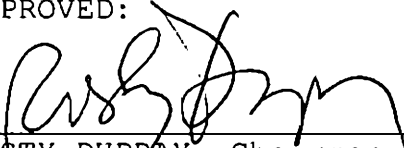


Board of Supervisors Meeting of May 25, 2004 attached hereto and approved by the Board on June 8, 2004.

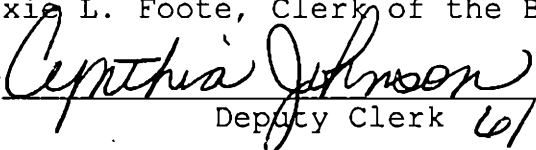
APPROVED:



RUSTY DUPRAY, Chairman 6/8/04

ATTEST:

Dixie L. Foote, Clerk of the Board

By 

Deputy Clerk 6/8/04

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 25, 2004 - 8:00 A.M.

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

CLOSED SESSIONS

Section 54956.9(a), Existing Litigation:

- Foothill Residents for Appropriate Land Use vs El Dorado County, et al, El Dorado County Superior Court Case PC20040220.
No action reported.
- 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, Superior Court of California - County of Sacramento Case 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 54957, Public Employee Performance Evaluation:

- Title: County Counsel
No action reported.

DEPARTMENT MATTERS

60. Information Technologies recommending the following:

(1) Dispense with formal bidding procedures in accordance with Purchasing Ordinance 3.12.132, Section C which states that competitive bidding procedures need not be required when the Purchasing Agent determines that the required item(s) may be procured from a vendor which has a contract with another public agency for the purchase of item(s) and which was awarded utilizing a competitive bidding process similar to that utilized by the County;

(2) Authorize the Purchasing Agent to utilize the Merced County FOCUS contract for a variety of products and services available and execute the Long Distance Voice Services Only Agreement with SBC Global Services, Inc. through September 15, 2005. (County-wide savings of approximately \$2,000 to \$3,000 per month in long distance phone services.)

BOARD ACTION - Approved.

54123

61. Chief Administrative Officer recommending adoption of Resolution 149-2004 amending Authorized Personnel Allocation Resolution 305-2003 transferring the County's Collections function from County Counsel to the Treasurer-Tax Collector. **BOARD ACTION** - Adopted Resolution 149-2004 as amended to not delete the Office Assistant I/II position on 10/1/04 as originally recommended.

43125

62. Chief Administrative Office recommending Chairman be authorized to sign Memorandum of Understanding (MOU) with Operating Engineers Local Union No. 3 representing employees assigned to the Probation Bargaining Unit, MOU with Operating Engineers Local Union No. 3 representing employees assigned to the Trades and Craft Bargaining Unit, and Letter of Agreement with the Criminal Attorney Association pertaining to health plan contributions with the respective Agreements to become effective June 26, 2004.

BOARD ACTION - Approved.

32145

63. Supervisor Dupray recommending ratification of his signature on the Letter of Intent to Develop a Local Hazard Mitigation Plan as required by the State for funding purposes; the County Office of Emergency Services is in the process of developing said Plan for review and approval by the Board.

BOARD ACTION - Approved.

32145

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C O N F O R M E D A G E N D A

**Regular Meeting of the Board of Supervisors
El Dorado County, California**

Tuesday, May 25, 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 items 17 and 24 pulled from the Consent Calendar for separate action; Consent Calendar approved as modified. 34125

PRESENTATION recognizing Dixie L. Foote, Clerk of the Board of Supervisors, on the occasion of her retirement, for her years of service to the Board of Supervisors and the County of El Dorado.

PRESENTATION recognizing Craven Alcott, on the occasion of her retirement, for her years of service to the County of El Dorado.

PRESENTATION of the Regional Council of Rural Counties Scholarship to Krystal Flood, El Dorado County's recipient for 2004.

OPEN FORUM**CONSENT CALENDAR**

1. Approval of the Board of Supervisors Conformed Agenda (Minutes) of Special Meeting (Closed Session) of May 17, 2004 and Regular Meeting of May 18, 2004.

