

C O N F O R M E D A G E N D A

Regular Meeting of the Board of Supervisors
El Dorado County, California

Tuesday, April 24, 2001

BOARD OF SUPERVISORS MEETING ROOM
330 Fair Lane, Building A
Placerville, California
530 621-5390
FAX 622-3645
<http://co.el-dorado.ca.us/bos>

PENNY HUMPHREYS
Chair
Fourth District

DAVID A. SOLARO
First Vice Chair
Fifth District

HELEN BAUMANN
Second Vice Chair
Second District

RUSTY DUPRAY
First District

CARL BORELLI
Third District

Clerk of the Board
Dixie L. Foote

Interim Chief Administrative Officer
Tom Soike

County Counsel
Louis B. Green

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 speaking for a group are allocated 5 minutes. (Adopted 8/10/93) Matters not on the agenda may be addressed by the general public during the Open Forum. Public comments during Open Forum are limited to three minutes per person. The Board reserves the right to waive said rules by a majority vote.

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

8:00 A.M. - ADOPTION OF AGENDA AND CLOSED SESSIONS

9:00 A.M. - INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

PRESENTATION by the wineries of Fair Play American Viticultural Appellation.

CONSENT CALENDAR: Determination of matters to be added to or removed from the Consent Calendar and Board action on the Consent Calendar. Consent Calendar matters not approved in the omnibus Consent Calendar approval will be taken up at a time determined by the Chair.

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of April 3, 2001.
RECOMMENDED ACTION: Approve.
2. Release of Lien (on file with Clerk).
RECOMMENDED ACTION: Authorize Chair to sign.
3. Assessment Roll Changes (on file with Clerk).
RECOMMENDED ACTION: Authorize Chair to sign.
4. Social Services Department recommending Sylvia Saenz be placed at Step 5 of the salary range for the position of Social Worker IVB (SW-IVB).
RECOMMENDED ACTION: Approve.
5. Social Services Department recommending Lila Palmer be placed at Step 5 of the salary range for the position of Eligibility Worker II effective March 24, 2001.
RECOMMENDED ACTION: Approve. Approved, and staff directed to facilitate a more in-depth review of the policy issue in the future. BaDBSH
6. General Services Department recommending award of Request for Proposal 01-155-060 for prefabricated restroom facilities to be installed on County property.
RECOMMENDED ACTION: Authorize purchase order to CXT Precast Concrete Products of Spokane, Washington in the amount of \$127,921.76.

7. General Services Department recommending award of Bid 01-640-059 for kitchen supplies and utensils for stock in the Central Stores Warehouse in Placerville.
RECOMMENDED ACTION: Authorize blanket purchase for a twelve-month period to the low bidder, Sac-Val Janitorial Sales of Sacramento, California in the amount of \$41,843 including applicable sales tax.
8. General Services Department recommending award of Bid 01-120-066 for LED signal lights to be retrofitted into existing County traffic signals.
RECOMMENDED ACTION: Authorize purchase order to Advanced Traffic Products, Inc. of Everett, Washington in the amount of \$68,675.42.
9. General Services Department advising of a time-critical purchase of Cisco network components for Information Services due to a failure of network hardware during the budget preparation process.
RECOMMENDED ACTION: Ratify emergency purchase order to SBC Datacom of Pasadena, California in the amount of \$34,873.43 including sales tax for same.
10. General Services Department recommending Lease Agreement 435-L0111 with Wesley and Gertrude Wilkinson in the amount of \$460 per month for the term May 1, 2001 through June 30, 2002, with an option for one additional year, for 23 parking spaces at 3047 Briw Road to accommodate Social Services Department employees.
RECOMMENDED ACTION: Authorize Chair to sign.
11. General Services Department recommending Lease Agreement 437-L0111 with Wesley and Gertrude Wilkinson in the amount of \$25 per month for the term June 1, 2001 through May 31, 2003, with an option for three additional one year terms, for parking space 19 located at 3047 Briw Road for placement of a metal storage container to accommodate storage needs for the Social Services Department.
RECOMMENDED ACTION: Authorize Chair to sign.

