


Minutes of the Board of Supervisors Meeting of August 31, 2004,
attached hereto and approved by the Board on September 14, 2004.

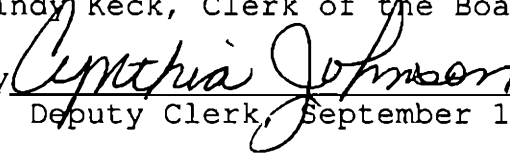
APPROVED:



Rusty Dupray, Chairman
September 14, 2004

ATTEST:

Cindy Keck, Clerk of the Board

By 

Deputy Clerk, September 14, 2004

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**

August 31, 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:**

- El Dorado County Taxpayers for Quality Growth, et al vs El Dorado County, Sacramento County Superior Court Case No. 96-CS-01290.

No action reported.

DEPARTMENT MATTERS

71. County Counsel recommending Chairman be authorized to sign Agreement with Shute, Mihaly and Weinberger, LLP in the initial appropriation amount of \$100,000 for legal services for filing Return to Writ of Mandate in the General Plan Writ Case and defending the County against objections filed by Petitioners in that case against the Board's adoption of a General Plan on July 19, 2004.

BOARD ACTION - Approved.

23145

72. Supervisor Dupray recommending the Board approve a Cooperative Agreement with the U.S. Forest Service to provide \$5,000 in reimbursement funds to the El Dorado County Sheriff's Department for drug enforcement activities.

BOARD ACTION - Approved.

13245

73. General Services Department recommending, contingent upon County Counsel's approval, the Interim Director of said Department be authorized to sign Change Order No. 13 to Agreement 642-C0399 with United Construction Company increasing the scope of work and compensation by \$36,112 to a total amount of \$6,785,664 for the construction of the South Lake Tahoe Juvenile Hall Facility.

ADDED TO CONSENT CALENDAR: Approved.

54123

74. Chief Administrative Office, Human Resources Division, recommending the Board approve and implement the contribution rates in the Letter of Understanding to amend Article 9, Section A 1 of the Memorandum of Understanding between the County and the El Dorado County Employees Association, Local No. 1; and further recommending staff be directed to implement the change in Health Benefit contribution levels for the pay period effective September 4, 2004; noting El Dorado County Employees Association, Local No. 1, has yet to ratify the Letter of Understanding. All documents relating to said Letter will be available upon ratification.

BOARD ACTION - Approved and Chairman authorized to sign Letter of Understanding.

34125

NEW BUSINESS

75. At the request of the Department of Transportation the Board added an urgency item to the Agenda: Resolution to sanction the closure of Main Street between Highway 193 and School Street, and Harkness, Orleans, and Placer Streets between Church Street and South Streets on Sunday, September 12, 2004, between 7:00 a.m. and 6:30 p.m. for the Georgetown Founder's Day event.45123

BOARD ACTION - Resolution **258-2004** adopted.

45123

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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, August 31, 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
Cindy Keck

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 one new business item added (refer agenda item 75); items 15, 16 and 33 pulled from the Consent Calendar for separate action; items 50, 51, 52, 55, 56, 57, 58, 59, 61, 63 and 73 added to the Consent Calendar for approval; items 64 and 65 continued to September 28, 2004; items 69 and 70 heard together. Consent Calendar approved as modified. 54123

OPEN FORUM**CONSENT CALENDAR**

1. Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of August 17, 2004.
RECOMMENDED ACTION: Approve.
2. Releases of Lien (on file with Clerk).
RECOMMENDED ACTION: Approve.
3. Public Health Department recommending Chairman be authorized to sign retroactive Bioterrorism Funding Grant Agreement with the State Department of Health Services reflecting a final fiscal year 2003/2004 allocation in the amount of \$404,125, for the term July 1, 2003 through June 30, 2004 for the continuing implementation of activities in Focus Areas identified by the Center for Disease Control for essential community emergency preparedness. (Funding: State Department of Health Services Preparedness Grant)
RECOMMENDED ACTION: Approve, noting Agreement was received on August 3, 2004.

