

PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 3:00 p.m., Tuesday, January 21, 2014, at the North Tahoe Event Center, 8318 North Lake Boulevard, Kings Beach, CA, 96143. Supervisors Duran, Weygandt, Holmes, Uhler and Montgomery present. Chairman Duran presiding; Ann Holman, Clerk of the Board. Also present were County Executive David Boesch and County Counsel Gerald O. Carden.

PUBLIC COMMENT – None

SUPERVISOR'S COMMITTEE REPORTS – None

CONSENT – Consent Agenda approved with action as indicated.

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

AYES: Weygandt, Holmes, Uhler, Montgomery

ABSENT: Duran

5. **BOARD OF SUPERVISORS**
 - a. 2014 Boards and Commissions
 1. Approved the Board of Supervisors 2014 Boards & Commissions Assignments as designated at the January 7, 2014 meeting.
 - b. Resolution
 1. Resolution 2014-012 adopted in support of the "Reno Tahoe Odyssey Relay Run Adventure" to be held May 30-31, 2014.
 - c. Minutes
 1. Approved minutes of December 10, 2013.
6. **CLAIMS AGAINST THE COUNTY**
 1. Rejected the following claims, as recommended by the offices of County Counsel and Risk Management.
 - a. 13-116, Steele, Terry Kris, \$50,000, (Property Damage)
 - b. 13-123, Daetz, Denney N., \$89.99, (Property Damage)
 - c. 14-002, Logan, Wanda, Not Stated, (Bodily Injury)
7. **COMMITTEES & COMMISSIONS**
 - a. Agricultural Commission
 1. Approved the reappointment of William Morebeck to Seat #8 (representing Small Farmland).
 - b. Gold Run Cemetery Committee
 1. Approved the reappointments of Al Baker to Seat #1, Claudia Snyder to Seat #3, Daniel Ellison to Seat #4, Elizabeth Medbury to Seat #5, Richard Snyder to Seat #6 and Beverly Clark-Hunter to Seat #7, as requested by Supervisor Montgomery.
 - c. Placer Mosquito & Vector Control District
 1. Approved the reappointment of Merry Holiday-Hanson to Seat #3 (representing Placer Mosquito & Vector Control District) for a two year term.
 - d. Weimar/Applegate/Colfax Municipal Advisory Council
 1. Approved the appointment of Karen Ling to Seat#4, as requested by Supervisor Montgomery.
8. **COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING**
 - a. Plan Review and Inspection Service Contract with Willdan Engineering
 1. Authorized the Building Services Division to execute a contract with Willdan Engineering to provide plan review and inspection services for the Walmart project. There is no net County cost associated with this action as all costs for the plan review and inspection services will be paid by the applicant, BRR Architecture, Inc.
 - b. Regional University Donation Agreement, Relinquishment of County Interest in Regional University Donation Agreements
 1. The Board continued the discussion, at the property owner's request and staff recommendation, regarding adoption of a resolution relinquishing the County's potential contractual interest in the Regional University donation property as set forth in the Agreements for Irrevocable Offer of Donation between Angelo K. Tsakopoulos and William C. Cummings (the Donors) and Drexel University and between Placer 2780 (Donor) and Drexel University regarding the Regional University property to an open date. There is no net County cost associated with this action.