12. General Services Department recommending Amendment 001 to Agreement 00-034-A1 with the State Department of the Youth Authority increasing compensation from \$25,000 to \$52,000 for diagnostic and treatment services and temporary detention for juvenile offenders on an "as requested" basis for the Probation Department.
RECOMMENDED ACTION: Authorize Chair to sign.
13. General Services Department recommending Agreement 436-G0111 with Bill Veerkamp dba Doggy Daddy's for a food and/or beverage vending cart to be located in front of Building C, 2850 Fairlane Court, Placerville.
RECOMMENDED ACTION: Authorize Chair to sign.
14. General Services Department recommending a State Highway - Temporary Easement - Right of Way Contract with the State of California for a temporary easement to Caltrans at the South Lake Tahoe Campground to bore infiltration / detention basins as part of the Highway 050 Project.
RECOMMENDED ACTION: Authorize Chair to sign.
15. General Services Department recommending Resolution amending Resolution 060-2001 to reflect the correct recommended special tax for Ridgeview West Units 001 and 002 Drainage Zone of Benefit 98304 within County Service Area 009 and setting a new election date of May 25, 2001 to establish the special tax.
RECOMMENDED ACTION: Adopt Resolution 075-2001.
16. General Services Department recommending appointments to various Road Zones of Benefit Advisory Committees as outlined in Agenda Transmittal dated April 11, 2001.
RECOMMENDED ACTION: Approve.
17. General Services Department recommending El Dorado High School District be authorized to proceed with its school modernization project involving County-owned property known as Bennett Park.
RECOMMENDED ACTION: Approve.

18. Mental Health Department recommending Budget Transfer 21238 increasing Estimated Revenue by \$658,667 as a result of an Adult System of Care Grant for the Tahoe Opportunity Project; approve a voucher / check-writing system to provide services and support; and Resolution amending Authorize Personnel Allocation Resolution 275-2000 adding the following positions, one Mental Health Program Coordinator, one Mental Health Worker, one Medical Office Assistant, and one Mental Health Aide to implement a program for mentally ill adults in South Lake Tahoe who are homeless, at risk of homelessness and at immediate risk of incarceration. (4/5 vote required)
RECOMMENDED ACTION: Approve and adopt Resolution 076-2001.
19. Auditor-Controller recommending Amendment 001 to Agreement 311-S9811 with NBS Government Finance Group, Inc. for Mello Roos Community Facilities District bond administration services.
RECOMMENDED ACTION: Authorize Chair to sign.
20. District Attorney submitting the Programmatic and Administrative Review report prepared by the State Office of Criminal Justice Planning for the El Dorado County Anti-Drug Abuse Task Force Program.
RECOMMENDED ACTION: Receive and file.
21. District Attorney recommending Lease Agreement 393-L0111 with Alpine County in the amount of \$300 per month for the term September 1, 2000 through August 31, 2001 for office space in Markleeville for victim services to Alpine County residents.
RECOMMENDED ACTION: Authorize Chair to sign.
22. District Attorney recommending Budget Transfer 21232 increasing Estimated Revenue by \$9,800 increasing the Victim Witness Claims budget to match increased funding provided by the State Board of Control. (4/5 vote required)
RECOMMENDED ACTION: Approve.

23. Sheriff Department recommending Purchase Order 2109505 to Local Design, Inc. of Rancho Cordova be modified increasing the amount from \$35,430.50 to \$36,861.34 for an IBM AS/400 server, software and three years of maintenance and support.
RECOMMENDED ACTION: Approve.
24. Sheriff Department recommending Resolution authorizing participation and execution of an Application for financial assistance for the State Boating Safety and Enforcement Program and approving the participation of the City of South Lake Tahoe in said Program.
RECOMMENDED ACTION: Authorize Chair to sign Application and adopt Resolution 077-2001.
25. Treasurer/Tax Collector recommending Resolution authorizing the Treasurer/Tax Collector to accept credit cards for current secured tax payments.
RECOMMENDED ACTION: Adopt Resolution 078-2001 and direct Treasurer/Tax Collector to negotiate contracts with one or more credit card issuers or draft purchasers.
26. Treasurer/Tax Collector recommending Agreement 239-S0111 with Electronic Data Systems Corporation for an interactive voice response system for taxpayers to use credit cards to pay property taxes.
RECOMMENDED ACTION: Authorize Chair to sign.
27. Transportation Department recommending confirmation of an emergency purchase of oil and lubricants from Dawson Oil at a cost of \$5,155.39.
RECOMMENDED ACTION: Continue to May 1, 2001 at the request of the Auditor-Controller.
28. Transportation Department recommending Resolution sanctioning the closure of Spanish Flat Road between Shoo Fly and Highway 193 on Saturday, May 19, 2001 between 9:00 a.m. and 12:00 noon for the Kelsey Mile Fun Run sponsored by the Project FLASH and Mentors Plus Program.
RECOMMENDED ACTION: Adopt Resolution 079-2001.