RECOMMENDED ACTION: Approve.

2. Mental Health Department recommending Chairman be authorized to sign Agreement No. 04-74022-000 with the State Department of Mental Health in the amount of \$672,885.00 for fiscal year 2004/2005 to provide Managed Care services to Medi-Cal beneficiaries; noting agreement mirrors the requirements outlined in fiscal year 2003-2004 amendment; fiscal year 2004-2005 agreements being processed earlier than prior agreements due to Federal government now requiring timely processing of Medicaid service agreements.

RECOMMENDED ACTION: Approve.

3. Mental Health Department recommending Chairman be authorized to sign Agreement 461-S0411 with Calaveras County for reimbursement in the amount of \$24,400 for the term July 1, 2004 through June 30, 2005 for psychiatric inpatient care to Calaveras County residents; noting referrals are only accepted when there are adequate resources at the County's facilities.
RECOMMENDED ACTION: Approve.
4. Mental Health Department recommending Chairman be authorized to sign Agreement 452-S0411 with Amador County for reimbursement in an amount not to exceed \$146,500 for the term July 1, 2004 through June 30, 2006 for psychiatric inpatient care to Amador County residents; noting referrals are only accepted when there are adequate resources at the County's facilities.
RECOMMENDED ACTION: Approve.
5. Mental Health Department recommending Chairman be authorized to sign Amendment 001 to Agreement 678-S0311 with Gables, LLC increasing the amount to \$111,375 and extending the term to June 30, 2005 with a three month extension for Supplemental Treatment Services to mentally disordered adults on an "as requested" basis; noting the fiscal year 2004-2005 amount added to this contract is \$49,500 which is the same amount of compensation for fiscal year 2003-2004.
RECOMMENDED ACTION: Approve.
6. U.C. Cooperative Extension recommending Chief Administrative Officer be authorized to sign Amendment 002 to Agreement C01-01622X with The Regents of the University of California in an amount not to exceed \$27,527.28 for the term July 1, 2004 through June 30, 2005; said agreement funds one-half of the 4-H Representative's salary. (Funding: General Fund)
RECOMMENDED ACTION: Approve.

7. District Attorney 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 Agreement 546-S0411 with Marshall Medical Center dba Marshall Hospital in an amount not to exceed \$20,000 for the term July 16, 2004 through July 15, 2006 to draw blood from individuals in response to an officer's request and to make available the necessary personnel to testify in court with respect to same upon request by the District Attorney's Office. (Funding: General Fund)
RECOMMENDED ACTION: Approve.

8. Information Technologies (IT) submitting a list of all current perpetual software license agreements administered by IT and recommending continuation of same. (Continued from 4/20/2004 item 11)
RECOMMENDED ACTION: Approve and authorized blanket purchase orders in the approximate amount of \$621,786 to process the fiscal year 2004/2005 payments for same, noting any changes to terms and conditions of said agreements will be brought to the Board for approval. (Funding: Funds included in fiscal year 2004/2005 IT budget.)

9. Human Services Department recommending Auditor-Controller be authorized to pay invoices in an amount not to exceed \$50,000 from Placer County for certain child welfare services which could not be appropriately provided by El Dorado County staff; pending finalization of a formal agreement between the two agencies.
RECOMMENDED ACTION: Approve.

10. General Services recommending Budget Transfer 24153 increasing estimated revenue by \$43,000 for fuel appropriations at the Placerville Airport, noting over the past four months current wholesale fuel prices averaged nearly \$2.40 per gallon, as compared to the budgeted price of \$2.02 per gallon; said appropriation will support airport customers through the end of May.
RECOMMENDED ACTION: Approve.

