

A G E N D A   A D D E N D U M   N O .   1

Regular Meeting of the Board of Supervisors  
County of El Dorado

July 17, 2001

8:00 A.M.

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

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**CONSENT CALENDAR**

33. Auditor-Controller recommending the following:

(1) Receive and file El Dorado County Report of Excess Child Support Incentive Funds as of September 1, 1999 prepared by the Office of State Audits and Evaluations, Department of Finance;

(2) Authorize fiscal year 2000/2001 Budget Transfer Request 21350 to transfer out/(in) of General fund in the amounts of \$(4,065) earned in fiscal year 1996/97 and \$8,172 earned in fiscal year 1997/98 into respective Family Support Excess Revenue trusts; and

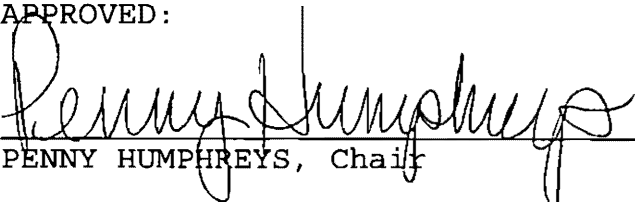
(3) Authorize Auditor-Controller to release funds of \$43,100 from Family Support Excess Revenue trusts to the State Department of Social Services. (4/5 vote required)

**RECOMMENDED ACTION:** Approve.

BSDBaH


Board of Supervisors Meeting of July 17, 2001 attached hereto and approved by the Board on August 14, 2001.

APPROVED:

  
\_\_\_\_\_  
PENNY HUMPHREYS, Chair

ATTEST:

Dixie L. Foote, Clerk of the Board

By   
\_\_\_\_\_  
Deputy Clerk

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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  
El Dorado County, California**

Tuesday, July 17, 2001 - 8:00 A.M.

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**

Fourth District

Chair

**DAVID A. SOLARO**

Fifth District  
First Vice Chair

**RUSTY DUPRAY**

First District

**HELEN BAUMANN**

Second District  
Second Vice Chair

**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.*

*For purposes of the Brown Act (Government Code Section 54954.2(a), the numbered items on this Agenda give a brief general description of each item of business to be transacted or discussed. The recommendations of the staff, as shown, do not prevent the Board of Supervisors from taking other action.*

**HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE**

*The Board of Supervisors is concerned that large amounts of written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. To ensure timely delivery, written information from the public must be received by the Board Clerk by Thursday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.*

**8:00 A.M. - CALL TO ORDER/CLOSED SESSIONS**

**9:00 A.M. - INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG  
ADOPTION OF AGENDA  
CLOSED SESSION REPORTS**

**PRESENTATION:** Public Health Department requesting Board proclaim August as Breast Feeding Awareness Month in El Dorado County and present said Proclamation to Cindy Gaffney of the County Breast Feeding Coalition. BSDBaH

**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 both the regular and special meetings of the Board on July 10, 2001.

**RECOMMENDED ACTION:** Approve.

2. Auditor-Controller recommending disbursement of excess proceeds in the amount of \$257.84 for Tax Deeded Land Sale dated February 25, 2000, (APN 500-447-46-100) to Glen F. Reinert.

**RECOMMENDED ACTION:** Approve.

3. Auditor-Controller recommending disbursement of excess proceeds in the amount of \$1,265.90 for Tax Deeded Land Sale dated February 25, 2000, (APN 500-460-95-100) to Harvey and Rochelle Altholtz.

**RECOMMENDED ACTION:** Approve.

4. Supervisor Borelli recommending a committee comprised of appropriate staff from Information Services, Surveyor, County Counsel and Planning Departments be set up to study the feasibility of setting up an informational website where citizens can get information about progress on the County General Plan, and findings of the committee be brought back to the Board for a decision.

**RECOMMENDED ACTION:** Approve.

5. General Services Department recommending Amendment 001 to Agreement 017-S0111 with Sierra Economic Development District in an amount not to exceed \$24,000 for the term July 1, 2001 through June 30, 2002 for consultant services to complete economic development loans to qualified local entities from the Community Development Block Grant revolving loan fund for the Community Services Department.

