

# County of El Dorado

## BOARD OF SUPERVISORS

WILLIAM S. BRADLEY ..... DISTRICT I  
 RAYMOND J. NUTTING ..... DISTRICT II  
 J. MARK NIELSEN ..... DISTRICT III  
 WALTER L. SHULTZ ..... DISTRICT IV  
 JOHN E. UPTON ..... DISTRICT V  
 DIXIE L. FOOTE ..... CLERK OF THE BOARD

330 Fair Lane • Placerville, CA 95667  
 Telephone (916) 621-5390  
 Fax No. (916) 622-3645



### C O N F O R M E D

### A G E N D A

Continued Special Meeting of the Board of Supervisors  
 on the County General Plan  
 (continued on January 12, 1996)

January 23, 1996                      8:00 A.M.

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

J. MARK NIELSEN, Chairman pro tem                      Dixie L. Foote, Board Clerk  
 SUPERVISORS: BRADLEY, NUTTING, NIELSEN, SHULTZ AND UPTON

The public hearing on the certification of the final Environmental Impact Report (EIR) and Supplement to the final EIR prepared for the proposed El Dorado County General Plan, and the proposed General Plan, concluded at 12 noon on January 11, 1996.

\*\*\*\*\*  
 HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE  
 INQUIRE WITHIN THE BOARD OF SUPERVISORS OFFICE  
 \*\*\*\*\*

8:00 A.M. - CALL TO ORDER AND ADOPTION OF AGENDA  
BOARD ACTION - Agenda adopted.

SNBNuU

Closed Session pursuant to Government Code Section 54956.9(b) regarding anticipated litigation (significant exposure to litigation).  
BOARD ACTION - No action reported.

9:00 A.M. - Open Session

Adoption of RESOLUTION NO. 10-96 adopting Findings of Fact, a Statement of Overriding Considerations, and the County General Plan conditionally adopted by Resolution No. 7-96 on January 12, 1996. BOARD ACTION - Prior to adopting Resolution No. 10-96, the Board took the following actions:

Added to the list of significant issues for further review and consideration by the Planning Commission within nine (9) months, was the request of Andre Capella that the following parcels be designated MDR, Medium Density Residential, and included within the Rescue Rural Center: Assessor's Parcels Nos. 069-040-11, -20, -33, -36, -37, -38, -54, and -55. SBNU NU

9399

General Plan Policy 8.1.3.5 which was added to the Plan, at the recommendation of the Agricultural Commission, on January 12, 1996, was amended to read as follows: "On any parcel 10 acres or larger identified as having an existing or potential agricultural use (except for parcels assigned urban or other non-agricultural uses by the Land Use Map for the 1996 General Plan), the Agricultural Commission must consider and provide a recommendation on the agricultural use or potential of that parcel and whether the request will diminish or impair the existing or potential use prior to any discretionary permit being approved." SNU B(n)Nu(n) Note: While discussing this issue, counsel incorrectly identified subject policy as "Policy 8.1.3.4". The record clearly indicates that it was adopted as "Policy 8.1.3.5" on January 12, 1996, and is so identified in the final draft of the County General Plan.

9399

Objective 6.7.8: The Effects of Air Pollution on Vegetation and Policy 6.7.8.1 were added to the General Plan. USBNU N

9399

Board adopted the staff analysis of Policy 3.5.1.6 -- General Plan Level of Service Analysis set forth in the memorandum from the Planning Director regarding same, dated January 22, 1996, setting forth changes in the Level of Service Analysis Chart after the Transportation Department performed a rerun of the traffic model to determine what additional impacts are predicted to occur on the County road system as a result of land use changes made by the Board at the General Plan hearing on January 12, 1996. USBNU N

9399

Policy 3.5.1.1 was modified to add the following language: "In addition, all road segments projected in the roadway plan at the year 2015 to be operating at Level of Service (LOS) "A", "B", or "C" shall not be allowed to fall below LOS "C", and all road segments at LOS "D" shall not fall below LOS "D"."

NuNSU B(n)

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Staff was instructed to make typographical changes to the Findings of Fact to reflect the fact that the Economic Development Element is now Chapter 10 (rather than 11) and the Tahoe Basin Element is now Chapter 11 (rather than 10); and to effect refinement of the General Plan documents to conform with actions taken by the Board of Supervisors during the course of its hearing on same.

