

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
December 10, 2002 - 8:00 A.M.
BOARD OF SUPERVISORS MEETING ROOM
330 Fair Lane, Building A
Placerville, California**

CLOSED SESSION

Anticipated litigation pursuant to Government Code Section 54956.9(b) regarding significant exposure to litigation. Title: Building Permit No. 122854 (Correia).

No action reported.

Anticipated litigation pursuant to Government Code Section 54956.9(c) regarding initiation of litigation. Title: Artichoke Joe's vs Gale A. Norton; Case No. CIV S-01530 DFL/GGH.

BOARD ACTION - On a unanimous vote, the Board ratified the filing of an amicus brief and authorized future participation in furthering that amicus brief in that action.

DEPARTMENT MATTERS

70. County Counsel recommending adoption of Ordinance repealing the two percent (2%) increase in the Transient Occupancy Tax enacted in 1992 by Ordinance 4262.

BOARD ACTION - ORDINANCE NO. 4618 adopted as an urgency measure effective January 1, 2003. BHDBaS

71. Consideration of compensation package for Chief Administrative Officer (subject to completion of selection process).

BOARD ACTION - RESOLUTION NO. 333-2002 adopted authorizing the Chair to sign the Chief Administrative Officer Employee Agreement, dated December 10, 2002, with James M. Bourey, and County Counsel and the Chair were authorized to make any minor wording changes necessary to same. DBaBHS

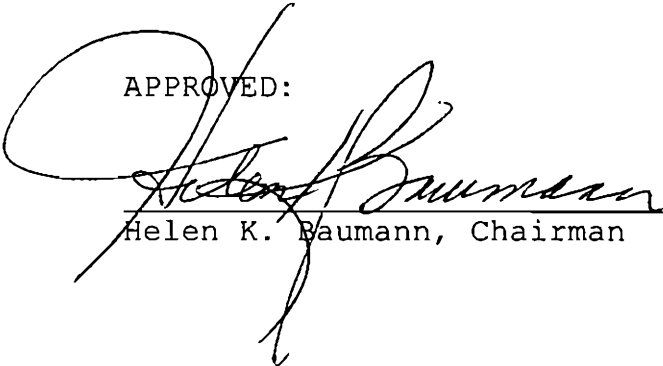
NEW BUSINESS

72. At the request of the Sheriff's Department and recommendation of County Counsel, the Board added an urgency item to the Agenda: Amendment to Grant Award Agreement (No. MS01090090) with the State Office of Criminal Justice Planning for the marijuana suppression program, increasing the grant award by \$71,720 for an increased total of \$242,820 and extending the ending date from 6/30/02 to 12/31/02. DBBaHS

BOARD ACTION - Chair authorized to sign said Amendment. DBBaHS

Board of Supervisors Meeting of December 10, 2002 attached hereto and approved by the Board on January 7, 2003.

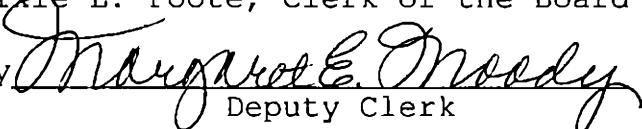
APPROVED:


Helen K. Baumann, Chairman

ATTEST:

Dixie L. Foote, Clerk of the Board

By


Deputy Clerk

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, December 10, 2002 - 8:00 A.M.

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

DAVID A. SOLARO
Fifth District
Chair

HELEN BAUMANN
Second District
First Vice Chair

RUSTY DUPRAY
First District
Second Vice Chair

CARL BORELLI
Third District

PENNY HUMPHREYS
Fourth 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 AND 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 December 3, 2002.

RECOMMENDED ACTION: Approve.

2. General Services Department recommending award of Bid 03-680-041 for "Bianchi equipment" in Category I and "additional equipment" in Category II; said safety equipment to be used by the Sheriff's Department for a twelve month term.