**RECOMMENDED ACTION:** Authorize Chair to sign.

6. General Services Department recommending Amendment 001 to Agreement with Meyers, Nave, Riback, Silver and Wilson in an amount not to exceed \$20,000 for independent counsel on an "as requested" basis to the County Civil Service Commission.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
7. General Services Department recommending Amendment 001 to Agreement 039-S0111 with Grinnel Fire Protection Systems in an amount not to exceed \$25,724 for a term to expire June 30, 2002 for inspection, maintenance and testing services of the fire sprinkler systems located throughout the County facilities.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
8. General Services Department recommending Amendment 001 with Agreement 064-S0111 with Fouts Springs Youth Facility increasing compensation to \$295,745 for housing juvenile court wards for the Probation Department.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
9. General Services Department recommending Agreement 055-S0211 with the State Department of the Youth Authority in an amount not to exceed \$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.
10. Transportation Department recommending Resolution summarily vacating (AOE01-28) the rear 10-feet of a public utility easement along Lot 53 of Bass Lake Village, Unit 007, requested by Abel and Pamela Tenorio.  
**RECOMMENDED ACTION:** Adopt Resolution 205-2001.
11. Transportation Department recommending Certificate of Acceptance and Offer of Dedication from Jacklyn Rose Cotter, Trustor and Trustee of The Bruce and Jacklyn Cotter Family Trust for a portion of APN70-040-17 for the Meder Road Realignment Project.  
**RECOMMENDED ACTION:** Authorize Chair to sign.

12. Transportation Department recommending Addendum to the final Environmental Impact Report / Environmental Assessment, and approve the re-phasing of the U.S. Highway 050 / El Dorado Hills Boulevard - Latrobe Road Interchange Project, adding a Phase 000 construction element to be initiated prior to construction of Phase 001 of said Project.

**RECOMMENDED ACTION:** Approve, based on the findings as outlined in staff report dated July 9, 2001. DBBaHS

13. Transportation Department recommending Cooperative Agreement with the State of California for the Phase 000 construction of the eastbound off-ramp onto Latrobe Road and modifications to the eastbound on-ramp traffic control signal at the El Dorado Hills Interchange; and Resolution authorizing Chair to execute said Agreement.

**RECOMMENDED ACTION:** Approve and adopt Resolution 199-2001. DBBaHS

14. Transportation Department recommending the following pertaining to the El Dorado Hills Boulevard - Latrobe Road / U.S. Highway 050 Interchange Phase 000 Construction of the Latrobe Road / Route 050 Eastbound Off-ramp Project 71318:

(1) Find construction must be performed by an independent contractor through the competitive bid process;

(2) Set the Disadvantaged Business Enterprise goal at 0% for said contract;

(3) Approve contract documents and authorize Chair to sign Plans;

(4) Authorize advertisement for bids, subsequent to clearance from the State Department of Transportation; and

(5) Award contract on **August 21, 2001.**

**RECOMMENDED ACTION:** Approve.

DBBaHS

15. Transportation Department recommending Agreement PSS196 with URS Corporation in an amount not to exceed \$267,113.89 for a term to expire July 31, 2002 for construction management and materials testing services for the Latrobe Road / Route 050 Eastbound Off-ramp Project.  
**RECOMMENDED ACTION:** Authorize Chair to sign. DBBaHS
16. Transportation Department recommending Agreement PSS191 with W. V. Graham Matthews III, dba Graham Matthews & Associates in an amount not to exceed \$257,370 for the term July 1, 2001 through June 30, 2003 for professional services for the Angora Creek Stream Environment Zone Restoration Project JN95147.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
17. Transportation Department recommending Amendment 001 to Agreement PSS142 with Acculabs, Inc. in an amount not to exceed \$75,000 for a term to expire October 31, 2003 for water quality testing and analysis.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
18. Transportation Department recommending Agreement PSS195 with URS Corporation in an amount not to exceed \$500,000 for a term to expire July 31, 2002 for as-needed construction management and geotechnical engineering consultation services.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
19. Transportation Department recommending Escrow Agreement for Deposits in Lieu of Retention with Yubacon, Inc. of Diamond Springs and Western Sierra National Bank of Placerville for the Highway 049 and Pleasant Valley Road Intersection Realignment Project.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
20. Treasurer-Tax Collector recommending Auditor-Controller be authorized to replenish the change difference fund to the authorized level of \$250.  
**RECOMMENDED ACTION:** Approve.
21. Planning Department recommending Resolution establishing an imprest cash account in the amount of \$100.  
**RECOMMENDED ACTION:** Adopt Resolution 206-2001.