UNuBNS

9399

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RESOLUTION NO. 10-96 was adopted, adopting Findings of Fact and a Statement of Overriding Considerations for the El Dorado County General Plan and adopting the El Dorado County General Plan.

USNuN B(n)


9399

SPECIAL MEETING ADJOURNED

APPROVED:

  
 \_\_\_\_\_  
 J. MARK NIELSEN, Chairman pro tem

ATTEST:

  
 \_\_\_\_\_  
 Dixie L. Foote, Clerk of the Board

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C O N F O R M E D

A G E N D A

### Regular Meeting of the Board of Supervisors

January 23, 1996

8:00 A.M.

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

RAYMOND J. NUTTING, Chairman                      Dixie L. Foote, Board Clerk  
SUPERVISORS: BRADLEY, NUTTING, NIELSEN, SHULTZ AND UPTON

Persons wishing to speak on a Consent Calendar item are requested to so advise the Chairman or Clerk prior to 9:00 a.m. Public testimony will be received on each agenda item as it is called. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals representing a group are allocated 5 minutes. (Adptd 8/10/93) Matters not on the agenda may be addressed by the general public during the Open Forum at 9:00 a.m. Public comments during Open Forum are limited to five minutes per person. The Board reserves the right to waive said rules by a majority vote.

**8:00 A.M. - CALL TO ORDER AND ADOPTION OF AGENDA**

**BOARD ACTION** - Agenda adopted with the addition of two closed sessions (refer Closed Session Roster attached).                      SNBNU

Closed Session (refer Closed Session Roster attached)

**9:00 A.M. - Open Session**

**INVOCATION** - Pastor Rob Langford, Pioneer Bible Church

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**9:00 A.M. TIME ALLOCATION** - Continued Special Meeting of the Board of Supervisors on the County General Plan (refer to separate agenda)

**OPEN FORUM**

Alice Howard re: Deer Creek Wastewater Treatment Plant  
 Richard (last name unclear) re: Finnon Lake  
 Paul Heinz (spelling uncertain) re: Finnon Lake  
 Steven Proe re: Access to public records

11579

**CONSENT CALENDAR** (All Matters on the Consent Calendar are to be approved by one motion unless a Board member requests separate action on a specific item.)

- 1. Approval of **Conformed Agendas** of December 29, 1995 and January 2, 3, 4 and 9, 1996. ✓

**RECOMMENDED ACTION:** Approve

- 2. Assessor recommending Chairman be authorized to sign **Assessment Roll Changes**.

11580

**RECOMMENDED ACTION:** Approve

- 3. County Counsel reporting the **claim** of Lyle Hosford in the amount of \$375 has been paid.

11581

**RECOMMENDED ACTION:** Approve payment of claim

- 4. County Counsel reporting the application of Reginald Myers for leave to present a **late claim** has been denied.

11581

**RECOMMENDED ACTION:** Deny leave to present a late claim

- 5. Public Health Department recommending Board review, conceptually approve and Chairman be authorized to sign the **Child Health & Disability Prevention Program (CHDP)/California Children's Services (CCS) proposed Work Plan** for fiscal year 1996/97; and certify for approval the final fiscal year 1995/96 CHDP/CCS allocation request in the amount of \$271,726.

10928

**RECOMMENDED ACTION:** Approve

- 6. Public Health Department recommending Board accept the 1995/96 **AmeriCorps** funding in the amount of \$585,112; and further recommending Chairman be authorized to sign Agreement (No. 96-5310-844) with the **California Conservation Corps** to continue AmeriCorp activities in El Dorado County.

11604

**RECOMMENDED ACTION:** Approve

USBNuN

- 7. Public Health Department recommending approval of **Budget Transfer No. 996** increasing Estimated Revenue by \$8,000 and transferring said amount to Appropriations to purchase two **computer systems** including associated software. (4/5 vote required)

