

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

April 29, 2003 - 8:00 A.M.

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

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**CLOSED SESSION**

**Anticipated litigation** pursuant to Government Code Section 54956.9(c) regarding initiation of litigation. Title: 77 Acre Fee-to-Trust Transaction in Shingle Springs by Bureau of Indian Affairs.

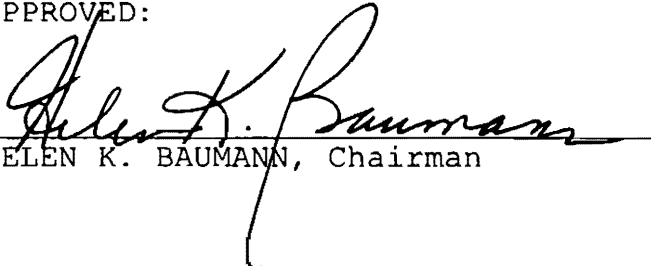
**No action reported.**

**Conference with Real Property Negotiator** pursuant to Government Code Section 54956.8 to give instructions to negotiator regarding real property described as APN 067-260-51. The persons with whom the negotiator may negotiate are Timothy C. and Karen E. Brandt. Instructions to negotiator will concern price and terms of payment.

**No action reported.**

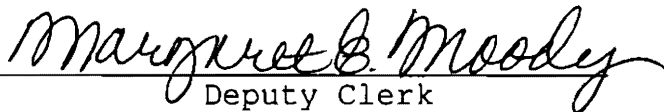
Board of Supervisors Meeting of April 29, 2003 attached hereto and approved by the Board on May 13, 2003.

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, April 29, 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

**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  
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 5, 62 and 73 continued to May 13, 2003; and Consent Calendar approved with the addition of Department Matters 63, 64, 65, 66 and 76 for approval, and with items 11, 13, 15, 21, 34, 42 and 43 pulled off for separate action. DPBaS

**CONSENT CALENDAR**

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of April 8, 2003.  
**RECOMMENDED ACTION:** Approve.
2. Community Services Department recommending Agreement 03-75070 with the State Department of Health Services in the amount of \$1,000,000 for the term July 1, 2003 through June 30, 2004 for claiming federal revenues for allowable Medi-Cal Administrative Activities.  
**RECOMMENDED ACTION:** Authorize Chairman to sign Agreement and accompanying Certification Statements and Director of said Department to execute further documents relating to same, including amendments that do not alter dollar amount or term.
3. Child Support Services recommending Amendment 001 to Agreement 459-S0211 with American Eagle Attorney Service, Inc. in an amount not to exceed \$95,000 for the term April 30, 2002 through April 29, 2004 to provide service of process on an "as requested" basis for said Department. (Fully funded by State and Federal funds.)  
**RECOMMENDED ACTION:** Authorize Chairman to sign.

4. General Services Department recommending award of Request for Proposal 03-966-075 in an amount not to exceed \$63,240 to Dataprose of Benicia, California for the production and mailing of property tax bills. (General Fund is funding source)  
**RECOMMENDED ACTION:** Find it is more economical and feasible to "contract out" in accordance with County Ordinance Code 3.13, Section 3.13.030 and authorize Chairman to execute a one-year Agreement upon approval by County Counsel and Risk Management.
  
5. General Services Department recommending award of Bid 03-207-090 for Hewlett Packard toner and print cartridges for Central Stores.  
**RECOMMENDED ACTION:** Authorize blanket purchase order to Upstate Computers of Monroe, New York in the amount of \$100,000, including applicable sales tax, from said Department's Central Stores Inventory Budget and additional orders on an "as requested" basis if funding is available. **Continued to May 13, 2003**, upon adoption of Agenda. DPBS
  
6. 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.
  
7. General Services Department recommending Board exercise second option per terms of Lease Agreement 223-L9611 with Peggy A. Andruss Surber Revocable Trust for 3,700 square feet of office space located at 2808 Mallard Lane, Suites C and D, Placerville, for an additional two years commencing May 1, 2003 for the Mental Health Department. (Non-General Fund)  
**RECOMMENDED ACTION:** Approve.
  
