

Board of Supervisors Meeting of May 4, 2004 attached hereto and approved by the Board on May 11, 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

May 4, 2004 - 8:00 A.M.

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

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

Section 54956.9(a), Existing Litigation:

- El Dorado County vs Gale A. Norton, et al, United States District Court, Eastern District Case CIV.S-02-1818 GEB DAD; and El Dorado County vs California Department of Transportation, et al., Supervisor Court of California, County of Sacramento, Case No. 03CS00003,  
No action reported.

Section 54956.9(c), Anticipated Litigation:

- Initiation of litigation. Title: 77 Acre Fee-to-Trust Project - Bureau of Indian Affairs.  
No action reported.

Section 54956.9(b), Anticipated Litigation:

- Significant exposure to litigation. Title: Legal issues relating to the General Plan Process.  
No action reported.
- Significant exposure to litigation. Title: Foothill Residents for Appropriate Land Use v. El Dorado County (El Dorado Hills Mini Storage Project).  
No action reported.

# 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, May 4, 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 37 continued to June 8, 2004, item 64 continued to June 8, 2004, and item 76 continued off calendar; item 38 removed from the Consent Calendar for separate action; and items 66 and 68 added to the Consent Calendar for approval. Consent Calendar approved as modified. 53124

**OPEN FORUM**

**CONSENT CALENDAR**

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of Regular Meeting of April 20, 2004.  
**RECOMMENDED ACTION:** Approve.
2. Releases of Lien (2) (on file with Clerk).  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
3. Mental Health Department recommending Amendment 001 to Agreement (011-S0411) with Barton Memorial Hospital in an amount not to exceed \$30,000 for the term July 1, 2004 to June 30, 2005, for medical services to program participants involved in the Tahoe Opportunity Project at South Lake Tahoe. (AB 2034 grant funding)  
**RECOMMENDED ACTION:** Authorize Chairman to sign, noting no additional grant funds are needed to extend the contract for an additional year.

4. Mental Health Department recommending Amendment 001 to Agreement (697-S0311) with Sierra Recovery Center in an amount not to exceed \$277,480 for the term May 8, 2003 through May 7, 2005, for the implementation and management of the Tahoe Opportunity Project and Assembly Bill 2034 Homeless Mentally Ill Program. (AB 2034 grant funding)  
**RECOMMENDED ACTION:** Authorize Chairman to sign, noting total compensation remains at \$138,740 annually, although hourly rates for specialists, monthly rates for transitional housing, and daily rates for outpatient treatment have increased.
  
5. Mental Health Department recommending the Board find that an independent contractor can more economically and feasibly perform work in accordance with County Ordinance Chapter 3.13, and Chairman be authorized to sign Amendment 001 to Agreement (686-S0311) with Family Resource Center in an amount not to exceed \$83,250 for the term May 8, 2003 to May 7, 2005 with an extension to August 7, 2005 for the implementation and management of the Tahoe Opportunity Project and Assembly Bill 2034 Homeless Mentally Ill Program. (AB 2034 grant funding)  
**RECOMMENDED ACTION:** Authorize Chairman to sign, noting annual amount remains the same at \$37,000 and an additional \$9,250 is included for a three-month extension if necessary.
  
6. District Attorney recommending adoption of Resolution authorizing him or the Chief Assistant District Attorney to execute Agreement (BOC-4046) with the State Victim Compensation and Government Claims Board in the amount of \$161,415 for the term July 1, 2004 through June 30, 2005 for the Victim Witness Claims Program. (State grant funding)  
**RECOMMENDED ACTION:** Adopt Resolution 108-2004.

