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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, August 14, 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

**HELEN BAUMANN**

Second District  
Second Vice Chair

**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.*

*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**

**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 July 17, 2001.

**RECOMMENDED ACTION:** Approve.

2. Releases of Lien (on file with the Clerk)

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

3. Assessment Roll Changes (on file with the Clerk)

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

4. Public Health Department recommending Board approve in concept the submission of Letters of Intent and Responses to the second issuance of a Request for Proposal for grants funded by Proposition 010 (tobacco taxes) from the El Dorado County Children and Families Commission.

**RECOMMENDED ACTION:** Approve.

5. Public Health Department recommending Board approve in concept the submission of an application, and any other documents required, for a Rural Health Development Capital Grant funded by the Office of Statewide Health Planning and Development in the amount of \$50,000 over a 14 month period, commencing November 1, 2001.

**RECOMMENDED ACTION:** Approve.

6. Public Health Department recommending letter of support to Tim Leslie, State Assembly Representative, 4<sup>th</sup> District, expressing endorsement for the restoration of \$2,644,000 to the fiscal year 2001/2002 State budget for the Maternal Child Health Program.

**RECOMMENDED ACTION:** Approve, and authorize Director of said Department to issue additional letters of support to involved government and other agencies as opportunities arise.

BaBDHS

7. Public Health Department recommending Amendment 001 to Agreement 144-PHD0010 with Marshall Hospital in an amount not to exceed \$138,850 extending the term to August 31, 2001 to allow time to spend down funding that remains available for mobile clinic services.  
**RECOMMENDED ACTION:** Authorize Chair to sign. BaBDHS
  
8. Public Health Department recommending Amendment to Agreement with Tulare County Superintendent of Schools in an amount not to exceed \$27,500 extending the term to June 30, 2002 for the Friday Night Live Team Mentor Project.  
**RECOMMENDED ACTION:** Authorize Chair to sign and Director of said Department to execute Agreements and any documents relating to same, with the exception of increases or decreases in the overall budget or extending the term, with six local school districts.
  
9. Public Health Department recommending AIDS Master Grant Agreement 01-15072 with the State Department of Health Services in the amount of \$215,150 for the term July 1, 2001 through June 30, 2002 and corresponding Memorandums of Understanding for Education and Prevention, Surveillance, and HIV Testing.  
**RECOMMENDED ACTION:** Authorize Chair to sign and Director of said Department to execute amendments and/or documents relating to same, with the exception of increases or decreases in the total funding as stated by the Master Grant or extend the terms of same.
  
10. Public Health Department recommending Proposition 10 Grant Agreements 010-500-01A-10, 010-500-01A-11, 010-500-01A-16, and 010-500-0101-52 with Children and Families Commission in the total amount of \$86,002 for a Public Health Lab Chromatograph, Blood Lead Analyzer, Breast Feeding Coalition project, and "Shots for Tots" program.  
**RECOMMENDED ACTION:** Authorize Chair to sign.

11. Public Health Department recommending Amendment 001 to Agreement 7275-01/02-709A1 with the County of Sacramento increasing the maximum amount payable to the El Dorado County Public Health Department to \$304,877 for fiscal year 2001/2002 AIDS Ryan White Comprehensive AIDS Resources Emergency (C.A.R.E.) Act Program funding.  
**RECOMMENDED ACTION:** Authorize Chair to sign and Director of said Department to execute other documents relating to same, with the exception of increases or decreases in overall funding or extending the term.
12. Public Health Department requesting authorization to place Margaret Alvarez at Step Four of the salary range effective August 13, 2001 for the position of Health Program Manager to implement a grant from the County Medical Services Program and implement and coordinate a community advisory body supporting the Community Health Center.  
**RECOMMENDED ACTION:** Approve.
13. Community Services Department recommending Budget Transfer 21371 increasing Estimated Revenue by \$18,000 to accommodate an increase in Public Guardian fees received during fiscal year 2000/2001. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
14. Community Services Department recommending Resolution authorizing Chair to sign Agreement 01C-1362 with the State Department of Community Services and Development for the Department of Energy Weatherization Assistance Program services during the period April 1, 2001 through March 31, 2002.  
**RECOMMENDED ACTION:** Adopt Resolution 209-2001 and authorize the Director of said Department to execute subsequent documents relating to same, including amendments that do not affect the term or the dollar amount, and to sign required fiscal and programmatic reports.
15. Community Services Department recommending 2001/2002 Area Plan Budget in the amount of \$1,753,532 for submission to the State Department of Aging for Title III/VII Senior Services for the term July 1, 2001 through June 30, 2002.  
**RECOMMENDED ACTION:** Approve.