8. General Services Department recommending Board exercise first option per terms of Lease Agreement 196-L9611 with Pioneer Plaza LTD for 7,567 square feet of office space at 344 Placerville Drive, Suites 12-20, Placerville, for an additional two years commencing June 1, 2003 for the Mental Health Department. (Non-General Fund)  
**RECOMMENDED ACTION:** Approve.

9. General Services Department recommending Board exercise last option to extend Lease Agreement 021-L9911 with Maureen L. Sample, Ronald E. Dosh, and Chrysan M. Dosh for 1,100 square feet of office space located at 520 Main Street, Placerville, for an additional one year commencing June 1, 2003 for District Attorney's Victim Witness Program. (Non-General Fund)  
**RECOMMENDED ACTION:** Approve.
10. General Services Department recommending Amendment 001 to Lease Agreement 625-L0211 with Douglas C. and Fredericka T. Hansen assigning said Lease to El Dorado County Community Health Center, a California non-profit Public Benefit Corporation effective May 1, 2003, for 2,000 square feet of office space located at 4327 Golden Center Drive, Suite 2, Placerville.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
11. General Services Department recommending Amendment 002 to Agreement 415-S0311 with IPM Biocare, Inc. increasing the amount by \$2,125 for a total amount not to exceed \$22,475 for the installation of netting for the formulation of a proper control strategy for swallows at Building A and the Agriculture Building. (Non-General Fund)  
**RECOMMENDED ACTION:** Authorize Chairman to sign. BPDS
12. General Services Department recommending Amendment 001 to Lease Agreement 115-L9911 with Richard F. Anderson and Cheryl L. Anderson for an additional 432 square feet of library space located at 6680 Orleans Street, Georgetown and extending the term commencing upon approval of said amendment including option for three additional one year terms. (No additional cost)  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
13. General Services Department recommending Amendment 001 to Agreement 174-S0211 with Jon Schleicher dba Hangtown Fire Control increasing compensation by \$20,000 and extension of the term for one additional year for service and inspection of fire suppression systems County-wide.  
**RECOMMENDED ACTION:** Authorize Chairman to sign. DPBS

14. General Services Department recommending Resolution approving Amended Records Disposition Schedule for the Risk Management Office.  
**RECOMMENDED ACTION:** Adopt Resolution 086-2003.
15. Auditor-Controller recommending the following pertaining to the TRAN (Tax and Revenue Anticipation Note) Program:
  - (1) Authorize Auditor-Controller to prepare and submit the program application for the 2003 California Statewide Pooled TRAns Program in an amount not to exceed \$25,000,000;
  - (2) Adopt the Local Agency Resolution authorizing the County's participation in the 2003 TRAN Program; and
  - (3) Direct that Treasurer/Tax Collector invest the proceeds of the TRAN in a separate and distinct pool and that investments be in conformance in all respects with El Dorado County's Investment Policy.  
**RECOMMENDED ACTION:** Approve and adopt Resolution 087-2003. PSDB
16. Auditor-Controller submitting Report of Allocations from the Supplemental Law Enforcements Funds (SLESF) for fiscal year 2001/2002.  
**RECOMMENDED ACTION:** Receive and file.
17. Auditor-Controller requesting authorization to remove the fixed assets outlined on Schedule A and B from the County's property records and restore to the property records those items listed on Schedule C.  
**RECOMMENDED ACTION:** Approve.
18. Assessor recommending Agreement for State-County Property Tax Administration Grant Program in the amount of \$302,795 for a term to expire June 30, 2004 to enhance the property tax administration system.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.