11585

**RECOMMENDED ACTION:** Approve

8. Public Health Department recommending approval of **Budget Transfer No. 995** increasing Estimated Revenue by \$7,281 to augment the Office of Traffic Safety **Latino Driver Improvement Program** for purchase of a computer system. (4/5 vote required) **11585**  
**RECOMMENDED ACTION:** Approve
9. Public Health Department recommending approval of **Budget Transfer No. 994** increasing Estimated Revenue by \$3,150 to augment the current **Teen Court Lifeskills Education Project**. (4/5 vote required) **11585**  
**RECOMMENDED ACTION:** Approve
10. Public Health Department recommending approval of **Budget Transfer No. 980** increasing Estimated Revenue by \$75,000 for the Sacramento Regional Health Foundation grant which enhances existing **health care clinics**; and further requesting the Director of said Department be authorized to execute any further documents relating to same. (4/5 vote required) **11585**  
**RECOMMENDED ACTION:** Approve **11398**
11. Community Services Department recommending Resolution be adopted authorizing Chairman to sign Agreement (No. 96F-1305), including cover page and Certification Regarding Lobbying, with the State Department of Community Services and Development in the amount of \$40,000 for the term January 1 through December 31, 1996 for first quarter **Community Services Block Grant** funding to support services to low income, elderly and disabled persons; and authorizing the Director of said Department to execute further documents relating to same. **11352**  
**RECOMMENDED ACTION:** Adopt Resolution No. 8-96
12. Community Services Department recommending the following:
- (1) Approval of **Budget Transfer No. 992** increasing Estimated Revenue by \$194,653 and transferring same to various Appropriation implementing changes as outlined in the Agenda Transmittal dated 1/11/96; **11585**
- (2) Approval of Revision No. 1 to the 1995/96 Area Plan Budget for **Senior Services**; **11351**
- (3) Approval of purchase of 4 computer work stations, 3 printers and various network hardware and software; and ✓
- (4) Establishment of two revolving loan funds for the **Community Development Block Grant Housing and Rehabilitation and Economic Development Programs**. (4/5 vote required) **11605**  
**RECOMMENDED ACTION:** Approve

13. General Services Department recommending award of Bid No. 405-063 for **propane gas** for the West Slope.  
**RECOMMENDED ACTION:** Award to the low, qualified bidder, Suburban Propane of Placerville; and authorize a blanket purchase order for same using the \$0.17 differential rate over the fluctuating rate of the Bakersfield ARCO Posting Price. 11606
14. General Services Department recommending award of Bid No. 910-062 for **janitorial services** for the Mental Health Psychiatric facility.  
**RECOMMENDED ACTION:** Award to the low bidder, Servicemaster Services of Folsom, CA; and authorize Purchasing Agent to prepare a one-year agreement for \$11,808 to be signed by the Chairman upon final approval by County Counsel and Risk Management. 11462
15. General Services Department recommending award of bid for the **South Lake Tahoe Maintenance Building Project** (No. 91-58.01) to Carter Kelly, Inc.; and Chairman be authorized to sign an Agreement with same in the amount of \$76,000 upon final approval by Risk Management and County Counsel.  
**RECOMMENDED ACTION:** Approve 11517
16. General Services Department recommending Chairman be authorized to sign Amendment No. 1 to Agreement (No. 168-S9611) with **Resource Management International, Inc. (R.M.I.)** substituting the Project Manager and adjusting hours for personnel assigned for the Update of the **River Management Plan** and Environmental Impact Report on the South Fork of the American River.  
**RECOMMENDED ACTION:** Approve. Continued to February 6, 1996. SUBNuN 9638
17. General Services Department recommending Chairman be authorized to sign Amendment No. 1 to Agreement (No. 203-S9510) with **Youngdahl & Associates, Inc.** increasing the contract amount from \$10,000 to \$20,000 for a term to expire June 30, 1996, for geotechnical consultation observation and testing services on an "as needed" basis for the Department of Transportation.  
**RECOMMENDED ACTION:** Approve 10917
18. General Services Department recommending Chairman be authorized to sign Agreement (No. 171-S9611) with the El Dorado County **Chamber of Commerce** in an amount not to exceed \$192,454 for the term October 1, 1995 through September 30, 1996 for film, tourism, and business development promotion services.  
**RECOMMENDED ACTION:** Approve 10640

