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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, April 8, 2003 - 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

HELEN K. BAUMANN
Second District
Chairman

RUSTY DUPRAY
First District
First Vice Chairman

CARL BORELLI
Third District
Second Vice Chairman

CHARLIE PAINE
Fourth District

DAVID A. SOLARO
Fifth District

Clerk of the Board
Dixie L. Foote

Chief Administrative Officer
James M. Bourey

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.

A copy of the Board of Supervisor's agenda packet (which includes supporting documents) is available for viewing in the lobby of Building A, 330 Fair Lane, Placerville.

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
FOLLOWED BY CHAIRMAN'S REMARKS ON THE PASSING
OF SUPERVISOR CARL BORELLI ON APRIL 6, 2003.**

CLOSED SESSION REPORTS

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

At this time the Board will make any necessary additions, deletions or corrections to the Agenda; determine matters to be added to or removed from the Consent Calendar; and with one motion, adopt the Agenda and approve the Consent Calendar.

BOARD ACTION - Agenda adopted with items 57 and 64 continued to April 29, 2003; and Consent Calendar approved with items 3 and 17 pulled off for separate action, and Department Matters 51, 53 and 55 added for approval. DSBaP

CONSENT CALENDAR

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of Regular Meeting of April 1, 2003.

RECOMMENDED ACTION: Approve.

2. Releases of Lien (on file with Clerk)

RECOMMENDED ACTION: Authorize Chairman to sign.

3. Public Health Department recommending issuance of a letter of support and collaboration with the El Dorado Union High School District in obtaining a California Attorney General and Department of Education Schools and Community Policing Partnership Grant.

RECOMMENDED ACTION: Approve in concept and authorize the Director of said Department to execute any necessary agreements with the participants following approvals per County Policy. SPDBa

4. Social Services Department recommending Agreement 619-S0311 with James and Mildred Russ dba Sun West Building Services in an amount not to exceed \$16,440 for a one year term for janitorial services at said Department's three leased facilities in South Lake Tahoe.

RECOMMENDED ACTION: Authorize Chairman to sign.

5. Community Services Department recommending Resolution approving a one-time increase of \$3.00 per day in each category of fees charged by the Senior Day Care Center effective July 1, 2003 to help offset increased program costs projected for fiscal year 2003/2004.
RECOMMENDED ACTION: Adopt Resolution 073-2003.
6. Community Services Department recommending Addendum to the Statement of Assurances submitted with the County's 2003/2004 Community Development Block Grant (CDBG) Application which includes updated language that constitutes a certification that the County is not on the federal debarred list; said Addendum is required for the 2003/2004 CDBG Housing Acquisition Application to remain valid and under consideration for funding.
RECOMMENDED ACTION: Authorize Chairman to sign.
7. General Services Department recommending award of Request for Proposal 03-918-074 for the Brown Bag Program to the Food Bank of El Dorado County requested by the Community Services Department. (Non-General Fund)
RECOMMENDED ACTION: Authorize Chairman to execute a one year Agreement for said Program upon approval by County Counsel and Risk Management.
8. General Services Department, on behalf of Supervisor Paine recommending Funding Agreement 654-S0311 with Georgetown Divide Recreation District in the amount of \$100,000 in Community Enhancement Funds for a term to expire December 31, 2004 for renovation of the Bayley House to its original condition and to preserve and rehabilitate it as an area museum, library and cultural center for public use.
RECOMMENDED ACTION: Authorize Chairman to sign.
9. General Services Department submitting report on the emergency status of the replacement of a control panel at the South Lake Tahoe Jail.
RECOMMENDED ACTION: Receive and file.