16. Community Services Department recommending Resolution authorizing Chair to sign Agreement CB-0102-29 with the State Department of Aging in the amount of \$531,346 for Community Based Services Programs for the term July 1, 2001 through June 30, 2002.  
**RECOMMENDED ACTION:** Adopt Resolution 210-2001 and authorize Area Agency on Aging Director to administer and execute documents relating to same, including amendments that do not affect the dollar amount or term, and to sign required fiscal and programmatic reports.
  
17. Mental Health Department recommending Amendment 001 to Agreement 052-S0111 with Maxwell, Duchemin, Hallis and Trotter in an amount not to exceed \$34,075 for a term to expire June 30, 2002 for professional accounting services for said Department and to acknowledge this business is now operating under the name of Maxwell and Hollis, CPA's.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
  
18. General Services Department recommending the competitive bidding requirement be waived and findings be made that the competitive bidding process would produce no economic benefit due to the unique nature of the goods and services requested for Mental Health's Tahoe Opportunity Project.  
**RECOMMENDED ACTION:** Authorize blanket purchase orders for lodging and supplies on an "as needed" basis with various vendors.
  
19. General Services Department recommending award of Bid 01-658-092 for corrugated metal pipe and band couplers for the Department of Transportation.  
**RECOMMENDED ACTION:** Award to the low qualified bidder, Pacific Corrugated Pipe Company of Sacramento in the amount of \$10,119 including applicable sales tax.
  
20. General Services Department recommending ratification of an emergency purchase order in the amount of \$5,124.42 for plant mix asphalt concrete to A. Teichert, and Son of Sacramento, California.  
**RECOMMENDED ACTION:** Approve.

21. General Services Department recommending ratification of the issuance of an emergency purchase order for crushed aggregate chips in the amount of \$7,200 to Bing Materials of Minden, Nevada.  
**RECOMMENDED ACTION:** Approve and authorize Purchasing Agent to issue additional orders for crushed aggregate chips on an "as needed" basis for the Department of Transportation.
  
22. General Services Department recommending a one-year extension of Bid 745-013 for CRS-2H emulsion for the Department of Transportation.  
**RECOMMENDED ACTION:** Authorize extension of Blanket Purchase Order BP210441 to Paramount Petroleum of Elk Grove, California, increasing the total not to exceed amount by \$46,813, including applicable sales tax, for the term September 19, 2001 through September 18, 2002.
  
23. General Services Department recommending Resolution approving Records Disposition Schedules for the Nursing Division, Finance Unit, and Nursing / Epidemiology Unit of the Public Health Department.  
**RECOMMENDED ACTION:** Adopt Resolution 211-2001.
  
24. General Services Department recommending Agreement 501-S0111 with RJM Design Group in the amount of \$82,800 to prepare and conduct preliminary studies, public workshops, environmental clearances and permits, and conceptual plans with costs estimates for the development of a county park; and direction to Interim Chief Administrative Officer to include in the Budget Addenda for the Fiscal Year 2001/2002 Proposed Budget the prior year unspent Bass Lake Park Project appropriations of \$60,385, including \$22,415 from the Quimby Ponderosa Trust.  
**RECOMMENDED ACTION:** Approve and authorize Chair to sign.
  