19. Probation Department recommending Resolution authorizing the Chief Probation Officer to submit the Juvenile Justice Crime Prevention Act Application to the State Board of Corrections for the County's Comprehensive Multi-agency Juvenile Justice Plan Modification.  
**RECOMMENDED ACTION:** Adopt Resolution 088-2003.
20. Environmental Management Department recommending Resolution designating the week of April 28 through May 4, 2003 as "Mosquito and Vector Control and West Nile Virus Awareness Week in El Dorado County".  
**RECOMMENDED ACTION:** Adopt Resolution 089-2003.
21. Agricultural Commissioner/Sealer of Weights and Measures announcing his intention to retire in mid-October 2003.  
**RECOMMENDED ACTION:** Direct Human Resources Department to immediately open recruitment process for said position with a start date of September 1, 2003. Board approved commencement of the open recruitment process but deferred the decision on the start date, i.e., whether there will need to be an overlap of the retiring and new Commissioner, until determination is made as to who the new Commissioner will be. BDPS
22. Agriculture/Weights and Measures Department recommending Memorandum of Understanding to establish the Lake Tahoe Basin Weed Coordinating Group to identify sites, develop responses and educate the public on invasive weed infestations.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
23. County Counsel submitting First Quarter Year 2003 Collection Report.  
**RECOMMENDED ACTION:** Receive and file.
24. Transportation Department recommending Agreement AGMT 03-167 with Dokken Engineering in an amount not to exceed \$40,000 for a term to expire April 8, 2005 for "as needed" planning and design services for said Department.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.



25. Transportation Department recommending Facility Relocation Agreement and Joint Use Agreement with Pacific Bell Telephone Company dba SBC California for the relocation of aerial utility facilities from the east side of Latrobe Road to the west side of Latrobe Road for the Latrobe Road Widening Project 72335.  
**RECOMMENDED ACTION:** Authorize Chairman to sign Agreements and Certificate of Acceptance for interest in real property being quitclaimed by SBC California to the County.
26. Transportation Department recommending Resolution for road closure and detour affecting a portion of Latrobe Road between White Rock Road and Golden Foothill Parkway (Entrance 1) or to Suncast Lane, depending on construction work, for the Latrobe Road Widening Project 72335.  
**RECOMMENDED ACTION:** Adopt Resolution 090-2003 to be in effect for twelve hour periods on Saturdays and Sundays (7:00 a.m. to 7:00 p.m.) and only on an "as needed" basis during the months May 1, 2003 through December 31, 2003.
27. Transportation Department recommending a Correctory Grant Deed for an easement located on APN 063-060-05-100 for right of way purposes from Thelma Marie Lawyer, Trustee, and J. Douglas Purrier, Trustee of the Thelma Marie Lawyer Trust, dated June 21, 1999 and J. Douglas Purrier to the County of El Dorado for the Wentworth Springs Road Widening Project 72330.  
**RECOMMENDED ACTION:** Approve and authorize the Chairman to sign the Certificate of Acceptance for same.
28. Transportation Department recommending Resolution summarily vacating (AOE2003-10) a ten-foot wide public utilities easement and to terminate an Irrevocable Offer for Dedication for a ten-foot wide drainage easement located on the westerly boundary line of Lot 61 in Cameron Ridge Unit No. 2, in Cameron Park, requested by Nile F. James and Barbara S. James.  
**RECOMMENDED ACTION:** Adopt Resolution 091-2003.

29. Transportation Department recommending Resolution accepting Irrevocable Offer of Dedication (IOD2003-12) from Serrano Associates, LLC for rights-of-way, including the underlying fee for road and public utilities purposes, on a segment of Serrano Parkway in El Dorado Hills.

**RECOMMENDED ACTION:** Adopt Resolution 092-2003.

30. Transportation Department recommending Resolution sanctioning the closure of Fairplay Road between Mt. Aukum and Perry Creek Roads and partial closure of Fairplay and Perry Creek Loop on Saturday, May 3, 2003 between 8:15 a.m. and 10:30 a.m. for the first annual "Fairplay Grape Stampede" fun run event.

**RECOMMENDED ACTION:** Adopt Resolution 093-2003.

31. Transportation Department recommending the following pertaining to Cameron Woods, Unit 7A (previously known and processed as Unit 7) Subdivision (TM87-1061):

(1) Accept improvements as complete;

(2) Adopt Resolution accepting the streets into the County Maintained Mileage System;

(3) Hold posted Certificate of Deposit (COD) 1829860 in the amount of \$31,979.59 to guarantee against any defective work, labor done or defective materials furnished, and release after one year if no defect or warrantee claims; and

(4) Hold posted COD 1835149 in the amount of \$140,000 and Memo Credit COD 1835644 in the amount of \$20,000 to guarantee payment to persons furnishing labor, materials, or equipment, and release after six months if no claims are made.

