

Board of Supervisors Meeting of March 30, 2004 attached hereto and approved by the Board on April 20, 2004.

APPROVED:



RUSTY DUPRAY, 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 30, 2004 - 8:00 A.M.

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

CLOSED SESSIONS

Section 54957, Public Employee Appointment:

- Director of Human Resources.
No action reported.

Section 54956.9(b), Anticipated litigation:

- Significant exposure to litigation. Title: Potential litigation regarding claim for benefits.
No action reported.

DEPARTMENT MATTERS

63. Chief Administrative Office recommending the Board approve an Agreement with Scott Chadd in an amount not to exceed \$30,000 for services related to the proposed establishment of the Development Services Department and the Public Works Department. (Funding: Road Fund)
BOARD ACTION - Approved. 345 1(n)2(n)

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 30, 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 2 removed from the Consent Calendar for separate action, and items 50, 52, 53, 59, 60 and 62 added to the Consent Calendar for approval; Consent Calendar approved as modified. 45123

PRESENTATION of Certificates of Commendation to the students participating in Student Council Government Day.

PRESENTATION by Dr. Vickie Barber, Superintendent of Schools for the El Dorado County Office of Education, on the Excellence in Education Program.

PRESENTATION proclaiming March 28 through April 3, 2004 as Boys and Girls Club Week in El Dorado County. 35124

PRESENTATION proclaiming April, 2004 as Autism Awareness Month; and Supervisor Paine recommending Chairman be authorized to sign letters to Senators Feinstein and Boxer supporting Senator Hagel's U.S. Senate Resolution formally establishing April as National Autism Awareness Month.43125

PRESENTATION proclaiming April as Sexual Assault Awareness Month and recognizing the work of the El Dorado Women's Center in the community. 43125

OPEN FORUM

CONSENT CALENDAR

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of Regular Meeting of March 23, 2004.
RECOMMENDED ACTION: Approve.

2. Human Services Department recommending Proclamations honoring Luella Bousquet and June Thiel who have provided volunteer services at the Senior Day Care Center for over a decade.
RECOMMENDED ACTION: Adopt Proclamations. 23145

3. Human Services Department recommending Medi-Cal Targeted Case Management Provider Participation Agreement with the California Department of Health Services for the term July 1, 2004 through June 30, 2007 for claiming Federal financial participation and reimbursement for Targeted Case Management Services.
RECOMMENDED ACTION: Authorize Director of said Department to execute the Agreement and any amendments that do not affect the term.

4. General Services Department recommending Lease Agreement 505-L0411 with Wing Waxers of Northern California, Inc. for a term to expire April 2009 for a Fixed Base Operator at the Georgetown Airport.
RECOMMENDED ACTION: Authorize Chairman to sign.

5. General Services Department recommending Subordination, Non-Disturbance, Attornment Agreement and Estoppel Certificate between the County and Bank of the West pertaining to the Mental Health Day Treatment Facility Lease between the County and Peggy A. Andruss Surber Revocable Trust.
RECOMMENDED ACTION: Authorize Chairman to sign.

6. Probation Department recommending Resolution authorizing the Chief Probation Officer to submit the Juvenile Justice Crime Prevention Act Application to the Board of Corrections for plan modification and continued funding for the Community Alliance to Reduce Truancy (CART) Program.
RECOMMENDED ACTION: Adopt Resolution 085-2004.