29. Transportation Department requesting authorization to begin negotiations with respective property owners on the south side of the U.S. Highway 050 / El Dorado Hills Boulevard / Latrobe Road Interchange Project.
RECOMMENDED ACTION: Approve and authorize said Department to open escrow accounts for purchase of required properties.
30. Transportation Department recommending Escrow Instructions from Placer Title Company regarding the redemption and use of funds from the Certificate of Deposit 245-855994 with the Bank of the West issued for the benefit of the County from Cameron Valley Estates Unit 001 and deposit said funds at Placer Title Company to fund right of way acquisitions on APNs 070-040-07, -08, -12, -17, -20 and -28 for the Meder Road Realignment Project.
RECOMMENDED ACTION: Authorize Chair to sign and allow the balance of the Certificate of Deposit funds to be left on deposit at said Title Company and drawn upon by future escrows as approved by the Board of Supervisors.
31. Transportation Department recommending acceptance of the road improvements on Koki Lane at Highway 049 as complete; adopt Resolution accepting the road improvements along Koki Lane into the County Maintained Mileage System; and authorize release of the County's interest in Performance and Payment Bond 1559542 in the amount \$1,025,000.
RECOMMENDED ACTION: Approve and adopt Resolution 080-2001.
32. Transportation Department recommending acceptance of subdivision improvements in Highland Hills Units 003 and 004 as complete; adopt Resolution accepting streets in Highland Hills Unit 003 into the County Maintained Mileage System; and authorize release of posted Maintenance Bond 141517892 in the amount of \$79,449.
RECOMMENDED ACTION: Approve and adopt Resolution 081-2001.

33. Transportation Department recommending the following pertaining to Cameron Ridge Estates Phase 001 (TM87-1073):

- (1) Accept subdivision improvements as complete;
- (2) Adopt Resolution accepting streets into the El Dorado County Maintained Mileage System;
- (3) Reduce Performance Bond SD00034342 in the amount of \$1,589,868 to \$158,986.80 and release in one year if no defects or warrantee claims; and
- (4) Hold posted Laborers and Materialsmen Bond SD00034342 in the amount of \$794,934 to guarantee payment to persons furnishing labor, materials and equipment and release in six months if no claims are made.

RECOMMENDED ACTION: Approve and adopt Resolution 082-2001.

34. Transportation Department recommending the following pertaining to Crown Valley Unit 001 (TM88-1096):

- (1) Accept subdivision improvements as complete;
- (2) Adopt Resolution accepting streets into the El Dorado County Maintained Mileage System;
- (3) Reduce Performance Bond 3SM91344700 in the amount of \$3,313,519 to \$331,351.90 and release in one year if no defects or warrantee claims; and
- (4) Hold posted Laborers and Materialsmen Bond 3SM91344700 in the amount of \$1,656,760 to guarantee payment to persons furnishing labor, materials or equipment and release in six months if no claims are made.

RECOMMENDED ACTION: Approve and adopt Resolution 083-2001.

35. Transportation Department recommending the following pertaining to Crown Valley Unit 002 (TM88-1096):

- (1) Accept subdivision improvements as complete;
- (2) Adopt Resolution to accept streets into the County Maintained Mileage System;
- (3) Reduce Performance Bond 11133376878 in the amount of \$851,327 to \$85,132.70 to guarantee against defective work, labor or materials and release one year after acceptance if no defects or warrantee claims; and
- (4) Hold posted Laborers and Materialsmen Bond 11133376878 in the amount of \$425,664 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance.

RECOMMENDED ACTION: Approve and adopt Resolution 084-2001.

