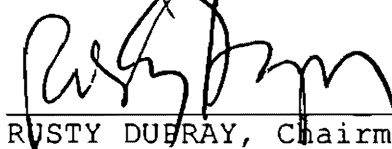


Board of Supervisors Meeting of March 2, 2004 attached hereto and approved by the Board on March 9, 2004.

APPROVED



\_\_\_\_\_  
RUSTY DUBRAY, Chairman

ATTEST:

Dixie L. Foote, Clerk of the Board

By Margaret E. Moody  
Deputy Clerk

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

March 2, 2004 - 8:00 A.M.

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

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**CLOSED SESSIONS**

Section 54956.9(a), Existing litigation:

- Peninsula Capital Group, Inc. vs County of El Dorado, et al,  
Case PC20030678.  
**No action reported.**
- Estate of Steven Wallen, et al vs County of El Dorado, et al,  
United States District Court Case CIV.S-02-2144 DFL JFM.  
**No action reported.**

Section 54957.6, Conference with Labor Negotiator:

- **County Negotiator:** Robert Muszar, Negotiator and Employee  
Relations Officer  
**Employee Organization:** Operating Engineers Local No. 3 -  
Trades and Crafts Bargaining Unit.  
**No action reported.**

**DEPARTMENT MATTERS**

55. Supervisor Paine recommending Chris Chaloupka be appointed as  
the District IV Planning Commissioner for a term to expire  
January, 2007.  
**BOARD ACTION - Appointment approved.** 4312 5(np)

# 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, March 2, 2004 - 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

**RUSTY DUPRAY**  
First District  
Chairman

**HELEN K. BAUMANN**  
Second District

**JAMES R. SWEENEY**  
Third District

**CHARLIE PAINE**  
Fourth District  
First Vice Chairman

**DAVID A. SOLARO**  
Fifth District  
Second Vice Chairman

Clerk of the Board  
Dixie L. Foote

Chief Administrative Officer  
Laura S. Gill

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 Monday 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. - CLOSED SESSION REPORTS**

**INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

**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 item 52 continued to March 9, 2004; item 54 continued to March 16, 2004; Consent Calendar items 5, 7, 14 and 17 pulled off for separate action; and Department Matters 50 and 51 added to the Consent Calendar for approval. Consent Calendar approved as modified. 4312 5(np)

**PRESENTATION** of Proclamation recognizing March 2004 as Agriculture Education Month. 2413 5(np)

**OPEN FORUM****CONSENT CALENDAR**

1. Approval of Board of Supervisors Conformed Agendas (Minutes) of Special Meeting of February 23, 2004 and Regular Meeting of February 24, 2004.

**RECOMMENDED ACTION:** Approve.

2. Public Health Department recommending Chairman be authorized to sign a Medically Fragile Disaster Shelter Local Agency Operational Agreement between said Department, the Department of Human Services, the Office of Emergency Services, and the American Red Cross for mutual understanding and collaboration to assist and relieve medically fragile persons involved in a disaster.

**RECOMMENDED ACTION:** Approve.

3. Public Health Department recommending Chairman be authorized to sign Amendment 002 to Agreement 234-PHD202 with the El Dorado County Community Health Center increasing Tobacco Settlement funding by \$80,000 for a total of \$1,480,000 in operational support since June, 2002 for the El Dorado County Community Health Center.

**RECOMMENDED ACTION:** Approve.

4. Public Health Department recommending Chairman be authorized to sign Agreement for Services with the County of Alpine in an amount not to exceed \$6,000 for the term July 1, 2003 through June 30, 2004 for animal control services; and Budget Transfer 24099 increasing Estimated Revenue by \$6,000 for same. (4/5 vote required)

**RECOMMENDED ACTION:** Approve, noting Agreement is retroactive due to Alpine County not signing documents until February 10, 2004.

5. General Services Department recommending Chairman be authorized to sign Amendment 002 to Agreement 306-S0311 with Murray and Downs, AIA, Architects, Inc. increasing the scope of work by adding 1,000 square feet to the El Dorado Hills Library Facility Project 03-09 and increasing compensation by \$33,916 to an amount not to exceed \$383,916 for architectural services for same.

**RECOMMENDED ACTION:** Approve. 2314 5(np)

6. Auditor/Controller recommending the annual transfer of the balance in the County's cash overage fund in the amount of \$39,137.74 to the General Fund.

**RECOMMENDED ACTION:** Approve.

7. Auditor/Controller submitting the El Dorado County Trust Fund Reconciliation Report for fiscal year ending June 30, 2003.