7. Information Technologies recommending Agreement with Compuware Corporation in the amount of \$14,400 for the term March 1, 2004 through February 28, 2007 for System software and license maintenance.
RECOMMENDED ACTION: Authorize Chairman to sign Agreement and Procurement and Contracts Division to encumber funds and issue a purchase order to said Corporation in the amount of \$14,400, with annual payments of \$4,800 per year plus applicable taxes. (Funding: General Fund - Agreement will reduce the cost of the current year maintenance and hold the maintenance cost at the same level over the three year period, saving \$2,678 off the normal price.)
8. Agriculture, Weights and Measures requesting authorization to submit a grant application to renew the agreement with the California Department of Food and Agriculture for the Tahoe Area South Invasive Weed Eradication Project and the Cleveland Fire Knapweed Eradication Project.
RECOMMENDED ACTION: Authorize Chairman to sign and Agricultural Commissioner to execute the agreement when awarded.
9. Transportation Department recommending Resolution amending Resolution 245-81 sanctioning STOP signs at Missouri Flat Road at its intersection with El Dorado Road stopping the northbound and southbound legs.
RECOMMENDED ACTION: Adopt Resolution 086-2004.
10. Transportation Department recommending the following pertaining to Ridgeview West, Units 1 and 2 (TM95-1309):
 - (1) Accept the subdivision improvements as complete;
 - (2) Reduce Performance Bond 870196S by \$316,063.90 to \$283,936.10 to guarantee against defective work, labor done or defective materials furnished and release one year after acceptance if no claims are made; and
 - (3) Hold posted Laborers and Materialsmen Bond 870196S in the amount of \$1,419,681 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.

11. Transportation Department recommending Reimbursable Services Agreement with the State of California, Department of California Highway Patrol, not to exceed \$50,000.00, for term March 30, 2004 through March 29, 2006 for as-needed traffic control services. (Funding from the Road Impact Fee Fund)

RECOMMENDED ACTION: Authorize Chairman to sign.

12. Transportation Department recommending the Road Improvement Agreement with Safeway, Inc., DS Placerville, LLC, and Donahue Schriber Asset Management Corporation for the El Dorado Villages Shopping Center located on Missouri Flat Road adjacent to the Missouri Flat interchange within the Missouri Flat Master Circulation and Financing Plan area.

RECOMMENDED ACTION: Authorize Chairman to sign.

13. Transportation Department recommending the following:
- (1) Budget Transfer 24117 increasing Estimated Revenue by \$150,000;
 - (2) Findings pursuant to Article II, Section 210 b (6) of the El Dorado County Charter that there are specialty skills required for the work performed under this Agreement that are not expressly identified in County classifications; and
 - (3) AGMT 03-503 with ENTRIX, Inc. for as needed planning, design and project management services for erosion control/water quality projects in the Tahoe Basin in an amount not to exceed \$500,000 for a two-year term. (Funding: Grant funds from the California Tahoe Conservancy.)

RECOMMENDED ACTION: Authorize the Chairman to sign.

14. Transportation Department recommending the Interim Director of same be authorized to retroactively issue Contract Change Order 7-1 in the amount of \$34,000 to Teichert Construction to provide compensation for all labor, equipment, materials and supplies necessary to install a drainage blanket under the structural section of the new stage one pavement on the Latrobe Road Widening and Realignment Project 72335. (Contingency=\$140,976)

RECOMMENDED ACTION: Approve.

15. Transportation Department recommending authorization to submit a grant application in the amount of \$1,527,000 to the California Tahoe Conservancy
RECOMMENDED ACTION: Approve and adopt Resolution for Maintenance 087-2004 for the Angora Creek Stream Environment Zone Restoration Project.

16. Chief Administrative Office recommending award of Bid 04-070-072 for one Ford F550 cab and chassis for the Sheriff's Department.
RECOMMENDED ACTION: Authorize purchase order to Placerville Ford in the amount of \$41,713 including sales and tire tax. (Homeland Security grant funds.)

17. Chief Administrative Office recommending award of Bid 04-680-083 for Glock pistols and related accessories for the Probation Department.
RECOMMENDED ACTION: Declare as surplus 36 Smith and Wesson weapons and related accessories and authorize purchase order to LC Action Police Supply of San Jose, California in the amount of \$4,509, including sales tax, for the difference in trade-in allowance of the surplus equipment toward the purchase of the new pistols and related accessories pursuant to County Ordinance Code Sections 3.12.050, Paragraphs B and C which state that the Board may find that personal property belonging to the County is not required for public use and that the Purchasing Agent may accept a trade-in allowance for personal property not further required for public use. (Local Law Enforcement Grant.)