10. General Services Department recommending Resolution approving Amendment 002 to the Records Disposition Schedule for the Board of Supervisors Department.
RECOMMENDED ACTION: Adopt Resolution 074-2003.
11. General Services Department recommending one ice machine, currently located in the cafeteria in Building "A", be declared surplus property.
RECOMMENDED ACTION: Approve, and declare the Veterans of Foreign Wars, Post No. 10165, as a community organization engaged in the pursuit of public purposes; and donate said ice machine to same for use in its facility located at 130 Placerville Drive.
12. General Services Department recommending Darrell E. "Gene" Bell be appointed to the Placerville Airport Advisory Committee.
RECOMMENDED ACTION: Approve appointment.
13. General Services Department recommending Resolution authorizing the Director of said Department to execute an application and all assurances for Federal Aviation Administration funding to rehabilitate existing runway 16-34 at the Georgetown Airport.
RECOMMENDED ACTION: Adopt Resolution 075-2003.
14. General Services Department recommending Resolution authorizing the Director of said Department to execute an application and all assurances for Federal Aviation Administration funding for the construction of a security fence at the Placerville Airport.
RECOMMENDED ACTION: Adopt Resolution 076-2003.
15. General Services Department recommending Resolution authorizing the Director of said Department to execute an application and all assurances for Federal Aviation Administration funding for the Placerville Airport Layout Plan Update Study.
RECOMMENDED ACTION: Adopt Resolution 077-2003.
16. District Attorney recommending April 6 - 12, 2003 be proclaimed as Victims' Rights Week.
RECOMMENDED ACTION: Adopt Proclamation.

17. Sheriff Department recommending the Chairman and Sheriff be authorized to sign letters of support for an application for a Community Policing Grant from the State Department of Education for the El Dorado High School District.
RECOMMENDED ACTION: Approve. SPDBa
18. Transportation and Environmental Management Departments requesting additional time to monitor on-going budget developments and conduct further research and investigation on the funding for National Pollution Discharge Elimination System (NPDES) requirements. (Referred 3/4/03, Item 57)
RECOMMENDED ACTION: Approve.
19. Transportation Department recommending Resolution summarily vacating (AOE2003-06) two five-foot wide public utilities easements on the southeasterly boundary line of Lot 10 and the northwesterly boundary line of Lot 11 in Windsor Point in El Dorado Hills, requested by Suncrest Homes 22, LLC.
RECOMMENDED ACTION: Adopt Resolution 078-2003.
20. Transportation Department recommending Resolution summarily vacating (AOE2003-07) public utilities easements located along the northwesterly and southwesterly boundary lines of Lot 51, and the southwesterly and southeasterly boundary lines of Lot 52 in Windsor Point in El Dorado Hills, requested by Suncrest Homes 22, LLC.
RECOMMENDED ACTION: Adopt Resolution 079-2003.
21. Transportation Department recommending Resolution summarily vacating (AOE2003-09) a ten-foot wide public utilities easement located on the southerly boundary line of Lot 269 in Ridgeview Village Unit 005 in El Dorado Hills, requested by Christopher and Judith Holbrook.
RECOMMENDED ACTION: Adopt Resolution 080-2003.

22. Transportation Department recommending Resolution summarily vacating (AOE2003-11) a ten-foot wide public utilities easement along the northerly boundary line of Lot 64 in Stoneridge Village in El Dorado Hills, requested by Kevin and Stacey Koschik.
RECOMMENDED ACTION: Adopt Resolution 081-2003.
23. Transportation Department recommending Amendment 001 to Agreement 639-S0210 with James and Millie Russ dba Sun West Building Services in an amount not to exceed \$10,680 for a term to expire May 31, 2004 for janitorial services for said Department's South Lake Tahoe Engineering Office.
RECOMMENDED ACTION: Authorize Chairman to sign.
24. Transportation Department recommending the following changes to securities for the West Hassler Road Improvement Agreement (TM90-1224):
- (1) Release Performance Bond 74012041838977 in the amount of \$21,091.00;
- (2) Accept a "Change Rider" to the previously posted Payment Bond 74012041838977 reducing the amount from \$210,910 to \$105,455 and release in six months after acceptance if no claims are made; and
- (3) Accept Maintenance Bond 74012041838977 in the amount of \$21,091 and release one year after acceptance if no defect or warrantee claims are made.
RECOMMENDED ACTION: Approve.
25. Transportation Department recommending the following pertaining to the Latrobe Road Widening Project 72335:
- (1) Approve and authorize the Chairman to sign the Right of Entry-Long Form for a portion of APN 107-010-16 owned by Auburn Manor, Inc.; and
- (2) Authorize payment of interest on the amount of just compensation to be paid by the County upon settlement with the property owners as specified in the Right of Entry - Long Form.
RECOMMENDED ACTION: Approve.