36. Transportation Department recommending the following pertaining to Windsor Point Subdivision (TM92-1260):

- (1) Accept subdivision improvements as complete;
- (2) Adopt Resolution accepting streets into the El Dorado County Maintained Mileage System;
- (3) Reduce Performance Bond S500274 in the amount of \$1,734,652 to \$173,465.20 to guarantee against any defective work, labor, or materials and release in one year if not defects or warrantee claims; and
- (4) Hold posted Laborers and Materialsmen Bond S500274 in the amount of \$867,326 to guarantee payments to persons furnishing labor, materials or equipment and release in six month if no claims are made.

RECOMMENDED ACTION: Approve and adopt Resolution 085-2001.

37. Transportation Department recommending Certificate of Acceptance for the Offer of Dedication for any and all public purposes, including the underlying fee thereto, on all property within the portion of APN 70-040-28 from Mark and Janna Lynn Hopkins for the Meder Road Realignment Project.
RECOMMENDED ACTION: Authorize Chair to sign.
38. Transportation Department recommending Certificate of Acceptance for the Offer of Dedication for any and all public purposes, including the underlying fee thereto, on all property within the portion of APN 70-040-07 from Carol A. Hopkins for the Meder Road Realignment Project.
RECOMMENDED ACTION: Authorize Chair to sign.
39. Transportation Department recommending Resolution summarily vacating (AOE01-07) a portion of a 5-foot wide public utility easement along the westerly portion and a 10-foot wide public utility easement along the northerly portion of Lot 150 of Fairchild Village Unit 005, requested by Tomas and Anna Martinez.
RECOMMENDED ACTION: Adopt Resolution 086-2001.
40. Transportation Department recommending Resolution summarily vacating (AOE01-08) portions of the northerly and southerly 5-foot wide and the westerly 10-foot wide public utility easements of Lots 136 and 137 of Cameron Woods Unit 006, requested by Mark, Lisa, Daniel and Katherine Pinski.
RECOMMENDED ACTION: Adopt Resolution 087-2001.
41. Transportation Department recommending Resolution summarily vacating (AOE01-09) a 5-foot wide public utility easement along Lots 6, 7 and 8, Parcels A and B, Apple Country Estates, requested by Michael and Kimberly Steinbach.
RECOMMENDED ACTION: Adopt Resolution 088-2001.
42. Transportation Department recommending Resolution summarily vacating (AOE01-10) a portion of a 10-foot wide public utility easement along the westerly portion of Lot 65 of The Summit Unit 001, requested by Martin Walden.
RECOMMENDED ACTION: Adopt Resolution 089-2001.

43. Transportation Department recommending Resolution summarily vacating (AOE01-13) 5-foot wide public utility and drainage easements along the westerly portion of Lot 62 and easterly portion of Lot 63 of Cameron Ridge Unit 002, requested by LMD Cameron, LLC.
RECOMMENDED ACTION: Adopt Resolution 090-2001.
44. Transportation Department recommending Resolution summarily vacating (AOE01-14) a 5-foot wide public utility easement along Lots 9, 10, 18, 19, 20, 21, 23, 36 and 37 of Shadow Hills Estates, requested by Dunmore Communities.
RECOMMENDED ACTION: Adopt Resolution 091-2001.
45. Transportation Department recommending Resolution summarily vacating (AOE01-15) portions of the westerly 10-foot wide public utility easement of Lot 155 of Marina Village Unit 002, requested by Don and Gwen Whitecar.
RECOMMENDED ACTION: Adopt Resolution 092-2001.
46. Transportation Department recommending the following pertaining to State Route 049 and Pleasant Valley Road Intersection Realignment Project 73346:
- (1) Find construction must be performed by an independent contractor through the competitive bid process;
 - (2) Set the Disadvantaged Business Enterprise goal at 10% for said project;
 - (3) Approve the Plans and Contract Documents and authorize Chair to sign plans;
 - (4) Authorize advertisement of bids with bids to be opened May 18, 2001;
 - (5) Award contract on **May 22, 2001.**
- RECOMMENDED ACTION:** Approve.
47. Planning Department and Planning Commission proposing a joint workshop with the Board of Supervisors May 1, 2001, at 2:30 p.m. for an update on the progress of the General Plan.
RECOMMENDED ACTION: Approve. Joint workshop / meeting postponed, and Planning Director requested to reschedule same for a more suitable date and time.