11. Transportation Department recommending the following pertaining to The Promontory Village No. 002 subdivision (TM 98-1355):

(1) Accept the subdivision improvements as complete as outlined in Agenda Transmittal dated April 27, 2004;

(2) Adopt Resolution accepting Brittany Way, Elmores Way and Ambiance Way into the county Maintained Mileage System;

(3) Reduce the Onsite Performance Bond No. 929208289 by \$2,209,701.60 leaving a balance of \$372,908.07, and the Offsite Performance Bond No. 02-929174667 by \$9,651,074.20 leaving a balance of \$1,302,458.38 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance, if no claims made; and

(4) Hold posted Onsite Laborers and Materialsmen Bond No. 929208289 in the amount of \$1,291,304.84 and the Offsite Laborers and Materialsmen Bond No. 02-929174667 in the amount of \$5,476,766.29 to guarantee payment to person furnishing labor, materials or equipment, and release in six months after acceptance, if no claims are made.

RECOMMENDED ACTION: Approve and adopt **Resolution 140-2004**.

12. Transportation Department recommending the Board find that pursuant to Article II, Section 210b (6) of the County Charter that specialty skills are required for the work performed under this Amendment that are not expressly identified in County classifications, and that the ongoing aggregate of the work performed under this Amendment is not sufficient to warrant the addition of permanent staff; and Chairman be authorized to sign Amendment 001 to Agreement 03-218 with Youngdahl Consulting Group, Inc., increasing the amount by \$50,000 to \$125,000; extending the term to December 31, 2005 for as-needed geotechnical, geological, and environmental investigations and materials testing. (Funding: restricted revenue sources that fund the Department's capital improvement projects and by developer fees.)

RECOMMENDED ACTION: Approve.

13. Transportation Department recommending the following pertaining to the Latrobe Road Widening Project 72335:

(1) Approve Purchase and Sale Agreement with Auburn Manor in the amount of \$260,625 for a portion of APN 107-010-16;

(2) Authorize Chairman to sign the Purchase and Sale Agreement, and the Certificates of Acceptance for the Deeds associated with said Agreement;

(3) Authorize Interim Director of Transportation or designee to execute Escrow Instructions and any other related escrow documents pertaining to the transaction, including the payment of escrow fees.

RECOMMENDED ACTION: Approve.

14. Transportation Department recommending the following pertaining to the Asphalt Concrete Overlay for portions of Wilson Boulevard:

(1) Find that due to the construction costs exceeding \$25,000, State law requires the work to be performed by an independent contractor through the use of a competitive bid contract;

(2) Set the Disadvantaged Business Enterprise (DBE) requirements for this contract to 0%;

(3) Approve contract documents;

(4) Authorize advertisement for construction bids with the bid opening to be held at 2:00 p.m., June 21, 2004, in the Board of Supervisors Meeting Room, 330 Fair Lane, Placerville; and

(5) Award of contract June 29, 2004.

RECOMMENDED ACTION: Approve.

15. Transportation Department recommending Chairman be authorized to sign Amendment 002 to Agreement AGMT 03-374 with Fehr and Peers Associates, Inc. increasing the not to exceed amount by \$30,000 to \$79,200 and extending the term to December 31, 2004 to assist the General Plan Team with responses to comments regarding traffic modeling and related services for the General Plan. (Funding - Road Fund)
RECOMMENDED ACTION: Approve, noting additional funds necessary for additional analysis due to Board of Supervisors action on General Plan.
16. Transportation Department recommending Resolution authorizing the Chairman to sign the Freeway Maintenance Agreement with State Department of Transportation (CALTRANS) for the El Dorado Hills Boulevard/Latrobe Road/Route 50 Interchange, noting completion of the eastbound off ramp to Latrobe Road triggers the need for said agreement and the County is responsible for maintenance and energy costs of signals and lighting that serve the local roadway.
RECOMMENDED ACTION: Approve and adopt Resolution 141-2004.
17. Transportation Department recommending the Board find that 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 Chairman be authorized to sign Amendment 001 to Agreement AGMT 03-216 with Republic Electric increasing the amount by \$50,000 to an amount not to exceed \$135,100 and extending the term to June 30, 2005 to maintain and repair traffic signals and associated equipment for said Department. (Funding: fiscal year 2004/2005 budget request)
RECOMMENDED ACTION: Approve. 35124

18. Transportation Department recommending the Board find 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 these Amendments that are not expressly identified in County classifications, and that the ongoing aggregate of the work performed under these Amendments is not sufficient to warrant the addition of permanent staff; and Chairman be authorized to sign Amendments 001 to the following Agreements for as needed construction management, geotechnical, geological and environmental engineering services with no increases in the not to exceed dollar amounts and extending the expiration date to December 31, 2005:

(1) Agreement AGMT 03-128 with URS Corporation, dba URS Corporation Americas;

(2) Agreement AGMT 03-30 with CALTROP Engineering Corporation; and

(3) Agreement AGMT 03-31 with Kleinfelder, Inc. (Funding: restricted revenue sources that fund capital improvement projects and developer fees).