22. Human Resources Department requesting authorization to use said Department's budget to fund \$750 in miscellaneous expenses associated with the County employee picnic on September 23, 2001.  
**RECOMMENDED ACTION:** Approve.
23. County Counsel submitting Second Quarter Calendar Year 2001 Collection Report.  
**RECOMMENDED ACTION:** Receive and file.
24. Assessment Roll Changes (on file with the Clerk)  
**RECOMMENDED ACTION:** Authorize Chair to sign.
25. County Service Area 010 consideration of Agreement 047-AS-00/01-11 with Tahoe Keys Marina to provide public boating enthusiasts a bilge water pump-out service and the general public a used oil collection center and service.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
26. County Service Area 010 consideration of Agreement 051-A-01/02-11 with California Association of Environmental Health Administrators in an amount not to exceed \$35,640 for a term to expire June 30, 2002 for support in developing a two-day summit meeting on expanding used oil recovery programs to include lakes and marinas throughout the State.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
27. Auditor-Controller recommending a Safe Drinking Water State Revolving Fund be established for the Grizzly Flats Community Services District; and requesting authorization to serve as the fiscal agent on behalf of said District to process principle and interest payments to the State from said fund.  
**RECOMMENDED ACTION:** Approve.
28. Sheriff Department requesting authorization to rent a 4x4 pickup truck from Dave's of Cameron Park for the period June 2001 through September 2001 at a cost of \$1,000 per month for the Boating Program.  
**RECOMMENDED ACTION:** Approve.



29. General Services Department recommending Agreement 006-S0211 with Sacramento Service and Development Corporation in an amount not to exceed \$62,400 for the term August 2001 through July 31, 2003 for issuance of food stamps for the Department of Social Services.  
**RECOMMENDED ACTION:** Authorize Chair to sign.

30. Administration recommending Risk Program Manager be authorized to bind renewal coverage for reinsurance of the Blue Shield Plan with William M. Mercer effective August 1, 2001.  
**RECOMMENDED ACTION:** Approve payment by the Auditor-Controller, upon request by the Risk Program Manager, in the amount of one month's premium for the month of August, 2001.

31. Transportation Department recommending Construction Responsibility and Reimbursement Agreement with El Dorado Irrigation District for the Green Valley Road Interim Widening Project, County Construction Projects 72353 - Green Valley Road Interim Widening-Commercial Element A and 73349 - Green Valley Road and Mormon Island Drive Intersection Realignment and Signalization.  
**RECOMMENDED ACTION:** Authorize Chair to sign.

32. District Attorney recommending Resolution authorizing him to submit an Anti-Drug Abuse Task Force Grant Application and execute an Agreement with the Office of Criminal Justice Planning for law enforcement, prosecution, and probation drug specialists for drug offenders.  
**RECOMMENDED ACTION:** Adopt Resolution 207-2001.

**BOARD ACTION** - Consent Calendar approved as recommended, with Items 12, 13, 14, & 15 acted upon separately; and Department Matters Nos. 55, 56, 62, 63 and 64 added and approved as recommended. BSDBaH

**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.

50. Transportation Department recommendations for award of construction contract for the Green Valley Road Interim Widening: Commercial Area - Element A Project. (Bid opening 7/6/01)

BOARD ACTION - Approved as recommended, awarding the Contract for the Green valley Road Interim Widening: Commercial Area - Element A project, Base Bid plus Additive Alternate, to the lowest responsive, responsible bidder, Granite Construction Company, in the amount of \$3,207, 482.30, **subject** to receipt of the Advance Funding (\$3,398,117) from AKT Development Corporation required under the terms of the Reimbursement Agreement between the County and AKT Development Corporation; and Chairman authorized to sign said Contract, upon Receipt of said Advance Funds.