RECOMMENDED ACTION: Authorize blanket purchase orders to LC Action of San Jose, California in the amount of \$3,814.10 and All State Police of Claremont, California in the amount of \$9,653.50; and authorize an increase to the blanket purchase orders if funding is available within the requesting Department's budget.

3. General Services Department recommending the Board find that pursuant to Section 3.12.132A of the Purchasing Ordinance the products being purchased preclude competitive bidding; and Purchasing Agent be authorized to issue a purchase order to ePlus Group, Inc. of Herndon, Virginia in an amount not to exceed the departmental budgeted amount of approximately \$35,000 for the purchase of 43 leased computers, 6 leased laptop computers, 4 leased servers, and 2 leased laser printers for the Public Health and Mental Health Departments.

RECOMMENDED ACTION: Approve and authorize execution of any required documents to effect the transfer of ownership of said products to the County.

4. General Services Department, on behalf of Supervisor Borelli, recommending Funding Agreement 375-F0311 with the City of Placerville in the amount of \$210,000 in Community Enhancement Funds for the term to expire June 30, 2004 for the renovation of the City pool located in Benham Park.

RECOMMENDED ACTION: Authorize Chair to sign.

5. General Services Department, on behalf of Supervisor Solaro, recommending Funding Agreement 402-F0311 with the Boys and Girls Club of Lake Tahoe in the amount of \$100,000 in Community Enhancement Funds for a term to expire October 30, 2004 to equip a Boys and Girls Club building with special athletic equipment and fixtures.

RECOMMENDED ACTION: Authorize Chair to sign.

6. General Services Department recommending Resolution amending the Records Disposition Schedules for said Department's Procurement and Contracts Unit.

RECOMMENDED ACTION: Adopt Resolution 321-2002.

7. General Services Department submitting list of surplus property and recommending Board declare same surplus and authorize disposal of same.

RECOMMENDED ACTION: Approve.

8. Information Services Department recommending the following:

(1) Declare PC (personal computer) equipment detailed on property transfer forms as surplus;

(2) Authorize the donation of said equipment to the County Fair and the Chamber of Commerce as indicated on said transfer forms; and

(3) Authorize the Director of General Services to execute the required Agreements for Use of Donated Surplus Property.

RECOMMENDED ACTION: Approve.

9. Sheriff Department recommending the Chair be authorized to sign the Emergency Management Performance Program Fiscal Year 2003 Application; and Resolution be adopted identifying those employees designated to execute applications and documents for obtaining financial assistance.
RECOMMENDED ACTION: Approve and adopt Resolution 322-2002.

10. Sheriff Department requesting Board clarify that its action on August 27, 2002 (Item 11) authorizing the Sheriff to hire extra help Deputy Sheriffs at advanced salary steps, up to and including Step 5 of the salary range, based on prior experience with the County and/or other law enforcement agencies, was intended to apply to both new hires and current extra help Deputy Sheriffs; and authorize the Sheriff to adjust hourly rates retroactive to September 7, 2002 for those employed as extra help Deputy Sheriffs on August 27, 2002 pursuant to the criteria detailed in that agenda transmittal.
RECOMMENDED ACTION: Approve.

11. Sheriff Department recommending Chair be authorized to sign Amendment 001 to Agreement 614-S0211 with Interactive Systems LLC dba VINE Company changing the Company's name to Appriss, Inc.
RECOMMENDED ACTION: Approve and authorize payment of fiscal year 2002/2003 maintenance fee.

12. Sheriff requesting authorization to return donations from the Lake Valley Fire Protection District (\$1,250), Lake Valley Firefighter's Association (\$500), and Echo Lake Homeowners Association (\$500) for the purchase of a water cannon for installation on the boat used to patrol Fallen Leaf and Echo Lakes; the California Department of Boating and Waterways would not permit Lake Valley Fire District to use the boat without a Sheriff's Deputy on board which limited its use, and due to operational needs the boat with the water cannon was relocated.
RECOMMENDED ACTION: Approve.

13. Sheriff Department advising that the El Dorado Search and Rescue Council has donated a 1990 Ford pickup truck (VIN #2FDHF38GXLCCB25553) to said Department as the Council is no longer able to afford the insurance due to budget constraints.