48. Planning Department recommending letter opposing Senate Bill 910 (Dunn) pertaining to Housing Elements, Fines, Penalties, and Litigation.
RECOMMENDED ACTION: Authorize Chair to sign.
49. County Counsel recommending consummation of a real property transfer with L.B. Industries providing for exchange of approximately 16 acres of undeveloped County-owned land at the end of Robin Lane in Cameron Park for approximately 41 acres of undeveloped land adjacent to Bass Lake.
RECOMMENDED ACTION: Approve property transfer, direct costs be absorbed by the current year Bass Lake project appropriation within the Accumulated Capital Outlay Fund, Parks Capital Improvement Projects budget, where funds are currently available.
50. County Counsel submitting the First Quarter Calendar Year 2001 Collection Report pursuant to Board's Policy B-4.
RECOMMENDED ACTION: Receive and file.
51. County Counsel recommending Defense and Indemnity Agreement with Spreckels Limestone Products Company pertaining to the Cool Cave Quarry reclamation plan.
RECOMMENDED ACTION: Authorize Chair to sign.
52. El Dorado County and Georgetown Divide Resource Conservation Districts requesting an informational luncheon meeting with the Board of Supervisors on Tuesday, May 15, 2001, from 12:00 noon to 2:00 p.m., in the Main Library Meeting Room.
RECOMMENDED ACTION: Approve.
53. Supervisor Dupray recommending Resolution supporting Senate Bill 617 (Ortiz) authorizing Sacramento Area Council of Governments to place before the voters an advisory measure asking for approval of Metropolitan Transportation Plan.
RECOMMENDED ACTION: Adopt Resolution 093-2001. DBaBHS
54. Supervisor Baumann recommending Chief Brian Schafer of the Lake Valley Fire Protection District be appointed to the Fire Advisory Board.
RECOMMENDED ACTION: Approve.

55. Supervisor Baumann recommending Resolution authorizing Pyro Spectaculars' request to conduct a fireworks display on May 19, 2001 at Jenkinson Lake.
RECOMMENDED ACTION: Adopt Resolution 094-2001.
56. Supervisor Humphreys submitting request of the Golden State Manufactured-Home Owners League, Inc. and constituents to adopt a Resolution supporting Senate Bill 691 which would allow counties, when defending mobilehome ordinances, to recover attorney fees from plaintiff under certain circumstances.
RECOMMENDED ACTION: Adopt Resolution 095-2001 and authorize Chair to sign letters to the League of California Cities and California State Association of Counties urging support of said Bill. **Continued to May 8, 2001.** DBBaHS
57. Supervisor Humphreys recommending commendation to John Patrick Matousek for attaining the rank of Eagle Scout and for gating the Bailey House garden as his project.
RECOMMENDED ACTION: Approve.
58. Supervisor Humphreys recommending Certificate of Recognition for Sally West who is retiring from the Social Services Department with nearly thirteen years of services.
RECOMMENDED ACTION: Approve.
59. Supervisor Solaro recommending Resolution approving highway restrictions for the 10th Annual America's Most Beautiful Bike Ride on June 3, 2001.
RECOMMENDED ACTION: Adopt Resolution 096-2001.
60. Supervisor Solaro recommending acceptance of the donation of a van for the TranSen Program from the Kiwanis Club of Lake Tahoe; and authorize Community Services staff to work with General Services Fleet Management for the proper transfer of said van to the County.
RECOMMENDED ACTION: Approve.
61. General Services Department recommending award of bid to the lowest, qualified bidder, Capital Modular of Folsom, California in an amount not to exceed \$202,219.98 for a modular building for the Public Health Department. (March 13, 2001, Item 6)
RECOMMENDED ACTION: Approve.