7. District Attorney recommending Resolution authorizing him to execute Agreement (BOC-4104) with the State Victim Compensation and Government Claims Board for a term of July 1, 2004 through June 30, 2005, for a Revolving Fund of \$40,000 for funeral and burial emergency services.  
**RECOMMENDED ACTION:** Adopt Resolution 109-2004, noting the State reimburses the County out of an established trust.
8. Sheriff Department requesting to be relieved of accountability for a \$20 shortage in the Inmate Welfare and Trust Fund, pursuant to Government Code Section 29390, and authorization for the Sheriff to submit a claim to the Auditor-Controller for replenishment of said funds.  
**RECOMMENDED ACTION:** Approve, noting Auditor-Controller will prepare a journal entry to effectuate this transaction and make the trust fund whole.
9. Sheriff Department requesting Chairman be authorized to sign Amendment I to Agreement (608-S0311) with Identix Incorporated, for period July 1, 2004 through June 30, 2005, in an amount not to exceed \$70,134.84 annually or \$140,269.68 over the two-year term, for maintenance of eight (8) LIVESCAN fingerprint machines.  
**RECOMMENDED ACTION:** Approve, noting the maintenance is necessary and the vendor is selected by the State pursuant to agreement with Department of Justice as a condition of its funding for the initial purchase of the machines.
10. Recorder-Clerk, Elections Division, recommending Board declare results of votes cast at the Lake Tahoe Unified School District Special Election (Measure L) held on April 15, 2004.  
**RECOMMENDED ACTION:** Approve.

11. Treasurer-Tax Collector recommending, in accordance with Government Code Sections 50050-50055, transfer of unclaimed funds in a total amount of \$112,796.64 to the General Fund from the following departments: Building (\$1,329.54), Child Support Services (\$5,732.13), Probation (\$4,243.42), Recorder-Clerk (\$451) and Social Services (\$101,040.55).  
**RECOMMENDED ACTION:** Approve.
12. Treasurer-Tax Collector recommending Board make findings that it is more economical and feasible to contract out the services in accordance with County Ordinance Section 33.13.030, and authorize the Chairman to sign Agreement (446-S0411) with Moore Wallace North America for printing, programming and artwork to produce and mail annual secured and unsecured property tax bills.  
**RECOMMENDED ACTION:** Approve.
13. Auditor-Controller submitting results of audits performed by John Warden, CPA, of the County's financial statements for the year ended June 30, 2003.  
**RECOMMENDED ACTION:** Receive and file, and direct the CAO to provide follow-up report on audit comments for presentation to the Board on August 17, 2004.
14. Adoption of Ordinance 4648 levying a special tax for the Fiscal Year 2004-2005 and following fiscal years solely within and relating to Community Facilities District No. 1992-1 (Serrano) El Dorado Hills Development. (Introduced 4/20/2004, item 69.)  
**RECOMMENDED ACTION:** Adopt Ordinance 4648.
15. County Counsel submitting First Quarter Calendar Year 2004 Collections Report, pursuant to Board Policy B-4.  
**RECOMMENDED ACTION:** Receive and file.

16. District Attorney (D.A.) recommending Board make findings that independent contractor can more economically and feasibly perform work in accordance with County Ordinance Chapter 3.13, and authorize Chairman to sign Agreement for Services (#545-S0411) with Marshall Hospital to (a) provide examinations and draw body fluids upon individuals presented by peace officers or authorized representative of the D.A.'s office, (b) make available the necessary personnel to testify in court with respect to said services, and (c) make available Sexual Assault Response Team (SART) and Child Abuse Regional Evaluation Team (CARE) Examiners to testify in court.  
**RECOMMENDED ACTION:** Approve.
17. Planning Department recommending Avigation and Noise Easements and Certificates of Acceptance from Tim Culver and Mark Bassler, Gary A. and Cynthia L. Brooks, Denny L. and Alessandra O. Kennedy, Knud J. and Leslie C. Kirkegaard, Charles M. and Susan M. Kupferman, Katherine A. Mundt, Pacific States Development/William J. Fisher and Mary T. Muse, Keith J. and Carole E. Panovec, Robert and Patricia J. Smith, Joe Studebaker and Merissa Perry, Leone S. Wood and Denise Fields Tharpe, and the Zweck Family Trust, for property within the vicinity of the Cameron Park Airport.  
**RECOMMENDED ACTION:** Approve.
18. Planning Department recommending Avigation and Noise Easement and Certificate of Acceptance from Michael S. Houlihan for property in the vicinity of the Georgetown Airport.  
**RECOMMENDED ACTION:** Approve.
19. Planning Department recommending Avigation and Noise Easement and Certificate of Acceptance from Michael Burroughs for property within the vicinity of the Placerville Airport.  
**RECOMMENDED ACTION:** Approve.