**RECOMMENDED ACTION:** Receive and file. 3412 5(np)

8. Transportation Department recommending the following pertaining to Longview Estates Unit 2 Subdivision (TM89-1147):

(1) Accept the subdivision improvements as complete;

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

(3) Reduce Performance Bond 1721408 by \$533,473.20 leaving a balance of \$59,274.80 to guarantee against defective work, labor done, or defective materials furnished and release one year after acceptance if no claims are made; and

(4) Hold posted Laborers and Materialsmen Bond 1721408 in the amount of \$296,374 to guarantee payment to persons furnishing labor, materials or equipment and release in six months after acceptance if no claims are made.

**RECOMMENDED ACTION:** Approve and adopt Resolution 064-2004.

9. Transportation Department recommending the following pertaining to Serrano Village F, Units 1, and 3-8, Phase 1A, 1C-1F and Unit 2, Phase 1B (TM01-1375F):

(1) Reduce Bond 929289866 by \$1,786,706 to \$3,231,212 for Unit 1;

(2) Reduce Bond 929289848 by \$70,431 to \$29,848 for Unit 2; and

(3) Reduce Bonds 929289866-01, -02, -03, -04, -05, and -06 by \$1,786,706 to \$3,231,212 for Units 3-8.

**RECOMMENDED ACTION:** Approve.

10. Transportation Department recommending the Board certify the Addendum to the Mitigated Negative Declaration for the Apalachee Erosion Control Project is adequate.

**RECOMMENDED ACTION:** Approve and authorize the Director of said Department, or his representative, to execute same.

11. Transportation Department recommending the following pertaining to Town Center East in the El Dorado Hills area:

(1) Adopt Resolution of Vacation terminating and abandoning (AOE2003-45) rejected Offers of Dedication for drainage easements located on Parcels 3, 4 and 5;

(2) Approve Irrevocable Offers of Dedication (IOD2003-29) for replacement drainage easements; and

(3) Adopt Resolutions (3) acknowledging, but rejecting said offers from Town Center East, L.P. at this time.

**RECOMMENDED ACTION:** Adopt Resolution Nos. 065-2004, 066-2004, 067-2004 and 068-2004.

12. Planning Department recommending Avigation and Noise Easements and Certificates of Acceptance from Matthew Beckett and Sharon Beckett, Oscar Roy Campbell, and Darrell W. and Cindy J. Stevens for property in the vicinity of the Cameron Park Airport.

**RECOMMENDED ACTION:** Approve.

13. Planning Department advising the Board of the existence of a perpetual software license agreement with Environmental Systems Research Institute (ESRI).

**RECOMMENDED ACTION:** Approve the continuation of said agreement and authorize yearly payment for fiscal year 2003/2004 in the amount of \$7,449 for same.

14. County Counsel recommending Policy B-11 be amended deleting the requirement that affordable housing projects utilize primary volunteer or self-help construction labor to qualify for development fee deferrals.

**RECOMMENDED ACTION:** Approve. Approved subject to changes recommended by County Counsel this date to provide that all fees be deferred to but due at the time of certificate of occupancy with the exception of Traffic Impact Mitigation (TIM) fees which can be deferred in accordance with the County's policy for TIM fee deferrals for commercial projects. 3214 5(np)

15. Risk Management recommending Amendment 001 to the Health Insurance Portability and Accountability Act (HIPAA) Agreement with Blue Shield of California assuring that Blue Shield's use of health information will be consistent with regulations pertaining to the unauthorized disclosure of protected health information.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
16. Chief Administrative Office recommending the continuation of a month-to-month rental of a Gestetner Digital Duplicator located in the County Print Shop.  
**RECOMMENDED ACTION:** Authorize a blanket purchase order in the amount of \$10,000 for a twelve month term and an increase to same during the term on an "as needed" basis if funding is available within the requesting department's budget, noting the month-to-month arrangement is less expensive than the original 36-month lease and includes maintenance.
17. Chief Administrative Office recommending staff be authorized, working with and through the Cares and Shares Campaign Committee, to structure an orderly process for the management of a program of charitable donation by County Employees.  
**RECOMMENDED ACTION:** Approve and staff to report back to the Board at a future date with recommendations for implementation of such a program. 1234 5(np)
18. Clerk of the Board submitting the request of El Dorado County and Georgetown Divide Resource Conservation Districts for an informational luncheon meeting with the Board of Supervisors on **Tuesday, May 18, 2004**, from 12:00 noon to 2:00 p.m., in the Main Library Meeting Room.  
**RECOMMENDED ACTION:** Approve.
19. Supervisor Dupray recommending draft Resolution supporting the retention of Beale Air Force Base.  
**RECOMMENDED ACTION:** Adopt Resolution 063-2004.



