

# PLACER COUNTY BOARD OF SUPERVISORS MINUTES

The Placer County Board of Supervisors met in a regular session at 9:00 a.m. Tuesday, July 22, 2014, at the Resort at Squaw Creek, Monument Room, 400 Squaw Creek Road, Olympic Valley, CA 96146. 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** – 1) Ellie Waller, member of the North Tahoe West Area Plan Team, requested the Board review and elevate the Martis Camp Beach Shack application that has gone to TRPA. 2) Dennis Walsh, newly promoted Captain of the Tahoe Station filling the vacancy of Captain Ansnow, introduced himself.

**SUPERVISOR'S COMMITTEE REPORTS** – Supervisor Montgomery advised the Board will adjourn the meeting today to Customs House, 775 North Lake Boulevard, Tahoe City.

**CONSENT AGENDA** – Consent Agenda approved with action as indicated.

**MOTION** Holmes/Montgomery/Unanimous

**AYES** Duran, Weygandt, Holmes, Uhler, Montgomery

**8. ORDINANCES** – Second reading:

a. County Executive/Placer Public Employees Organization

The Board took the following actions:

1. The provisions contained in the Memorandum of Understanding between the County of Placer and the Placer Public Employee Organization for the General and Professional Units adopted July 8, 2014, shall become effective the first full pay period after adoption of these related ordinances or on the date indicated in the adopted MOU.
2. Ordinance 5740-B adopted adjusting the compensation and employment terms for Placer Public Employee Organization represented employees, which shall become effective the first full pay period after adoption or on the date indicated in the ordinances.
3. Un-codified Ordinance 5741-B adopted adjusting salaries, compensation, and benefits for Placer Public Employee Organization represented employees, which shall become effective the first full pay period after adoption or on the date indicated in the ordinances.

b. County Executive/Placer County Fee Ordinances and Schedules

1. Ordinance 5742-B adopted amending Placer County Code Sections 2.116.110, 2.116.070, 2.124.030, 6.04.140, 6.12.010, 6.12.040, 6.16.020, 6.20.060, and 6.20.070, and repealing sections 2.116.100, 2.116.111, 2.116.115, and 2.116.130 regarding Health and Human Services Department and Community Development Resources Agency fees.

**9. COMMUNITY DEVELOPMENT RESOURCE AGENCY**

a. First 4 Mile Restoration Project, Truckee River Watershed Council Funding Agreement

1. Authorized the Board Chair to sign a Funding Agreement between Placer County and the Truckee River Watershed Council approving an expenditure of \$25,000 from the County Wetland Trust Fund account for specific restoration and recreational improvements on the Truckee River.

2. Authorized the transfer of \$25,000 from the Wetland Trust Fund account to the Planning Services Division appropriation.

There is no new net County cost associated with this action.

b. Bay Delta Conservation Plan Draft EIR/EIS Comment Letter

1. Authorized the Chair to sign a comment letter on behalf of the Board of Supervisors on the Draft EIR/EIS for the Proposed Bay Delta Conservation Plan Project. There is no net County cost associated with this action.

c. U.S. Forest Service Lake Tahoe Basin Management Unit Master Stewardship Agreement #11-Sa-11051900-006 Supplemental Project Agreement

1. Authorized the Board Chair to sign a Supplemental Project Agreement under Master Stewardship Agreement #11-SA-11051900-006 with the U.S. Forest Service/Lake Tahoe Basin Management Unit for the Beaver Biomass Fuel Project. There is no net County cost associated with this action.

d. Third-Party Plan Check Services Process and Fee Adjustment

1. Received information on the third-party Building Plan Check Services Process, and
2. Resolution 2014-147 adopted to reduce Building Services plan check fees by 40 percent for third-party plan check.

There is no net County cost associated with this action.

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## 10. COUNTY EXECUTIVE

- a. Class Specification and Salary Grade for Director of Communications and Public Affairs  
As recommended the Board approved:
  1. Class Specification and Salary Grade for the Director of Communications and Public Affairs in the County Executive Office;
  2. Placement of the Director of Communications and Public Affairs in the unclassified service; and
  3. Directed staff to include revisions in the uncodified ordinance along with other revisions as appropriate with adoption of the Final Budget.

