation of a 325 kilowatt ground mounted system, adjacent to the Juvenile Detention Center. Construction is complete and the system is ready to produce power.

Mr. Durfee stated Solar Power approached staff requesting that we restructure the power purchase agreement for the operation of the system. One of the components of the original agreement was that Solar Power would have the rights to any tax credits. In December 2006, after the agreement was adopted, the Internal Revenue Service released clarification to the Tax Code that precluded the agreement, as written, from qualifying for Federal Tax Credits. There is a provision in the agreement where the County would purchase the equipment at the end of 10 years, for a specified purchase price of \$500,000, for the system. In order to qualify for tax credit, agreements may not specifically specify purchase process. The purchases have to be at market value. To address this issue, Solar Power has requested the County consider restructuring the agreement in order to address the tax code issue. Solar Power has proposed the following provision: Under the original agreement, the cost of electricity was to be based on Pacific Gas & Electric's A6 rate schedule with a rate escalation of 3.56% annually. Under the revised proposal, the County would purchase electricity based on the same A6 rate, less 10 percent, with the same rate escalation of 3.56%. The County would benefit by providing an additional energy cost savings, estimated at approximately \$126,000 over 10 years. The County would be buying less electricity at a lower rate and save additional money over the 10 year period. Also under the original agreement, electricity was to be billed utilizing all the A-6 tiers. Under the revised agreement, the County would be billed based on an average cost spread over the period of time. This change provides a simplification of the billing process, but does not change the prices we would pay for electricity. Under the original agreement, we were required to purchase the equipment for \$500,000 at the end of the 10-year term of operation.

The revised proposal provides three options for the County at the end of the term:

Option 1 - To purchase the equipment at fair market value at the end of the 10-year term. The fair market value would be determined based on a mutually agreed upon independent appraiser.

Option 2 - To continue to purchase power from Solar Power at the discounted rates for up to four additional five-year extensions.

Option 3 - If there are significant changes in the power structure under which we purchase power or under technology, the County could terminate the deal. Solar Power would remove all equipment at their expense.

If the Board chooses to agree to the proposal, the County would realize approximately \$213,000 in energy cost savings over the initial 10 years. The County would be relieved of the requirement to pay \$500,000 to purchase the system, and would have the option to purchase the system at market value. Staff's conservative estimate of the system's market value in the next 10 years is between \$250,000 and \$837,000. Under the new proposal, the County would realize all of the savings that would accrue if the market value of the equipment is less than \$600,000. In order to limit any potential liability for

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increased values, staff negotiated with Solar Power to guarantee the difference between the \$600,000 break even point and the estimated worst case value estimated at \$837,000. If the market value ends up being above \$837,000, the County would have all of the options discussed.

The County is under no obligation to restructure the agreement with Solar Power; however, staff believes the new proposal offers benefits to the County in return for addressing the tax credit issue, which was a material term in the original agreement.

**COUNTY EXECUTIVE** - Approved Memorandum of Understanding (MOU) with Sacramento County that provides a framework to advance cross jurisdictional cooperation and enhance regional mobility while preserving the livability of our communities and neighborhoods.

MOTION Rockholm/Holmes/Unanimous

Holly Heinzen, Assistant County Executive, provided a Powerpoint presentation stating the MOU provides a foundation for on-going planning and coordination efforts with Sacramento County. She described the provisions of the MOU as follows:

**Goals** - To provide a preliminary approach for the groundwork to have a forum for further discussion and agreement. It provides a set of principles and guidelines in which to move through a comprehensive planning process. Staff identified some mutually agreeable principles including the counties would identify and implement conditions and approvals when developing future land uses and transportation plans so new development is conditioned to mitigate their fair share. A funding mechanism would be developed addressing fair share contributions from both existing and future development. With the significant development occurring in Placer County and existing development in Sacramento County, cross-jurisdiction planning efforts are key in maintaining and enhancing the level of service.

Ms. Heinzen explained the area the transportation analysis was focused on is bounded by Blue Oaks/Phillip Road to the north in the unincorporated area of Placer County and into new growth on the east proposed by the City of Roseville. To the west, it extends to Highway 99 and south to I-80 to include North Natomas and the City of Sacramento and Sacramento County to the south. The specific roadways to be analyzed include major arterials serving regional traffic and include, but are not limited to: Base Line Road, Watt Avenue, Walerga Road, Fiddymont Road, PFE Road, Elverta Road, Elkhorn Boulevard, Locust Road, Elwyn Avenue, Dry Creek Road and 16<sup>th</sup> Street.