RECOMMENDED ACTION: Accept said donation with thanks and with the understanding said vehicle will be used for search and rescue activities while it is mechanically sound.

14. Sheriff Department recommending continuation of a lease with the State Department of General Services for a 1999 Chevy 4 x 4 pickup truck for use in the Boating and Waterways Program.

RECOMMENDED ACTION: Approve.

15. Superior Court recommending adoption of Resolution establishing a window period during which eligible employees in the classifications of Court Operations Manager and South Lake Tahoe Branch Court Operations Supervisor shall retire and receive additional service credit.

RECOMMENDED ACTION: Adopt Resolution 323-2002.

16. Information Services recommending Agreement 449-S0311 with D.L. Schmidt, Inc. dba Schmidt Associates in an amount not to exceed \$68,596.17 for the term January 1, 2003 through December 31, 2005 for communication data safe maintenance and call accounting software and support.

RECOMMENDED ACTION: Authorize Chair to sign.

17. Transportation Department requesting authorization to open escrow accounts and conduct preliminary title searches, obtain appraisals, and notify respective property owners of intention to appraise properties for the required right of way acquisition for the Green Valley Road Interim Widening Project.

RECOMMENDED ACTION: Approve.

BDBaHS

18. Transportation Department recommending Resolution rescinding the Offer of Dedication for a road right of way easement on Madden Lane in the Madden Ranch Rural Subdivision in Placerville for Ron L. and Betty A. Thompson and the McClone Family Revocable Trust of August 14, 1995.
RECOMMENDED ACTION: Adopt Resolution 324-2002.
19. Transportation Department recommending Resolution rescinding the Offer of Dedication for a drainage easement located along a portion of the southerly boundary line of Lot 1 of Vista Del Lago Unit 1 in El Dorado Hills for Ellen and Leon Kelly.
RECOMMENDED ACTION: Adopt Resolution 325-2002.
20. Transportation Department recommending Resolution rescinding the Offer of Dedication for a drainage easement located within Lot 1 of Vista Del Lago Unit 1 in El Dorado Hills for Southpointe Joint Venture.
RECOMMENDED ACTION: Adopt Resolution 326-2002.
21. Transportation Department recommending Resolution acknowledging, but rejecting at this time, Irrevocable Offer of Dedication (IOD 2002-29) from U.S. Home Corporation for a drainage easement located on the easterly portion of Lot 40 in Promontory Village Unit 3 in El Dorado Hills.
RECOMMENDED ACTION: Adopt Resolution 327-2002.
22. Transportation Department requesting authorization and ratification of the filing of applications for 2004/2005 Hazard Elimination Safety (HES) Program funding for various highway improvement projects.
RECOMMENDED ACTION: Approve.
23. Transportation Department recommending Agreement PSS280 with Counihan Consulting Engineering not to exceed \$35,000 for term to expire December 15, 2003 for services on an "as needed" basis for engineering, formation and administration of Mello-Roos Community Facilities Districts; and Statement of Findings related to County Charter Section 210(b)(6).
RECOMMENDED ACTION: Recommended action revised to continue to January 14, 2003.

24. Transportation Department recommending Notice of Completion for the Cascade Erosion Control Project 95156 under contract to Thomas Haen Company, Inc.
RECOMMENDED ACTION: Authorize Chair to sign.
25. Transportation Department recommending Agreement with URS Corporation dba URS Corporation Americas for a one year term in an amount not to exceed \$150,000 for "as needed" assistance with planning and design of erosion control/water quality projects in the Tahoe Basin in conjunction with the Environmental Improvement Program.
RECOMMENDED ACTION: Authorize Chair to sign.
26. Planning Department recommending Amendment 001 to Agreement PLS-01-05 with Jones and Stokes Associates, Inc. extending the term to June 30, 2003 for "as needed" environmental impact assessment services.
RECOMMENDED ACTION: Authorize Chair to sign.
27. Planning Department recommending Amendment 004 to Agreement PLS-00-05 with EDAW, Inc. extending the term to June 30, 2003 for "as needed" environmental impact assessment services.
RECOMMENDED ACTION: Authorize Chair to sign.
28. Planning Department recommending Amendment 005 to Agreement PLS-00-04 with Pacific Municipal Consultants extending the term to June 30, 2003 for "as needed" environmental impact assessment services.
RECOMMENDED ACTION: Authorize Chair to sign.
29. Human Resources Department recommending Resolution defining and implementing a 2.5 percent County contribution to deferred compensation effective January 2003 on behalf of eligible Unrepresented Management employees who have 10 or more years of service.
RECOMMENDED ACTION: Adopt Resolution 328-2002.