20. Planning Department recommending Avigation and Noise Easements and Certificates of Acceptance for Margaret C. Erickson, Mark N. and Nancy L. Gibson, Deborah S. Kuelper, Robert D. McIntyre, John T. and Marcellette J. Underhill, and Matthew Thomas Underhill and Danielle Lorena Underhill for property within the vicinity of the Lake Tahoe Airport.  
**RECOMMENDED ACTION:** Approve.
21. Environmental Management Department recommending Martin Goodman be placed at Step 5 of the salary range for the position of Senior Environmental Health Specialist effective May 15, 2004. (Position vacant since August 23, 2003. Funding: FY 2003-04 savings.)  
**RECOMMENDED ACTION:** Approve.
22. Transportation Department submitting for approval the Fiscal Year 2004 Surface Treatment Program, including approximately 60 miles of chip seal and 2.35 miles of asphalt overlay.  
**RECOMMENDED ACTION:** Approve.
23. Transportation Department recommending the following for Vista Del Lago Unit 1 (TM 88-1109):
- (1) Subdivision improvements be accepted as complete.
  - (2) Clerk of the Board be authorized to reduce Performance Bond No. 3SM 990 454 00 by \$1,298,024.80 leaving a balance of \$309,569.20; reduced amount is 10% of the total improvements and is to guarantee against any defective work, labor done, or defective materials furnished and is to be released one year after acceptance if there are no defects or warrantee claims.
  - (3) Previously posted Laborers and Materials Mens Bond No. 3SM 990 454 00 in the amount of \$1,780,023.00 be held to guarantee payment to persons furnishing labor, materials or equipment and is to be released in six months after acceptance if no claims are made.
- RECOMMENDED ACTION:** Approve.

24. Transportation Department recommending Board make findings pursuant to Article II, Section 210(b)(6) of the County Charter that the ongoing aggregate of the work performed under this Amendment is not sufficient to warrant the addition of permanent staff, and authorize the Chairman to sign Amendment I to Agreement for Services (#03-167) with Dokken Engineering, adding project management services to the services provided by the consultant, and increasing the not-to-exceed amount by \$40,000.00, to \$80,000.00, with no change in the expiration date of April 8, 2005  
**RECOMMENDED ACTION:** Approve.
25. Transportation Department recommending the following for Promontory Village No. 1 requested by Clifford D. Brabant, Inc., A California Corporation:  
(1) Resolution of Vacation 110-2004 (AOE 2004-11) abandoning two five-foot wide public utilities easements along the existing common lot line of Lots 68 and 69; and  
(2) Resolution 111-2004 accepting the Offer of Dedication from Reynen and Bardis Promontory L.P., A California Limited Partnership, for two five-foot wide replacement public utilities easements along the future common lot line of said lots.  
**RECOMMENDED ACTION:** Approve.
26. Transportation Department recommending adoption of Resolution of Vacation 112-2004 (AOE 2004-13) abandoning a ten-foot wide public utilities easement on the northerly lot line of Lot 56 (APN 083-282-05-100) in Cameron Park North Unit No. 6; requested by Tim Culver and Mark Bassler to accommodate planned construction of a retaining wall.  
**RECOMMENDED ACTION:** Approve.
27. Transportation Department recommending adoption of Resolution of Vacation 113-2004 (AOE 2004-12) to terminate and abandon a rejected offer for a ten-foot wide drainage easement on the rear lot line of Village B Unit No. 3, Lot 138 (APN 113-230-20-100); requested by David W. and Teri L. Schmall to accommodate construction of a swimming pool.  
**RECOMMENDED ACTION:** Approve.

28. Human Services Department recommending Chairman be authorized to sign 2003-2005 Host Entity Contract (#R40634) with Butte County to enable El Dorado County to participate in and receive federal revenues for Medi-Cal Administrative Activities and Targeted Case Management services during period July 1, 2003 through June 30, 2005; and Director of said Department be authorized to execute documents related to this Agreement and any amendments thereto that do not affect the term. (Retroactive as to term -- El Dorado County received contract documents from Butte County on March 18, 2004.)