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9. 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 Lant Barney, Placer County Bar Association President to the Law Library Board of Trustees.
10. COUNTY EXECUTIVE/MERIT INCREASES
 - a. The Board approved a 5% merit increase, as recommended by the County Executive Officer, for:
 1. Wesley Nicks, Client Services Program Manager from Grade 466 Step @ \$61.64 to Grade 466 Step 5 @ \$64.73 per hour, effective 12/14/13 and;
 2. Lisa J. Cramer, Assistant County Clerk from Grade 459 Step 2 @ \$52.15 to Grade 459 Step 3 @ \$54.73 per hour, effective January 11, 2014.
11. COUNTY EXECUTIVE/EMERGENCY SERVICES
 - a. 2013 Homeland Security Grant
 1. Accepted the 2013 Homeland Security Grant in the amount of \$381,901 that was awarded September 25, 2013.
12. FACILITY SERVICES
 - a. 2013/14 Trenchless Technology Sewer Rehabilitation, Approval of Plans and Specifications
 1. Approved Plans and Specifications and authorized staff to solicit bids for the 2013/14 Trenchless Technology Sewer Rehabilitation Project 08249.
 2. Resolution 2014-013 adopted authorizing the Director of Facility Services, or designee, to execute the resulting Contract and approve any required change orders, in an amount not to exceed \$240,000 funded through user fees in Sewer Maintenance Districts 1 and 2 at no net County cost.
 - b. Parks/Housing Related Park Grant, Martis Valley Trail
 1. Resolution 2014-014 adopted authorizing the Director of Facility Services, or designee, to submit an application for \$240,000 to the State Department of Housing and Community Development's Housing Related Parks Program to fund construction of a portion of the Martis Valley Trail, and to execute any and all documents on behalf of the County that are necessary for said application.
13. PERSONNEL
 - a. Employee Assistance Program
 - a. Approved selection of CSAC Excess Insurance Authority for the County's Employee Assistance Program, in an amount not to exceed \$98,000, a budgeted net county cost, for the period of January 1, 2014 through December 31, 2014;
 - b. Approved the option to renew the resulting agreement on a year-to-year basis for three additional one-year terms provided that each renewal amount does not exceed 10 percent in aggregate of the recommended award amount of \$98,000.
14. PROCUREMENT SERVICES - In accordance with County Policy, non-contested competitively awarded bids under \$400,000 are placed on the Consent Agenda.
 - a. BPO, Administrative Services/I.T.
 1. Approved renewal of a blanket purchase order using a competitively awarded State of California contract with AT&T/SBC DataComm of San Ramon, CA for Cisco and Tandberg products and services with a budgeted net county cost of \$150,000, funded by the Administrative Services' FY 2013-14 final budget with no additional net County cost, and authorized the Purchasing Manager to sign the resulting blanket purchase order.
 - b. Change Order, DPW/Transit Services
 1. Approved Change Order No. 1 to Blanket Purchase Order No. 20270 with VPSI Inc. of Troy, MI for leasing vanpool vehicles for the County's vanpool program to increase the blanket purchase order amount by \$48,000 resulting in a new maximum amount of \$204,200, funded by Transit Development Act revenue with no net County cost for the period of FY 2013-14, and authorized the Purchasing Manager to sign the resulting change order.
 - c. BPO, Facility Services
 1. Approved the annual renewal of a competitively awarded blanket purchase order with JB Fire Systems of Fernley, NV for fire sprinkler system inspection, testing, and maintenance services in the maximum amount of \$100,000, funded by Facility Services' FY 2013-14 final budget with no additional net county cost, for the period of January 1, 2014 to December 31, 2014, and authorized the Purchasing Manager to sign the resulting blanket purchase order.