25. General Services Department requesting Purchasing Agent be authorized to increase the contract encumbrance to the OCLC Online Computer Library Center Agreement 043-S0011 for unanticipated usage costs exceeding \$10,000 for internet access, cataloging and inter-library loan services for the County libraries.  
**RECOMMENDED ACTION:** Approve.

26. Treasurer-Tax Collector recommending Resolution authorizing the sale of tax-defaulted property at public auction on Friday, November 2, 2001.  
**RECOMMENDED ACTION:** Adopt Resolution 212-2001.
27. Information Services recommending Agreement with the County of Sacramento, Office of Communications and Information Technology (OCIT) in an amount not to exceed \$73,464 for the term July 1, 2001 through June 30, 2002 for the exchange of criminal justice information between OCIT and El Dorado County criminal justice agencies.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
28. Agriculture, Weights and Measures Department recommending Agreement 01-0162 between the State Department of Food and Agriculture and El Dorado and Alpine counties in the amount of \$29,024.30 for the term July 1, 2001 through June 30, 2002 for the High Risk Pest Exclusion Program.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
29. Transportation Department recommending Resolution authorizing said Department to claim \$821,312.43 of Transportation Development Act (TDA) funds for fiscal year 2001/2002 to help finance routine road maintenance projects and to help fund El Dorado County Transportation Commission's Advocacy Program.  
**RECOMMENDED ACTION:** Adopt Resolution 213-2001.
30. Transportation Department recommending acceptance of improvements in Viewpointe Subdivision as complete; and adoption of Resolution accepting the streets into the County Maintained Mileage System.  
**RECOMMENDED ACTION:** Approve and adopt Resolution 214-2001.
31. Transportation Department recommending Resolution updating the County's Maintained Mileage System.  
**RECOMMENDED ACTION:** Adopt Resolution 215-2001.

32. Transportation Department recommending the following pertaining to Green Acres Estates, Unit 002 Subdivision:

(1) Accept new performance bond in the amount of \$391,278 to guarantee completion of all incomplete improvements;

(2) Accept a new laborers and materialsmen bond in the amount of \$195,639 to guarantee payment to persons furnishing labor, materials or equipment; and

(3) Release previously posted performance and laborers and materialsmen bonds (SD00076637).

**RECOMMENDED ACTION:** Approve.

33. Transportation Department requesting authorization to fill six Highway Maintenance Worker I/II positions funded in the Fiscal Year 2001/2002 budget proposal in advance of budget approval.

**RECOMMENDED ACTION:** Approve.

34. Transportation Department recommending Resolution summarily vacating (AOE01-30) the east 10-feet of a public utility easement along Lot 10 of Vista Del Lago, Unit 002, requested by Scott and Suzane Lee.

**RECOMMENDED ACTION:** Adopt Resolution 216-2001.

35. Transportation Department recommending Resolution summarily vacating (AOE01-25) the public utility and drainage easements on Parcel B located in El Dorado Hills, requested by El Dorado Senior Care, for lot reconfiguration to accommodate planned development; and Chair be authorized to execute the Consent to Offer of Dedication and Rejection of Offer for public utility and drainage easements for a portion of Parcel C.