BHS D(n)Ba(n)

30. Human Resources recommending Resolution implementing new rates for the classes affected by El Dorado County Charter Section 504, "Sheriff's Salary Limitation".
RECOMMENDED ACTION: Adopt Resolution 329-2002.
31. Supervisor Baumann recommending December 15, 2002 and each December 15 thereafter be proclaimed Bill of Rights Day in El Dorado County.
RECOMMENDED ACTION: Adopt Proclamation.
32. Supervisor Baumann recommending Certificate of Compliance for Hazel Talbert for a portion of Assessor's Parcel 078-210-05.
RECOMMENDED ACTION: Approve.
33. Supervisor Solaro recommending Tim Holcomb be appointed Acting Assessor effective December 7, 2002 for the remainder of the Assessor's unexpired term.
RECOMMENDED ACTION: Approve.
34. Supervisor Solaro recommending salary range increase to Step 5 for Interim Chief Administrative Officer.
RECOMMENDED ACTION: Approve. **Continued off calendar**
upon adoption of the Agenda. HBDBaS
35. Supervisor Solaro recommending Certificate of Recognition for Wally Newberry, County Office of Education, for 43 years of service in California's public schools.
RECOMMENDED ACTION: Approve.
36. General Services Department recommending Resolution ratifying results of the mailed ballot election on a special tax for County Service Area 009, Francisco Oaks Drainage Zone of Benefit 98368 for drainage maintenance and improvement services for said Zone.
RECOMMENDED ACTION: Adopt Resolution 330-2002.

BOARD ACTION - Consent Calendar approved with the exception of items 23 and 34 as noted, with items 17 and 29 held off for separate action, and with the addition of Department Matters 52, 56, 62, 64, 65 and 68 for approval. DBBaHS

END CONSENT CALENDAR

PRESENTATION by the Christmas Tree Growers Association.

PRESENTATION honoring John Winner who is retiring as the Assessor of El Dorado County. BHDBaS

PRESENTATION honoring retiring El Dorado County Sheriff, Hal Barker. BHDBaS

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. Hearing to consider adoption of Resolution **331-2002** approving the Capital Improvement Plan and Development Impact Fees for Pioneer Fire Protection District.

BOARD ACTION - Hearing no protests, Resolution 331-2002 adopted. DHBBaS

51. Superior Court recommending the implementation of a \$5 civil filing fee increase effective January 1, 2003 for a Superior Court children's waiting room; and establishing a special fund to be designated as the Children's Waiting Room Fund pursuant to Government Section 26826.3.

BOARD ACTION - Approved. BHDBaS

52. Public Health Department recommending Chair be authorized to sign Agreement 264-**PHD0502** with the City of South Lake Tahoe for compensation to the County in the amount of \$115,000 for the term July 1, 2002 through June 30, 2003 for Animal Control Services to the City; and authorizing the Director of said Department to execute any necessary amendments for same, not to include extending the term or a change in funding. *(For Policy Consideration of the Board of Supervisors)*