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- d. BPO, Facility Services
 - 1. Approved the annual renewal of a competitively awarded blanket purchase order with Anderson Carpet and Linoleum of Sacramento, CA for floor covering products and installation services in the maximum amount of \$137,500, funded by Facility Services' FY 2013-14 final budget with no additional net county cost, for the period of January 1, 2014 to December 31, 2014, and authorized the Purchasing Manager to sign the resulting blanket purchase order.
 - e. BPO, Facility Services
 - 1. Approved a three year blanket purchase order with Johnson Controls, Inc. of Roseville for preventative maintenance services for Johnson Control's proprietary Metasys Network Systems in the maximum amount of \$194,320, funded by Facility Services' FY 2013-14 final budget with no additional net county cost, for the period of January 1, 2014 to December 31, 2016, and authorized the Purchasing Manager to sign the resulting blanket purchase order.
 - f. BPOs, Facility Services/DPW
 - 1. Approved the annual renewal of competitively awarded blanket purchase orders with Crop Production Services, Inc. of Loveland, CO, Helena Chemical Company of Chico, CA, and John Deere Landscapes, Inc. of Rocklin, CA for herbicides and pesticides in the maximum aggregate amount of \$82,000, funded in the departments' FY 2013-14 budgets for these expenses resulting in no additional net county cost, for the period of January 1, 2014 to December 31, 2014, and authorized the Purchasing Manager to sign the resulting blanket purchase orders.
15. PUBLIC WORKS
- a. Bridge Rehabilitation/Replacement Project on Crosby Herold Road, Contract No. 1173
 - 1. Resolution 2014-015 adopted authorizing the Chair of the Board of Supervisors to sign and execute Contract No. 1173 for engineering and construction support services with CH2M Hill for the Crosby Herold Road Bridge Rehabilitation/Replacement Project at Doty Creek (Ravine) in an amount not to exceed \$250,000, with County Counsel's and Risk Management's review and approval, and with no net County cost.
 - 2. Authorized the Director of Public Works to sign and execute subsequent contract amendments up to 10 percent of the contract amount as needed.
 - b. Bridge Rehabilitation/Replacement Project on Crosby Herold Road, Contract No. 1174
 - 1. Resolution 2014-016 adopted authorizing the Chair to sign and execute Contract No. 1174 for environmental related services with Sycamore Environmental Consultants, Inc. for the Crosby Herold Road Bridge Rehabilitation/Replacement Project at Doty Creek (Ravine) in an amount not to exceed \$150,000, with County Counsel's and Risk Management's review and approval, and with no net County cost.
 - 2. Authorized the Director of Public Works to sign and execute subsequent contract amendments up to 10 percent of the contract amount as needed.
 - c. Bridge Rehabilitation/Replacement Project on Gold Hill Road over Auburn Ravine, Contract No. 1172
 - 1. Resolution 2014-017 adopted authorizing the Chair of the Board of Supervisors to sign and execute Contract No. 1172 for environmental related services with Dokken Engineering Consultants, for the Gold Hill Road over Auburn Ravine Bridge Rehabilitation/Replacement Project in an amount not to exceed \$180,000, with County Counsel's and Risk Management's review and approval, and with no net County cost;
 - 2. Authorized the Director of Public Works to sign and execute subsequent contract amendments up to 10 percent of the contract amount as needed.
 - d. Bridge Rehabilitation/Replacement Project on Gold Hill Road over Auburn Ravine, Contract No. 1175
 - 1. Resolution 2014-018 adopted authorizing the Chair of the Board of Supervisors to sign and execute Contract No. 1175 for engineering and construction support services with CH2M Hill for the Gold Hill Road over Auburn Ravine Bridge Rehabilitation/Replacement Project in an amount not to exceed \$210,000, with County Counsel's and Risk Management's review and approval, and with no net County cost;
 - 2. Authorized the Director of Public Works to sign and execute subsequent contract amendments up to 10 percent of the contract amount as needed.

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- e. Bridge Replacement Project on Dowd Road at Coon Creek, Contract No. 1177
 1. Resolution 2014-019 adopted authorizing the Chair of the Board of Supervisors to sign and execute Contract No. 1177 for preliminary engineering design with Mark Thomas and Company for the Dowd Road Bridge Replacement Project at Coon Creek in an amount not to exceed \$240,000, with County Counsel's and Risk Management's review and approval, and with no net County cost;
 2. Authorized the Director of Public Works to sign and execute subsequent contract amendments up to 10 percent of the contract amount as needed.
- f. Bridge Replacement Project on Dowd Road at Markham Ravine, Contract No. 1176
 1. Resolution 2014-020 adopted authorizing the Chair of the Board of Supervisors to sign and execute Contract No. 1176 for engineering design and construction support services with Mark Thomas and Company for the Dowd Road Bridge Replacement Project at Markham Ravine in an amount not to exceed \$240,000, with County Counsel's and Risk Management's review and approval, and with no net County cost.
 2. Authorized the Director of Public Works to sign and execute subsequent contract amendments up to 10 percent of the contract amount as needed.