**RECOMMENDED ACTION:** Adopt Resolution 217-2001.



36. Transportation Department recommending Resolution summarily vacating (AOE01-33) the westerly 10-foot public utility easement along Lot 473 of Bar J Ranch, Unit 007, requested by Donald P. and Sherrie L. Lee; and Chair be authorized to execute the Consent to Offer of Dedication and Rejection of Offer for a 5-foot drainage easement.  
**RECOMMENDED ACTION:** Adopt Resolution 218-2001.
37. Transportation Department recommending Agreement with Wildlands, Inc. in the amount of \$19,600 for sale of wetland mitigation credits with Wildlands Mitigation Bank for the Green Valley Road and Mormon Island Intersection Realignment and Signalization and the Green Valley Road Interim Widening - Commercial Area Element A Projects.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
38. Planning Department submitting Final Map (TM97-1338) for Versante, Unit 002 in the El Dorado Hills area; and Agreement to Make Subdivision Improvements with Firehouse Hill, LLC; Applicant: Lakemont Homes.  
**RECOMMENDED ACTION:** Authorize Chair to sign. DBaHS
39. Planning Department submitting Final Map (TM99-1360) for Serrano Village C1, Unit 008 in the El Dorado Hills Specific Plan area; and Agreements to Make Subdivision Improvements, Conditions for Acceptance of Drainage Easements, and Conditions for Acceptance of Roads with JTS Communities, Inc. and Serrano Associates, LLC.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
40. Supervisor Dupray recommending letter supporting House Resolution 2301 for the construction of a new bridge across the American River adjacent to Folsom Dam.  
**RECOMMENDED ACTION:** Authorize Chair to sign.

41. Supervisor Baumann recommending reappointment of Mr. Leslie Burnett to the El Dorado County Aging Commission for a term to expire January, 2005.  
**RECOMMENDED ACTION:** Approve appointment.
  
42. Supervisor Baumann recommending appointment of Ms. Naomi Himmelsbach to the El Dorado County Library Commission for a term to expire January, 2005.  
**RECOMMENDED ACTION:** Approve appointment.
  
43. Supervisor Humphreys recommending Bill Snodgrass, whose current term runs from August 19, 1997 through August 18, 2001, be reappointed to the position of Agricultural Commissioner and Sealer of Weights and Measures for a term to expire August 18, 2005.  
**RECOMMENDED ACTION:** Approve.
  
44. Supervisor Solaro recommending ratification of his signature, as First Vice Chair of the Board of Supervisors, on a Proclamation presented to Efigenia "Gina" Dilts on July 24, 2001 for her dedication and service as an El Dorado County volunteer.  
**RECOMMENDED ACTION:** Approve.
  
45. Auditor/Controller submitting the Annual Report of Special Tax Delinquencies for Community Facilities District No. 1992-1.  
**RECOMMENDED ACTION:** Receive and file.
  
46. Auditor/Controller recommending Step 3 placement for a promoted Department Analyst and a Supervising Accountant / Auditor to become effective August 11, 2001.  
**RECOMMENDED ACTION:** Approve.

47. Administration recommending Risk Program Manager be authorized to work with the California State Association of Counties Excess Insurance Authority to purchase pollution liability coverage.  
**RECOMMENDED ACTION:** Approve.
48. Administration recommending Resolution initiating a process wherein certain employees hired into law-enforcement positions prior to April 1, 1986 will be allowed to repeat a Referendum held during 2000 to allow these employees to decide whether to begin paying Medicare taxes beginning January 26, 2002.  
**RECOMMENDED ACTION:** Adopt Resolution 219-2001.
49. County Service Area 007 consideration of reimbursement to the El Dorado County Regional Prehospital Emergency Services Operations Authority in the amount of \$6,864.28 for the purchase of a repeater (fixed asset) by the Diamond Springs Fire District, a Joint Powers Authority Member Agency.  
**RECOMMENDED ACTION:** Approve.
50. County Service Area 009 consideration of Resolution ratifying the election results of the mailed ballot election setting a special tax for Highland Village Unit 4a Drainage Zone of Benefit 98306 to provide drainage maintenance and improvement services to said Zone.  
**RECOMMENDED ACTION:** Adopt Resolution 220-2001.
51. General Services Department recommending ratification of the purchase of one mid-size SUV (Jeep Cherokee) ordered from Lasher Auto Center of Sacramento, California, in the amount of \$21,504.  
**RECOMMENDED ACTION:** Approve.