20. County Service Area 009 consideration of Resolution setting a mailed ballot election for June 8, 2004 to consider the establishment of a special tax for road improvement and maintenance services for the River Pines Estates Road Zone of Benefit (CSA 9, Zone 98146).

**RECOMMENDED ACTION:** Adopt Resolution 069-2004.

21. County Service Area 009 consideration of Resolution setting a mailed ballot election for June 8, 2004 to consider the establishment of a special tax for road improvement and maintenance services for the Lynx Trail Road Zone of Benefit (CSA 9, Zone 98130).

**RECOMMENDED ACTION:** Adopt Resolution 070-2004.

22. County Service Area 010 advising that the State Integrated Waste Management Board awarded a grant in the amount of \$130,967 to the Environmental Management Department to establish a used oil collection program at the Crystal Basin Recreation Area focusing on the Rubicon Trail, Ice House and Union Valley Reservoirs and introducing a curbside used oil and filter collection program in the northern part of the County serviced by Sierra Disposal Service.

**RECOMMENDED ACTION:** Receive and file.

**END CONSENT CALENDAR**

**CAO REPORT/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. Planning Department submitting Final Map for Serrano Village K1/K2, Unit 1 (TM01-1377F) in the El Dorado Hills area; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements, Agreement on Conditions for Acceptance of Roads, and Agreement on Conditions for Acceptance of Drainage Easements with Serrano Associates, LLC.

**ADDED TO CONSENT CALENDAR:** Approved. 4312 5(np)

51. Planning Department submitting a Large Lot/Phasing Final Subdivision Map for Serrano Villages J2/J3 (TM01-1376), Villages K1/K2 (TM01-1377), Villages K5/K6 (TM01-1378), and Village M (TM01-1381), also known as Serrano North Uplands, Unit 1, in the El Dorado Hills area, requested by Serrano Associates.

**ADDED TO CONSENT CALENDAR:** Approved. 4312 5(np)

52. Chief Administrative Officer reporting on the proposed retirement incentive program that would provide two years of additional service credit benefits ("golden handshake") to specified classifications. (Referred 2/24/04, Item 57)

**BOARD ACTION** - Upon adoption of the Agenda, this matter was continued to **March 9, 2004** at the request of the CAO. 4312 5(np)

53. Supervisor Dupray recommending the Board review and adopt the El Dorado County Board of Supervisors' Goals for 2004. (Referred 2/10/04, Item 51)

**BOARD ACTION** - Continued to **March 9, 2004** for final draft incorporating modifications recommended by Board members this date. 1423 5(np)

54. Supervisor Solaro recommending Certificates of Compliance for property located at 4780 and 4800 Union Mine Road (APNs 331-261-06 and -16) requested by Grime/Atkins.

**BOARD ACTION** - Upon adoption of the Agenda, this matter was continued to **March 16, 2004** at the request of Supervisor Solaro. 4312 5(np)

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

60. Environmental Management Department recommending Chairman be authorized to sign a letter to the United States Environmental Protection Agency supporting the 8-Hour Ozone Rate of Progress Proposal which would amend the transportation conformity regulation to address eight-hour ozone and fine particulate matter standards.

**BOARD ACTION** - Approved with additional language addressing the "air transport" issue (transport of air from the valley up into the foothills), and with direction that copies go to the County's *federal* legislators as well as those at the state level.

3412 5(np)

61. Environmental Management Department recommending Chairman be authorized to sign Amendment 001 to Agreement AQMD DMV 2002-01 with the El Dorado County Transit Authority extending the completion date for the Cambridge Road Park and Ride Lot Project to March 31, 2005, noting the extension is necessary due to a delay in obtaining the approval for categorical exclusion from the Federal Highway Administration, said approval was obtained in December 2003.

**BOARD ACTION** - Approved. 4123 5(np)

**AIR QUALITY MANAGEMENT DISTRICT BOARD OF DIRECTORS  
ADJOURNED AND BOARD OF SUPERVISORS RECONVENED.**

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

70. Hearing to consider recommendation of the Auditor/Controller to disburse excess proceeds in the amount of \$55,929.74 to Nainamohamed A. and Fathima Rahman and \$0 to Quelimane Company/Peter D. Bogart due to an untimely claim filing (Tax Deeded Land Sale 11/2/2001 - APN 016-461-13-100).

**BOARD ACTION** - Disbursement approved as recommended by the Auditor-Controller. 4312 5(np)

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

71. Presentation of the Facilities Master Plan.  
**No formal action taken;** however by consensus, the Board asked General Services and the CAO to bring back a recommendation to the Board at a future date.

**ITEMS TO/FROM SUPERVISORS**

**ADJOURNMENT**