62. Transportation Department recommending Hold Harmless Agreement with the Diamond Springs/El Dorado Fire District approving demolition of structure at 596 Main Street (APN 054-422-01) Diamond Springs for State Route 049 / Pleasant Valley Realignment Project.
RECOMMENDED ACTION: Authorize Chair to sign.
63. General Services requesting authorization to negotiate and enter into a contract not to exceed \$7,500 for ground penetrating radar and land survey services for the Fair Play (Fairplay) Cemetery; Budget Transfer 21228 transferring \$7,500 from Contingency to accomplish same; direction to staff to refer to the County's Cultural Resources Commission for review, the status of uncared for cemeteries and to return to the Board with Commission's findings on or about June 1, 2001, with recommendations on ground penetrating radar and survey services at additional cemeteries.
RECOMMENDED ACTION: Approve. BaDBHS
64. General Services Department submitting Ordinance amending Section 3.14.040 of Chapter 3.14 of Title 3 of the County Ordinance Code revising the threshold for informal bid procedures from \$75,000 to \$100,000 reflecting the revision by the State Public Contract Code for public projects.
RECOMMENDED ACTION: Waive reading, read by title only, and introduce Ordinance for adoption on May 1, 2001.
65. District Attorney recommending April 22 - 28, 2001 be proclaimed Victims' Rights Week.
RECOMMENDED ACTION: Adopt Proclamation.
66. District Attorney recommending the following for systems furniture for his main office:
- (1) Purchase of same from Walker's Office Supplies in the amount of \$19,721.13;
 - (2) Budget Transfer 21233 of \$7,000 from fixed assets; and
 - (3) Use of remaining portion of approved budget for Capital Improvement Project 01-21 (\$45,000), after deducting cost of replacement carpeting, to fund a portion of the systems furniture.
- RECOMMENDED ACTION:** Approve.

67. Auditor-Controller recommending the following pertaining to the TRAN (Tax and Revenue Anticipation Note) Program:

(1) Authorize Auditor-Controller to prepare and submit the program application for the 2001 California Statewide Pooled TRANS Program;

(2) Adopt the Local Agency Resolution authorizing the County's participation in the 2001-2002 TRAN Program; and

(3) Direct the Treasurer/Tax Collector to invest the proceeds of the TRAN in a separate and distinct pool and that investments be in conformance in all respects with El Dorado County's Investment Policy.

RECOMMENDED ACTION: Approve and adopt Resolution 097-2001.

68. District Attorney recommending El Dorado County Transition Plan which describes the process of separating the District Attorney Family Support from the District Attorney and creating a new and independent agency entitled "El Dorado County Department of Child Support Services" commencing July 1, 2001, as per legislation.

RECOMMENDED ACTION: Approve.

BOARD ACTION - Consent Calendar approved with the exception of items 47 and 56 as noted, additional direction on item 5, (items 53 and 63 also acted upon separately), and with revision of the recommended action for item 27.

SDBaBH

END CONSENT CALENDAR

OPEN FORUM

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).

70. Social Services recommending the following pertaining to the establishment of a CalWORKs Family Loan Program:

(1) Establish said Program administered under a Memorandum of Understanding between the Social Services and Community Services Departments to assist eligible participants with transition to self-sufficiency;

(2) Budget Transfer 21141 increasing Estimated Revenue by \$80,000; and

(3) Designate and authorize the Director of Community Services to execute loan documents relating to said Program in accordance with established program procedures. (Interim Chief Administrative Officer recommending if the Board determines it would be in the County's best interest to implement said Program, direct Social Services and Community Services Departments return to the Board before implementing any proposed changes to responsibilities for each Department, and submit Program activity and financial reports to the Board six and twelve months after the first loan is issued.)

BOARD ACTION - Approved.

BSDBaH

71. General Services reporting on blanket purchase orders being issued to vendors in the Tahoe Basin to serve County offices in that area. (Referred 4-3-01/Item 50) No action taken (report received and filed).

72. Transportation Department (DOT) recommending the following pertaining to the Highway 050 Capacity Analysis - Existing Conditions Report:

(1) Receive and file draft Report presented by DKS Associates;

(2) Direct staff and DKS Associates to defer additional work on said Analysis pending completion of the studies and review of future development potential currently being conducted by Economic and Planning Systems and County Counsel; and

(3) Provide additional direction to staff as appropriate.

BOARD ACTION - Approved, and DOT authorized to distribute copies of the draft Report to interested parties. BDBaHS

73. Transportation Department recommending the following pertaining to a variable State Highway Traffic Impact Mitigation Fee:

(1) Receive and file information provided by Smith, Kempton, and Watts to accomplish Phase 001 of the outlined work plan designed to research the potential for a variable fee model, and preparatory work for Phase 002 of the work plan; and

(2) Direct staff as appropriate.