26. Transportation Department recommending Purchase and Sale Agreement with El Dorado Hills Investors, Ltd. in the amount of \$48,291.68 for the right of way acquisition of a portion of APN 108-490-22 for the Latrobe Road Widening Project 72335.
RECOMMENDED ACTION: Authorize Chairman to sign Agreement and Certificates of Acceptance for the Deeds associated with same and Director of said Department or his designee to execute escrow instructions and other related escrow documents pertaining to same, including the payment of escrow fees.
27. Supervisor Dupray recommending Geoff Miller be appointed as the District I representative to the Local Disaster Council for a term to expire January, 2007.
RECOMMENDED ACTION: Approve appointment.
28. Supervisor Paine, on behalf of Bill Berger, District Manager for Georgetown Divide Recreation District, recommending waiver of fees associated with Building Permit Application 146176 for construction projects for the Bayley House Park.
RECOMMENDED ACTION: Approve.
29. Supervisor Paine, on behalf of Irving Marks, recommending the County Surveyor be directed to prepare and have recorded conditional Certificates of Compliance, with no required conditions, for APNs 325-05-02 (1.00 acre) and 325-050-03 (1.34 acre).
RECOMMENDED ACTION: Approve.
30. Supervisor Paine recommending appointment of Robert Villalobos and reappointment of Jack Thomas, Graham Ranken and Albert Willis to the Kelsey Cemetery Commission for terms to expire January 2007.
RECOMMENDED ACTION: Approve appointments.
31. Supervisor Solaro recommending Proclamation to honor the 20-Year Celebration of the South Lake Tahoe Branch Library and Special Letters of Acknowledgment to Patricia Amundson and Doug Madden for their services to the Library.
RECOMMENDED ACTION: Approve.

32. Supervisor Solaro recommending letter to Governor Gray Davis in opposition of the proposed Child Care Realignment in the State budget.

RECOMMENDED ACTION: Authorize Chairman to sign.

33. Supervisor Solaro recommending acceptance of donations to the Child Abuse Prevention Council in the amount of \$3,300 and designation of said funds for the Council's use.

RECOMMENDED ACTION: Approve.

END CONSENT CALENDAR

OPEN FORUM

CAO REPORTS/COMMENTS

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. Agriculture, Weights and Measures Department recommending adoption of Resolution **082-2003** designating said Department as the local agency responsible for the Vine Mealybug Program; and adoption of the Vine Mealybug Action Plan to control the current population, and to provide early detection, delimitation of the infestation, a management program for growers, and eradication of this infestation when it is found in the County.

BOARD ACTION - Approved.

PSD Ba(abstain)

51. Public Health Department recommending Budget Transfer 23168 increasing estimated revenue and expenditure appropriations in the amount of \$89,250 for fiscal year 2002/2003 Alcohol/Drug Treatment and Prevention Programs due to an increase in Perinatal Drug Medi-Cal funding from the State. (4/5 vote required)
ADDED TO CONSENT CALENDAR: Approved. DSBaP
52. General Services Department recommending a procurement procedure be established for pre-paid training vouchers and Purchasing Agent be directed to incorporate said procedures into the Purchasing Ordinance.
BOARD ACTION - Staff's recommendations approved. SPDBa
53. General Services Department recommending Budget Transfer 23172 transferring \$4,450 from estimated revenue to the El Dorado County Historical Museum operating budget to fund the one-time costs related to the restoration of an antique sheepherder's wagon. (4/5 vote required)
ADDED TO CONSENT CALENDAR: Approved. DSBaP
54. General Services Department recommending Budget Transfer 23173 increasing estimated revenue by \$120,000 in grant funding from the State Department of Parks and Recreation, Off-Highway Motor Vehicle Recreation Division. (4/5 vote required)
BOARD ACTION - Approved. PBaDS
55. General Services Department recommending Chairman be authorized to sign Amendment 001 to Agreement 415-S0311 with IPM Biocare, Inc. extending the term to May 15, 2003 for the installation of netting for the formulation of a proper control strategy for swallows at Building A and the Agriculture Building.
ADDED TO CONSENT CALENDAR: Approved. DSBaP

56. Sheriff recommending the Board appoint an Anti-Terrorism Approval Body (Approval Authority) to approve the distribution of Federal Homeland Security funds pursuant to the California Homeland Security Funding Plan; and Chairman and Sheriff be authorized to sign all documents needed by the California Homeland Security Office for receipt of funds in the amount of \$171,829.00.