18. Chief Administrative Office recommending award of Bid 04-863-094 for truck tires and related services for the Department of Transportation.
RECOMMENDED ACTION: Authorize two blanket purchase orders to North State Bandag of West Sacramento, California in the amount of \$60,000 for the West Slope and Lilly's Tire Service of South Lake Tahoe, California in the amount of \$27,000 for the East Slope, including sales tax, for a twelve month period and an increase to same on an "as needed" basis during the awarded period if funding is available within said Department's Road Fund. (Non-General Fund.)

19. Chief Administrative Office recommending Amendment 005 to Funding Agreement for Federal Forest Reserve Funds (Title III) with the El Dorado Fire Safe Council increasing the amount by \$10,000 to a total of \$449,252 to continue the Auburn Lake Trails Fuels Reduction - Phase 2 Project.
RECOMMENDED ACTION: Authorize Chairman to sign.

20. Chief Administrative Office recommending Amendment 001 to Agreement 030-S0311 with Ameripride Services, Inc. dba Ameripride Uniform Services increasing compensation by \$5,000 for a total not to exceed \$25,000 for a two year term for laundry and linen services to departments County-wide.
RECOMMENDED ACTION: Authorize Chairman to sign, noting approximately \$9,000 remains in the initial agreement. (Funding: General Fund and Non-General Fund.)

21. Information Technologies recommending Amendment to Agreement with Geac Enterprise Solutions, Inc. for software license and support for the County's payroll/personnel system.
RECOMMENDED ACTION: Authorize Chairman to sign.

22. Human Resources recommending Letter of Agreement amending the Memorandum of Understanding between the County and the El Dorado County Employees Association Local 001 for the term October 3, 2003 through December 31, 2004 adding specific language to Article 1, Terms and Conditions, Sections 2 and 4.
RECOMMENDED ACTION: Authorize Chairman to sign.

23. Human Resources recommending Letter of Agreement amending the Memorandum of Understanding between the County and the Operating Engineers, Local 3, representing the Trades and Crafts bargaining unit modifying Article 1 and extending the term to December 31, 2004.
RECOMMENDED ACTION: Authorize Chairman to sign.

24. Supervisor Baumann recommending the County Surveyor be authorized to prepare for recordation a Certificate of Compliance for APN 079-110-01, requested by Larry Long.

RECOMMENDED ACTION: Approve.

25. Supervisors Baumann and Paine recommending the award of the Regional Council of Rural Counties scholarship. (Referred 2/3/04, Item 52)

RECOMMENDED ACTION: Continue to **April 20, 2004.**

26. Supervisor Paine recommending letter to Governor Schwarzenegger for continued funding for the Community Challenge Grant Program which is a comprehensive teen pregnancy prevention program.

RECOMMENDED ACTION: Authorize Chairman to sign.

27. Supervisor Solaro recommending Resolution approving highway restrictions on State Routes 50 and 89 on Sunday, June 6, 2004 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 13th Annual America's Most Beautiful Bike Ride.

RECOMMENDED ACTION: Adopt Resolution 084-2004.

28. Chief Administrative Office recommending the Board declare as surplus to the needs of the County one Smith and Wesson service revolver, Model 4006, Serial No. VCK6450.

RECOMMENDED ACTION: Approve and authorize the Sheriff's Department to effect the appropriate transfer of said weapon to Lieutenant Bill Brown's family, noting that this is an uncommon practice, however, this is an uncommon occurrence and honoring the memory of Lt. Brown by surplusing his service revolver to his family is the compassionate and appropriate action to take.

29. Chief Administrative Office recommending the Board declare as surplus tactical protective vests for the Sheriff's Department.