**Transportation, Traffic & Transit** - The MOU provides joint planning of roadways and corridors crossing the jurisdictional lines, includes identification of specific improvements and defining the cost. A primary principle is to address the most critical needs first. Also included is an agreement that improvements would be installed in a timely manner, with a similar design and function. The work would include an analysis of existing and proposed connections within the MOU boundaries, identification of roads not currently identified that would assist in regional traffic flow, identification of critical improvements and integrate coordination of transit improvements including bus lines and bus rapid transit.

**Other Issues** - Some of the other issues that would be addressed include environmental issues, limiting project costs, development of a methodology to determine impacts of both existing and future developments and identification of funding strategy.

**Open Space & Natural Resources** - Including seamless trail connections, facility access and funding for capital improvements and maintenance; consideration for open space buffers to maintain community identity, plan for and monitor water usage for new and existing development, including monitoring of groundwater supply to best ensure the stabilization of groundwater at acceptable levels.

**Stakeholders** - There are many agencies and jurisdictions involved. Along with Placer County and Sacramento County, the following key regional partners will be considered: Sacramento Area Council of Governments, Placer County Transportation Planning Agency, City of Roseville, City of Sacramento, Sutter County, and the California Department of Transportation and Regional Transit.

**Implementation** - The MOU will be implemented through staff from each County. Third party consultants will independently evaluate potential roadway network and connectivity issues. Identified milestones including policy direction or funding commitments towards capital, maintenance or ongoing expenses all require action by the Board of Supervisors.

**Fiscal Impact** - Costs for initial traffic studies will be shared between Sacramento and Placer County. Placer County's share would be approximately \$50,000. Both parties would agree to provide the necessary staff resources to implement the MOU.

Supervisor Uhler inquired if staff had an estimate of the number of anticipated developable units left in Placer County. Ms. Heinzen replied there are 160,000 within Placer County and approximately 5,000

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in Sacramento County's Elverta Plan. Mr. Uhler asked if Sutter County has been considered for inclusion in the MOU. Ms. Heinzen advised that ultimately, the other jurisdictions would need to be entered into the MOU or be part of the planning effort.

Judy Robinson, Sacramento Planning Department, spoke about various Sacramento projects planned. There are no specific numbers to provide at this time.

Supervisor Rockholm and Thomas Miller, County Executive Officer, thanked Sacramento County for their effort.

Ms. Heinzen clarified that the map showing the boundaries identified specific areas for the initial regional traffic planning effort and would not depict some of the other issues related to other MOU functions.

Terry Schutten, Sacramento County, County Executive Officer, thanked Placer County staff for their efforts on the project.

**HEALTH & HUMAN SERVICES/ADULT SYSTEM OF CARE** - Approved Contract Amendment CN 011902-B with California Forensic Medical Group, extending the negotiated contract term for one year, from October 1, 2007 through September 30, 2008, for the provision of inmate medical services, in the estimated amount of \$3,111,000, for the fourth year of the agreement.  
MOTION Uhler/Rockholm/Unanimous

Maureen Bauman, Adult System of Care Director, advised this is the fourth year of the agreement with California Forensic Medical Group, who has provided required medical, mental health and specialty care to the inmates and wards of Placer County Jail and Juvenile Hall since 1989. Currently, the contract serves approximately 640 adults and juveniles; over the course of the years, 10,000 individuals have been served. The contract is administered by the Health & Human Services Department on behalf of the Sheriff and Probation Departments. The net increase in cost over last year is anticipated to be \$204,000. Additional funds have been included in the Sheriff Department's 2007/08 Final Budget.

