

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m., Tuesday, November 12, 2013, in the County Administrative Center, 175 Fulweiler Avenue, Auburn. Supervisors Duran, Weygandt, Holmes, and Uhler present. Supervisor Montgomery absent. Chairman Holmes presiding; Ann Holman, Clerk of the Board. Also present were County Executive David Boesch and County Counsel Gerald O. Carden.

PUBLIC COMMENT – 1) Lori Lewis, Newcastle resident, addressed concerns regarding the Event Center/Community Center issue. 2) Brad Harris, Cal Fire, provided an end of season update. Anita Reis, Jodie Hoffman and Jim Miller invited all to participate in the employee art show opening, December 4, 2013 from 4:00 p.m. to 7:30 p.m. at the Domes.

SUPERVISOR'S COMMITTEE REPORTS – 1) Supervisor Duran recognized veterans for service to our country and providing us the freedoms that we have and said he attended the ceremony at the Roseville Veterans Memorial Hall to honor our veterans. 2) Supervisor Uhler advised that he and Supervisor Weygandt are going to the United Kingdom, not at taxpayers expense, for a meeting with Warwick to encourage them to come join us in Placer County at the project we approved in south county five years ago. He said as part of the approval of that project the county adopted a Memorandum of Understanding whereby the understanding was established that if Drexel did not move forward the County would have the option to encumber the property. He requested the Chairman put on the December 10, 2013 agenda, a review of that requirement so that the Board could consider modifications to that previous understanding to make it clear to Warwick that the County has no interest in taking over the project. 3) Chairman Holmes said there was a great Veterans Day Parade in Auburn.

CONSENT AGENDA – Consent Agenda approved with action as indicated. The Board convened as the Placer County Successor Agency for Item 20a. MOTION Duran/Uhler/Unanimous VOTE 4:0 (Montgomery absent)

11. ORDINANCE – Second Reading:

- a. Sheriff, Allocation Change, Physician (Pathologist)
 - 1. Uncodified Ordinance 5730-B adopted deleting one Sheriff's Lieutenant and adding one Physician (Pathologist) in the Sheriff's Support Services Division.

12. BOARD OF SUPERVISORS/COMMUNITY DEVELOPMENT RESOURCE AGENCY

- a. Commendation
 - 1. Resolution 2013-260 adopted commending Chuck Grant, Placer County Surveyor, on 35 years of dedicated public service as an employee of the Placer County Community Development Resource Agency, Engineering and Surveying Division.

13. CLAIMS AGAINST THE COUNTY

- 1. Rejected the following claims, as recommended by the offices of County Counsel and Risk Management.
 - a. 13-095, Gomes, Morgan, Unstated, (Personal Injury)
 - b. 13-096, Wolfe, Ian, \$50,118, (Personal Injury)
 - c. 13-097, Wolfe, Ian, Unstated, (Property Loss)
 - d. 13-099, CSAA as subrogee for Vaughan, Denim, \$1,459.89, (Property Damage)
 - e. 13-102, Wolfe, Ian, \$50,000, (Bodily Injury)
 - f. 13-103, Tracy Anna Dodson, Unstated, (Property Loss)
 - g. 13-104, Cayton, Gary, Unstated, (Property Damage/Loss)
 - h. 13-105, Wrooble, Richard, \$1,753.73, (Property Damage)
 - i. 13-107, Ristow, Walter, \$2,000, (Property Loss)
 - j. 13-108, Spinks, Murlene, Unstated, (Personal Injury)
- 2. Rejected the following Leave to Present a Late Claim and its underlying Claim, as recommended by the offices of County Counsel and Risk Management.
 - a. 13-078, Hartnett, Stacey, Unstated, (Personal Injury)

14. COMMITTEES & COMMISSIONS

- a. North Tahoe Regional Advisory Council
 - 1. Approved the appointment of Eugene Roeder, to Seat #8, as requested by Supervisor Montgomery.