RECOMMENDED ACTION: Approve and authorize the Purchasing Agent to execute the required agreements for use of donated surplus property to the City of Fresno Police Officers Association who will in turn donate the vests to the Iraqi military police, noting said vests have been in locked storage to safeguard against improper usage due to the limited warranty being exceeded thereby creating a liability if use is continued; said donation is a viable disposal method.

30. Transportation Department recommending Chairman be authorized to sign the Right of Entry - Long Form with EDH 52 and a Certificate of Acceptance for the White Rock Road Phase 2 Project 72349.

RECOMMENDED ACTION: Approve.

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. Auditor-Controller reporting on the matter of collecting from the Cities of Placerville and South Lake Tahoe, amounts due as the result of deficiencies in the Courts accounting system that resulted in overpayments to said Cities and underpayments to the County General Fund and the County Emergency Medical Services Fund. (Continued 3/9/04, Item 17)

ADDED TO CONSENT CALENDAR: Continued to **April 20, 2004** at the request of the Auditor-Controller. 45123

51. Transportation Department recommending award of bid for the El Dorado Hills Boulevard - Latrobe Road/U.S. Highway 50 Interchange Project (71318) Phase 1.1 Soundwalls. (Continued 3/23/04, Item 50)

BOARD ACTION - Construction contract awarded to the lowest responsive bidder, Viking Construction Company, Inc., in the amount of \$1,345,308.00, and Chairman authorized to sign the Contract Agreement with same.

34125

52. Human Services Department recommending Chairman be authorized to sign Agreement 432-S0411 with Womenspace Unlimited, South Lake Tahoe Women's Center in an amount not to exceed \$20,808 for the term October 1, 2003 through June 1, 2004 for educational programs related to child abuse prevention and treatment services secured through a grant from the State Department of Social Services Community Based Family Resources and Support Program; and Director of said Department be authorized to execute documents necessary to complete scope of work, including amount thereto that do not affect the dollar amount or term. (Retroactive as to term)

ADDED TO CONSENT CALENDAR: Approved.

45123

53. Public Health Department recommending Chairman be authorized to sign Budget Transfer 24116 increasing revenue and expenditure appropriations by \$38,000 in grant funding from the State Department of Health Services for the term January 1, 2004 through August 30, 2004 to conduct an emergency exercise with California and Nevada entities; and authorize development and process of contracts with a consultant to assist in planning, developing, conducting, and evaluating the effectiveness of said exercise and with a facility in which to conduct said training exercise. (4/5 vote required)

ADDED TO CONSENT CALENDAR: Approved.

45123

54. Chief Administrative Office recommending:

(1) Finding that it is more economical and feasible to obtain an outside contractor to provide the design, purchase and installation of Herman Miller systems furniture in accordance with County Ordinance Code Section 3.13.030 which states that all contracts with independent contractors shall be accompanied by facts to enable the Board to determine whether such contracts can be more economically and feasibly performed by independent contractors;

(2) Amendment 001 to Agreement 655-S0311 with Miles Treaster and Associates extending same for one additional year and increasing compensation by \$200,000 primarily for projects currently in progress;

(3) One year extension to Blanket Purchase Order BP230943 for "workrite" brand keyboard trays increasing the total amount to not exceed \$10,000 for a total of \$254,000; and

(4) Chairman be authorized to execute said Amendment. (General Fund and Non General Fund - funding source may vary by department) (Continued 3/23/04, Item 53)

BOARD ACTION - Board took the following actions:

- Approved recommendation #1 (findings).
- Approved a modified recommendation #2 approving Agreement Amendment but reducing the compensation increase from \$200,000 to \$40,000 for the South Lake Tahoe Juvenile Treatment Center only.
- Approved a modified recommendation #3 allowing extension and increase to the Blanket Purchase Order for keyboard trays for the South Lake Tahoe Juvenile Treatment Center only.
- Approved recommendation #4.
- Approved the recommendation of the CAO that there be no further bidding on these kinds of purchases until after July 1, 2004, giving staff the ability to inventory empty cubicle spaces and modular furniture pieces and determine how they can best be used in the Sheriff's Department; and if it is determined after July 1, 2004, that there are not enough cubicles or modular furniture for the Sheriff's Department, then it will become an budget item to be taken care of in the FY 2004-05 budget addendum. 453 1(n)2(n)