DBBaHS

51. Transportation Department recommendations for award of construction contract for the Application of Type II Slurry Seal on Various Streets in the El Dorado Hills Business Park (PSS167). (Bid opening 7/12/01)

BOARD ACTION - Upon adoption of the Agenda this date, the Board added a second contract for the Application of Type II Slurry Seal on Various Streets in the Barnett Business Park (PSS168).

BSDBaH

The Board awarded said Contracts as follows:

- **El Dorado Hills Business Park Slurry Seal Project (PSS167)** awarded to lowest responsive, responsible bidder, Bumb Construction, in the amount of \$28,824.07;
- **Barnett Business Park Slurry Seal Project (PSS168)** awarded to lowest responsive, responsible bidder, Bumb Construction, in the amount of \$37,833.49.

DBBaHS

52. Transportation Department recommending Agreement PSS193 with Dokken Engineering in an amount not to exceed \$849,432.10 for a term to expire September 30, 2002 for construction plans, specifications and engineer's cost estimate for the Latrobe Road Realignment, Widening and Bridge Project. (Continued 7/10/01, Item 29)

BOARD ACTION - Based on the interest shown by two consultant firms, Dokken Engineering and Cooper, Thorne and Associates, the Board directed that said two firms be allowed to participate in a formal Request for Proposal (RFP), and Department of Transportation was requested to bring back its recommendation to the Board in six weeks (**August 28, 2001**).  
DBBaHS

53. Transportation Department submitting recommendations for award of construction contract for AC Overlay on portions of Gold Ridge Trail - Amber Trail (PSS165), Carson Road (PSS166), Cedar Ravine Road (PSS170), Cold Springs Road (PSS177) and White Rock Road (PSS179). (Continued 7/10/01, Item 51)

BOARD ACTION - The Board awarded said Construction Contracts as follows:

- **AC OVERLAY PROJECT (PSS 165) for portions of GOLD RIDGE TRAIL** awarded to lowest responsive, responsible bidder, Teichert Construction, in the amount of \$392,659.00;
- **AC OVERLAY PROJECT (PSS 166) for portion of CARSON ROAD** awarded to lowest responsive, responsible bidder, Martin Brothers Construction, Inc., in the amount of 285,471.76;
- **AC OVERLAY PROJECT (PSS 170) for portions of CEDAR RAVINE ROAD** awarded to lowest responsive, responsible bidder, Delta Construction Company, Inc., in the amount of \$285,471.76;

(Item #53 continued to next page...)

(Item #53 continued from previous page:)

- **AC OVERLAY PROJECT (PSS 177) for portions of COLD SPRINGS ROAD** awarded to lowest responsive, responsible bidder, Martin Brothers Construction Company, Inc., in the amount of \$280,456.40; and
- **AC OVERLAY PROJECT (PSS 179) for portions of WHITE ROCK ROAD** awarded to the lowest responsive, Responsible bidder, Delta Construction Company, Inc., in the amount of \$111,163,00.

BDBaHS

54. Transportation Department requesting direction to staff on the variable State Highway 050 Traffic Impact Mitigation (TIM) Fee.

BOARD ACTION - Continued off calendar giving staff an opportunity to get further into the General Plan process and, at the proper point, to bring back both the variable State Highway 050 TIM Fee and the Measure Y traffic congestion (level of service) monitoring program, and rather than reporting back on August 21, 2001, as previously directed (7/10/01, item #53) with a policy for the Measure Y traffic congestion (level of service) monitoring program, to bring back a limited policy that addresses dealing with any residential developments of five units or greater in the interim until a monitoring policy is in place.