RECOMMENDED ACTION: Approve, noting said contracts are back-up for recruitments of engineering technicians and extra-help positions.

19. Department of Transportation recommending the following pertaining to the El Dorado Hills Boulevard/Francisco Drive Realignment Project 72332:

(1) Approve Purchase and Sale Agreement with Francisco Oaks, LLC in the amount of \$302,000 for APN 112-790-39 (Lot E);

(2) Authorize Chairman to sign said Agreement and Certificate of Acceptance for the Deed associated with same; and

Continued to page 9

Continued from page 8

(3) Authorize Interim Director of Transportation or designee to execute Escrow Instructions and any other related escrow documents pertaining to the transaction, including payment of escrow fees.

(Funding: Road Improvement Funds)

RECOMMENDED ACTION: Approve.

20. Transportation Department recommending adoption of Resolution of Intention setting a hearing for Tuesday, June 8, 2004, at 9:00 a.m., to consider the vacation of a portion of Glen Eagles Road in Rolling Wood Heights subdivision for public road use for the Apalachee Phase 1 Erosion Control Project (JN95154). (Funding: California Tahoe Conservancy)
- RECOMMENDED ACTION:** Adopt Resolution 142-2004.

21. Transportation Department recommending the following pertaining to Timberline Ridge Subdivision, Lot 20:

(1) Adopt Resolution of Vacation terminating and abandoning (AOE 2004-15) rejected Offer of Dedication for a drainage easement located along the easterly boundary line of APN 067-623-06-100; and

(2) Adopt Resolution acknowledging, but rejecting said offers from Laurene G. Stetson and Michael H. Millman for a replacement drainage easement located along the easterly and southerly boundary lines of said lot.

RECOMMENDED ACTION: Adopt Resolution Nos. 143-2004 and 144-2004.

22. Transportation Department recommending Resolution summarily vacating (AOE 2004-17) a ten-foot wide public utilities easement located on the southwesterly lot line of APN 116-521-02-100 in Sierra View Estates Unit No. 1, Lot 2, requested by Diana I. Attisani and Dominick J. Attisani II to accommodate planned construction of a swimming pool.

RECOMMENDED ACTION: Adopt Resolution 145-2004.

23. Chief Administrative Office recommending award of Bid 04-801-115 for traffic counters for Department of Transportation.

RECOMMENDED ACTION: Authorize purchase order to Traffic Data Service of Flagstaff, AZ in the amount of \$16,522.00 including sales tax, from the Department of Transportation's Road Fund. (Funding: Non-General Fund)

24. Chief Administrative Office recommending award of Bid 04-445-113 for hazardous materials storage units for Environmental Management Department.

RECOMMENDED ACTION: Authorize purchase order to Enpac Corporation of Auburn, WA in the amount of \$19,142 including sales tax, from Environmental Management Department's Used Oil Opportunity Grant Fund. (Funding: Non-General Fund) **Approved for a total amount of \$23,928 increasing the number of storage units to be purchased from four to five as requested by the Purchasing Agent in her oral presentation this date.** 45123

25. Chief Administrative Office, Procurement and Contracts Division, recommending:

(1) Authorize Purchasing Agent to dispense with competitive bidding procedure in accordance with section 3.12.130E of the County Ordinance;

(2) Authorize the sole source purchase of specialized Institutional furniture for the Probation Department, South Lake Tahoe Juvenile Treatment Center; and

(3) Authorize purchase order to Norix Group Inc. of Chicago, Illinois in the amount of \$10,192 including sales tax for same. (Funding: General Fund)

RECOMMENDED ACTION: Approve, noting institutional furniture is extremely specialized.