55. Transportation Department recommending the following:
- (1) Designate a portion of White Rock Road Phase II, from Sta. 130 + 75 to Sta. 150, as the next project after the Latrobe Road Widening: White Rock Road to Suncastr Lane, Project 72335, for funding through the South of Highway 50 set-aside account;
 - (2) Approve the Road Improvement Agreement with Serrano Associates, LLC for improvements to White Rock Road, Phase II, subject to minor non-substantive changes approved by County Counsel; and
 - (3) Authorize the Chairman to execute said document on behalf of the County upon final approval by County Counsel.

BOARD ACTION - Approved.

14235

56. Planning Department submitting Final Map for Serrano Village A, Unit 6 (TM00-1370F) in the El Dorado Hills area; and recommending Chairman be authorized to sign the 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.

BOARD ACTION - Approved.

24135

57. Supervisor Dupray, on behalf of the El Dorado County Regional Prehospital Emergency Service Operations Authority, recommending the Board assess the need for review of ambulance rates and provide direction to the appropriate staff.

BOARD ACTION - Recommendation accepted.

35124

58. Chief Administrative Office recommending Chairman be authorized to sign an amended contract upon approval by County Counsel and Risk Management, increasing the 2003/2004 Tourism contract by an additional \$47,227 now possible due to the 2% increase of hotel/motel tax collected between April 1, 2004 and June 30, 2004; and identification of organizations that will work with said Office to determine a process for distribution of future promotional funds.

BOARD ACTION - Approved with staff directed to bring back the required budget transfer on **April 20, 2004**.

3512 4(n)

59. Chief Administrative Office recommending adoption of the proposed salary rate of \$44.37 per hour for the Recorder-Clerk (Registrar of Voters) pursuant to Section 611 of Salary and Benefits Resolution 323-2001 retroactive to January 13, 2004.
ADDED TO CONSENT CALENDAR: Approved. 45123
60. Chief Administrative Office recommending the Board authorize, retroactively, the continued use of a perpetual agreement with Peterson Consulting, Inc. for the term July 2003 through January 2004 for consulting services.
ADDED TO CONSENT CALENDAR: Approved. 45123
61. Chief Administrative Office recommending the Board receive and file the legislative update and direct the Assistant Chief Administrative Officer to pursue advocacy efforts on behalf of the Board of Supervisors.
Report received; no action taken.
62. General Services Interim Director requesting authorization to sign Change Order No. 9 to Agreement 642-C0399 with United Construction Company increasing the scope of work and compensation by \$107,265 for the total amount of \$6,660,187 for the construction of the South Lake Tahoe Juvenile Hall Facility, noting said change order includes a change in project scope of \$68,043 to provide full enclosure of the outdoor recreation area (increasing steel prices make the inclusion of the item necessary prior to completion of the facility). Contingency balance: \$66,126
ADDED TO CONSENT CALENDAR: Approved. 45123
63. (refer Agenda Addendum attached)

BOARD OF SUPERVISORS CONVENED AS THE EL DORADO COUNTY IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC AUTHORITY TO CONSIDER THE FOLLOWING:

70. Human Services Department recommending Chairman be authorized to sign Amendment 001 to Agreement 588-S0310 with Bruce and Lori Shull dba All Clean Janitorial increasing the amount from \$1,620 to \$3,240 and extending the term through March 17, 2005 for janitorial services at the IHSS Public Authority offices at 694 Pleasant Valley Road in Diamond Springs; and said Amendment also names the IHSS Public Authority Manager, Mame Sieren, or successor, as Contractor Administrator.