## 11. COUNTY EXECUTIVE/EMERGENCY SERVICES

- a. Projects Funded from the Secure Rural Schools & Community Self-Determination Act of 2000 and the Emergency Economic Stabilization Act of 2008
  1. Re-appropriated a \$10,000 BOS approved use of Secure Rural Schools & Community Self Determination Act of 2000 Title III discretionary funds from FY 2010/2011 from Defensible Space Inspections to now be used to manage fuels created by ongoing defensible space projects and the increase in fuels management projects created by the statewide drought. These dollars will be used as matching funds to support a Clean Air Grant for Green Waste Bins and biomass removal for public defensible space clearing and Firewise projects.
  2. Approved two projects from the Emergency Economic Stabilization Act of 2008, Title III discretionary funds, in the amount of \$55,000 for,
    - a. Fire mitigation program oversight - \$45,000
    - b. Search and Rescue on Federal Lands - \$10,000
  3. The 45 day public noticing for each project has been completed. There was no additional input received from the community during the noticing period. Request final approval of the planned expenditures.
- b. Local Hazard Mitigation Plan (LHMP) Update - Pre-Disaster Mitigation Competitive Grant Program
  1. Accepted a Federal Emergency Management Agency Pre-Disaster Mitigation Competitive Grant of \$150,000 to update the Local Hazard Mitigation Plan (LHMP).
  2. Resolution 2014-148 adopted authorizing designated staff to execute for and on behalf of Placer County for all actions necessary to obtain and manage funds in the Federal Emergency Management Agency (FEMA) FY 2013 Pre-Disaster Mitigation Grant Program.

## 12. FACILITY SERVICES

- a. Property Management, Access and Parking Easements 215/217 and 219 Maple Street Properties
  1. Authorized the Director of Facility Services to prepare and finalize access and parking easements over Placer County property to benefit the properties at 215/217 and 219 Maple Street in Auburn, at no net county cost.
  2. Resolution 2014-149 adopted authorizing the Director of Facility Services, or designee, to grant and record the access and parking easements, following County Counsel and Risk Management approval.
- b. Parks And Grounds, Sierra Nevada Conservancy Grant, Hidden Falls Regional Park Agricultural and Public Use Improvement Project.
  1. Approved a Budget Revision creating a new Capital Project #4936 for the Hidden Falls Agricultural and Public Use Improvement Project in the amount of \$407,500 with \$325,000 in funding from Proposition 84 Grant Funds and \$82,500 in net county cost.

## 13. HEALTH & HUMAN SERVICES

- a. Administrative Services, Memorandum of Understanding, Nevada County for Regional Services in the North Lake Tahoe Area
  1. Approved a Memorandum of Understanding (MOU) with Nevada County for collaborative and regional health and human services in the North Lake Tahoe area from July 1, 2014 through June 30, 2015 in an amount not to exceed \$95,019 (\$14,250 net County cost) and authorized the Director of Health and Human Services to sign the resulting MOU and subsequent amendments up to 10 percent of the original MOU amount, and, with concurrence of the Personnel Director, other amendments that are consistent with the MOU's subject matter and scope of work.