**RECOMMENDED ACTION:** Approve and adopt Resolution 094-2003.

32. Transportation Department submitting report on the emergency status of the replacement of the heating, ventilation and air conditioning unit at 2441 Headington Road.

**RECOMMENDED ACTION:** Receive and file.

33. Supervisors Dupray and Baumann recommending a letter to the Friends of the El Dorado County Veteran's Memorial asking that some of the Enhancement Funds provided to them be used to dedicate a flagpole and bronze plaque to Supervisor Carl Borelli.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
34. Supervisors Dupray and Baumann recommending ratification of an application for grant funds to the Housing and Community Development Agency for funding in the amount of \$800,000 for use in construction of the El Dorado Hills Library.  
**RECOMMENDED ACTION:** Approve, due to the application process and timeline not fitting into the Board schedule once the application eligibility criteria had been clarified. DPBS
35. Supervisors Dupray and Baumann recommending a letter of invitation to First Lady Laura Bush to officiate at the groundbreaking ceremonies for the El Dorado Hills Library.  
**RECOMMENDED ACTION:** Approve.
36. Supervisor Baumann recommending letter of support for the California State Off-Highway Motor Vehicle Registration (OHMVR) Grant Application packet being submitted by the Eldorado National Forest to the State for Summer and Winter Recreation Law Enforcement.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
37. Supervisor Baumann recommending April 2003 be proclaimed Victims' Rights Month in El Dorado County.  
**RECOMMENDED ACTION:** Adopt Proclamation.
38. Supervisor Baumann recommending the Board of Supervisors meeting scheduled for June 17, 2003 not be an off-site meeting.  
**RECOMMENDED ACTION:** Board of Supervisors meeting to be held in the Board Meeting Room, 330 Fair Lane, Placerville.

39. Supervisor Baumann recommending April 27 - May 3, 2003 be proclaimed "Volunteer Week" in El Dorado County.  
**RECOMMENDED ACTION:** Adopt Proclamation.
40. Supervisor Baumann recommending Proclamation honoring the Snowline Hospice volunteers.  
**RECOMMENDED ACTION:** Adopt Proclamation.
41. Supervisor Baumann recommending a one-year extension on Permit 137000 for a clubhouse for the Girl Scouts of American, Tierra del Oro Council.  
**RECOMMENDED ACTION:** Approve.
42. Supervisor Paine recommending May 5 - 11, 2003 be proclaimed Wildfire Awareness Week in El Dorado County and acknowledge the efforts of the El Dorado County Fire Safe Council.  
**RECOMMENDED ACTION:** Adopt Proclamation. PDBS
43. Supervisor Paine recommending May, 2003 be proclaimed Mental Health Month in El Dorado County.  
**RECOMMENDED ACTION:** Adopt Proclamation. PSDB
44. Supervisor Paine recommending Jack Weimer be appointed as a Mobilehome Owner representative to the Mobilehome Task Force.  
**RECOMMENDED ACTION:** Approve.
45. Supervisor Solaro recommending Resolution approving highway restrictions on State Routes 50 and 89 on Sunday, June 1, 2003 between Stateline through South Lake Tahoe and the County-line at Tahoma between the hours of 6:00 a.m. and 12:00 noon for the 12<sup>th</sup> Annual America's Most Beautiful Bike Ride.  
**RECOMMENDED ACTION:** Adopt Resolution 095-2003.
46. Supervisor Solaro recommending waiver of fees associated with Building Permit Application 145877 for the remodel of Station 6 of the Lake Valley Fire Protection District.  
**RECOMMENDED ACTION:** Approve.