**RECOMMENDED ACTION:** Approve.

29. Human Services Department recommending adoption of Resolution authorizing the Chairman to sign Agreement (04C-1512) with the State Department of Community Services and Development in the amount of \$56,267 for term April 1, 2004 through January 31, 2005, for provision of the Department of Energy Weatherization Assistance Program services; and authorizing the Director of Human Services to execute subsequent documents relating to same that do not affect the term or dollar amount and to sign required fiscal and programmatic reports. (Retroactive as to term - department received contract documents from the State on April 2, 2004.)

**RECOMMENDED ACTION:** Adopt Resolution 114-2004

30. Human Services Department, on behalf of the County Commission on Aging, recommending Chairman be authorized to sign letters of thanks to Ms. Billie Bridges and Mr. Stan Geel in recognition of their significant contributions during the years they served as members of said Commission.

**RECOMMENDED ACTION:** Approve.

31. General Services Department recommending Chairman be authorized to sign Notice of Completion for the Main (Placerville) Library Shelving, Moving, Storage, Seismic Upgrades Project (#03-05) as completed by Nor-Cal Moving Services, and said Notice be filed with the Recorder-Clerk.

**RECOMMENDED ACTION:** Approve.

32. General Services Department recommending Board exercise the first option to renew per the terms of Facility Use Agreement (#722-00311) between the County and the Shingle Springs Community Center for use of said facility at a cost not to exceed \$1,000 per month for the Senior Nutrition Program administered by the Human Services Department Community Services Division; said renewal extends the term for one year commencing July 1, 2004 and ending on June 30, 2005 with an additional one-year renewal option.  
**RECOMMENDED ACTION:** Approve.
33. General Services Department recommending Board exercise the first option to renew per the terms of Facility Use Agreement (#386-L0011) between the County and the Mother Lode Lions Club for use of said facility at a cost of \$1,500 per month for the Senior Nutrition Program administered by the Human Services Department Community Services Division; said renewal extends the term for one year commencing July 1, 2004 and ending June 30, 2005 with an additional one-year renewal option.  
**RECOMMENDED ACTION:** Approve.
34. General Services Department recommending Board exercise the fourth option to renew per the terms of Facility Use Agreement (#016-L0011) between the County and Pollock Pines Recreation Unlimited, Inc., for use of its facility at a cost not to exceed \$400 per month for the Senior Nutrition Program administered by the Human Services Department Community Services Division; said renewal extends the term for one year commencing July 1, 2004 and ending June 30, 2005 with an additional one-year renewal option.  
**RECOMMENDED ACTION:** Approve.

35. General Services Department recommending Chairman be authorized to sign Amendment I to Community Enhancement Funding Agreement (691-F0211) with the Black Oak Mine Unified School District for the Northside Traffic Study and Alleviation Project, extending the term to December 31, 2005. (CAO notes the term extension is necessary because the District is awaiting notification from the State Department of Transportation concerning funding for the project, and anticipates receiving notification by 9/30/2004.

**RECOMMENDED ACTION:** Approve.

36. General Services Department recommending Board take the following actions for the Buildings A & B HVAC Control Upgrade Project (#04-13B): (CAO notes that the Project is funded through the PG&E Energy Efficiency Loan Program. The County was awarded \$800,000 of which \$192, 515 has been spent on completed projects - Boiler Replacement and Main Library.)

(1) Find that it is more economical and feasible to contract out the services in accordance with County Ordinance Code Section 3.13.030;

(2) Award the contract for the Project to the lowest, qualified bidder, Sacramento Cooling Systems, Inc., a California Corporation dba L & H Airco, for a total amount of \$498,910.00;

(3) Authorize General Services to proceed with an Agreement with L & H Airco; and

(4) Authorize Chairman to sign said Agreement contingent upon County Counsel and Risk Management approval.

**RECOMMENDED ACTION:** Approve.

37. General Services Department recommending Chairman be authorized to sign bid documents (Bid No. 04-968-098) for the South Lake Tahoe Community Play Fields Project (#04-03). (Continued 4/20/2004, item 9.)