**BOARD ACTION** - Consent Calendar approved with items 6, 7 and 38 acted upon separately, and with the addition of Department Matters 60, 61, 62, 63, 64 and 65.  
DBBaHS

**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.

60. General Services Department recommending Agreement 046-S0211 with Dennis Hamilton and Paul Phipps dba Green Valley Mortuary, LTD in an amount not to exceed \$24,000 for a term to expire June 30, 2004 for burial services on an "as needed" basis.

**BOARD ACTION** - Approved.

DBBaHS

61. General Services Department recommending Amendment 001 to Agreement 033-S0111 with Telesonics, Inc. dba Sonitrol of Sacramento to extend the term from November 25, 2000 through August 31, 2001 and extend the term of Agreement 453-S0111 from May 15, 2001 through September 15, 2001 for the installation of Access Control Systems for the Unified Courts and Building C.

**BOARD ACTION** - Approved.

DBBaHS

62. Auditor/Controller recommending Resolution approving the El Dorado County Community Facilities District 1992-1 Special Tax Levy Report and Levying and Apportioning the Special Tax for fiscal year 2001/2002.

**BOARD ACTION** - RESOLUTION NO. 221-2001 adopted. DBBaHS

63. Auditor/Controller recommending Resolution approving the Promontory Specific Plan Community Facilities District 2001-1 Special Tax Levy Report and Levying and Apportioning the Special Tax for fiscal year 2001/2002.

**BOARD ACTION** - RESOLUTION NO. 222-2001 adopted. DBBaHS

64. Auditor/Controller recommending the Board select Bank of New York to serve as the fiscal agent and NBS Government Financial to serve as the Bond Administrator for the Promontory Specific Plan Community Facilities District 2001-1; and recommending Chair be authorized to sign contracts with said firms after approval by County Counsel and Risk Management.  
**BOARD ACTION** - Approved. DBBaHS
65. Adoption of Ordinance repealing Section 1, Chapter 9.46 of the County Ordinance Code and replacing said Chapter with a new Chapter 9.46 regarding Park Rules and Regulation. (Introduced 7/17/01, Item 60)  
**BOARD ACTION** - ORDINANCE NO. 4586 adopted. DBBaHS
66. Supervisor Humphreys recommending Auditor-Controller be directed to audit the books of the El Dorado County Visitors Authority. (Continued 6/26/01, Item 74)  
**BOARD ACTION** - Continued to **September 11, 2001**, at the request of the Auditor-Controller. DBBaHS
67. Interim Chief Administrative Officer (CAO) reporting on corrective action plans submitted by departments regarding the write off of fixed assets that cannot be located. (Referred 6/19/01, Item 52)  
**BOARD ACTION** - Board received and filed reports from departments which had previously reported unlocated fixed assets; identified fixed asset accountability as one of the indices to be utilized in evaluating department head performance; and instructed the CAO to bring back on **August 28, 2001**, an annual evaluation schedule for department heads. DBBaHS
68. Supervisor Borelli recommending a reduction of special use permit fees for High Hill Ranch from \$3,090 to \$1,000 based on the calculations that one third of the events held there are charitable events.  
**BOARD ACTION** - Continued to **August 21, 2001**, at the request of Supervisor Borelli. BDBaHS

69. General Services Department requesting authorization to advertise for bids to be received on Friday, September 14, 2001 and award of bid on September 18, 2001 for the St. Patrick's Food Kitchen Project 00-44.  
**BOARD ACTION** - Approved. BSDBaH

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

70. Introduction of Ordinance amending existing supervisorial district boundaries to those as delineated on that certain map entitled "Official Map, Supervisorial District Boundaries, adopted August 2001".  
**BOARD ACTION** - Board waived reading, read by title only and introduced the Ordinance, setting same for adoption on August 21, 2001. DBBaHS