19. General Services Department recommending emergency purchase of four substitute vehicles for the Sheriff's Department in accordance with Ordinance 3.12.132, "Exemptions From Competitive Bidding"; and authorization to issue a purchase order to Thompsons Auto & Truck Center, Placerville, CA, in the amount of \$94,910 including sales tax for same. **11288**  
**RECOMMENDED ACTION:** Approve. Approved with General Services Department staff requested to confer with County Counsel on the matter of the dealer that defaulted on delivery of 18 vehicles for which it was awarded Bid #998-036 in March, 1995. SUBNuU
20. General Services Department recommending Chairman be authorized to sign Amendment No. 1 to Agreement with the State Department of Boating and Waterways extending the term of said Agreement to January 30, 1997 for the Boating Trails Access Facility Grant. **9565**  
**RECOMMENDED ACTION:** Approve
21. Transportation Department recommending the Board approve and adopt the guidelines for Road Impact Fee (RIF)/Traffic Impact Mitigation (TIM) Fee Reimbursement Projects. **9415**  
**RECOMMENDED ACTION:** Approve NSBNUU
22. Transportation Department recommending Resolution be adopted authorizing the Chairman to sign Program Supplement No. 042 to Local Agency-State Agreement for Federal Aid Projects (No. 03-5925) El Dorado Hills Bikepath, Lassen Lane to Harvard Way Project (No. 71325). **9554**  
**RECOMMENDED ACTION:** Adopt Resolution No. 9-96
23. Transportation Department recommending Chairman be authorized to sign Agreement (No. 95C001) with Capital Datacorp in an amount not to exceed \$222,334.53 for acquisition, installation and maintenance of a Novell Local Area Network for the Design Unit's CADD systems and to upgrade CADD hardware systems and appurtenances. **9988**  
**RECOMMENDED ACTION:** Approve. Though approved as part of the Consent Calendar, the Board later, at the recommendation of County Counsel, agreed to reconsider its action and set said reconsideration for February 6, 1996. NSBNUU
24. Transportation Department recommending Chairman be authorized to sign Agreement (No. CTA-4026) with the California Tahoe Conservancy accepting the transfer of California Tahoe Conservancy private lease revenue in the amount of \$2,704.99 to the County of El Dorado (50% of said funds to be used for soil erosion control projects in the Lake Tahoe region). **11137**  
**RECOMMENDED ACTION:** Approve



25. Transportation Department recommending the following pertaining to **Marina Hill Subdivision**:

a. Adopt Resolution summarily vacating roads and public utility easements as outlined in said Resolution;

b. Authorize Chairman to sign the Quitclaim Deed and all documents necessary to release any and all interest that the County has back to the developer, subject to County Counsel's approval; **8970**

c. Approve filing and recordation of an Amended Map to recreate the reconfigured roads and easements; and

d. Authorize Chairman to sign the Agreement to Make Subdivision Improvements for Class 1 Subdivisions with Marina Hill and the Surety Amendment for the related Performance and Labors & Materials bonds.

**RECOMMENDED ACTION:** Approve and adopt Resolution No. 11-96

26. Sheriff's Department recommending the following pertaining to grant for **replacement patrol boat for Lake Tahoe**:

a. Chairman be authorized to sign the Grant, and any amendments thereto, from the State Department of Boating and Waterways in the amount of \$55,000 for purchase of said boat; **10052**

b. Chairman be authorized to sign the Drug-Free Workplace Certification;

c. Budget Transfer No. 977 increasing Estimated Revenue by \$55,000 and transferring \$30,000 from Contingency to cover the cost of the boat and trailer not paid for by the grant. (4/5 vote required) **11585**

**RECOMMENDED ACTION:** Approve

UBNuNS

27. Human Resources Department recommending Chairman be authorized to sign Memorandum of Understanding with the **Operating Engineer's Union, Local No. 3**, representing the Trades and Crafts Bargaining Unit, for term October 1, 1995 through August 31, 1996. **10774**

**RECOMMENDED ACTION:** Approve

28. Human Resources Department recommending Resolution be adopted amending **Authorized Personnel Allocation** Resolution No. 267-95 adding one Sr. Administrative Analyst position and deleting one Administrative Analyst position in the **District Attorney's Office** due to an upward reclassification. **11259**

**RECOMMENDED ACTION:** Adopt Resolution No. 12-96

29. Human Resources Department recommending Resolution be adopted amending **Authorized Personnel Allocation** Resolution No. 267-95 deleting three Energy Weatherization Technician I/II positions from the **Community Services Department**; and staff be directed to issue **layoff notices** to those affected employees, with notices to become effective 30 days after date of issuance.  
**RECOMMENDED ACTION:** Adopt Resolution No. 13-96