End of Consent Agenda

ADMINISTRATIVE SERVICES/PROCUREMENT/BPO, ADMINISTRATIVE SERVICES/I.T.

Approved the award of a blanket purchase order for a three-year Microsoft Enterprise Software Licensing Agreement with Dell Inc. of Round Rock, TX utilizing Riverside County's statewide competitively awarded Microsoft Enterprise Agreement, with a budgeted net county cost of \$464,002 annually, funded by the Administrative Services' budget, and authorize the Purchasing Manager to execute the related contractual documents in the annual amount of \$464,002.

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

AYES: Weygandt, Holmes, Uhler, Montgomery

ABSENT: Duran

HEALTH & HUMAN SERVICES/ADMINISTRATIVE SERVICES, RESOLUTION, COUNTY DECISION ON 2013 HEALTH REALIGNMENT

Resolution 2014-021 adopted regarding the County's decision to choose the 60/40 Formula option for the 2013 Health Realignment.

MOTION Holmes/Montgomery/Unanimous

AYES: Duran, Weygandt, Holmes, Uhler, Montgomery

COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING/INTERIM ORDINANCE PROHIBITING CERTAIN USES WITHIN THE TAHOE CITY, KINGS BEACH AND NORTH STATELINE COMMUNITY PLAN BOUNDARIES

Conducted a public hearing to consider adoption of an Interim Ordinance prohibiting certain uses, including Hospitals, Day Care Centers/Pre-Schools, Churches/Religious Assembly, Schools – business and vocational, Schools – college, Schools – kindergarten through secondary, Animal Husbandry Services, Collection Stations, Single-Family Residences, Service Stations, Auto Repair and Services, and Contract Construction Services within specific Plan Area Statement Special Areas of the Tahoe City Community Plan area, the Kings Beach Community Plan area and the North Stateline Community Plan area as further outlined in this report.

MOTION Montgomery/Holmes/Unanimous to deny the staff recommendation to adopt an Interim Ordinance and directed staff to return to the Board at the next Tahoe meeting with a status report on the time frames for completion of the Tahoe Basin Community Plan update and further discussion on potential options for consideration of how to address currently permitted uses within the existing Community Plans until such time that the proposed area plans have been adopted.

AYES: Duran, Weygandt, Holmes, Uhler, Montgomery

COUNTY COUNSEL/CLOSED SESSION REPORT:

(A) §54956.9 – CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation (Government Code §54956.9(d)(1):

(a) Jonathan N. Lancaster v. Linda K. Vierra, James F. Dawson, Christopher M. Cattran, et al., Placer County Superior Court Case No.: SCV0033841- ***The Board authorized the defense indemnity of the county employees named in the litigation and waived any conflict as to our County Counsel's Office representing all the defendants.***

(b) Brice A. Peeler v. Machado, West, Ross, Barnhart, McKenzie, Bonner, U.S.D.C. Eastern District Case No.: 2:13-cv-2429 CKD PC - ***The Board authorized the defense indemnity of the individually named county employees, including the Sheriff, and waived any conflicts as to the County Counsel's Office representing all the defendants.***

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(B) §54956.8 – CONFERENCE WITH REAL PROPERTY NEGOTIATOR - *The Board heard a report from the department negotiator and gave direction regarding the Placer County Government Center property.*

(a) Property: APN(s): A portion of APN(s) 051-120-064 and 051-120-010 – Placer County Government Center

Agency Negotiators: David Boesch, Mary Dietrich, Gerald O. Carden

Negotiating Parties: County of Placer and Conkey Real Estate Development, LLC, and Costco Wholesale Corporation

Under Negotiation: Price, terms of payment

(C) §54957.6 – CONFERENCE WITH LABOR NEGOTIATORS - *The Board did not meet with its labor negotiators.*

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

Employee organization: PPEO

ADJOURNMENT – Next regular meeting is Tuesday, February 4, 2014.

ATTEST:

Ann Holman
Clerk of the Board

Jack Duran, Chairman
Placer County Board of Supervisors