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15. COMMUNITY DEVELOPMENT RESOURCE AGENCY/ENGINEERING AND SURVEYING

- a. Olive Ranch Subdivision, Tract #972/Project No. Dff-1379, the department inspected the construction of the improvements within the Olive Ranch Subdivision and found the work to be in accordance with approved standards. Therefore, it is requested that the Board:
 1. Accepted the improvements as complete.
 2. Authorized the Faithful Performance surety to be set at 25% of the value of public improvements pursuant to County Code Section 16.08.200, immediately upon your Board's approval.
 3. Authorized the Labor and Materials surety to be set at 50% or the total of all claims per G.C. 66499.7, whichever is higher, for six months or longer if claims exist, immediately upon your Board's approval.

There is no net County cost associated with this action.

16. COUNTY EXECUTIVE

- a. Contract Amendment
 1. Authorized the County Executive Officer to execute a contract amendment with Hausrath Economics Group to provide fiscal, economic, and finance consulting services with a budgeted net county cost in an amount not to exceed \$50,000, for a total contract amount of \$100,000.
- b. Board of Supervisors 2014 Calendar
 1. Approved the calendar year 2014 proposed schedule of meetings for the Placer County Board of Supervisors.

17. HEALTH & HUMAN SERVICES

- a. Adult System of Care/November 2013 Caregiver Appreciation Month
 1. Approved a Proclamation proclaiming November 2013 as Caregiver Appreciation Month in Placer County.
- b. Adult System of Care, Designation of Facilities/Professional Persons for Involuntary Evaluation and Detainment for Mentally Disordered Persons
 1. Resolution 2013-261 adopted to designate facilities and other professional persons pursuant to Welfare and Institutions Code Sections 5150, 5585.55, and 5585.58, regarding treatment and evaluation related to involuntary psychiatric holds of adults and minors; re-authorization of the involuntary psychiatric hold process of sections 5270.10, et seq.
- c. Environmental Health Division, Public Water Program
 1. Approved a Delegation Agreement with the California Department of Public Health delegating enforcement of the California Safe Drinking Water Act for small public water systems to the Environmental Health Division.
 2. Approved a one-year Grant Funding Agreement with the California Department of Public Health in the amount of \$207,500 whereby the State will make grant payments to augment the operation of the small drinking water program.
 3. Approved a Fiscal Services Agreement to manage the grant account for the County of Placer and the State.
 4. Authorized the Director of Health and Human Services to sign the Delegation Agreement, Grant Funding Agreement, and Fiscal Services Agreement and to designate a Fiscal Agent and Grant Administrator to manage expenditure of grant funds including training, equipment, and services for the Environmental Health Division's small public water program.

18. LIBRARY

- a. Library, Early Closure
 1. Approved a 5:00 p.m. closure of Placer County Libraries on Wednesday, November 27, 2013; Tuesday, December 24, 2013; and Tuesday, December 31, 2013.

19. PERSONNEL

- a. Organizational Study, Information Technology
 1. Approved a contract with Cooperative Personnel Services HR Consulting for a classification and organizational study of Information Technology classifications countywide in the amount of \$66,425 funded by the Administrative Services Department a budgeted net County cost for the period of November 18, 2013 through November 18, 2014 and authorize the County Executive Officer to sign.

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20. PLACER COUNTY SUCCESSOR AGENCY

a. Construction Contract Change Order

1. Resolution 2013-262 adopted authorizing the Successor Agency Officer to execute a construction contract change order with Eagle Environmental Construction in an amount not to exceed \$51,000 for additional tank removal work associated with the soil excavation and offsite disposal phase II at 8784 North Lake Blvd., Kings Beach, CA.; and
2. Authorized the Successor Agency Officer to execute future contract change orders up to an amount of \$21,900.

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. KidsFirst

1. Approved appropriation of \$250 in Revenue Sharing monies to KidsFirst for its inaugural Denim & Diamonds fundraising event to benefit child abuse prevention programs, as requested by Supervisor Weygandt (\$250).