**HEALTH & HUMAN SERVICES/COMMUNITY HEALTH** - Resolution 2007-312 adopted approving the levying of an additional penalty of \$2 for every \$10 of base fines collected for certain criminal offenses and vehicle code violations to support emergency medical services, effective January 1, 2007. Further stipulations include declaring that these increased penalties will result in increased funding to the Maddy Emergency Medical Services Fund, and will not offset or reduce funding to other programs from other sources. MOTION Rockholm/Weygandt VOTE 4:1 (Uhler No)

Doctor Richard Burton, Health & Human Services Director, stated that the residents of Placer County have the best emergency medicine and best trauma service available in California. The service is provided without any screening regarding eligibility or ability to pay for services. This year, legislation was passed allowing counties to administer a \$2 penalty for every \$10 of base fines for certain criminal offenses and vehicle violations. The resolution presented today would allow the County to apply the penalty fee, in order for the Courts to collect and apply the funds to un-reimbursed care to the emergency departments and trauma physicians. Each year, approximately \$2.5 million of un-reimbursed care is provided to our emergency departments. The additional fees result in approximately \$350,000 a year to help offset the \$2.5 million of un-reimbursed services.

Supervisor Uhler asked if the \$2 is in addition to the \$2 for every \$10 of base fines already being collected. Dr. Burton replied that previous legislation authorized the initial \$2 and the recent legislation effective January 1, 2007, is an additional \$2 for \$10 of fines. Supervisor Uhler requested clarification of the nature of offenses affected. Dr. Burton gave some examples of reckless driving, engaging in speed contests, driving under the influence and failure to provide adequate towing capacity. Supervisor Uhler announced he was voting "no" on this item. He stated we have an epidemic of emergency medical care being used as primary care. The result is the hospitals are short staffed, forcing some hospitals to close. He was not satisfied that the State is doing all it can to solve the problem of abuse.

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**PROBATION** - Approved the renewal of negotiated Contract #BP014225 with Koinonia Foster Homes, Inc., of Loomis, in the maximum amount of \$500,000, to provide a Crisis Resolution Center for at-risk minors and authorize the Acting Purchasing Manager to sign.  
MOTION Rockholm/Weygandt/Unanimous

Michael Cholerton, Assistant Probation Officer, informed this action is part of a Juvenile Justice Crime Prevention Act of 2000 Grant. The grant funds the Crisis Resolution Center, the Youth Resource Center and various other programs at the Juvenile Detention Facility.

Thomas Miller, County Executive Officer, stated that Health & Human Services, Probation and Courts should be applauded for their program efforts resulting in the Juvenile Hall population being at the lowest level it has been in seven years.

**ADJOURNED AS THE PLACER COUNTY BOARD OF SUPERVISORS AND  
CONVENED AS THE PLACER COUNTY REDEVELOPMENT AGENCY BOARD**

**REDEVELOPMENT AGENCY** - Resolution 2007-313 adopted approving the Redevelopment Agency's FY 2007/08 Final Budget, in the amount of \$40,915,619.  
MOTION Rockholm/Holmes/Unanimous

Rae James, Redevelopment Agency, advised the changes in revenues and expenditures from the Board approved proposed budget is \$838,716. Since the adoption of the Proposed Budget in June, there have been a few program changes. The first being a pre-development loan, in the amount of \$1.1 million, for scattered sites housing in Kings Beach. An additional \$500,000 was set aside to create a 15% contingency fund for the Auburn Plaza public improvements along Highway 49. Lastly, the Agency's contribution of \$2 million to the Public Works Department for the Highway 65 Interchange was offset by a net increase of \$1.1 million in interest earned on bonds, but not spent. There is a \$313,600 reduction in overall revenues caused by the Agency no longer needing to apply for a State loan. The total of all additions and subtractions amount to a net increase of \$838,716, for a total Final Budget of \$40,915,619 for 2007/08.

Supervisor Uhler spoke about the impact of salaries and benefits on Redevelopment housing projects.

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

**SHERIFF** - Approved Law Enforcement Services Contract, Amendment #1, to the three year contract between the Placer County Sheriff-Coroner-Marshall and the City of Colfax. The annual amount has been updated to reflect current known increases, except for adjustments related to the Deputy Sheriff's Association (DSA) negotiations, in the total amount of \$543,378, for FY 2007/08. This is an increase of \$37,356, or 6.16%. Additional adjustments will be applied with a second amendment when costs are known from the DSA negotiations. MOTION Uhler/Weygandt/Unanimous

Barbara Besana, Sheriff Department, stated this is a preliminary adjustment to the contract to account for known costs with a provision that staff will go back to the City after the DSA contract has been negotiated. The City requested that staff perform a mid year review with them; they are concerned with other financial issues on their general funding availability. The amendment provides options for them to shift funds if necessary.