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

71. Hearing to review and approve a \$35,000 Community Development Block Grant Economic Development Planning and Technical Assistance application; and adoption of a Resolution authorizing submission of said proposal to the State Department of Housing and Community Development, authorizing the Chair to execute the Statement of Assurances and the Director of Community Services to act on behalf of the County in all matters pertaining to said application.  
**BOARD ACTION** - Hearing no protests, application approved; RESOLUTION NO. 224-2001 adopted accordingly. DBBaHS
72. Hearing to adopt a Resolution establishing the benefit assessment for ambulance services within County Service Area 003 for improved parcels in the South Shore Area for fiscal year 2001/2002.  
**BOARD ACTION** - Hearing no protests, RESOLUTION NO. 223-2001 adopted. DSBaBH

**BOARD OF SUPERVISORS CONVENEED AS THE EL DORADO COUNTY PUBLIC HOUSING AUTHORITY TO CONSIDER THE FOLLOWING:**

73. Hearing to adopt a Public Housing Authority (PHA) Resolution to approve the Year 2001/2002 Agency Plan Update for submission to the Department of Housing and Urban Development (HUD); recognize the contribution of the Public Housing Authority (PHA) Agency Participant Advisory Board in assisting with the update of the Agency Plan; approve an amendment to the PHA Administrative Plan for the Section 8 Housing Assistance Program; and authorize the Director of Community Services to make future amendments to the Administrative Plan as may be required to comply with HUD regulatory changes.

**BOARD ACTION** - Approved and, hearing no protests, PHA RESOLUTION NO. PHA1-2001 adopted. BSDBaH

**EL DORADO COUNTY PUBLIC HOUSING AUTHORITY ADJOURNED AND AIR POLLUTION CONTROL DISTRICT BOARD OF DIRECTORS CONVENEED TO CONSIDER THE FOLLOWING:**

74. Environmental Management recommending the Board find that competitive bidding would produce no economic benefit to the County and recommending Chair be authorized to execute an Agreement I-485 with Sacramento Municipal Utility District (SMUD) and the City of Placerville in an amount not to exceed \$14,000 to install an electric vehicle charging station facility for public parking spaces at the Mosquito Road Park and Bus Facility, located at Mosquito Road and Clay Street within the City of Placerville.

**BOARD ACTION** - Approved. DBBaHS

**AIR POLLUTION CONTROL DISTRICT BOARD OF DIRECTORS ADJOURNED.**

**ITEMS TO/FROM SUPERVISORS**

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

80. Presentation by Jim Fargo of the Federal Energy Regulatory Commission on hydroelectric projects relicensing.  
**Postponed.**
81. Hearing to consider amendment to the recorded map for Greenstone Country, Unit 001/Lot 2 (TM79-0085) to reduce the 110-foot sound attenuation and building setback shown on the final map to allow placement of an agricultural barn approximately 88 feet from the edge of the Green Valley Road easement in the Greenstone area, requested by Daniel and Jeanine Stiles.  
**BOARD ACTION -** Hearing no protests, requested amendment approved. **BDBaHS**
82. Hearing to consider amendment to the recorded map for a portion of Crescent Hills, Unit 002 (TM88-1121) modifying the boundaries of 15 residential lots resulting in the elimination of one lot and accommodating approved boundary line adjustments including the removal of the temporary turnaround area in the El Dorado Hills area, Applicant: GB Crescent Hills.  
**BOARD ACTION -** Hearing no protests, requested amendment approved. **DBBaHS**
83. Hearing to consider Appeal of the denial of a finding of consistency to allow the use of a private sewage disposal system to be constructed on APN 051-461-04 rather than to connect to public sewer as required by General Plan Policy 5.3.1.1 in the Diamond Springs area, Appellant: Chris Fusano.  
**BOARD ACTION -** Board upheld the Appeal, allowing the use of a private sewage disposal system contingent upon results of the required "perc" test satisfying the County and State. **BDBaHS**



84. Hearing to consider Appeal on approval of the mitigated negative declaration and Design Review DR00-11 for the Circle K / 76 Mini-Mart (Tosco Marketing Company) in the Shingle Springs area, Appellant: Friends of Shingle Springs Interchange.