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- b. Adult System of Care, Contract, Nancy Bloom, LCSW, Clinical Supervision and Training
    - 1. Approved an agreement with Nancy Bloom, LCSW to provide clinical supervision and training to pre-licensed therapist interns from July 1, 2014 through June 30, 2016 in an amount not to exceed \$56,250 (no net County cost), and authorized the Director of Health and Human Services to sign the agreement and subsequent amendments up to 10 percent of the original contract amount, consistent with the agreement's subject matter and scope of work.
  - c. Human Services, Change Order to Blanket Purchase Order No. BP020419, BIT California, LLC for CalWORKs
    - 1. Approved a Change Order to Blanket Purchase Order No. BP020419 with BIT California, LLC for CalWORKs Information Network (CalWIN) printing and mailing services, increasing the amount of the agreement by \$50,000 (\$2,500 net County cost), for a revised total of \$204,000 from April 1, 2013 through July 31, 2014, and authorized the Purchasing Manager to sign the change order.
14. PERSONNEL
- a. Civil Service Commission legal services contract with the Law Office of William Wright
    - 1. Authorized the County Executive Officer to sign a contract with the Law Office of William Wright for legal services in support of the Civil Service Commission, in an amount not to exceed a budgeted net county cost of \$35,000, for the period of FY 2014-2015.
  - b. Law Office of Liebert Cassidy Whitmore Contract
    - 1. Authorized the County Executive Officer to sign a contract with the Law Office of Liebert Cassidy Whitmore (LCW) for participation in the Gold Country Employment Relations Consortium in an amount of \$5,890.50 funded by the Personnel Department as a budgeted net County cost for the period of FY 2014-15.
  - c. Minimum Wage Increase, Occupational Trainee
    - 1. Ordinance introduced, first reading waived, amending Placer County Code, Chapter 3, Section 3.12.010 to reflect a salary adjustment for the Occupational Trainee classification in order to comply with California State minimum wage laws.
15. PROCUREMENT SERVICES - In accordance with County Policy, non-contested competitively awarded bids under \$400,000 are placed on the Consent Agenda.
- a. Award Agreement, ASTRO System Upgrade/Administrative Services/Telecommunications
    - 1. Approved the sole source award of a two-year ASTRO System Upgrade Agreement to Motorola, Inc. in support the County's Interoperable Radio Network Project, funded by the Administrative Services Department's Telecommunication Division and the Countywide Radio Project's FY 2014/15 proposed budget, and authorized the Purchasing Manager to execute the related contractual documents in the not-to-exceed annual amount of \$240,000, with no additional net county cost.
  - b. Approve Change Order, Armed Security Services/Child Support Services
    - 1. Approved Change Order No. 2 to Blanket Purchase Order No. 20787 with Universal Protection Service LP of Pasadena, CA for armed guard security services for Placer County Department of Child Support Services to increase the blanket purchase order amount by \$10,200 resulting in a new maximum amount of \$60,200, funded in the FY 2014-15 Proposed Budget with no new net County cost, and authorized the Purchasing Manager to sign the resulting change order.
16. PUBLIC WORKS
- a. Abandonment of a Portion of an Easement for Electric and Telephone Service Located at 1300 Mineral Springs Road in Alpine Meadows
    - 1. Resolution 2014-150 adopted to abandon a portion of an easement for Electric and Telephone Service on Lot 239, Alpine Meadows Estates Subdivision, Unit #8. There is no net County cost.
  - b. Abandonment of a Portion of a No Vehicular Access Strip Located at 4580 Lake Forest Drive in Loomis
    - 1. Resolution 2014-151 adopted to abandon a portion of a No Vehicular Access Strip on Parcel 4, Parcel Map DPM 20050157, in Loomis. There is no net County cost.