**TREASURER/TAX COLLECTOR** - Directed staff to remove delinquent Dry Creek-West Placer Community Facilities District special assessments from the 2006/07 property tax roll, and commence foreclosure proceedings on approximately 80 parcels that have not paid delinquent special assessments by September 30, 2007. The property owners have up to the day of foreclosure sale to redeem a delinquent parcel, including special assessments and other fees and costs.  
MOTION Rockholm/Uhler/Unanimous

Jenine Windeshausen, Treasurer/Tax Collector, explained the action requested was to remove special assessments from the Dry Creek Facilities District from the property roll and to commence foreclosure proceedings on the delinquent parcels. Ms. Windeshausen entered a correction for the record. The Department is not asking to commence foreclosure proceedings on the parcels, as contained in their memo in error, at this time.

Ms. Windeshausen provided background stating the County issued approximately \$20 million in Community Facilities District bonds in 2001 to finance roadways, drainage facilities, sewer reclaimed water systems, water mains, transmission lines, parks, fire protection equipment and the cost related to

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MINUTES**

the bonds. The County agreed to certain covenants to the bond holders that they would take action regarding delinquencies on the special taxes collected to repay the bonds. If the delinquency rate on the special taxes exceeds five percent, all delinquent parcels are subject to foreclosure; however, if the delinquency rate is below five percent, only those special taxes delinquent in the amount of \$1,200 or more are subject to foreclosure. Since the Department submitted the memo, there have been a number of parcels that have paid. The delinquency rate is just over five percent. This means that 19 of the parcels, should they remain unpaid and our delinquency rate dropped below five percent, the parcels would no longer be subject to foreclosure. Originally, 103 parcels were identified. When the memo was written, the count was 86 parcels; there are now 62 remaining parcels. Of those parcels, only eight are owner occupied or homes. The action requested is to remove the special taxes on the delinquent parcels because it is a precursor to foreclosure, which will be done at a later date, if necessary. The law allows for the special taxes to be removed from the roll and to be paid separately from the rest of the property taxes. The Department has received payment from a number of property owners that is being held in trust and upon approval of this action, their payment will be applied. The property owners will be considered redeemed on their special taxes. The bonds are not at any risk. There is one year of debt service money in reserve. She announced that the Federal Government has just cut the rates by 1/2 percent, which will help the situation.

Supervisor Rockholm thanked Ms. Windeshausen for her hard work.

Thomas Miller, County Executive Officer, clarified the action stating that allowing the separation of the special taxes from the regular property taxes allows the property owners to pay the outstanding amounts on the special tax and not pay the property tax, letting it roll through its five year process before it is subject to property sale. It gives them the ability to have more time and to pay part of the bill.

**COUNTY COUNSEL/CLOSED SESSION REPORT:**

**(A) §54956.9 - CONFERENCE WITH LEGAL COUNSEL**

(1) Existing Litigation:

(a) Bright Barnes, et al. vs. County of Placer, et al., U.S.D.C. Eastern District Case No.: cv-01678-LEW-JFM - *The Board authorized defense to be done by County Counsel Office to named employees and the County.*

(2) Anticipated Litigation:

Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9: ~~two~~ one potential cases. *The Board gave direction to Counsel.*

**(B) §54957.6 - CONFERENCE WITH LABOR NEGOTIATOR - *The Board did discuss DSA and Management matters and gave direction.***

(a) Agency negotiator: CEO/Personnel Director  
Employee organization: PPEO/DSA/Management

**ITEMS FOR INFORMATION:**

35. SACRAMENTO MUNICIPAL UTILITY DISTRICT - Notice of Intention to continue the Weather Resources Management Project.

**ADJOURNMENT** - The meeting was adjourned in memory of Gladys "Sandy" Poulsen, long time Squaw Valley resident. A Special Meeting is scheduled for Monday, October 1, 2007. The next regularly scheduled meeting is Tuesday, October 2, 2007.

**ATTEST:**

\_\_\_\_\_  
Ann Holman  
Clerk of the Board

\_\_\_\_\_  
Bruce Kranz, Chairman  
Placer County Board of Supervisors

\_\_\_\_\_  
Kathy Zick  
Supervising Board Clerk

**DATE** September 18, 2007

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