BOARD ACTION - Received and filed.

DSBaBH

74. County Counsel recommending the Board of Supervisors receive the status report on the Study of Vested Status of Approved Development Projects and direct the final report be returned to the Board not later than May 22, 2001; and recommending retention of outside counsel to assist in completion of said Project.

BOARD ACTION - Board authorized retention of outside counsel. BBaDH S(n)

75. General Services Department reporting on energy conservation measures. (Referred 4/3/01, Item 31)
No action taken (report received and filed).

76. Supervisors Dupray and Baumann requesting Board rehear the matter of the Sierra Conservancy, and the Board's conceptual approval of same on February 27, 2001 (item 83), allowing for public input and reconsideration as requested by the Taxpayers Association.

BOARD ACTION - Board agreed to reconsider the matter, thereby "undoing" its prior action on February 27, 2001, and scheduled said reconsideration for **May 8, 2001, at 10:00 a.m.** DBaBHS

77. Supervisor Baumann recommending discussion of ramifications of the County's Cemetery Ordinance and enforcement policies on small private cemeteries and staff be directed to suggest amendments or revisions to the Ordinance if the need is determined by Board action; and requesting appropriate staff be directed to contact a representative of the California Consumer Affairs Cemetery Board to make a presentation concerning State laws and requirements to the Board at a future Board meeting.

No formal action taken; County Counsel will agendize a report back to the Board in the future.

78. Supervisors Baumann and Borelli recommending the law firm of Shute, Mihaly, and Weinberger, LLP be retained to serve as the County's special counsel for resolving legal issues related to the General Plan Writ and the implementation of Measure Y; and recommending Chair be authorized to sign the retainer agreement after final review by County Counsel and Risk Management.

BOARD ACTION - Approved. BBaDH S(n)

79. Supervisor Borelli advising he is unable to attend meetings of the Golden Sierra Job Training Agency Governing Board; and recommending Board appoint a new representative and/or alternate to same. (Continued 3/20/01/Item 55)

BOARD ACTION - Removed from the Agenda at the request of Supervisor Borelli.

80. General Services Department reporting on the cost to retrofit the Logan Building (Victory Mine Building) to house County employees as directed by the Board on March 13, 2001.
No action taken (report received and filed).

81. Supervisor Solaro requesting Board select its nominee for recipient of a \$1,000 college scholarship being awarded by the Sacramento Area Commerce and Trade Organization (SACTO).
BOARD ACTION - Board nominated John Young of El Dorado. SDBaBH

TIME ALLOCATION - 10:00 A.M.

90. County Counsel presenting status report on Review of Development Project Entitlements and recommending retention of outside counsel to assist in project completion. (Continued 3/20/01, Item 52)
BOARD ACTION - Refer Agenda Item 74.

TIME ALLOCATIONS - 11:00 A.M.

91. Hearing to receive input on the mitigated negative declaration for the Latrobe Road Realignment, Widening, and Bridge Project.
BOARD ACTION - Hearing no protests, Board adopted the mitigated negative declaration for the Project based on Findings A - E presented in the Planning Director's letter to the Board dated April 10, 2001. BDBaHS
92. Supervisor Humphreys recommending Resolution supporting the Sierra Nevada Forest Plan Amendment Record of Decision and support of the Forest Service in its efforts to protect communities, natural resources and the economy of El Dorado County.
BOARD ACTION - Board rejected the Resolution. DBBaHS

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATIONS - 2:00 P.M.

93. Hearing to consider Appeal of the amendment of Condition 001 imposed on Special Use Permit S94-11R for Sun Hills Community Church which placed a time limit of October 16, 2004, without the possibility of any extensions, for the location of the church. (District I)

BOARD ACTION - Board upheld the Appeal, granting a permanent special user permit for the Church, and staff directed to make necessary variances for this use.

DSBaBH

94. Hearing to consider the following pertaining to Evans Creek Office Park on 17.83 acres in the El Dorado Hills area, requested by Peninsula Capital Group (District I):

(1) Rezone (Z99-07) from RE-5, Estate Residential Five-acre zone to C-PD, Commercial-Planned Development Zone;

(2) Development Plan (PD99-03) to allow three, two-story office buildings of approximately 40,000 square feet each and 480 parking spaces; and

(3) Commercial Tentative Subdivision Map (TM00-1364) proposing to create four parcels of 3.96, 3.56, 4.58, and 5.38 acres in size.