End of Consent Agenda

BOARD OF SUPERVISORS/PROCLAMATION

1. Presentation of a Proclamation declaring the fourth Friday of November to be the official start of the 20th Annual Mandarin Festival and Mandarin Growing Season and encourage all citizens to support our local Mountain Mandarin Growers Association farmers throughout the designated week and beyond by purchasing locally grown mandarins at the Mandarin Festival, farmers markets or by visiting member orchards.

BOARD OF SUPERVISORS/COMMUNITY DEVELOPMENT RESOURCE AGENCY COMMENDATION

1. Presentation of Resolution 2013-260 commending Chuck Grant, Placer County Surveyor, on 35 years of dedicated public service as an employee of the Placer County Community Development Resource Agency, Engineering and Surveying Division.

FACILITY SERVICES/SPACF STEAM BOILER REPLACEMENT, PROJECT NO. 4764A

1. Awarded the Base Bid for the replacement of two 60Hp steam boilers at the South Placer Adult Correctional Facility (SPACF) Project No. 4764A to Division 5-15, Inc. in the amount of \$639,000 in no new net county cost.
2. Authorized the Director of Facility Services to execute a contract upon approval of County Counsel and Risk Management and approved any required change orders consistent with the County Purchasing Manual and Section 20142 of the Public Contract Code.

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

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING/MICROTECHNICS, INC., THIRD-PARTY APPEAL OF THE PLANNING COMMISSION'S APPROVAL OF A MINOR USE PERMIT

1. Conducted a public hearing to consider a third-party appeal filed by David and Paula Campbell.
2. Denied the third-party appeal filed by David and Paula Campbell.
3. Determined the project is Categorically Exempt from environmental review pursuant to Section 15301 of the California Environmental Quality Act Guidelines and Section 18.36.030 of the Placer County Environmental Review Ordinance (Class 1, Existing facilities).
4. Reaffirmed the Planning Commission's approval of a Minor Use Permit to allow for "sales and repair of firearms" as a Home Occupation.

There is no net County cost associated with these actions.

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

HEALTH & HUMAN SERVICES/MEDICAL CLINIC/BEILENSON HEARING, COUNTY ROSEVILLE MEDICAL CLINIC

1. Held a public hearing and approved the proposed closure of the Roseville site of the County Medical Clinic (Health & Safety Code Section 1442.5) effective November 30, 2013, and approved closure.
2. Designated that the Department of Health and Human Services Medical Clinics is to provide a 24-hour information service regarding the closure of the Roseville Medical Clinic and the alternative availability of medical clinic services, as set forth in Health & Safety Code Section 1442.5(b)(3).

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

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REMOVED FROM AGENDA

ADMINISTRATIVE SERVICES/BID/PROBATION

- ~~1. Approve the award of competitive Bid No. 10304 to Jacmar Food Service Distributors of W. Sacramento, CA; Sysco Sacramento of Sacramento, CA; US Foods of Livermore, CA; and Pro Pacific of Durham, CA for food and culinary items from December 1, 2013 through December 31, 2014, in the maximum aggregate amount of \$1,042,567, funded in the Correctional Food Services FY 2013-14 budget; in the maximum aggregate amount of \$1,042,567, funded in the Correctional Food Services FY 2013-14 budget;~~
- ~~2. Authorize the Food Services Manager to execute spot purchases in the maximum annual amount of \$100,000, funded in the Correctional Food Services FY 2013-14 budget~~
- ~~3. Approve the option to renew for two additional one year terms provided the renewal amounts do not exceed 10 percent of the recommended maximum aggregate amount of \$1,042,567; and~~
- ~~4. Authorize the Purchasing Manager to sign the resulting blanket purchase orders and transfer funds between the blanket purchase orders as needed.~~

COMMUNITY DEVELOPMENT RESOURCE AGENCY/BUILDING SERVICES/ADOPTION OF STATE OF CALIFORNIA BUILDING STANDARDS CODE

1. Ordinance introduced, first reading waived, adopting the 2013 California Building Standards, adopting findings pursuant to California Health and Safety Code Section 17958.5 related to local regional, climatic, geological, and topographic conditions to authorize enactment of local code modifications and requirements, reaffirming existing amendments of the State code as set forth in Placer County Code, Chapter 15, Article 15.04 and adopting additional amendments thereto.