4. Public Health Department recommending Chairman be authorized to sign Agreement EMS 4057 with the State Department of Emergency Medical Services Authority in an amount not to exceed \$58,000 for the term July 1, 2004 through June 30, 2005 for the purpose of hiring a .5 FTE Program Coordinator to develop and implement El Dorado County programs pertaining to pediatric illness, injury and trauma. (Funding: State Emergency Medical Services Authority Grant)
RECOMMENDED ACTION: Approve.
5. Public Health Department recommending Patrick Kurlej be placed at Step 4 of the salary range for the position of Consulting Health Professional, as extra help, effective August 31, 2004. (Funding: Health Communities Access Program (HCAP) Grant)
RECOMMENDED ACTION: Approve.
6. Mental Health Department recommending Chairman be authorized to sign Agreement 017-S0511 with California Institute for Mental Health in an amount not to exceed \$15,000 for a one year term for grant writing services on an "as requested" basis for said Department. (Funding: Realignment Sales Tax)
RECOMMENDED ACTION: Approve.
7. Mental Health Department recommending the Board find that it is in the best interest of the public that the services provided are more economically and feasibly performed by an outside independent consultant as well as authorized by El Dorado County Charter, Section 210 (b) (6) and/or Government Code 31000; and authorize Chairman to sign Agreement 049-S0511 with National Medical Registry, Inc. in an amount not to exceed \$20,000 for a six month term for recruitment and hiring of a psychiatrist for said Department. (Funding: Tobacco Settlement Revenue)
RECOMMENDED ACTION: Approve.

8. Mental Health Director requesting authorization to sign Agreement with the University of San Francisco, School of Education for a term to commence September 1, 2004 and automatically renew annually, unless terminated by either party, for students in the University's Counseling Psychology Master Program (Marriage and Family Therapy) to work for the Mental Health Department as unpaid trainees. (Funding: Federal grant application)
RECOMMENDED ACTION: Approve.

9. Probation Department recommending Chairman be authorized to sign Memorandum of Understanding 084-M0510 with the El Dorado County Probation Department and the Superior Court of California, County of El Dorado in the amount of \$3,750 for collection of payments for Placerville and South Lake Tahoe adult formal probation and adult summary restitution cases dispositioned from November 1, 2004 (or when all software updates and training have been accomplished). (Funding: Budgeted in fiscal year 2004-2005 addenda request)
RECOMMENDED ACTION: Approve, noting a Memorandum of Understanding is necessary for processing restitution payments for adult probation cases.

10. Probation Department recommending Chairman be authorized to sign Retroactive Agreement 043-S0511 with the County of Shasta increasing the per day charge from \$76 to \$85 per ward for a term to expire August 2007 for the provision of housing juvenile court wards in the Crystal Creek Juvenile Detention Facility. (Funding: General Fund - budgeted in fiscal year 2004-2005)
RECOMMENDED ACTION: Approve, noting continuous Agreement to have placement options available for courts.

11. Agriculture, Weights and Measures Department recommending Chairman be authorized to sign Retroactive Grant Agreement with the National Fish and Wildlife Foundation in the amount of \$15,000 for the term June 1, 2004 through June 30, 2005 for the Lake Tahoe Weed Survey and Eradication II Project. (Funding: Amount is in the fiscal year 2004-2005 budget)
RECOMMENDED ACTION: Approve, noting the Department received this Grant Agreement on August 9, 2004.
12. Probation Department recommending Chairman be authorized to sign Agreement 488-S0411 with County of Del Norte increasing the per month charge for a single ward to \$2,750 for the retroactive term July 1, 2004 through June 30, 2005 for the housing of juvenile court wards at the Bar-O-Boys Ranch. (Funding: General Fund - budgeted in fiscal year 2004-2005)
RECOMMENDED ACTION: Approve, noting retroactive as to term due to uncertainty with State budget caused a delay in approval by Del Norte County. Continuous agreement to have placement options available for courts.
13. Information Technologies recommending purchase orders to Marketware, Inc. in an amount not to exceed \$52,500 for the purchase of Novell software maintenance and support. (Funding: General Fund)
RECOMMENDED ACTION: Approve.
14. General Services Department recommending Chairman be authorized to sign Lease Agreement 123-L0511 with Pacific States Development Corporation in the amount of \$1,556.20 per month for the term September 15, 2004 through September 14, 2007, with options for three additional one year terms, for office space located at 981 Governor Drive, Suite 104, in El Dorado Hills for the Sheriff's Outreach Program. (Funding: General Fund)
RECOMMENDED ACTION: Approve.

