WILLIAM S. BRADLEY. DISTRICT I
RAYMOND J. NUTTING. DISTRICT II
J. MARK NIELSEN. DISTRICT III
WILLIAM N. CENTER. DISTRICT IV
JOHN E. UPTON. DISTRICT V

DIXIE L. FOOTE. CLERK OF THE BOARD

330 Fair Lane • Placerville, CA 95667 Telephone (916) 621-5390



CONFORMED

A G E N D A

SPECIAL MEETING OF THE BOARD OF SUPERVISORS

May 9, 1994

1:00 P.M.

BOARD OF SUPERVISORS MEETING ROOM 330 Fair Lane, Building A, Placerville

JOHN E. UPTON, Chairman Dixie L. Foote, Board Clerk SUPERVISORS: BRADLEY, NUTTING, NIELSEN, CENTER AND UPTON

CALL TO ORDER AND ADOPTION OF AGENDA **BOARD ACTION** - Agenda adopted.

NNuBCU

At the request of Supervisor Nielsen, it was clarified by the Chairman that only the members of the Board and its consultants (counsel) in the matter, R. Leidigh and C. Bell, would attend the closed session this date.

Note: At 4:24 p.m., Supervisor Nielsen exited the closed session and did not return.

Closed Session pursuant to Government Code Section 54956.9 regarding Kimzey vs Neasham, El Dorado County Superior Court Case No. PV93-3751; and initiation of litigation pursuant to Government Code Section 54956.9(c). (Continued by the Clerk 4/25/94)

BOARD ACTION - The Board acted as follows:

1. Based on advice of Counsel, the Board requested Supervisor Nielsen to continue to not participate in any closed sessions concerning Kimzey vs Neasham;

10561

- 2. Board further directed R. Leidigh and C. Bell (Counsel) to analyze whether potential conflicts may exist for named defendants in the case Kimzey vs Neasham who are currently County officials, and give the Board advice on May 16, 1994, as to how such potential conflicts could affect the continued participation of any or all of those individuals in closed sessions dealing with Kimzey vs Neasham;
- 3. Board further authorized Counsel to pursue action as necessary to ensure that Board direction be followed concerning any individual's participation in closed sessions on Kimzey vs Neasham. CBNuU N(a)

In accordance with Board direction contained in paragraph 2 above, this meeting was adjourned to Monday, May 16, 1994, at 1:00 p.m.

APPROVED:

ATTEST:

OHN E. UPTON, Chairman

DIXIE L. FOOTE, Clerk of the Board