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- c. Cook Riolo Road At Dry Creek Bridge Replacement Project, Contract No. 1125 – Notice Of Completion
    - 1. Resolution 2014-152 adopted accepting the Cook Riolo Road at Dry Creek Bridge Replacement Project as complete.
    - 2. Authorized the Director of Public Works to execute the Notice of Completion for the Cook Riolo Road at Dry Creek Bridge Replacement Project. There is no net County cost.
  - d. Fleet Services Budget Revision and Revision to Master Fixed Asset List for One Probation Kitchen Truck
    - 1. Amended the FY 2014/15 Master Fixed Asset List (MFAL) to add one Probation Kitchen Truck in the amount of \$120,000, funded through the Fleet Services Replacement Reserves and collected equipment replacement funds.
    - 2. Authorized the Purchasing Manager to solicit bids and issue a Purchase Order for the vehicle. There is no net cost to the County.
    - 3. Approved a Budget Revision to add \$120,000 to the Fleet Fixed Asset Account to cover the cost of the truck.
  - e. PSA No. 1189 with HDR, Inc. for Construction Management Services for PC 2981, High Friction Surface Treatment Project
    - 1. Resolution 2014-153 adopted authorizing the Chair of the Board of Supervisors to sign and execute Contract #1189 for construction management, construction inspection, and product testing with HDR, Inc. in an amount not to exceed \$150,000, with County Counsel's and Risk Management's review and approval.
    - 2. Authorized the Director of Public Works to sign and execute subsequent contract amendments up to ten percent of the contract amount as needed. There is no net County cost.
  - f. Road Maintenance Appropriation Budget Revision/Master Fixed Asset List Revision for an Equipment Truck
    - 1. Approved a Budget Revision to appropriate \$7,200 in the Road Maintenance budget to Account 4451, Fixed Assets;
    - 2. Approved the addition of a drop deck equipment trailer to the Master Fixed Asset List. There is no net County cost.
  - g. Snow Creek SEZ Restoration Project, Construction Contract #1157
    - 1. Resolution 2014-154 adopted allocating additional funds for Contract #1157 with Burdick Excavating Co., Inc., in the amount of \$12,048. There is no new net County cost.
    - 2. Authorized the Director of Public Works to approve the change order in the same amount to support additional work for the Snow Creek SEZ Restoration Project.
17. 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 of \$500 in Revenue Sharing monies to the Roseville Chamber's 19<sup>th</sup> Annual SPLASH event, as requested by Supervisor Uhler (\$500).
  - b. Approved appropriation of \$500 in Revenue Sharing monies to the Placer People of Faith Together/Growing Peace Camp, as requested by Supervisor Holmes (\$500).
18. SHERIFF
- a. Emergency Helicopter Repair
    - 1. Approved the emergency repair for the Sheriff's Office Air Operations helicopter for a budgeted net county cost of \$21,141 to Cascade Airframe Repair.
19. TREASURER-TAX COLLECTOR
- a. 2014-15 Tax and Revenue Anticipation Notes
    - 1. Adopted Resolutions (3) 2014-155, 2014-156 & 2014-157 adopted providing for the temporary borrowing of funds through the issuance of 2014-15 Tax and Revenue Anticipation Notes (TRAN) in the names and amounts of the following school districts: (1) Loomis Union (\$4,000,000), (2) Roseville Joint Union High (\$15,000,000) and (3) Western Placer Unified (\$10,000,000).

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- b. mPOWER TRAN and Processing Fee Waiver
  1. Resolution 2014-158 adopted authorizing the issuance of a County of Placer, 2014-2015 Placer mPOWER Program Administration Tax and Revenue Anticipation Note (the "TRAN") and approving sale of the TRAN to the Placer County Treasurer in an amount not to exceed \$2.1 Million at an interest rate of 0.75%.
  2. Approved waiver of the mPOWER processing fee of \$1,300 per commercial project and \$500 per residential project for any project that includes a water conservation component of at least \$1,000 or more for applications received between August 1 and October 31, 2014.

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

## BOARD OF SUPERVISORS/MINUTES

1. Approved minutes of June 17, 2014. Chairman Duran absent.  
MOTION Uhler/Holmes/Unanimous VOTE 4:0 (Duran abstained)  
AYES: Weygandt, Holmes, Uhler, Montgomery  
ABSTAIN: Duran

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

1. Tahoe Basin Community Plan Update – Status update. No Board action requested.

## COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING SERVICES DIVISION/MARTIS FUND WORKFORCE HOUSING PROGRAM, REQUEST FOR STAFF ADMINISTRATION AND WAIVER OF STAFF CHARGES

1. Authorized the Community Development Resource Agency (CDRA) Director to enter into a one-year agreement (subject to County Counsel and Risk Management review and approval) with the Martis Fund Board of Directors to allow the County to administer the Martis Fund Workforce Housing Program, which includes approximately \$500,000 in down payment assistance funds; and
2. Waived the collection of staff charges, estimated at \$44,200 for the administration of the Martis Fund Workforce Housing Program, thereby allowing all monies to be made available for loans to eligible candidates.