**RECOMMENDED ACTION:** Approve and authorize said Department to advertise for bids to be received no later than 2:00 p.m., Thursday, June 3, 2004. Upon adoption of the Agenda, the Board continued this matter to June 8, 2004 at the request of Supervisor Solaro.

38. Agriculture, Weights and Measures Department recommending the following: (4/5 vote required.)
- (1) Approval of Budget Transfer No. 24139 increasing estimated revenues and appropriations by \$97,942.00, reflecting additional funds received from State Unclaimed Gas Tax proceeds;
  - (2) Authorization to expend said funds for programs specified in said Department's "Expenditure Request";
  - (3) Authorization for Purchasing Agent to dispense with competitive bidding procedures in accordance with Ordinance Code Section 3.12.130E, finding that the unique nature of the property or service required precludes receiving bids;
  - (4) Authorization for Purchasing Agent to issue a purchase order to California Surveying & Drafting Supply, Inc., sole source vendor, for purchase of Trimble Global Positioning System (GPS) equipment and upgrades estimated at \$12,179; and
  - (5) Authorization for Purchasing Agent to issue purchase orders to acquire remaining supplies and equipment as indicated in the Expenditure Request.
- RECOMMENDED ACTION:** Approve. 1425 3(n)
39. Sheriff Department recommending Chairman be authorized to sign Amendment V to Agreement (#382-S0210) with ChoicePoint Business and Government Services, Inc., for online access to various proprietary databases for investigative services, extending the term through October 31, 2004, with no change in the monthly charge.
- RECOMMENDED ACTION:** Approve extension in order for investigators to have access to databases maintained by the vendor.
40. Probation Department recommending Budget Transfer No. 24135 increasing estimated revenues and appropriations by \$5,009.17 from the Department's Superior Court trust account (8825303) for use in fiscal year 2003-04. (CAO notes this will clean up an old accounting error and help offset the cost of minor repairs at the Juvenile Hall.) (4/5 vote required.)
- RECOMMENDED ACTION:** Approve.

41. County Service Area No. 10 consideration of the request of the Environmental Management Department for conceptual approval of the release of a Request for Proposal (RFP) to perform a rate audit and an analysis of rate setting policies and procedures of El Dorado Disposal Services, Inc. and its affiliates.  
**RECOMMENDED ACTION:** Approve.
42. Chief Administrative Officer recommending adoption of Resolution for property tax redistribution for LAFCO (Local Agency Formation Commission) Project 03-03, Carson Creek annexation to El Dorado Irrigation District (EID), El Dorado Hills Water District (EDH Fire), and El Dorado Hills Community Services District (EDH CSD); said boundary modification will be considered by LAFCO at a later date.  
**RECOMMENDED ACTION:** Adopt Resolution 115-2004.
43. Chief Administrative Officer recommending adoption of Resolution superceding Resolution 335-2003 for property tax redistribution for LAFCO (Local Agency Formation Commission) Project 03-09, Ebert annexation to El Dorado Irrigation District (EID); said boundary modification will be considered by LAFCO at a later date.  
**RECOMMENDED ACTION:** Adopt Resolution 116-2004.
44. Chief Administrative Officer recommending Chairman be authorized to sign Budget Transfer appropriating \$264,640 to the Sheriff's Department and \$18,804 to the District Attorney's Office for a total of \$283,444 in accordance with County Charter Section 504/Proposition A Salary increases; funding included in the 2003-04 budget within Department 15, Employee Relations. (Referred 12/9/2003, item 31.)  
**RECOMMENDED ACTION:** Approve.

45. Chief Administrative Office, Procurement and Contracts Division, recommending the following:
- (1) Purchasing Agent be authorized to dispense with competitive bidding procedures in accordance with Ordinance Code Section 3.12.130E;
  - (2) Sole-source purchase be authorized for one LPA-1 XFR Lead Paint Analyzer for the Environmental Management Department from RMD Instruments of Watertown, MA; and
  - (3) Purchasing Agent be authorized to issue a Purchase Order to RMD Instruments in the amount of \$14,604.00, including sales tax, from the Environmental Management Department's Code Enforcement Grant.