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

HEALTH AND HUMAN SERVICES/PUBLIC HEALTH/REVENUE AGREEMENT, CALIFORNIA DEPARTMENT OF PUBLIC HEALTH PREPAREDNESS COMPREHENSIVE AGREEMENT

1. Approved a revenue agreement with the California Department of Public Health for the Public Health Preparedness Comprehensive Agreement from July 1, 2013 through June 30, 2014 in an amount not to exceed \$913,270.
 - a. Signed the required Certification Regarding Lobbying and the Non-Supplantation Certification Forms, and periodic certifications of the County's compliance with the non-supplantation requirements.
 - b. Authorized the Director of Health and Human Services to sign subsequent contract amendments.
2. Approved a maximum payment authorization ("umbrella contract") for the period from July 1, 2013 through June 30, 2014 with eight Hospital Preparedness Program Partners.
 - a. Approved a not-to-exceed amount of \$97,650 (no net County cost) for public health emergency preparedness, response and recovery services.
 - b. Authorized the Director of Health and Human Services to sign the resulting contracts, add qualified providers, and enter into contract amendments consistent with the current agreements' subject matter and scope of work.

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

PUBLIC WORKS/KINGS BEACH COMMERCIAL CORE IMPROVEMENT PROJECT, CORE OF THE CORE, CONSTRUCTION CONTRACT NO. 1140

1. Resolution 2013-263 adopted awarding, with County Counsel's and Risk Management's review and approval, Construction Contract No. 1140 to the low bidder, Q & D Construction, Inc., in the amount of \$21,375,000 for construction of the Kings Beach Commercial Core Improvement Project - Core of the Core. There is no net County cost.
2. Upon receiving documented approval of using all funds that support project construction including Community Development Block Grant (CDBG) funding, authorized the Chairman to execute the construction contract on behalf of Placer County.
3. Authorized the Director of Public Works to approve and sign contract change orders up to \$1,282,500 (6%).

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

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CONSENT ITEM MOVED FOR DISCUSSION

17. HEALTH & HUMAN SERVICES

a. Adult System of Care/November 2013 Caregiver Appreciation Month

1. Approved a Proclamation proclaiming November 2013 as Caregiver Appreciation Month in Placer County.

Sharon Duchese, representing UDW, thanked the Board for support of home health workers in Placer County. She advised UDW has entered into bargaining with Placer County and looks forward to senior dedication to this program and the providers and clients they serve for their working wage.

COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 – CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation (Government Code §54956.9(d)(1):
 - (a) Sierra Club, et al. v. Placer County Board of Supervisors, et al., Placer County Superior Court Case No.: SCV24201 – **The Board gave direction to Counsel.**
 - (b) Placer Citizens Against Gridlock, et al. v. County of Placer, et al., Placer County Superior Court Case No.: SCV24162 – **The Board gave direction to Counsel.**
2. 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 gave direction to Counsel and authorized entering a contract with Hanson Bridgett.**

(B) §54957.6 - CONFERENCE WITH LABOR NEGOTIATORS - *The Board did not meet to confer with the Labor Negotiations Team.*

- (a) Agency designated representatives: David Boesch, Nancy Nittler, Therese Leonard, Donna Williamson, Gerald O. Carden
Employee organization: PPEO

(C) §54957 - PUBLIC EMPLOYEE APPOINTMENT – *The Board heard a status report on efforts to recruit the Health and Human Services Director*

Title: Health and Human Services Director

ITEMS FOR INFORMATION:

22. Personnel

1. Classified Service Merit Increases

ADJOURNMENT – Next regular meeting is December 10, 2013.

ATTEST:

Ann Holman
Clerk of the Board

Jim Holmes, Chairman
Placer County Board of Supervisors