There is no new net County cost associated with this action.

MOTION Montgomery/Holmes/Unanimous AYES: Duran, Weygandt, Holmes, Uhler, Montgomery

## COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING SERVICES DIVISION LUNDBERG VARIANCE, APPEALS OF THE PLANNING COMMISSION'S DECISION

1. Conduct a public hearing to consider an appeal filed by Vinita Varma and a separate appeal filed by Alan and Alvina Lundberg.
2. Deny the appeal filed by Vinita Varma.
3. Deny the appeal filed by Alan and Alvina Lundberg.
4. Affirm the decision of the Planning Commission by the following actions:
  - a. Determine the project is Exempt from environmental review pursuant to Section 15301 of the CEQA Guidelines and Section 18.36.030 of the Placer County Environmental Review Ordinance (Class 1 – Existing Facilities).
  - b. Deny the Variance for any portion of the lower deck (including the horizontal girder and corner vertical post) to remain within the five-foot setback; and
  - c. Approve the Variance to allow a maximum three-foot encroachment into the five-foot setback for the upper deck and all the appurtenances thereto.

There are no net County costs associated with these actions.

MOTION Montgomery to deny the appeal filed by Vinita Varma, deny the appeal filed by Alan and Alvina Lundberg and affirm the decision of the Planning Commission. Following discussion, Supervisor Montgomery withdrew the motion. Public hearing closed.

TENTATIVE MOTION Montgomery/Weygandt VOTE 3:2 (Holmes, Uhler No) to allow the existing upper deck to extend 3 feet into the 5 foot setback as authorized by the Code in 1978, require the lower deck, as new construction, to meet the current 5 foot setback, and allow the post and girder that supports the upper deck to remain to the extent that it meets the original 1978 Code. Staff to bring back formal action and findings at the next meeting of the Board.

## COMMUNITY DEVELOPMENT RESOURCE AGENCY/PLANNING SERVICES DIVISION/CABIN CREEK BIOMASS FACILITY UPDATE

1. Cabin Creek Biomass Facility – Status update. No Board action is requested.

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## **FACILITY SERVICES/SOLID WASTE HANDLING SERVICES IN FRANCHISE AREAS 2 AND 3, APPROVAL OF DEAL POINTS FOR AGREEMENT EXTENSION**

1. Approved Deal Points for an extension to the Agreement with Placer County Eastern Regional Landfill, Inc. and Tahoe Truckee Disposal, Inc. for solid waste handling services in Franchise Areas 2 and 3, which includes unincorporated Placer County east of Colfax to the Nevada state line, and authorized staff to enter into negotiations for the extension, with no net County cost.

MOTION Montgomery/Weygandt/Unanimous

AYES: Duran, Weygandt, Holmes, Uhler, Montgomery

## **HEALTH & HUMAN SERVICES/CHILDREN'S SYSTEM OF CARE, PAYMENT OF INTENSIVE RESIDENTIAL MENTAL HEALTH SERVICES**

1. Authorized the Auditor-Controller's Office to establish a maximum payment authorization ("umbrella contract") for FY 2014-15 in an amount not to exceed \$585,000 (\$76,000 net County cost) to provide specialized mental health services by an identified list of group home providers, approved the provider list, authorized the Chair to sign the individual provider agreements, authorized the Director of Health and Human Services to sign subsequent amendments consistent with the agreement's subject matter and scope of work, and authorized the Director of Health and Human Services to amend the list of providers as necessary and to sign any new individual provider agreements after approval as to form by County Counsel and Risk Management.