15. Transportation Department recommending the following pertaining to the National Pollution Discharge Elimination System:

(1) Approve the Proposed Final August 2004 El Dorado County Western Slope Storm Water Management Plan; and

(2) Approve the submittal of said Plan to the Central Valley Regional Water Quality Control Board. (Funding: General Fund and Road Fund - included in the fiscal year 2004-2005 budget) (Continued 8/24/2004, item 15)

RECOMMENDED ACTION: Approve. Continued to
September 14, 2004. 34125

16. Planning Department recommending the Chairman be authorized to sign the Trail Easement Deed and Agreement between the Trust for Public Land and Georgetown Divide Recreation District transferring interest in easements (APN 061-560-67-100, 061-560-66-100, 061-560-65-100 and 061-560-68-100) to said District to ensure long-term care and maintenance of trails on property located near the Georgetown Airport, however; in the event that the District is unable to perform the obligations of the agreement, it may convey interest in the easements to the County. (Continued 8/24/2004, item 16)

RECOMMENDED ACTION: Approve. A motion by Supervisor Paine, seconded by Supervisor Solaro to approve recommendation as presented by staff, failed on a three-two vote. 2(n) 3(n) 4(y) 5(y) 1(n)

A motion by Supervisor Baumann, seconded by Supervisor Sweeney to direct County Counsel to bring back to the Board on September 14, 2004 a revised deed containing language addressing fiscal issues, passed unanimously.

4(y) 5(y) 2(y) 3(y) 1(y)

17. Transportation Department recommending Chairman be authorized to sign Agreement 04-612 with Fehr and Peers Associates, Inc. in an amount not to exceed \$38,000 for a term to expire April 15, 2005 for a nexus study regarding proposed increases to the existing assessments for snow removal in the South Lake Tahoe Snow Removal Zones of Benefit. (Funding: Road Fund)

RECOMMENDED ACTION: Approve.

18. Transportation Department recommending the following pertaining to Stonebriar, Unit 3 (TM90-1200):

(1) Accept the subdivision improvements as complete;

(2) Reduce Performance Bond No. 3SM98613600 to \$107,883.90 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance, if no claims are made; and

(3) Hold previously posted Laborers and Materials Bond No. 3SM98613600 in the amount of \$539,420 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance, if no claims are made.

RECOMMENDED ACTION: Approve.

19. Transportation Department recommending the following pertaining to Stonebriar, Unit 4 (TM90-1200):

(1) Accept the subdivision improvements as complete;

(2) Reduce Performance Bond No. 3SM98613700 to \$179,497.70 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance, if no claims are made; and

Continued from Page 7

(3) Hold previously posted Laborers and Materials Bond No. 3SM98613700 in the amount of \$897,489 to guarantee payment to persons furnishing labor, materials or equipment, and release six months after acceptance, if no claims are made.

RECOMMENDED ACTION: Approve.

20. Transportation Department recommending the following pertaining to Black Oak Estates Subdivision, Unit 2:

(1) Adopt Resolution of Vacation terminating and abandoning (AOE 2004-27) rejected Offer of Dedication for a drainage easement located on Lots 33 and 34 of said Subdivision Cameron Park (APNs 116-720-08-100 and 116-720-09-100) as requested by EMC Residential Mortgage Corporation dba Bear Stearns Mortgage Company and GSJ Company, LLC; and

(2) Adopt Resolution acknowledging, but rejecting said offer (IOD 2004-52) from GSJ Company, LLC for a drainage easement (APN 116-720-10-100) located on Lot 35 of said Subdivision.

RECOMMENDED ACTION: Adopt Resolutions **274-2004** and **275-2004**.

21. Transportation Department recommending Resolutions accepting Irrevocable Offers of Dedication (2004-23, 2004-24 and 2004-36) for road right of way, including the underlying fee, landscape and slope easements, which are necessary pursuant to the terms and provisions contained in the Bass Lake Hills Specific Plan Development Agreement and in order to accommodate construction of the Bass Lake Road Interim Improvements Project 71353 from the following property owners:

(1) Douglas John Roy and Martha Delle Roy, Trustees of the Roy Family Trust U/A dated February 25, 1991 APN 108-120-01-100;

Continued to Page 9

Continued from Page 8

(2) Douglas John Roy and Martha Delle Roy, Trustees of the Roy Family Trust U/A dated February 25, 1991 APN 108-120-14-100; and

(3) Allen R. Hensley and Lucille H. Hensley, Trustees of the Hensley Revocable Trust of September 4, 1996 APN 115-040-02-100.