26. Supervisor Rusty Dupray recommending the District I Off-Site Board of Supervisors Meeting be rescheduled for **August 24, 2004** with Closed Session commencing at 10:00 a.m. in the Board of Supervisors Meeting Room at 330 Fair Lane, Placerville and Open Session to begin at 2:00 p.m. at the Cameron Park Library Conference Room at 2500 Country Club Drive, Cameron Park, California.
RECOMMENDED ACTION: Approve.
27. Supervisor Rusty Dupray recommending Certificate of Recognition for Sandra Wallace on the occasion of her retirement from the Recorder-Clerk's Office.
RECOMMENDED ACTION: Approve.
28. Supervisor Charlie Paine recommending the District IV Off-Site Board of Supervisors Meeting on June 15, 2004 be held at the International Order of Odd Fellow's (I.O.O.F.) Hall at 6240 Main Street, Georgetown, California.
RECOMMENDED ACTION: Approve with Closed Session to commence at 9:00 a.m. in the Board Meeting Room at 330 Fair Lane, Placerville and Open Session to commence at 2:00 p.m. at the I.O.O.F. Hall.
29. County Service Area 10 recommending Resolution authorizing the Director of Environmental Management, or his designee, to prepare and submit an application to the California Integrated Waste Management Board for an additional time extension through December 2005 to meet the 50 percent waste diversion requirement.
RECOMMENDED ACTION: Adopt Resolution 146-2004, noting the current extension expires in July 2004. The additional time extension through December 2005 is consistent with the provisions of Senate Bill 1066, which allow time extensions for a maximum of three years.
30. Supervisor Sweeney requesting ratification of Certificate of Recognition presented to Gary Abreo on the occasion of his retirement from the Agriculture Department.
RECOMMENDED ACTION: Ratify.

31. Probation Department recommending Chairman be authorized to sign Agreement 506-S0411 with El Dorado County Office of Education for the term July 1, 2004 through June 30, 2006 to fund said Department \$100 per unit of the average daily attendance of youth referred and enrolled in the Charter Community Intervention Program.

RECOMMENDED ACTION: Approve.

32. General Services Department recommending Chairman be authorized to sign Amendment 001 to Lease Agreement 353-L0011 with William Smith and James Burkhalter, dba Sierra Investment Group, LLC to reflect a transfer of ownership for office space located at Executive Airpark Center, 3330 Cameron Park Drive, Suite 900, Cameron Park for the Sheriff's Department. (Funding: General Fund)

RECOMMENDED ACTION: Approve.

33. General Services Director requesting authorization to sign Change Order 10 to Agreement 642-C0399 with United Construction Company increasing the scope of work and compensation by \$10,639 for a total amount of \$6,670,826 for the construction of the South Lake Tahoe Juvenile Hall Facility. (Funding: Non-General Fund)

RECOMMENDED ACTION: Approve, noting \$55,487 remaining in Project's contingency fund balance.

34. General Services Department recommending Chairman be authorized to sign Grant Agreement 578-00411 with the State of California, Department of Transportation (CALTRANS) for matching grant funds in the amount of \$9,900 for the Federal Aviation Administration Airport Improvement Program at the Placerville Airport for Master Plan Study Update and Environmental Baseline Study. (Funding - Community Enhancement)

RECOMMENDED ACTION: Approve, noting on August 26, 2003 the Board approved a similar Agreement with a County match of \$22,000; the State has increased its contribution by \$9,900 thus reducing the County contribution to \$12,100.