47. County Service Area 002 appointment of Julie Bauer to Arrowbee Ranch Estates Zone of Benefit Advisory Committee (CSA 2, Zone 201).  
**RECOMMENDED ACTION:** Approve.
48. County Service Area 009 reappointment of Larry Anderson and Stan Butts to the Georgetown Cemetery Zone of Benefit Advisory Committee (CSA 9, Zone 3).  
**RECOMMENDED ACTION:** Approve.
49. County Service Area 009 appointments to various Road Zones of Benefit Advisory Committees as outlined in Agenda Transmittal dated April 17, 2003.  
**RECOMMENDED ACTION:** Approve.
50. County Service Area 009 Resolution setting a mailed ballot election for August 5, 2003 for establishment of a special tax for road maintenance and improvement services in anticipation of the formation of the Shadow Lane Road Zone of Benefit (CSA 9, Zone 98101).  
**RECOMMENDED ACTION:** Adopt Resolution 096-2003.
51. County Service Area 010 consideration of Amendment 001 to Agreement 081-AS-01/02-11 with Natural Reflections Video dba Foothill 5 Television increasing compensation by \$24,800 to an amount not to exceed \$39,356 and extending the term to April 30, 2004 for a continued public education campaign on refined motor oil through public service announcements.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
52. County Service Area 010 consideration of a Pre-Annexation Agreement with El Dorado Irrigation District (EID) which defines mutual obligations between the two entities if and when the annexation portion of the Union Mine Landfill is annexed into the service boundaries of EID.  
**RECOMMENDED ACTION:** Authorize Chairman to sign Agreement and authorize the purchase of a water meter and payment of annexation impact fees at a cost of \$24,643.58 for same.

53. Information Services Department submitting the Health Insurance Portability and Accountability Act (HIPAA) Security Assessment Board Summary Report and the HIPAA Security Management Assessment Technical Detail Report prepared by Covansys, Inc.  
**RECOMMENDED ACTION:** Receive and file.

**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.

60. Hearing to consider disbursement of excess proceeds in the amount of \$18,676.03 to Global Discoveries, Ltd. and in the amount of \$18,676.04 to Edward W. Clough (Tax Deeded Land Sale 11/2/2001 - APN 041-200-07-100).  
**BOARD ACTION** - Hearing no protests, excess proceeds distributed as recommended by the County Auditor-Controller. DSBP

61. Risk Management recommending the following:

(1) Receive and file the Actuarial Review of the Self-Insured Workers' Compensation and General Liability Programs forecasting amounts for fiscal years 2002/2003 and 2003/2004;

(2) Discuss the current County five-year funding plan approved by the Board, concurrent with the fiscal year 2001/2002 budget, to bring the Workers' Compensation and General Liability programs' reserve funding to the 70% confidence level by June 30, 2006; and

(3) Direct Risk Management to implement revisions to the funding plan, should changes be desired.

**BOARD ACTION** - Risk Management's report received and filed. PSDB

62. Community Services Department recommending the following pertaining to Home Investment Partnership Program (HOME) Contract 02-HOME-0613:

(1) Confirm authorization for the Director of said Department to execute said Contract with the State Department of Housing and Community Development and loan documents with Mercy Housing California, including Loan Agreement, Regulatory Agreement, Deed of Trust with Assignment of Rents and Security Agreement and Promissory Note, to enable Mercy Housing California to receive the \$3,000,000 in federal Home Investment Partnership Program revenues to assist with the construction of a 168-unit workforce family rental housing development as part of White Rock Village in El Dorado Hills; and

- (2) Approve Budget Transfer 23187 establishing the 2002/2003 budget including revenues and expenditures in the amount of \$3,070,000 within the Housing, Community and Economic Development Division, Fund 11-107-014 2002 Home Program-White Rock Village (Index Code 525802) to accommodate the pass through of HOME revenues to Mercy Housing California. (4/5 vote required)

**BOARD ACTION** - Continued to **May 13, 2003**, upon adoption of the Agenda, at the request of the Community Services Department. DPBS

63. Auditor/Controller recommending John Warden, Jr., Certified Public Accountant, be retained to conduct the County's independent audit for the fiscal year ending June 30, 2003; and authorize Chairman to sign Amendment 04 to Agreement with John Warden upon review by County Counsel and Risk Management.