**BOARD ACTION** - At the recommendation of County Counsel, Design Review 00-11 was referred back to staff for review of new information presented and determination of whether an Environmental Impact Report (EIR) or revisions to the Mitigated Negative Declaration are necessary and, based on that, whether the project is to be taken back to the Planning Commission or be brought directly back to the Board.

BaBDHS

85. Hearing to consider Appeal on approval of Special Use Permit S87-50/S85-70R allowing the sale and manufacturing of confections, gift items, and novelty wood products in an accessory building (known as The Fudge Factory) as a home occupation and allowing the manufacture of cabinets within the barn / workshop and placement of an on-site office trailer in the Camino area, Applicant: M. Reinders; Appellant: High Hill Ranch.

**BOARD ACTION** - Board denied the Appeal, approving the Special Use Permit subject to all conditions imposed by the Planning Commission with the following revisions: **Condition #5** revised to increase the required minimum parking spaces for the Fudge Factory from 50 to 126 and to require the Fudge Factory to provide two employees between 11:30 a.m. and 4:00 p.m. on weekends and holidays to direct vehicles to its on-site parking area. **Condition #11** added requiring the applicant to move forward to comply with the County Ranch Marketing Ordinance. **Condition #12** added to provide that the permit will be reviewed in February 2002 and at that time the applicant will submit records of employment for the previous Apple Hill season.

HSBaB D(n)

**ADJOURNMENT**

**CLOSED SESSION ROSTER**

**Regular Meeting of the Board of Supervisors**

**August 14, 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(b), Anticipated litigation:**

- Significant exposure to litigation. Title: Measure Y Committee vs County of El Dorado regarding Bass Lake Hills.

**BOARD ACTION** - By unanimous vote, the Board instructed County Counsel to draft an Ordinance repealing Ordinance 4430 of October 1996 regarding the Bass Lake Hills development agreement, and introduce the Ordinance for consideration by the Board as soon as possible. This action will operate prospectively and not affect any prior actions the County has taken in respect to Ordinance 4430. Repeal of the Ordinance will not affect the validity of any development agreement already signed by the property owner and the Board Chair. Next, the Board directed that the Board Chair is not authorized to execute any Bass Lake Hills development agreements unless that development agreement has been the subject of a separate public hearing.

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

- Initiation of litigation (2 cases).

**BOARD ACTION** - The Board unanimously authorized County Counsel to join and initiate a legal action versus the State of California in conjunction with other private non-profit and public agencies for declaratory judgment relief concerning the distribution of federal Community Services Block Grant funds received by the State pursuant to Government Code Section 12759.

The Board voted unanimously to intervene in an existing case, conditional upon finalizing terms of a representation agreement with outside counsel that is satisfactory to County Counsel. Once the intervention has been formally commenced, the Board of Supervisors will provide information regarding the case name, the parties, and other particulars to any person upon inquiry.

- Initiation of litigation. Title: Bonanno vs Central Contra Costa Transit Authority.

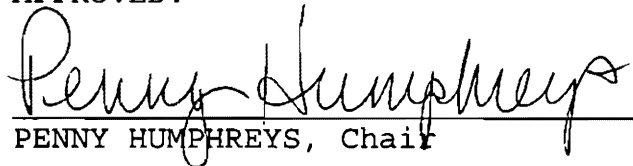
**BOARD ACTION** - Board voted unanimously to join a letter request to California Supreme Court asking the Court to accept review of the Appellate decision in Bonanno v. Central Contra Costa Transit Authority.

Section 54957, **Public Employee Performance Evaluation:**

- Title: Director of Social Services.  
**Continued off calendar.**

Board of Supervisors Meeting of August 14, 2001 attached hereto and approved by the Board on August 21, 2001.

APPROVED:

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

ATTEST:

Dixie L. Foote, Clerk of the Board

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