35. General Services Department recommending Chairman be authorized to sign Grant Agreement 577-00411 with the State of California, Department of Transportation (CALTRANS) for matching grant funds in the amount of \$10,395 for the Federal Aviation Administration Airport Improvement Program at the Georgetown Airport for Master Plan Study Update and Environmental Baseline Study. (Funding - Community Enhancement)
RECOMMENDED ACTION: Approve, noting on August 26, 2003 the Board approved a similar Agreement with a County match of \$23,100; the State increased its contribution by \$10,395 thus reducing the County's contribution to \$12,705.
36. Sheriff Department recommending the Board acknowledge the filing of the fiscal year 2004 Homeland Security Grant application.
RECOMMENDED ACTION: Approve, noting Grant Award will come back to the Board for inclusion in said Department's budget and Public Health, Environmental Health and Animal Control will receive grant proceeds for their participation in the development of same.
37. Sheriff Department recommending Chairman and Sheriff be authorized to sign the annual Financial and Operating Plan with the U.S. Department of Agriculture, Eldorado National Forest and the Lake Tahoe Basin Management Unit for the term October 1, 2003 through September 30, 2004 for visitor protection.
RECOMMENDED ACTION: Approve, noting the U.S. Forest Service pays the Sheriff for patrolling all National Forest System roads, campgrounds, and other recreational areas between Memorial Day and Labor Day.
38. Sheriff Department recommending Chairman be authorized to sign Boating and Safety and Enforcement Financial Aid Program Contract with the State Department of Boating and Waterways in the amount of \$261,766 for fiscal year 2004-2005 to patrol the County's rivers and lakes. (Funding - funds included fiscal year 2004-2005 proposed budget)
RECOMMENDED ACTION: Approve.

39. Assessor recommending Chairman be authorized to sign Agreement with State Department of Finance for the State-County Property Tax Administration Program to enhance the property tax administration system.
RECOMMENDED ACTION: Approve, noting the County will receive \$302,795 from the State to support property tax administration and performance criteria focuses on revenue enhancement.
40. Transportation Department recommending Chairman be authorized to sign Road Improvement Agreement with Missouri Flat Storage Depot, LLC for a term to expire no later than May 30, 2005 for the construction of the frontage improvements on Missouri Flat Road.
RECOMMENDED ACTION: Approve.
41. Chief Administrative Office recommending Chairman be authorized to sign renewal of Group Agreement with PacifiCare of California with a premium rate change increase of 9% effective July 1, 2004 through June 30, 2005 for group health benefits for County employees and retirees.
RECOMMENDED ACTION: Approve.
42. Chief Administrative Office recommending Chairman be authorized to sign Amendment 007 to Agreement-Group 353 with Delta Dental Plan of California increasing network and claims administration services by 5% for fiscal year 2004-2005.
RECOMMENDED ACTION: Approve.
43. Chief Administrative Office recommending implementation of a 13.2% rate increase previously approved for the County Health Benefits program effective July 1, 2004.
RECOMMENDED ACTION: Approve.
44. Chief Administrative Office recommending Chairman be authorized to sign Amendment to Agreement with Managed Health Network (MHN) increasing the rate change by nine percent (9%) for the term July 1, 2004 through June 30, 2005 for the Employee Assistance Program.
RECOMMEND ACTION: Approve.

45. Chief Administrative Office recommending Chairman be authorized to sign Agreement with Vision Service Plans (VSP) increasing the fee by five percent (5%) for a 24 month term commencing July 1, 2004 for administrative service of the vision care component of the County sponsored self-funded health plan.

RECOMMENDED ACTION: Approve.

46. Chief Administrative Officer recommending Chairman be authorized to sign Agreement with Kaiser Foundation Health Plan, Inc. increasing the premium rate change by fourteen percent (14%) for the term July 1, 2004 through June 30, 2005 for group health benefits for County employees and retirees.

RECOMMENDED ACTION: Approve.

47. Environmental Management Department recommending the new Franchise Agreement with South Tahoe Refuse Co. incorporating the new Mixed Solid Waste Facility be continued to **September 28, 2004**. (Referred 3/23/04 item 61)

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. Hearing to consider recommendation of Auditor-Controller to disburse excess proceeds in the amount \$1,999.75 from Tax Deeded Land Sale on February 21, 2003 (APN 500-046-70-100) to Suzanne J. McMichael, Owner of Record.

BOARD ACTION - Hearing no protests disbursement approved as recommended by the Auditor-Controller.