BDBaHS

55. Adoption of Ordinance amending Uncodified Ordinance 4476, Section 3, "Allocation Qualification Criteria" to allow parcel owners in the Lake Tahoe Basin to be placed on the building allocation list under certain conditions. (Introduced 7/10/01, Item 38)

BOARD ACTION- **Ordinance No. 4583** adopted. BSDBaH

56. Adoption of Ordinance levying a special tax for fiscal year 2001/2002 and following years to Community Facilities District 2001-1 (Promontory Specific Plan). (Introduced 7/10/01, Item 39)

BOARD ACTION - **ORDINANCE NO. 4584** adopted. BSDBaH

57. Supervisor Borelli recommending staff be directed to provide environmental comments to CalTrans on the impacts of the structure of the proposed Shingle Springs Rancheria and consequences it will have on land uses it will allow; and recommending Liz Diamond, Deputy Director, Department of Transportation, be designated as the staff responsible for coordinating and submitting environmental concerns to CalTrans including the substantial environmental comments submitted to the Bureau of Indian Affairs on the environmental assessment of the trust land and casino / hotel project.  
BOARD ACTION - Approved as recommended. BDBaHS
58. Supervisor Borelli requesting an update on the progress of developing and adopting goals for the Board of Supervisors.  
BOARD ACTION - Board adopted the goals submitted by Supervisor Humphreys in her memorandum to the Board dated July 13, 2001, with the change in the title to read "Fiscal Year 2001/2002". BBAHDS
59. Adoption of Health Care Initiative Ordinance governing disbursement of the tobacco litigation settlement funds. (Introduced 7/10/01, Item 55)  
BOARD ACTION - **ORDINANCE NO. 4585** adopted. BDBaHS
60. General Services Department and County Parks and Recreation Commission submitting for introduction an Ordinance repealing Section 1, Chapter 9.46 of the County Ordinance Code and replacing same with a new Chapter 9.46 regarding Park Rules and Regulation, and recommending Board introduce same for adoption on August 14, 2001.  
BOARD ACTION - Board waived reading, read by title only, and introduced the Ordinance for adoption on **August 14, 2001**. BDBaHS
61. Health Alliance and staff submitting recommendations for assisting Barton Memorial Hospital's Community Clinic with financial support needed from the Tobacco Settlement Monies.  
BOARD ACTION - Board accepted the recommendations of the Health Alliance and staff, including those four points outlined in the Public Health Department's memorandum to the Board dated July 16, 2001, and discussed this date. BaSDBH

62. Sheriff Department recommending the following pertaining to the remodel of the Sheriff's Office in Placerville:

(1) Approve plan to repair and remodel and find the project categorically exempt from further analysis pursuant to Section 15301(1) of the California Environmental Quality Act;

(2) Authorize General Services Director to bid construction services for same;

(3) Authorize Chair to sign bid documents upon approval of County Counsel and Risk Management;

(4) Designate up to \$200,000 of the unreserved and undesignated fund balance in the Criminal Justice Facilities Temporary Construction trust fund to fund same and authorize Chair to sign related Appropriation Transfer documents as the need arises; and

(5) Authorize acquisition of lockers before approval of the fiscal year 2001-2002 budget and authorize issuance of a purchase order for \$25,418.25 to Casco California Commercial of West Sacramento, California for same. (4/5 vote required)

**Administration concurs and recommending Charter citation in transmittal be corrected and Interim Director of General Services be directed to initiate a budget revision for the Accumulated Capital Outlay Fund, increasing revenues and appropriations and scheduling this project in the Facilities Capital Improvement Projects Budget for the project scope presented at this time.**

BOARD ACTION - Approved as recommended. BSDBaH

63. Supervisor Borelli recommending relocation of the easement for Thompson's Auto Center on Forni Road to allow for better placement of the building.

BOARD ACTION - Approved as recommended. BSDBaH

64. Supervisor Dupray recommending Director of Transportation be authorized to use excess material from the Brittany Way alignment within the Francisco Oaks Subdivision for the imported borrow needed for the Green Valley Road and Mormon Island Drive Intersection Realignment and Signalization Project, in lieu of or in combination with, material from the planned borrow site at the Promontory development; and execution of a contract change order with Granite Construction Company in an amount not to exceed \$173,000 for all labor, equipment, materials, and supplies necessary to obtain said fill material from the Francisco Oaks site.

BOARD ACTION - Approved as recommended. BSDBaH

65. County Counsel recommending adoption of Findings, pursuant to General Plan Writ of Mandate, relative to the Missouri Flat Master Circulation and Funding Plan, the El Dorado Villages Shopping Center Project, and the WalMart Project.