**RECOMMENDED ACTION:** Approve.

46. Chief Administrative Office, Procurement and Contracts Division, recommending the following:
- (1) One-year extension, to June 11, 2005, of Bid No. 03-288-117 to Teichert Aggregates of Sacramento, CA, for Plant Mix Asphalt;
  - (2) Purchasing Agent be authorized to increase the blanket purchase order in the amount of \$480,000; and
  - (3) Purchasing Agent be authorized to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is made available within the Transportation Department Road Fund.

**RECOMMENDED ACTION:** Approve.

47. Chief Administrative Office, Procurement and Contracts Division, recommending the following:
- (1) Award of Bid No. 04-760-104 for purchase of two Sand Spreaders to Advanced Truck Body of Central Point, Oregon; and
  - (2) Purchasing Agent be authorized to issue a purchase order in the amount of \$14,621.00, including sales tax, from the Transportation Department Road Fund.

**RECOMMENDED ACTION:** Approve.



48. Chief Administrative Office, Procurement and Contracts Division, recommending the following:
- (1) Award of Bid No. 04-475-095 for purchase of Disposal Gloves to Global Protection, LLC of Marlton, NJ;
  - (2) Purchasing Agent be authorized to blanket purchase order in the amount of \$12,028.00, including sales tax, for a 12-month period following Board approval; and
  - (3) Purchasing Agent be authorized to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is made available within the Central Stores inventory budget.
- RECOMMENDED ACTION:** Approve.
49. Chief Administrative Office, Procurement and Contracts Division, recommending the following:
- (1) Award of Bid No. 04-310-091 for purchase of various envelopes used in the County Print Shop to Unisource of Sacramento, CA, for a 12-month period following Board approval;
  - (2) Purchasing Agent be authorized to issue a purchase order in the amount of \$27,920.00, including sales tax; and
  - (3) Purchasing Agent be authorized to increase the blanket purchase order on an "as needed" basis during the awarded period as long as funding is made available within the requesting department's budget.
- RECOMMENDED ACTION:** Approve.
50. Chief Administrative Office, Central Services Division, pursuant to Ordinance Code Section 3.12.165, Surplus Property Availability to Community Organizations, recommending Board act as follows:
- (1) Declare as surplus, one wood desk, one desk chair, one folding table, one end table, and miscellaneous desk items such as sorting trays/baskets;
  - (2) Authorize donation of said items to P.A.W.E.D. (People for Animal Welfare in El Dorado County); and
  - (3) Authorize the Purchasing Agent to sign the required Agreements for the use of the donated surplus property.
- RECOMMENDED ACTION:** Approve.

51. Supervisors Dupray and Baumann requesting authorization to sign letters of invitation to Governor Arnold Schwarzenegger and First Lady Maria Shriver to officiate at the groundbreaking ceremonies for the El Dorado Hills Library planned for Saturday, June 26, at 10:00 a.m.

**RECOMMENDED ACTION:** Approve.

52. Supervisor Dupray recommending approval of Certificates of Appreciation for Gretchen Mueller, Miss El Dorado County 2003, and Anjuli Crocker, Miss Teen El Dorado County 2003, who have represented the youth of El Dorado County in a positive and meaningful manner at County and Statewide functions, events, and activities throughout the past year.

**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.

60. Hearing to consider adoption of Resolution 117-2004 forming Travois Zone of Benefit (Zone #98610) within County Service Area (CSA) No. 9 to provide road and drainage maintenance and improvement services.

**BOARD ACTION** - Hearing no protests, Resolution 117-2004 adopted. 43125

61. General Services Department recommending adoption of Resolution 118-2004 calling for a landowner mailed ballot election to be set for June 4, 2004 on a measure to establish a special tax to provide road and drainage maintenance and improvement services for the Travois Road and Drainage Zone (Zone #98610) within County Service Area No. 9.