10763

30. Human Resources Department recommending Resolution be adopted granting **re-employment privileges** for laid off employees or employees who voluntarily separate in place of an employee who would otherwise be laid off.  
**RECOMMENDED ACTION:** Adopt Resolution No. 14-96

11608

31. Human Resources Department requesting authorization for the continuation of **contributions to the County health plan** at the employee-only rate for nine months for an affected employee who has ten years of service with the County.  
**RECOMMENDED ACTION:** Approve

10895

32. Risk Management recommending Chairman be authorized to sign a Contract with **William M. Mercer, Inc.**, not to exceed \$74,600 for consultant services in various areas of employee benefits.  
**RECOMMENDED ACTION:** Approve

8172

33. Chief Administrative Officer recommending Resolution be adopted approving submission of **El Dorado Arts Council's grant application** to the California Arts Council.  
**RECOMMENDED ACTION:** Adopt Resolution No. 15-96

10659

34. Supervisor Nutting recommending Chairman be authorized to sign Facility Use Agreement (No. 174-09610) with El Dorado County Fire Protection District for the term February 1, 1996 through January 31, 1997 to utilize a portion of the property at 6430 Pony Express Trail, Pollock Pines, for the **Sheriff's Outreach Program**.  
**RECOMMENDED ACTION:** Approve

11609

35. Supervisors Upton and Nutting recommending the Building Official be directed to re-issue, or extend, the building permit for APN 081-103-26 requested by **John and Nancy Dalton**.  
**RECOMMENDED ACTION:** Approve

11610

**BOARD ACTION** - Consent Calendar matters approved as recommended with the exception of items 16 and 23, and additional direction on item 19 as noted (items 6, 21, and 26 also acted upon separately).  
 USBNuN

END CONSENT CALENDAR

**DEPARTMENT MATTERS** (At the time the Board acts upon the Consent Calendar, it may select individual Department Matters to be moved to the Consent Calendar for approval, absent objections and/or requests of staff or the public to speak to those matters.)

50. Supervisor Bradley requesting Board consider contention of **Theresa Neri** regarding the **Cameron Park Library assessment** of \$50 on her property that has a duplex; Mrs. Neri contends that the advisory ballot measure was written in such a way that she should be assessed at a per parcel rate of \$25. **11611**  
BOARD ACTION - Board granted Mrs. Neri a refund of \$25 for one fiscal year only. NUNu B(n)S(n)

51. General Services Department recommending approval of **Budget Transfer No. 976** decreasing General Fund Contingency by \$75,000 and increasing Parks Construction Allocation for the **Pioneer Park Restroom** construction project. (4/5 vote required) (Continued 1/9/96, Item 55)  
BOARD ACTION - Supervisor Upton made a motion, seconded by Supervisor Nielsen, to continue the matter to **February 27, 1996**, when the CAO presents the mid-year budget report\*. **8729**

A motion by Supervisor Nutting, seconded by Supervisor Bradley, to amend the motion to direct that the cost of materials be included in the mid-year budget report, and to request Parks and Recreation Division staff to bring back options for construction of the facility in the most cost-effective manner, carried. NuBNU S(n)

\*The Chairman then called for the vote on Supervisor Upton's motion as amended which carried. UNBNU S(n)

**TIME ALLOCATIONS - 11:00 A.M.**

County Service Area No. 3 (refer to separate agenda)

County Service Area No. 10 (refer to separate agenda)

County Redevelopment Agency (refer to separate agenda)

Water Agency (refer to separate agenda)

**COMMITTEE REPORTS**

**LUNCH RECESS**

**PLANNING MATTERS - 2:00 P.M.**

80. Hearing to consider Appeal filed by NEXTEL Communications on the denial of Special Use Permit 95-13 in the Cameron Park Area. (APPEAL WITHDRAWN AT THE REQUEST OF NEXTEL)

BOARD ACTION - No action taken.

11612

81. Hearing to consider Appeal filed by Donald Hargrove Trust on Conditions 1, 7, 8, and 9 imposed on Tentative Map 95-16 creating two parcels consisting of 0.473 acres identified by APN 101-252-35 in the Pollock Pines Area. (APPELLANT'S AGENT, HAROLD S. PRESCOTT, JR. REQUESTING TWO WEEK CONTINUANCE)

BOARD ACTION - Hearing continued to February 6, 1996, at 2:00 p.m. UNBNuS

11613

82. Hearing to consider the following for Cameron Heights on 10.28 acres in the Cameron Park Area, Applicant: CSL Plus, Inc. (Agent: Tradepower/Patterson Development):

a. Adoption of Ordinance rezoning (Z89-86) said lands from RE-5, Estate Residential Five-acre zone to R1, One-family Residential Zone; and

b. Receive and file Tentative Map 89-1181.