ADDED TO CONSENT CALENDAR: Approved. DBBaHS

53. District Attorney recommending adoption of Resolution **332-2002** authorizing the District Attorney to execute the Grant Award Agreement, including any extensions or amendments thereof, with the Department of Justice in the amount of \$39,913 for the term July 1, 2002 through June 30, 2003 for the Spousal Abuser Prosecution Program. *(For Policy Consideration of the Board of Supervisors)*
BOARD ACTION - Resolution 332-2002 adopted. BHDBaS
54. Sheriff Department recommending Budget Transfer 23061 transferring \$272,000 from the Asset Seizure Fund to the Sheriff's Operating Budget for one-time-only-purchases. (4/5 vote required) (Interim Chief Administrative Officer recommending deferral until more complete information regarding the County's financial position is available.)
BOARD ACTION - Approved. DBBaHS
55. Sheriff Department recommending Budget Transfer 23060 transferring \$6,815 from Contingency to the Sheriff's Budget for search and rescue expenses incurred by Inyo County on behalf of an El Dorado County resident. (4/5 vote required) (Interim Chief Administrative Officer recommending deferral until more complete information regarding the County's financial position is available.)
BOARD ACTION - Budget Transfer not approved; Sheriff's Department directed to absorb this cost. DBaBHS
56. Sheriff Department recommending Chair be authorized to sign Amendment 001 to Agreement 338-S0211 with National Medical Services, Inc. increasing compensation to an amount not to exceed \$45,000 and extending the term through October 31, 2003 for forensic and toxicology services for the Coroner's Section; and authorizing Auditor/Controller to pay bills for services provided between November 1, 2002 to date. *(For Policy Consideration of the Board of Supervisors)*
ADDED TO CONSENT CALENDAR: Approved. DBBaHS

57. General Services Department recommending Chair be authorized to sign Agreement 364-S0311 with the El Dorado Arts Council in an amount not to exceed \$80,000 for the term July 1, 2002 through June 30, 2003 for promotional services to encourage participation in the arts.

BOARD ACTION - Continued to **January 14, 2003**. DBaBHS

58. Agricultural Commissioner recommending the following pertaining to the 2003 Harvest Fair:

(1) Authorize Commissioner to negotiate the terms of the Harvest Fair contract and execute same with the County Fair Association in an amount not to exceed \$30,000 (any modifications negotiated will be reviewed by County Counsel and Risk Management prior to the signing of same);

(2) Authorize Chair to sign a letter to the County Fair Association commending same for its cooperation, and requesting evaluation of the roles of the two agencies for future Harvest Fairs;

(3) Authorize Commissioner to reimburse Harvest Fair staff for meals, beverages, and other expenses associated with said Fair from September 8 - 14, 2003; and

(4) Authorize Commissioner to purchase tickets to the 2003 Harvest Fair Kick-Off Event presented by the Kiwanis Club of Placerville held on the Friday before the Harvest Fair (said tickets to be used as complimentary gifts to selected sponsors). (Continued 12/3/02, Item 11)

BOARD ACTION - Approved.

BHDBaS

59. Auditor/Controller recommending Chair be authorized to sign Amendment 003 to Agreement 093-S0111 with John F. Warden Jr., CPA, for the El Dorado County Housing Authority, to include procedures required by the U.S. Department of Housing and Urban Development. (Continued 12/3/02, Item 64)

BOARD ACTION - Approved.

DBBaHS

60. Auditor/Controller recommending the Board approve the establishment of a new Social Services Trust Shortage Fund; and Chair be authorized to sign Budget Transfer 23063 transferring \$958,074 from General Fund Contingency to the new Fund. (4/5 vote required) (Interim Chief Administrative Officer recommending action be deferred until more complete information regarding the County's financial position is available.)

BOARD ACTION - County Counsel requested to accelerate his research on the matter and report back to the Board on **January 7, 2003**. BHDBaS

A motion to set aside in a trust fund the amount of money in question (\$958,074) until the Board can determine what to do, **failed**. BaD B(n)H(n)S(n)

61. General Services Department recommending award of Request for Proposal (RFP) 03-918-023 to New Morning Youth and Family Services of Placerville in the amount of \$87,925 to promote safe and stable families in the County; and Chair be authorized to execute the Agreement upon approval by County Counsel and Risk Management.