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

AYES: Duran, Weygandt, Holmes, Uhler

ABSTAIN: Montgomery

## **HEALTH & HUMAN SERVICES/HUMAN SERVICES, CONTRACT, TAHOE TRUCKEE COMMUNITY FOUNDATION, CO-LOCATE HUMAN SERVICES PROGRAMS TO COMMUNITY HOUSE**

1. Approved a full service use agreement with Tahoe Truckee Community Foundation in the amount of \$9,600 (no net County cost) from July 1, 2014 through June 30, 2015 to co-locate Human Services programs including the Women, Infants and Children (WIC), CalFresh, Medi-Cal and CalWORKs programs at the newly opened Community House to better serve the needs of Placer County residents in the Tahoe region, and authorize the Director of Health and Human Services to sign the agreement and subsequent amendments up to 10 percent of the total contract amount, consistent with the agreement's subject matter and scope of work.

MOTION Montgomery/Holmes/Unanimous

AYES: Duran, Weygandt, Holmes, Uhler, Montgomery

## **COUNTY EXECUTIVE/BALLOT MEASURE - The Board considered the staff report, and amended the proposed ballot measure language and the proposed ordinance amending the Placer County Charter and take the following actions:**

1. Resolution 2014-159 adopted directing the County Clerk-Recorder/Registrar of Voters to place a ballot measure before the voters of the County proposing that Section 207 of the County Charter be amended to set and limit the salaries of members of the Board of Supervisors and requesting that the measure be consolidated with the general election to be held November 4, 2014; and;
2. Ordinance introduced, first reading waived, amending the Placer County Charter, Article 2, Section 207, setting and limiting salaries of members of the Board of Supervisors and;
3. Directed the Placer County Auditor-Controller to review the measure and prepare a fiscal impact statement which estimates the amount of any increase or decrease in revenues or costs to the county if the proposed measure is adopted.

MOTION Uhler/Weygandt/Unanimous

AYES: Duran, Weygandt, Holmes, Uhler, Montgomery

## **COUNTY EXECUTIVE/SQUAW VALLEY MUSEUM CONCEPT PLAN**

1. Received a presentation by County staff and Ward Young Architects regarding the Squaw Valley Entrance Site Assessment & Concept Plan, and provided direction.

## **COUNTY EXECUTIVE/STATUS REPORT PRESENTATION REGARDING TAHOE BASIN TOWN CENTER INVESTMENT INCENTIVES BUSINESS PLAN**

1. Received a status report regarding the Tahoe Basin Investment Incentives Business Plan.

## **COUNTY EXECUTIVE/NORTH LAKE TAHOE RESORT ASSOCIATION TWO YEAR CONTRACT**

1. Approved a two-year contract with the North Lake Tahoe Resort Association (NLTRA) to promote tourism and provide guidance on transportation and infrastructure project expenditures at a first year cost of \$5,151,523 fully funded by Transient Occupancy Tax (TOT) revenue as a budgeted net county cost, for the periods of FY 2014-15 and FY 2015-16.

MOTION Montgomery/Weygandt/Unanimous

AYES Duran, Weygandt, Holmes, Uhler, Montgomery

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**COUNTY COUNSEL/CLOSED SESSION REPORT**

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

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

(a) ProCentury Insurance Company v. Martha E. Romero, Romero Law Firm, et al., U.S.D.C. Central District Case No. 5:14-cv-01158-VAP-SPx – ***The Board authorized the defense on behalf of the County.***

2. Anticipated Litigation (Government Code §54956.9(d)(4):

(a) Initiation of litigation pursuant to subdivision (d)(4) of Government Code §54956.9: two potential cases – ***The Board gave direction to Counsel.***

**(B) §54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATORS – *The Board gave direction to its Real Property Negotiation Team***

(a) Property: APN 027-020-10-100 (El Dorado County)

Agency Negotiators: David Boesch, Mary Dietrich, Paul Griffith, Jennifer Merchant and Gerald O. Carden

Negotiating Parties: County of Placer, Peasho Management, LLC,

Under Negotiation: Price, terms of payment, or both

**ADJOURNMENT** – Adjourned to Customs House, 775 North Lake Boulevard, Tahoe City. Next regular meeting is Tuesday, August 26, 2014.

**ATTEST:**

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Ann Holman  
Clerk of the Board

\_\_\_\_\_  
Jack Duran, Chairman  
Placer County Board of Supervisors