RECOMMENDED ACTION: Adopt Resolutions 276-2004, 277-2004 and 278-2004 respectively.

22. Transportation Department recommending the Board find that pursuant to Article II, section 210 b (6) of the El Dorado County Charter that the ongoing aggregate of the work performed under this Agreement is not sufficient to warrant the addition of permanent staff; and Chairman be authorized to sign Agreement 04-675 with All Clean Commercial Janitorial Services in an amount not to exceed \$14,040 for the term September 1, 2004 through August 31, 2005 for "as needed" janitorial services at said Department's Headington Road facility. (Funding: Road Fund)
- RECOMMENDED ACTION:** Approve.

23. Transportation Department recommending the following pertaining to Stonebriar Unit 5, (TM90-1200):

(1) Accept the subdivision improvements as complete;

(2) Reduce Performance Bond No. 3SM04478200 to \$127,047.70 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance, if there are no defects or warrantee claims; and

(3) Hold previously posted Laborers and Materialsmen Bond 3SM04478200 in the amount of \$633,987 to guarantee payment to persons furnishing labor, materials or equipment, and release six months after acceptance, if no claims are made.

RECOMMENDED ACTION: Approve.

24. Transportation Department recommending the following pertaining to Stonebriar Unit 2, (TM90-1200):

(1) Accept the subdivision improvements as complete;

(2) Reduce Performance Bond No. 3SM98613500 to \$315,750.10 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance, in no claims are made; and

(3) Hold previously posted Laborers and Materialsmen Bond 3SM98613500 in the amount of \$1,578,751 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance, if no claims are made.

RECOMMENDED ACTION: Approve.

25. Transportation Department recommending Resolutions accepting Irrevocable Offer of Dedication (2004-44) for a road, in fee, drainage and slope easements, necessary for the White Rock Road Widening Project, Station 63+25 to Station 115+25 and a condition of approval for the Euer Ranch Tentative Map (TM 96-1317) from the following property owners:

(1) Rolling Hills Christian Church (APN 108-040-33-100);

(2) Springfield Meadows Community Services District (APN 108-040-36-100. (Continued 8/17/2004, item 54)

RECOMMENDED ACTION: Adopt Resolutions **259-2004 and 260-2004.**

26. Health Department recommending Chairman be authorized to sign Agreement 364-PHD0604 with Industrial Emergency Counsel in the amount of \$21,000, including travel costs, for hazmat training for local hospital and Public Health personnel. (Funding: Public Health's HRSA Hospital Preparedness)

RECOMMENDED ACTION: Approve.

27. Human Services Department recommending Chairman be authorized to sign Amendment to the California Housing Finance Agency (CHFA) Housing Enabled by Local Partnerships Loan Agreement in the amount of \$1.8 million reducing the number of units from 180 to 168 for the construction of the workforce family rental housing development as part of White Rock Village in El Dorado Hills. (Funding: CHFA HELP Loan)
RECOMMENDED ACTION: Approve.
28. Agriculture, Weights and Measures Department, on behalf of the Agricultural Commission, recommending Resolution approving the revised Agricultural Commission Bylaws.
RECOMMENDED ACTION: Adopt Resolution 279-2004.
29. Veterans Services Department recommending Chairman be authorized to sign California Department of Veterans Affairs Medi-Cal Certificate of Compliance and Subvention Certificate of Compliance acknowledging compliance with terms and conditions as identified.
RECOMMENDED ACTION: Approve.
30. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easement and Certificate of Acceptance from Faro and Son, LLC/Art Farokhpour for property located in the vicinity of Lake Tahoe Airport.
RECOMMENDED ACTION: Approve.
31. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easement and Certificate of Acceptance from William Bright for property located in the vicinity of the Georgetown Airport.
RECOMMENDED ACTION: Approve.