BOARD ACTION - Approved with clarification that the amount of the Agreement (and grant award) is \$124,865. BaHDBS

62. Transportation Department recommending Amendment 003 to Agreement PSS152 with Quincy Engineering, Inc. increasing the hourly rate and extending the term for two years for the preparation of a Project Report and Environmental Document for the U.S. Highway 50/Missouri Flat Road Interchange; and Chair be authorized to sign subject to minor modifications and approval by County Counsel and Risk Management.

ADDED TO CONSENT CALENDAR: Approved. DBBaHS

63. Transportation Department recommending Amendment 002 to Agreement PSS154 with CH2M Hill, Inc. amending the Scope of Work, Compensation for Services, Notice to Parties and Administrator Articles, and extending the term to December 31, 2003 for construction plans, specifications and an engineer's cost estimate for the El Dorado Hills Boulevard/Latrobe Road/U.S. Highway 50 Interchange Phase 001 Improvement Project; and Chair be authorized to sign subject to minor modifications and approval by County Counsel and Risk Management.
BOARD ACTION - Approved. DBBaHS
64. Planning Department submitting Final Map for Francisco Oaks (TM88-1130) in the El Dorado Hills area; and recommending Chair be authorized to sign the Agreement to Make Subdivision Improvements with Francisco Oaks, LLC.
ADDED TO CONSENT CALENDAR: Approved. DBBaHS
65. Human Resources Department recommending adoption of a new Board of Supervisors Policy E-5, "County Policy Prohibiting Discrimination, Harassment, and Retaliation, and Reporting and Complaint Procedure"; and said Department staff be directed to initiate mandatory training for all elected and appointed officers and employees in the provisions of the new Policy.
ADDED TO CONSENT CALENDAR: Approved. DBBaHS
66. Human Resources Department and Risk Management recommending the Board receive and file the Health Benefits Long Range Options Status Report on the progress of the Health Plan Advisory Committee's research into long range options for the health benefits program.
BOARD ACTION - Received and filed. BHDBaS

67. Administration recommending adoption of Resolution **318-2002** redistributing property tax for Local Agency Formation Commission (LAFCO) Project 00-06, annexation of Hansen (Oak View) property (APNs 103-030-021 and 103-030-121) to the El Dorado Hills Community Services District; said boundary change will be considered by LAFCO at a later date. (Continued 12/3/02, Item 23)
BOARD ACTION - Resolution 318-2002 adopted. HBDBaS
68. Supervisor Baumann requesting Board consider formally stating its conceptual approval of the efforts to improve the paramedic services in the rural areas of the County.
ADDED TO CONSENT CALENDAR: Approved. DBBaHS

BOARD OF SUPERVISORS CONVENED AS THE AIR QUALITY MANAGEMENT DISTRICT BOARD TO CONSIDER THE FOLLOWING:

69. Chair be authorized to sign Amendment 002 to Agreement 008-AA-02/03-11 with Sierra Research, Incorporated increasing compensation by \$50,000 to an amount not to exceed \$115,000 for ongoing consultant support.
BOARD ACTION - Approved. DBBaHS

AIR QUALITY DISTRICT BOARD ADJOURNED.

BOARD OF SUPERVISOR DEPARTMENT MATTERS

70. (Refer Agenda Addendum attached.)
71. (Refer Agenda Addendum attached.)

TIME ALLOCATION - 10:00 A.M.

80. Hearing to consider the transfer of ownership of real property commonly known as St. Patrick's Food Kitchen located at 1868 Broadway, Placerville, California (APN 049-350-19) to the Roman Catholic Bishop of Sacramento; authorization for Chair to execute the Grant Deed and all associated escrow documents necessary to complete said transaction; and direction to Auditor/Controller to release a check in the amount of \$356.60 to the General Services Department payable to Old Republic Title Company, which represents the County's portion of the closing costs associated with said property transfer.

BOARD ACTION - Hearing no protests, recommended actions approved. BHDBaS

TIME ALLOCATION - 11:00 A.M.