**ADDED TO CONSENT CALENDAR:** Approved. DPBS

64. Auditor/Controller submitting external audit reports performed by John Warden, Certified Public Accountant, of the County's financial statements for the year ended June 30, 2002.

**ADDED TO CONSENT CALENDAR:** Received and filed. DPBS

65. General Services Department recommending adoption of Resolution **097-2003** calling for a mailed ballot election on August 5, 2003 on establishment of a special tax to provide lighting and landscaping services in anticipation of annexation of additional parcels into the Georgetown Lighting and Landscaping Zone of Benefit (County Service Area 009, Zone 98585).  
**BOARD ACTION** - Resolution 097-2003 adopted. DPBS
66. Transportation Department recommending Purchasing Agent be authorized to award the bid for two alternative fuel vehicles to the lowest qualified bidder; said vehicles to be funded by Congestion Mitigation and Air Quality Improvement funds and Tahoe Regional Planning Agency funds.  
**ADDED TO CONSENT CALENDAR:** Approved. DPBS
67. Transportation Department advising of a ministerial permit for the California Man Triathlon Parade; and requesting formal direction should the Board determine this permit should not be issued.  
**BOARD ACTION** - Continued **off calendar**. BDPS
68. Transportation Department recommending award of bid for the Green Valley Road - Element B Retaining Walls Project 72356. (Item 36, 3/25/03)  
**BOARD ACTION** - Waiving minor irregularities in the bid proposal, the Board awarded the Base Bid (Schedule A) Construction Contract work to the lowest responsive, responsible bidder, A.J. Vasconi General Engineering, in the amount of \$579,818.00, and authorized the Chairman to sign Contract Agreement with same.  
PSB D(absent)
69. Environmental Management Department recommending Board waive reading, read by title only, and introduce Ordinance amending Sections 8.74.010 and 8.74.030 of the El Dorado County Ordinance Code pertaining to bear resistant garbage can enclosures; and schedule same for adoption on **May 13, 2003**.  
**BOARD ACTION** - Recommendations approved. SPB D(absent)



70. Environmental Management Department recommending Board waive reading, read by title only, and introduce Ordinance amending Sections 8.44.010(P), 8.44.010(Q), and 8.44.020 through 8.44.080 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 **May 13, 2003**. (Continued 4/8/03, Item 57)  
**BOARD ACTION** - Recommendations approved. DSBP
71. Adoption 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. (Introduced 4/8/03, Item 63)  
**BOARD ACTION** - Ordinance 4627 adopted. PBDS
72. Risk Management submitting proposed Board Policy K-3, Emergency Management Policy. (Referred 11/26/02, Item 36)  
**BOARD ACTION** - Policy K-3 adopted. PSDB
73. 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. (Continued 4/8/03, Item 64)  
**BOARD ACTION** - Upon adoption of the Agenda, the matter was continued to **May 13, 2003**, to allow opportunity for receipt and review of the CAO's report. DPBaS
74. Administration reporting on the timeline for placing proposed County Charter amendments on the March 2004 Primary Election ballot and budget for the Charter Review Committee; and Board determination of the type and composition of a Charter Review Committee and appointment of members to same. (Continued 4/8/03, Item 60)  
**BOARD ACTION** - Board determined to form a Charter Review Committee comprised of one member and one alternate member representing each supervisorial district and to make those appointments on **May 13, 2003**, and Clerk directed to post public notice of same for ten days prior. PSDB

75. Adoption of Resolution **098-2003** calling a Special Election to fill the District III vacancy on the Board of Supervisors created by the death of Supervisor Carl Borelli.

**BOARD ACTION** - Resolution 098-2003 adopted calling for the Special Election to be held on **July 29, 2003**. PSDB

76. Planning submitting Final Map for Creekside Greens, Unit 3 (TM90-1217R) in the El Dorado Hills area; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements with Lennar Renaissance, Inc.