BOARD ACTION - Findings approved as recommended by County Counsel in his memorandum to the Board dated July 17, 2001, with the two amendments as stated by County Counsel this date to pages 5 and 12 in said Findings document. BSDBaH

#### ITEMS TO/FROM SUPERVISORS

#### TIME ALLOCATION - 10:00 A.M.

70. Final Report on the study of vested status of approved development projects. (Continued 7/10/01, Item 82)

BOARD ACTION - Board received and filed said Report.

BDBaHS

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

71. County Service Area 010 hearing on delinquent mandatory refuse collection fees payable to El Dorado Disposal Service Company for APN 082-272-111 (account 27521/Cagle) in the Cameron Park Community Services District; staff recommendation on July 10, 2001 being adoption of a Resolution establishing the delinquent fees as a special assessment and providing for collection in the same manner as ad valorem property taxes. (Continued 7/10/01, Item 72.)  
BOARD ACTION - Removed from Agenda by Environmental Management Director. BSDBaH

**TIME ALLOCATIONS - 2:00 P.M.**

80. Hearing to consider General Plan Amendment A01-01 and Planned Development PD01-01 to correct a mapping error by changing the land use designation from High Density Residential to Multi-Family Residential, and development plan for two duplexes in the Cameron Park Area, requested by Gary Anderson. (District I)  
BOARD ACTION: Board certified the project is categorically exempt pursuant to Section 15303(B) of the CEQA Guidelines; and approved General Plan Amendment Application A01-01, based on the findings of the Planning Commission on June 14, 2001. (Refer item 81 below for adoption of Resolution No. 208-2001 so amending the General Plan.) BSDBaH
81. Resolution amending the County General Plan pursuant to Amendment application approved this date.  
BOARD ACTION: RESOLUTION NO. 208-2001 adopted, with a clerical error correction to page two of said Resolution, second paragraph, to read "0.48" rather than ".048". DBBaHS

**ADJOURNMENT**



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

July 17, 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 54956.9(a), **Existing litigation:**

- El Dorado County Taxpayers for Quality Growth et al vs El Dorado County (General Plan Lawsuit) Sacramento County Superior Court 96-CS-01290 (Continued 7/10/01);  
**No Report Out.**
- Pacific Gas and Electric Bankruptcy Filing, U.S. Bankruptcy Court, Northern District of California, San Francisco Division, No. 01-30923-DM; and  
BOARD ACTION - By unanimous vote, the Board authorized a settlement of claims for penalties in this matter dealing with property taxes: under the terms of the settlement, Pacific Gas and Electric will pay 100% of the base property tax owed and will agree to pay a 10% penalty on the portion of the property tax paid after the delinquency date of April 10th resulting in the payment of all base property taxes owed and slightly less than 50% of the penalties which are owed.
- Heavenly Valley, et al vs El Dorado County Board of Equalization, et al, Case PV004876.  
BOARD ACTION - By unanimous vote, the Board authorized filing of an Appeal in this matter, subject to an ultimate determination by County Counsel after further review.

**Section 54956.9(b), Anticipated litigation:**

- Significant exposure to litigation. Title: County Counsel Review of Vested Status of Approved Development Projects (Continued 7/10/01); Counsel advised the public in regard to the specific project referred to as the Valley View Project - White Rock Village phase, that the Board took no action, basically declining to take a position which is adverse to proceeding with the Development Agreement: in other words, the Board is not seeking to challenge or interpret the Development Agreement other than is stated in the language; and further advised that the effect of taking no action is that staff will simply process those building permits in accordance with the Development Agreement.
  
- Lake Tahoe Ambulance, Inc. vs County of El Dorado; and  
BOARD ACTION - By unanimous vote, the Board authorized the retention of the law firm of Preuss, Shanagher, Zvoleff & Zimmer, to both advise the Board and provide representation in the event of potential litigation regarding the ambulance award process, and further authorized the Chairman to execute a contract prepared by Counsel Counsel for same.
  
- SEMSA vs County of El Dorado.  
No report out.