BOARD ACTION - Board upheld the action of the Planning Commission, denying the project based on findings 2 and 3 of the Planning Commission on 3/8/01.

DBBaHS

ADJOURNMENT

CLOSED SESSION ROSTER**Regular Meeting of the Board of Supervisors**

April 24, 2001

8:00 A.M.

Board to meet in Closed Session to confer with or receive advice from Counsel on the following pursuant to Government Code Sections cited:

Section 54957, Public Employee Appointment:

- Chief Administrative Officer (CAO)
BOARD ACTION - By unanimous vote, the Board directed the recruitment for the position of CAO be suspended; Tom Soike will continue to serve as Interim CAO.
- Director of General Services
BOARD ACTION - By unanimous vote, the Board appointed Craven Alcott to serve as Interim Director of General Services.

Section 54956.9(a), Existing Litigation:

- Citizens Against Roadway Encroachment v. El Dorado County, et al., El Dorado County Superior Court Case No. PC20000322.
No action reported.
- Pacific Gas & Electric Bankruptcy Filing, U.S. Bankruptcy Court, Northern District of California, San Francisco Division, No. 01-30923-DM.
No action reported.
- El Dorado County Taxpayers et al. v. El Dorado County (General Plan Lawsuit) Sacramento County Superior Court #96-CS-01290.
No action reported.
- El Dorado County Taxpayers for Quality Growth v. El Dorado County Board of Supervisors, et al., El Dorado County Superior Court No. PV004739 (Missouri Flat).
No action reported.
- Concerned Citizens of El Dorado County, et al. v. El Dorado County, et al., El Dorado County Superior Court No. PV004551 (Measure Y).
No action reported.

Section 54956.9, Anticipated Litigation:

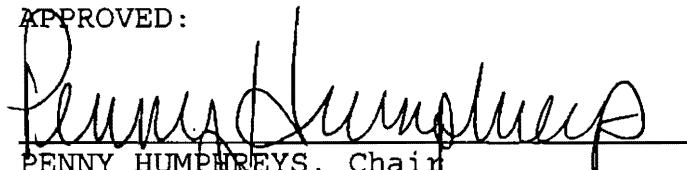
- **Significant exposure** to litigation related to study of vested rights of approved development projects.
No action reported.
- **Initiation of litigation** (1 potential matter).
No action reported.

Section 54956.8, Conference with Real Property Negotiator to give instructions regarding real property described as:

- Portion of APN 025-010-52; County's negotiator will be George Martin, Director of General Services, who may negotiate with Superintendent of the **Lake Tahoe Unified School District**; instructions will concern price and terms of payment.
No action reported.
- Approximately the west side of Highway 49 at Saint Florian Court, which is slightly north of the Highway 193 intersection, in Cool, California (APN 071-010-08, 071-010-22, 071-010-23 and 071-032-41); County's negotiator will be George Martin, Director of General Services, who may negotiate with Mary Muetz, President of **S.H. Cowell Foundation**; instructions will concern price and terms of payment.
No action reported.
- APN 067-260-15; County's negotiator will be Julie Duscherer, Right-of-Way Agent for the Department of Transportation, who may negotiate with **Salvador G. Orosco** and **Barbara H. Orosco**; instructions will concern price and terms of payment.
No action reported.
- APN 067-260-57; County's negotiator will be Julie Duscherer, Right-Of-Way Agent for the Department of Transportation, who may negotiate with **Richard P. Kniesel** and **Aloisia Kniesel**; instructions will concern price and terms of payment.
No action reported.

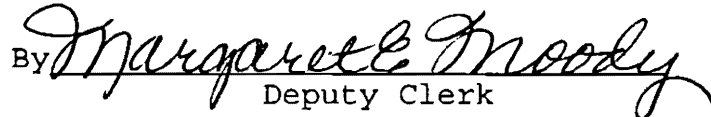
Board of Supervisors Meeting of April 24, 2001 attached hereto
and approved by the Board on May 1, 2001.

APPROVED:


PENNY HUMPHREYS, Chair

ATTEST:

Dixie L. Foote, Clerk of the Board

By 
Deputy Clerk