**BOARD ACTION** - Resolution 118-2004 adopted. 43125

62. Hearing to consider adoption of Resolution 119-2004 annexing a portion of Assessor's Parcel No. 104-520-03 into the Pilot View Drive Road Zone (Zone of Benefit #98135) within County Service Area No. 9 for road maintenance and improvement services.  
**BOARD ACTION** - Resolution 119-2004 adopted. 43125
63. Environmental Management Department recommending adoption of Resolution 120-2004 declaring May 3 - 9, 2004, Mosquito, Vector Control and West Nile Virus Awareness Week in El Dorado County.  
**BOARD ACTION** - Resolution 120-2004 adopted. 54123
64. Auditor-Controller analysis on the contractual obligations and projections of monies to be paid by home builders and deposited into the El Dorado Hills - Salmon Falls Road Improvement Fund. (Continued 3/23/2004, item 8.)  
**BOARD ACTION** - Upon adoption of the Agenda, this matter was continued to **June 8, 2004** at the request of the Auditor-Controller. 53124
65. District Attorney (D.A.) recommending adoption of Resolution 121-2004 which will, under provisions of Government Code Section 27388:  
(1) Direct the County Recorder-Clerk to add a \$2.00 fee to every recording of a real estate instrument;  
(2) Direct the County Auditor-Controller to establish a Real Estate Fraud Prosecution Trust;  
(3) Direct the CAO to establish the Real Estate Fraud Prosecution Trust Fund Committee.  
**Note:** CAO advises a quick survey indicates that this fee has been instituted in other counties (Fresno, Sacramento, Merced, Riverside, Marin, San Bernardino and San Joaquin) to address real estate fraud.  
**BOARD ACTION**-Motion to approve **failed**. 51 2(n)3(n)4(n)  
Chairman suggested that Supervisors Sweeney and Paine meet with the D.A. to have their concerns addressed and bring the matter back at a later date if they wish to do so.

66. Public Health Department recommending Chairman be authorized to sign Budget Transfer No. 24137 for the Fiscal Year 2003-04 California Children's Services (CCS) Program, decreasing funding from the State General Fund for CCS Treatment and Diagnostic Services by \$7,120.00. (4/5 vote required)  
**ADDED TO CONSENT CALENDAR:** Approved. 53124
67. Public Health Department recommending Chairman be authorized to sign Budget Transfer No. 24138 increasing the County's Fiscal Year 2003-04 Bioterrorism Grant allocation by \$221,899 for a total allocation of \$471,346 for the current year; said increase includes \$65,971 in rollover funding from Fiscal Year 2002-03, approximately 40% of which is specifically to be used for Laboratory purposes.  
**BOARD ACTION** - Budget Transfer 24138 approved, and CAO directed to meet with affected departments concerning the County's Bioterrorism and Homeland Security efforts and report back to the Board on **May 11, 2004**.  
35124
68. Transportation Department recommending the following for the Green Valley Road at Dry Creek - Bridge Replacement (Project #77103); funding to come from the Highway Bridge Replacement and Rehabilitation Program, Traffic Impact Mitigation Fee Program, and Regional Surface Transportation Program:
- (1) Find that due to the construction costs exceeding \$25,000.00, State law requires the construction must be performed by an independent contractor through the use of a competitive bidding process;
  - (2) Set the Disadvantaged Business Enterprise Goal at 10% for this contract;
  - (3) Approve the Plans and Contract Documents and authorize the Chairman to sign the Plans;
  - (4) Authorize the Department to advertise for bids;
  - (5) Award Construction Contract on **June 29, 2004**.
- ADDED TO CONSENT CALENDAR:** Approved. 53124

69. Planning Department submitting large lot phasing final subdivision map (TM01-1375) for Serrano, Village G in the El Dorado Hills Area, and recommending approval for phasing and financing purposes only; applicant: Serrano Associates.  
**BOARD ACTION** - Approved. 23145
70. Planning Department submitting final map for Serrano, Village G, Unit 2 (TM01-1375) 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.  
**BOARD ACTION** - Approved. 23145
71. Planning Department submitting final map for Serrano, Village G, Unit 8 (TM01-1375F) 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.  
**BOARD ACTION** - Approved. 23145
72. Board to again consider its position on Assembly Bill 1788 (Leslie) and Assembly Bill 2699 (Laird) which propose the creation of a Sierra Nevada Conservancy. (Referred 4/20/2004, item 63.)  
**No action taken.**