BOARD ACTION - Approved.

54123

EL DORADO COUNTY IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC AUTHORITY ADJOURNED AND BOARD OF SUPERVISORS RECONVENED.

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATIONS - 2:00 P.M.

80. Hearing to consider Appeal of K. Hovnanian Forecast Homes, Inc. on the Planning Commission's denial of Design Review DR03-10/Four Seasons at El Dorado Hills, a project proposed for an active adult community center and recreation facility on three acres (APN 108-040-28) on the south side of White Rock Road in the El Dorado Hills area, (District II).

BOARD ACTION - Board upheld the Appeal and approved Design Review DR03-10 subject to conditions as revised (amendments to conditions 20 and 25), and approved the revised Exhibit G (Entry Sign Detail), based on findings proposed by staff and set forth in Attachment 2 to the Staff Report for the Planning Commission Agenda of February 26, 2004. 42135

Note: Supervisor Baumann asked staff to look at the concerns expressed by Planning Commissioner Machado.

81. Hearing to consider Appeal of Best Western Placerville Inn on the Planning Commission's denial of Special Use Permit S03-31 which would allow one on-site, freestanding, advertisement sign measuring 100 square feet in area and standing 80 feet high on 3.73 acres (APN 327-140-44) on the south side of U.S. Highway 50, approximately 200 feet west of the intersection with Missouri Flat Road in the Placerville area, (District III)

BOARD ACTION - Board upheld the Appeal and approved Special Use Permit S03-31 based on the findings set forth in Attachment 3 to the Staff Report for the Planning Commission Agenda of February 26, 2004. 34125

82. Hearing to consider the following pertaining to El Dorado Hills Village Mini-Storage, Applicant: Peninsula Capital Group (District I):

(1) Ordinance **4637** rezoning (Z02-09) property consisting of 17.831 acres (APN 112-100-44) in the El Dorado Hills area from RE-5, Estate Residential Five-acre to C-PD, Commercial-Planned Development;

(2) Development Plan (PD02-02) for a mini-storage facility consisting of 15 buildings in the El Dorado Hills area, and;

(3) Appeal of the Planning Commission's approval of Special Use Permit (S03-07) for the same project, Appellant: Richard Conto. (Re-hearing of Item 100 considered by Board of Supervisors at meeting of August 19, 2003.)

BOARD ACTION - A motion by Supervisor Dupray, seconded by Supervisor Baumann, to **deny** the project **failed**.

12 3(n) 4(n) 5(n)

The Board took the following actions:

- Adopted the mitigated negative declaration as prepared.
- Approved the rezoning (Z02-09) based on the findings set forth in Attachment 1 to the Planning Department's Agenda Transmittal for the August 19, 2003 Board of Supervisors meeting.
- Approved the Development Plan (PD02-02) based on the findings set forth in Attachment 1 and subject to mitigation measures/conditions set forth in Attachment 2 to the Planning Department's Agenda Transmittal for the August 19, 2003 Board of Supervisor meeting, and including the two additional conditions set forth in Attachment "A" to the settlement agreement and in County Counsel's letter to the Board dated March 25, 2004.
- Denied the Appeal of the Planning Commission's approval of the Special Use Permit (S03-07).

435 1(n) 2(n)

NEW BUSINESS

The following matter came to the Board's attention via an email to Supervisor Solaro from the California State Association of Counties (CSAC) at 2:52 p.m. this date and was added to the Agenda due to its urgency and the fact that the Board is not meeting again until April 20, 2004.

54123

The Chairman was authorized to sign a letter to the County's legislative delegation urging their support of Assembly Bill 5X (McCarthy) which offers a permanent solution to the "poison pill" issue, the VLF (Vehicle License Fees), and also urging their support of a temporary solution that will allow counties to receive their VLF realignment revenues through the end of the fiscal year.

35124

The Board of Supervisors adjourned in memory of Supervisor Carl Borelli who passed away on April 6, 2003.