**ADDED TO CONSENT CALENDAR:** Approved.

DPBS

77. Supervisor Dupray recommending Board take action to modify the wording of the Policy for Affordable Housing to add projects deemed appropriate by the Board to current wording of "volunteer or self-help" projects; and to approve or deny deferment of fees for Knolls Apartments, aka Cambridge Park Apartments.

**BOARD ACTION** - Board approved amendment of the Policy to delete the element that restricts fee deferrals to only "volunteer or self-help (sweat equity)" projects, so that deferments can be considered for other beneficial projects which further the goals of affordable housing.

DPBS

Board approved deferral of Department of Transportation (D.O.T.) fees in the approximate amount of \$1.4 million for Knolls Apartments, and Chairman authorized to sign documents accomplishing same subject to review and approval of County Counsel. DPBS

78. Supervisor Baumann recommending the Board make appointments to Committees/Commissions on which Supervisor Carl Borelli served.

**BOARD ACTION** - Board acted as follows, clarifying that appointments are temporary and will be revisited when a new District III Supervisor is seated: DPBS

**Abandoned Vehicle Abatement Service Joint Powers Authority** (Alternate): No appointment made; Supervisor Solaro continues to serve as Member.

**Cemetery Advisory Committee** (Member): Supervisor Paine appointed.

**Chamber of Commerce** (Member to attend day meetings): No appointment made; Supervisor Dupray, the Member attending evening meetings, will attend day meetings.

**Folsom City/El Dorado County Joint Powers Authority** (Alternate): No appointment made; Supervisors Dupray and Baumann continue to serve as Members.

**Golden Chain Council for the Mother Lode** (Member): Supervisor Dupray appointed.

**Intergovernmental Management Group** (Member): Supervisor Paine appointed.

**Local Agency Formation Commission (LAFCO)** (Alternate): Supervisor Baumann appointed.

**Mountain Counties Air Basin Control Council** (Member): Supervisor Paine appointed.

**Sacramento Area Commerce and Trade Organization (SACTO)** (Alternate): No appointment made; Supervisor Solaro continues to serve as Member.

**Sacramento-Mother Lode Regional Association of County Supervisors** (Member): No appointment made; Supervisor Dupray, Alternate Member, will serve.

**Sacramento-Placerville Transportation Corridor Joint Powers Authority** (Alternate): No appointment made; Supervisor Baumann continues to serve as Member.

**Transit Authority** (Member): Supervisor Baumann appointed.

**Veterans Coordinating Council** (Member): Supervisor Paine appointed.

**Water Agency** (Member): Supervisor Dupray appointed.

79. Supervisor Baumann recommending the Board adopt an official position statement expressing justification of the County's opposition to the proposed Shingle Springs Rancheria Casino project.

**BOARD ACTION** - Position paper adopted as presented.

BPDS

80. Supervisor Baumann recommending the Board fill the vacancy on the subcommittee appointed to work with staff in making revisions to County Ordinance 4488 pertaining to the protection and preservation of the cultural resources in El Dorado County.

**BOARD ACTION** - Supervisor Baumann appointed.

DPBS

**BOARD OF SUPERVISORS RECESSED AND CONVENEED AS THE IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY BOARD OF DIRECTORS TO CONSIDER THE FOLLOWING:**

90. Community Services Department recommending Chairman be authorized to sign Application and Subscriber Agreement with the State Department of Justice to obtain background checks on In-Home Supportive Services caregivers.

**BOARD ACTION** - Approved.

DPBS

**DIRECTORS OF THE IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY ADJOURNED.**

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

91. Community Services Department recommending adoption of Resolution **PHA1-03** pertaining to the 2003/2004 Annual Agency Plan and Amendment to the El Dorado County Public Housing Authority (PHA) Administrative Plan:
- (1) Approve the Annual Agency Plan for submission to the Department of Housing and Urban Development;
  - (2) Authorize Chairman to sign PHA Certifications of Compliance with the PHA Plan and related Agency regulations;
  - (3) Recognize the contribution of the PHA Agency Participant Advisory Board in assisting with the update of the Agency Plan;
  - (4) Approve an amendment to the PHA Administrative Plan for the Housing Choice Voucher Assistance Program; and
  - (5) Authorize the Director of the Housing Authority to make future amendments to the Administrative Plan as may be required to comply to the Department of Housing and Urban Development (HUD) regulatory changes.