51. Hearing to consider recommendation of Auditor-Controller to disburse excess proceeds in the amount of \$198.10 from Tax Deeded Land Sale on February 21, 2003 (APN 500-053-84-100) to Rick Riggle, Owner of Record.

BOARD ACTION - Hearing no protests disbursement approved as recommended by the Auditor-Controller.

32145

52. Hearing to consider adoption of Resolutions approving the Garden Valley and Mosquito Fire Protection Districts' Capital Improvement Plans and Development Impact Fees, noting neither District proposes an increase in fees for fiscal year 2004-2005.

BOARD ACTION - Hearing no protests Resolutions 147-2004 and 148-2004 adopted.

42135

53. Hearing to consider approval of Lease Assignment from Gerry Baldwin to Tom Hallendorf for an Aircraft Storage Hangar at the Georgetown Airport; and recommending Chairman be authorized to sign same. (4/5's vote required)

BOARD ACTION - Hearing no protests Lease Assignment approved.

43125

54. Hearing to consider approval of Lease Assignment from Leo Rice to Daniel McNeill; Stan Johnson to Roy Meade; Dana Murphy to Russell Sardina and Ray Arceneaux to Al Hamilton for Aircraft Storage Hangars at the Placerville Airport; and recommending Chairman be authorized to sign same. (4/5's vote required)

BOARD ACTION - Hearing no protests Lease Assignment approved.

32145

55. Supervisor Sweeney recommending staff be directed to **not** require certificates of compliance unless the property owner has been properly noticed and in doing so, in his opinion, appears to be a violation of Section 66499.36 of the Subdivision Map Act (SMA); and recommending the following policy direction be used pertaining to parcel validity: *"Unless a parcel has been flagged as being in violation of the SMA, with a Notice of Violation duly filed in accordance with Section 66499.36 of the SMA, such parcels will be considered to be valid and permit applications are to be processed for such parcels"*. (Continued 4/20/04 item 62)

BOARD ACTION - Staff directed to arrange with the County Surveyor to provide training to counter staff who will be making the determination of parcel validity; affected departments to work together to correctly identify parcels that have been created in violation of the Subdivision Map Act and make such list available in the County's Land Management Information System thereby eliminating all unidentified parcels from future scrutiny. 34125

56. Planning Department submitting final map for Cameron Woods, Unit 008 (TM87-1061F) in the Cameron Park area, and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements for same; Applicant: Darol Rasmussen.

BOARD ACTION - Approved. 14235

57. Treasurer-Tax Collector submitting for introduction an Ordinance amending Chapter 3.29 of Title 3 of the County Ordinance Code pertaining to the establishment of a fee schedule for the Treasurer-Tax Collector's Office.

BOARD ACTION - Board waived reading, read by title only, and introduced the Ordinance for adoption on June 8, 2004. 34125

58. Human Services Department recommending the following:

(1) Approve fiscal year 2003-2004 California Department of Aging Area Plan Budget Revision #2 (final), in the amount of \$2,090,199.00, incorporating increased federal one-time-only, USDA one-time-only and local donation revenues in the amount of \$91,421.00 for submission to California Department of Aging;

(2) Approve fiscal year 2003-2004 California Department of Aging Title III E Budget Revision #2 (final), in the amount of \$150,391.00, incorporating increased one-time-only federal revenues in the amount of \$12,793.00 for submission to the California Department of Aging; and

(3) Approve Budget Transfer 24155 incorporating increased revenues and corresponding expenditures in the amount of \$104,214.00 in Fund 11-107-100, Senior Services Division. (4/5's vote required)

BOARD ACTION - Approved. 53124

59. Public Health Department recommending Board accept a \$5,000 donation from Cathy Reeb, in memory of her grandson, to be used to offset the cost of construction of the Feline Isolation Building at the Animal Control facility; and approve Budget Transfer 24152 for same. (4/5's vote required)

BOARD ACTION - Donation accepted with gratitude and Budget Transfer approved. 32145

TIME ALLOCATION - 10:00 A.M.

70. Safety Net Provider Network and Public Health Department updating the Board on the Strategic Plan and its three Action Areas pertaining to the Tobacco Master Settlement Agreement Funding/Action Plan Implementation.