73. Supervisor Paine requesting a contribution of \$280,000 from the \$1.7 million pool of unspent funds allocated to El Dorado County from a State bond measure for development of local recreation (Proposition 40), to be used for the acquisition and development of a Regional Trails Park on the South Fork of the American River; specifically, \$180,000 would be used to purchase a 40-acre portion of the Cronin Ranch, off Pedro Hill Road and Highway 49, for eventual development of an equestrian center and trail staging area, and \$100,000 would be in the form of a grant to the American River Conservancy to assist in the completed acquisition of the adjoining property and the design and construction of the trail system.

**BOARD ACTION** - Continued to **May 11, 2004 at 10:00 a.m.**

43125

74. Chief Administrative Officer reporting on the issue of purchase and management of County vehicles. (Referred 3/9/2004, item 55.)

**BOARD ACTION** - CAO requested to bring back a maintenance and fuel management package by **August 24, 2004**, and a purchase and use policy by **October 12, 2004**.

34125

75. Chief Administrative Officer and Information Technologies (IT) Steering Committee recommending the Board select Lotus Notes as the County's single e-mail system, with implementation to begin immediately, and IT to make a presentation in support of that recommendation.

**BOARD ACTION** - Recommendation approved.

34125

76. Chief Administrative Office, Human Resources Division, recommending adoption of **Resolution 122-2004**, rescinding Resolutions 258-2001 and 061-2003, to provide a continuation of salary and medical benefits/contributions to County employees who are called up to Federal active military duty for other than training purposes for a maximum of 18 months per occurrence; and requesting direction/clarification from the Board on the issue of training for purposes of eligibility of military benefits.

**BOARD ACTION** - Upon adoption of the Agenda, continued off calendar at the request of the CAO. 53124

**TIME ALLOCATIONS (2) - 10:00 A.M.**

80. Presentation by Molly Helms, Superintendent of Pollock Pines and Silver Fork Unified School Districts, on exciting activities and plans for said Districts.  
**No action taken.**

81. Hearing to consider the following (continued 3/23/2004, item 60):

(1) New proposed Agreement with USA Waste Services, Inc., dba El Dorado Disposal Service, Western El Dorado Recovery Systems, Inc., and Waste Management, Inc.;

(2) Approval of new programs of Waste Management;

(3) Finding that the new proposed Agreement including terms and new programs identified therein cure Notice of Default issued to Waste Management, Inc., 7/17/02;

(4) Adoption of Resolution 083-2004 adjusting solid waste collection rates for El Dorado Disposal Services, applicable to each Waste Management customer only as the new services are implemented, no earlier than April 1, 2004 and no later than October 1, 2004.

**BOARD ACTION** - Hearing closed; matter continued off calendar for new proposal to be brought back by Environmental Management Department at a public hearing that will be duly noticed. 32145

**ITEMS TO/FROM SUPERVISORS**

**ADJOURNMENT**

**CLOSED SESSION ROSTER**

**Regular Meeting of the Board of Supervisors**

**May 4, 2004 - 8:00 A.M.**

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

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

- Thomas Sadeghi, et al. v. County of El Dorado, et al., El Dorado County Superior Court Case No. PC20030275.  
**No action reported.**

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

- County Negotiator: County Employee Relations Officer  
Employee Organization: EDC Deputy County Counsel Association.  
**No action reported.**
- County Negotiator: County Employee Relations Officer  
Unrepresented Employee: Unrepresented Management and Confidential Employees.  
**No action reported.**
- County Negotiator: Robert Muszar, Negotiator, and County Employee Relations Officer.  
Employee Organization: EDC Employees Association Local 1, Deputy Sheriff's Association, Criminal Attorney Association and Operating Engineers Local 3.  
**No action reported.**

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

- Instructions to negotiator regarding real property described as APN 327-130-20. The person with whom the negotiator may negotiate is Carol J. Russell. Instructions to negotiator will concern price and terms of payment.  
**No action reported.**