**BOARD ACTION - Approved.**

DSBP

**PUBLIC HOUSING BOARD OF COMMISSIONERS ADJOURNED.**

**ITEMS TO/FROM SUPERVISORS**

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

92. Report on General Plan progress and proposed extension of comment period for Draft General Plan to June 16, 2003.  
**Report received; no action taken.**

**ADJOURNMENT**

**CLOSED SESSION ROSTER**  
**Regular Meeting of the Board of Supervisors**  
**April 29, 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(c), Anticipated litigation:**

- Initiation of litigation. Title: EID Supplemental Negative Declaration for Bass Lake Tank No. 2.  
**No action reported.**

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

- This body will hold a closed session to give instructions to its negotiator regarding real property described as APN 16-390-08. The persons with whom the negotiator may negotiate are David R. and France J. Reed, Trustees. Instructions to negotiator will concern 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 16-311-10. The persons with whom the negotiator may negotiate are Bernard G. Lovelace and Elizabeth Lovelace. Instructions to negotiator will concern price and terms of payment.  
**No action reported.**

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

- Significant exposure to litigation. Title: Hollow Oak Subdivision.  
**No action reported.**

**Section 54956.9(a), Existing litigation:**

- County of El Dorado vs Edward A. Newman, Case No. PSC20030086.  
**No action reported.**

Section 54957, **Public Employment; Public Employee Performance Evaluation.** Title: **Chief Administrative Officer**

**BOARD ACTION** - Closed session continued to May 1, 2003, at 11:00 a.m., on which date it was again continued to May 2, 2003, at 10:00 a.m. (Refer following item for Board's action.)

Section 54957, **Public Employee Discipline/Dismissal/Release**  
**BOARD ACTION** - Closed session continued to May 1, 2003, at 11:00 a.m., on which date it was again continued to May 2, 2003, at 10:00 a.m., on which date the following Board actions were reported:

On Thursday, May 1, 2003, the Board of Supervisors (Board), on a unanimous 4/0 vote with all four Supervisors present, moved to express its intent to separate or terminate Mr. James M. Bourey from employment with the County of El Dorado (County) subject to further discussions regarding the form of that action, indicating that may be by any appropriate method, whether by termination or other method that might be provided by the employment agreement if agreement was reached on that.

On May 2, 2003, the Board continued its deliberations and on a 3/0 vote with Supervisor Solaro absent voted to terminate Mr. Bourey from employment with the County and, as part of that motion, the Board directed County Counsel to prepare and present to Mr. Bourey an appropriate release and waiver as required by his employment agreement and, subject to his execution of that agreement and upon its effective date, directed the County Auditor-Controller (Auditor) to make the payment of severance compensation to Mr. Bourey as provided by that agreement. In addition, the Board directed the Auditor to make all other normal payments of leave payouts and other variety of payouts in the normal course of and schedule as would be applicable upon separation from service with the County, and that also includes addressing any issues with satisfactory completion of items that are provided for with respect to any benefits provided under the Agreement with respect to any contributions to deferred compensation that are to be made under the Agreement.

Section 54956.9(b), **Anticipated litigation** - Significant Exposure to Litigation. Title: Legal Issues Related to the General Plan Process.

**No action reported.**

**BOARD OF SUPERVISORS CONVENED AS THE BOARD OF DIRECTORS OF THE EL DORADO COUNTY AIR QUALITY MANAGEMENT DISTRICT FOR THE FOLLOWING:**

**Closed session,** pursuant to Government Code Section 54956.9(c) regarding Anticipated Litigation - Initiation of Litigation.

**BOARD ACTION** - On a unanimous vote, the Board authorized initiation of one piece of litigation, the details as to the nature and identity of that litigation will be available upon request once the litigation is initiated.