BOARD ACTION - Board approved staff's recommendations, and appointed the following to the Approval Authority:

- (1) Miles Julihn, Emergency Management Services Agency Administrator as the designee of the County Public Health Officer.
- (2) Chief Rick Todd representing the County Fire Chief or Chief of Fire Authority.
- (3) Chief Mike Chandler, South Lake Tahoe Fire Department.
- (4) Sheriff Jeff Neves
- (5) Chief Steve Brown, Placerville Police Department.
- (6) Jon Morgan, Director of County Environmental Management Department. PSDBa

57. Environmental Management Department recommending Board waive reading, read by title only, and introduce Ordinance amending Section 8.44.010(P) and 8.44.010(Q) of Chapter 8.44 of Title 8 of the El Dorado County Ordinance Code pertaining to naturally occurring asbestos and dust protection; and schedule same for adoption on **April 29, 2003**.

BOARD ACTION - Upon adoption of the Agenda, the Board continued introduction of the Ordinance to **April 29, 2003**. DSBaP

58. Transportation Department recommending adoption of Resolution **083-2003** amending Authorized Personnel Allocation Resolution 246-2002 **adding** one Associate Engineer position and one Principal Engineering Technician position; and recommending the addition of computers, systems furniture and vehicles for said positions and for the seasonal positions approved by the Board on March 18, 2003.

BOARD ACTION - Continued **off calendar**.

DPBaS

59. County Counsel recommending adoption of Resolution **084-2003** authorizing School Districts and Community College Districts under the jurisdiction of the Superintendent of Schools of El Dorado County to issue and sell bonds on their own behalf without requiring the County to act as issuer of the bonds.

BOARD ACTION - Resolution 084-2003 adopted as amended to apply **only** to the **Gold Trail Union School District** and **only** for its issuance of general obligation bonds approved by the voters in that District on November 5, 2002 to finance various modernization projects and construction of a new gymnasium. PDBaS

60. Administration recommending establishment of a County Charter Review Committee consisting of a subcommittee of two Board members, or one member and one alternate from each Supervisorial District, with the goal of having proposed Charter amendments on the March 2004 Primary Election ballot; and direction to the Chief Administrative Officer to return to the Board with a proposed budget for said Committee.

BOARD ACTION - Continued to **April 29, 2003**, for additional information from the CAO, including the timeline for placing proposed amendments on the March 2004 Primary Election ballot, and for determination by the Board of the type and composition of a review committee and appointment of members accordingly.

SPDBa

61. Administration recommending approval of the Health Insurance Portability and Accountability Act (HIPAA) Notice of Privacy Practices, with an effective date of April 14, 2003, and the accompanying Acknowledgment of Receipt form, and direction to publicize said Notice on the County public-access webpage and to distribute to all departments to provide information about the County's privacy practices in compliance with HIPAA.

BOARD ACTION - Approved.

SPDBa

62. Adoption of Ordinance **4626** prohibiting the intentional disruption of motion picture or television production in the County. (Introduced 4/1/03, Item 61)
BOARD ACTION - Ordinance 4626 adopted. DSBaP
63. Introduction of Ordinance **4627** prohibiting parking upon or alongside the portion of the Cosumnes River Bridge lying within the boundaries of El Dorado County and/or State Highway 49 for a distance of one mile immediately preceding said Bridge. (Continued 4/1/03, Item 62)
BOARD ACTION - Board waived reading, read by title only and introduced Ordinance 4627 for adoption on **April 29, 2003**. DPBaS
64. Administration reporting on whether the County should seek an outside expert to conduct an audit or review of Social Services Department trust funds that remain unreconciled. (Referred 1/7/03, Item 55)
BOARD ACTION - Upon adoption of the Agenda, this matter was continued to **April 29, 2003** at the request of the CAO. DSBaP
65. Supervisor Dupray recommending the Board modify the previously adopted budget priorities to include library services as a high priority in the 2003/2004 budget.
BOARD ACTION - Approved. DBaPS
66. Supervisor Solaro recommending the Board's nominee for recipient of a \$2,000 college scholarship being awarded by the Sacramento Area Commerce and Trade Organization (SACTO). (Continued 4/1/03, Item 15)
BOARD ACTION - Board selected Jamal Benhamida Of Oak Ridge High School as its nominee. SBaDP

BOARD OF SUPERVISORS RECESSED AND CONVENED AS THE EL DORADO COUNTY AIR QUALITY MANAGEMENT DISTRICT BOARD OF DIRECTORS TO CONSIDER THE FOLLOWING:

70. Environmental Management Department recommending Chairman be authorized to sign a letter to California and Federal agencies regarding naturally occurring asbestos issues in California.
BOARD ACTION - Approved. DPBaS
71. Environmental Management Department recommending Director Dupray, a current member of the Sacramento Area Council of Governments, be appointed to participate on the State Implementation Plan Update Oversight Committee.
BOARD ACTION - Approved. SPDBa
72. Environmental Management Department recommending contribution of funds in an amount not to exceed \$89,440 for expediting the State Implementation Plan (SIP) Update Process to avoid conformity lapse between the SIP and the Metropolitan Transportation Plan; and Chairman be authorized to sign Memorandum of Understanding with the Sacramento Metro Air Quality Management District for the development of a revised SIP for the Sacramento Federal Nonattainment Area.
BOARD ACTION - Approved. PSDBa
73. Environmental Management Department recommending adoption of Resolution **085-2003** amending Authorized Personnel Allocation Resolution 246-2002 **adding** one Air Quality Engineer position to manage several new long-term projects.
BOARD ACTION - Resolution 085-2003 adopted. DPBaS

DIRECTORS OF THE EL DORADO COUNTY AIR QUALITY MANAGEMENT DISTRICT ADJOURNED

TIME ALLOCATIONS - 10:00 A.M.

80. Presentation by the Child Abuse Prevention Council and adoption of Proclamation authorizing April as Child Abuse Prevention Month.

BOARD ACTION - Proclamation adopted.

SDBaP

81. Presentation by Bill Chernock, Executive Director of the Lake Tahoe Visitors' Authority, of the creative advertising campaign called "Blue" and highlights of the advantages of its extensive advertising for the western slope.

No action taken.

ITEMS TO/FROM SUPERVISORS**TIME ALLOCATIONS - 2:00 P.M.**

90. Hearing to consider adoption of Ordinance **4628** rezoning (Z02-16) property consisting of 3.76 acres in the El Dorado Hills Business Park from R&D, Research and Development to R&D-PD, Research and Development-Planned Development; and a development plan (PD02-03) to include four parcels (APN 108-274-03) encompassing the existing building footprints and one commonly owned lot for landscaping and parking, requested by SCC Properties.

BOARD ACTION - Hearing no protests, the Board adopted the negative declaration as prepared; waived reading, read by title only and adopted Ordinance 4628 rezoning subject property as requested; and approved the Planned Development; based on findings and subject to conditions proposed by the Planning Commission. DPBaS

91. Presentation by El Dorado Irrigation District on the Bass Lake Tank No. 2 (potable water tank), its environmental impacts, and its relation to the water supply for the western portion of the County.

No action taken.

The Board of Supervisors adjourned in memory of Supervisor Carl Borelli in recognition of his many years of service to the City of Placerville and County of El Dorado.

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

April 8, 2003 - 8:00 A.M.

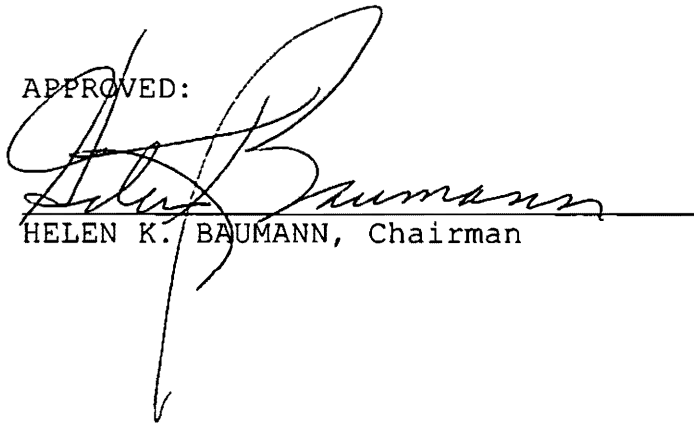
Board to meet in Closed Session to confer with or receive advice from Counsel on the following pursuant to Government Code Section cited:

Section 54956.9, Existing litigation:

- Claim of Booth vs County of El Dorado, Worker's Compensation Claim Settlement, WCAB SAC 252029/30, Claim 9600060.
No action reported.
- Claim of Madison vs County of El Dorado, Worker's Compensation Claim Settlement, WCAB Unassigned, Claim 9300213.
No action reported.

Board of Supervisors Meeting of April 8, 2003 attached hereto and approved by the Board on April 29, 2003.

APPROVED:



HELEN K. BAUMANN, Chairman

ATTEST:

Dixie L. Foote, Clerk of the Board

By 
Deputy Clerk