81. Administration recommending the following pertaining to Retiree Health Defined Contribution Program funding options:

(1) Adopt the current budget approach to funding said Program set forth as Option 1-A in the Risk Management Report dated November 14, 2002, together with attachments setting forth funding options prepared by Mercer Human Resources Consulting;

(2) Establish a new audited sub-fund within the Risk Management Internal Service Fund to account for and hold the funds involved; and

(3) Direct Risk Management to compute annual cost applied charges to departments for said Program and recommend these charges annually to the Board of Supervisors during the budget process. (Continued 11/26/02, Item 52)

BOARD ACTION - Interim CAO's recommendations approved with the exception of funding Option 1-A which was replaced with Funding Mechanism F2, "20-year amortization of current retiree + active EPBO and add APBO of new entrants each year", effective July 1, 2003.

BaDB H(n)S(n)

TIME ALLOCATION - 11:30 A.M.

PRESENTATION of Certificate for retired California Highway Patrol Officer James Ammons. HDBaBS

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATION - 2:00 P.M.

90. Hearing to consider adoption of Resolution **320-2002** to establish a new Agricultural Preserve (No. 288/Williamson Act Contract 02-09) in the El Dorado area (District II), and Ordinance **4617** to rezone (Z02-12) subject 38.93 acres (APN 092-030-29) from RA-40, Residential Agricultural Forty-acre to AE, Exclusive Agricultural, requested by Andrew and Elizabeth Standeven. (Continued 12/2/02, Item 90)

BOARD ACTION - Board adopted the Negative Declaration as prepared, adopted Resolution 320-2002, and adopted Ordinance 4617; and gave direction to staff to not bring any more Williamson Act contracts to the Board until the County has improved the process for the County and for the property owners. BaBDHS

Note: In the discussion, Supervisor Baumann advised that the County will be looking at the process and addressing the issue of setbacks and the impacts of same on adjoining properties and what can be done to mitigate those impacts.

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

December 10, 2002 - 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 Section cited:

Section 54956.9(a), Existing litigation:

- El Dorado County vs Atlanta Precision Molding, dba California Precision Molding, El Dorado County Superior Court Case PC20020682;
No action reported.
- El Dorado County vs First Federal Properties, Inc., a Nevada Corporation, et al, El Dorado County Superior Court Case Nos. PC20000299, PC20000303, and PC20000305 (Consolidated under Case No. PC 20000299); and
BOARD ACTION - On a unanimous vote, the Board authorized the filing of an interlocutory appeal on the orders relating to the participation and interests of First Federal Properties, Inc., in this litigation if the order is couched in such terms as does allow for an interlocutory appeal and would also authorize a request for a stay in the proceedings pending such an appeal if one is filed.
- Wesley Hagstrom and Suzanne Hagstrom vs County of El Dorado, El Dorado County Superior Court Case PC20010599.
No action reported.

Section 54957.6, **Conference with Labor Negotiator:**

- County Negotiator: Chair of the Board of Supervisors
Unrepresented Employee: Chief Administrative Officer
BOARD ACTION - Refer Agenda Item 71 on Agenda Addendum
No. 1 attached.

Section 54957, **Public Employee Appointment:**

- Title: Chief Administrative Officer
BOARD ACTION - Acting in open session, the Board
appointed James M. Bourey to the position of Chief
Administrative Officer with Mr. Bourey's first day of
employment to be January 6, 2003. HDBaBS

Section 54956.8, **Conference with Real Property Negotiator:**

- This body will hold a closed session to give
instructions to its negotiator regarding property
described as APN 107-020-18. The person or persons
with whom the negotiator may negotiate: El Dorado
Hills Community Services District. Instructions to
negotiator will concern both price and terms of
payment.
No action reported.
- This body will hold a closed session to give
instructions to its negotiator regarding real property
described as APN 067-260-52, 400 Green Valley Road.
The person or persons with whom the negotiator may
negotiate is Brilor Enterprises, L.P., A California
Limited Partnership. Instructions to negotiator will
concern both price and terms of payment.
No action reported.