No action taken.

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

80. Chief Administrative Officer (CAO) recommending the following:

(1) Receive Development Services Reorganization Report from Scott Chadd;

(2) Approve conceptual organization charts shown as Exhibit C in said report, and direct the CAO to return in thirty days with all enabling Resolutions and Ordinances to put the new/modified organizations in place;

(3) Endorse the findings and recommendations contained in said report as a fair representation of the Board's approach to these issues;

(4) Direct CAO to begin immediate recruitment for key positions created in the process of reorganization;

(5) Direct CAO to create an organizational structure that places an Assistant CAO in the South Lake Tahoe County Government Center; and

(6) Direct CAO to return with a schedule for implementation of the recommendations and associated costs, or costs savings, as part of the budget process.

BOARD ACTION - Received and filed Development Services Organization Report; approved conceptual organization charts, and directed CAO to return in thirty days with a schedule for implementation of the recommendations and associated costs, or cost savings, as part of the budget process; endorsed the findings and recommendations contained in said Report as a fair representation of the Board's approach to these issues; and directed the CAO to begin immediate recruitment for key positions created in the process of the reorganization.

435 2(n)1(n)

81. Chief Administrative Officer (CAO) reporting on the re-organization of the Planning Department and implementation of the General Plan. (Referred 5/18/2004 item 57)

BOARD ACTION - Board approved the following five recommendations of staff, and directed the CAO to bring back for consideration on **June 8, 2004**, Agreement and Contract of Employment between the County and Craven R. Alcott, employing Mrs. Alcott to serve as Director of Planning on a part-time basis for period June 17 through September 30, 2004, at a cost of \$65 per hour. 3524 1(np)

(1) Existing staffing allocations be used to begin the first phase of implementation efforts initiated upon adoption of the General Plan. These items could be prioritized as those implementation requirements that are likely not to be affected by litigation and/or Writ concerns.

(2) Affected departments continue to fine tune workload estimates and schedules and report back to the Planning Department before July 19, 2004.

(3) Staff to schedule a Board item to finalize discussion of implementation timeframes, staffing needs and options subsequent to the July 19, 2004 hearing.

(4) Staff to return to the Board in June to discuss a strategy for processing both "on hold" projects and new development applications once the Plan is adopted.

(5) Affected departments to work with the CAO on mid-year staffing and budget issues that could arise if no General Plan litigation is initiated and the Writ of Mandate is lifted.

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

May 25, 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 54957.6, Conference with Labor Negotiator:

- **County Negotiator:** Robert Muszar, Negotiator and Employee Relations Officer
Employee Organization: El Dorado County Employees Association, Local 1
No action reported.

Section 54957.6, Conference with Labor Negotiator:

- **County Negotiator:** Employee Relations Officer
Employee Organization: Deputy County Counsel Association, Criminal Attorneys Association
Unrepresented Employee: Unrepresented Management and Confidential Employees
No action reported.

Section 54956.8, Conference with Real Property Negotiator:

- **Instructions to negotiator regarding real property described as APN 033-552-09.** The persons with whom the negotiator may negotiate are Robert J. and Catherine O. Danielson. Instructions to negotiator will concern price and terms of payment.
No action reported.

Section 54956.8, Conference with Real Property Negotiator:

- **Instructions to negotiator regarding real property described as APNs 033-542-06 and 033-542-07.** The persons with whom the negotiator may negotiate are Conrad and Gladys Ross, Trustee of the Ross Revocable Trust of July 10, 1002. Instructions to negotiator will concern price and terms of payment.
No action reported.

Section 54956.9(b), - **Anticipated Litigation**

- Significant exposure to litigation.

Title: Yubacon, Inc. v. County of El Dorado.

BOARD ACTION - On a unanimous vote the Board authorized the Chairman to sign Settlement Agreement and Mutual General Release in the approximate amount of \$58,780 (check to be hand cut by the County Auditor-Controller) settling claims in the matter of the Latrobe Road Off-ramp with El Dorado Hills Boulevard Interchange.