BOARD ACTION - Board adopted the mitigated Negative Declaration as prepared; waived reading, read by title only, and adopted **ORDINANCE NO. 4408** approving the rezoning based on findings of the Planning Commission on 12/14/95 as modified this date; and received and filed Tentative Map 89-1181 subject to conditions approved by the Planning Commission with two minor language changes in condition number 35, and based on findings of the Planning Commission as modified this date; project approval to become effective 40 days from this date.

NUNuS B(n)

11614

- 83. Hearing to reconsider the following for **Cool Village** on 44.69 acres in the Cool Area, Applicant: Cool Investments:
  - a. **Appeal** submitted by **The Voit Companies** on the imposition of Condition 2 on Development Plan 95-01;
  - b. **Appeal** submitted by **Steve Proe** on the approval of said Project;
  - c. Adoption of Ordinance **rezoning** (Z95-01) said lands from AE, Exclusive Agricultural Zone to CG-PD, General Commercial-Planned Development; and

11528

**d. Development Plan 95-01.**

**BOARD ACTION** - Board referred the Cool Village project back to the Planning Department with direction it be re-processed as expeditiously as possible. UBNuNS

**Note:** County Counsel noted for the record that the Board's action on the Cool Village project this date renders the two Appeals filed on same moot.


The Board of Supervisors adjourned in memory of BURTON THRELKEL, a civic leader and respected member of the community who served on numerous County boards and commissions and was a leader in the conservation of natural resources and agricultural development on the Georgetown Divide.

11200

APPROVED:

  
RAYMOND J. NUTTING, Chairman

ATTEST:

  
Dixie L. Foote, Clerk of the Board

**REMINDER:** The Board of Supervisors Regular Meeting scheduled for January 30, 1996 will be at 7:00 p.m. at the Green Valley Elementary School at 2390 Bass Lake Road, Rescue.

**CLOSED SESSION ROSTER**

Regular Meeting of the Board of Supervisors

January 23, 1996

8:00 A.M.

Closed Sessions pursuant to the Government Codes cited:

- 1. Existing litigation pursuant to Government Code Section 54956.9 regarding the following:
  - a. Burdick Excavating Co., Inc. vs County of El Dorado, El Dorado County Superior Court Case No. PV-000824;  
BOARD ACTION - No action reported.
  - b. Kevin McGee, WCAB No. SAC 211467;  
BOARD ACTION - No action reported.
  - c. Paul Parra vs El Dorado County;  
BOARD ACTION - No action reported.
  - d. Howard Jarvis Taxpayers Association, et al, vs County of El Dorado, et al. Case No. PV001447;  
BOARD ACTION - Risk Manager authorized to pay litigation related expenses incurred by County Counsel for costs and/or consultants including legal consultants up to a maximum amount of \$5000 for that case. 11615
  - e. (added to the Agenda upon its adoption) Rista vs El Dorado County (CVS95-630);  
BOARD ACTION - No action reported.
  - f. (added to the Agenda upon its adoption) Gigena vs El Dorado County (CVS94-1933).  
BOARD ACTION - No action reported.
- 2. Anticipated litigation pursuant to Government Code Section 54956.9(b) regarding significant exposure to litigation.  
BOARD ACTION - No action reported.

## Closed Sessions (continued)

3. **Anticipated litigation** pursuant to Government Code Section 54956.9(c) regarding initiation of litigation.  
**BOARD ACTION** - Authorization for institution of litigation was deferred until other avenues of resolution are exhausted.
  
4. **Conference with Real Property Negotiator** pursuant to Government Code Section 54956.8: This body will hold a closed session to give instructions to its negotiator regarding real property described as beginning at Mile Post 98.9 (Mayhew-Sac Ct.) and ending at Mile Post 149.7 (Placerville-El Dorado County). The person or persons with whom the negotiator may negotiate is **Southern Pacific**. Instructions to negotiator will concern price and terms of payment.  
**BOARD ACTION** - No action reported.

Board ratified County Counsel's report on closed session actions.  
USBNuN