32. Chief Administrative Office recommending the Board make findings that it is more economical and feasible to contract out the services in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and Chairman be authorized to sign Agreement 591-S0411 with Stericycle, Inc. in an amount not to exceed \$20,000 for a two year term for collection and disposal of biohazardous medical and pharmaceutical waste for departments County-wide. (Funding: General Fund and Non-General Fund \$10,000 for fiscal year 2004-2005)
RECOMMENDED ACTION: Approve.
33. Chief Administrative Office recommending Purchasing Agent be authorized to process change order increasing the total amount of Purchase Order 2500207 by an additional \$1,933.50 for sales tax to Orbacom Systems, Inc. for the purchase of communication console systems components to expand the current Dispatch radio systems for the Sheriff's Department. (Funding: Non-General Fund/Rural and Small County LEAP/LLEBG Local Law Enforcement Block Grant)
RECOMMENDED ACTION: Approve. 23145
34. Supervisors Dupray and Baumann recommending Proclamation recognizing September 11, 2004 as "Lest We Forget Day" supporting the efforts of local community members who have organized to remember the heroes and victims of September 11, 2001 and its aftermath.
RECOMMENDED ACTION: Adopt Proclamation.
35. Supervisor Baumann recommending Dr. Clint Collins be appointed to the First 5 El Dorado Children and Families Commission.
RECOMMENDED ACTION: Approve.
36. Supervisor Paine recommending Certificate of Appreciation recognizing and thanking the Georgetown Fire Department for 150 years of outstanding and exemplary service to the Georgetown Community.
RECOMMENDED ACTION: Approve with said Certificate to be presented September 12, 2004 at the Georgetown Founder's Day Celebration.

37. County Service Area 10 recommending the Board find that an independent contractor can more economically and feasibly perform work in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and Chairman be authorized to sign First Amendment to Agreement 017-03/04 with The Law Offices of Thomas M. Bruen increasing compensation by \$100,000 to an amount not to exceed \$200,000 for legal support for Environmental Management Department. (Funding: Non-General Fund - Special Revenue Funds - \$50,000 CSA 10 Funds - AQMD \$50,000 Funds)

RECOMMENDED ACTION: Approve.

38. Sheriff's Department recommending purchase order in the amount of \$1500 to the United States Navy for the lease of five night vision goggles. (Funding: General Fund)

RECOMMENDED ACTION: Approve, noting acquiring the night vision goggles normally would not require Board approval, however, the contract with the Navy contains nonstandard language.

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. Mental Health Department recommending application and requesting authorization to sign grant documents for continued Federal McKinney Projects for Assistance in Transition from Homeless (PATH) grant funds in the total amount of \$39,060 for fiscal year 2004/2005 to assist the homeless population of El Dorado County, noting Application is retroactive as to term. (Funding: State Department of Mental Health Grant Funding)

ADDED TO CONSENT CALENDAR: Approved.

54123

51. Human Services Department recommending Chairman be authorized to sign retroactive Contract for Services with First 5 El Dorado, formerly known as Children and Families Commission, for federal revenues for eligible Medi-Cal Administrative Activities services provided by said agency for the term July 1, 2004 through June 30, 2005. (Funding: Federal revenues)
ADDED TO CONSENT CALENDAR: Approved. 54123
52. Sheriff requesting ratification of his signature on retroactive Facility License Agreement 010329-01 with Telecom Towers, LLC, of Woburn, MA at a cost of \$300 a month for the first year, with a 5% annual escalator each year thereafter for a five-year period, commencing June 1, 2004 for use of space in the radio vault at Mt. Aukum owned by said Company, noting when the Radio Shop was transferred from General Services Department to the Sheriff's Department it was discovered that the radio vault was under new ownership and that a license agreement needs to be completed. (Funding: General Fund)
ADDED TO CONSENT CALENDAR: Approved. 54123
53. Award of bid for the Silvertip Erosion Control Project JN 95141. (Continued 8/24/2004, item 51)
BOARD ACTION - Board conditionally awarded Base Bid (Schedule A) Construction Contract to the lowest responsive, responsible bidder, Burdick Excavating Company, Inc. in the amount of \$540,242.90 and deleted Additive Bid (Schedule B) Construction Contract work; and authorized the Chairman to sign Contract Agreement subject to the Department of Transportation's determination that the Tahoe Regional Planning Agency's permit conditions allow for the construction of the Project within the available Project funding.
54123

54. Award of bid for the El Dorado Hills Boulevard-Latrobe Road/U.S. Highway 50 Interchange, El Dorado Hills Phase 1.2A-Saratoga Way Project 71321. (Continued 7/20/2004, item 28)

BOARD ACTION - After convening in Closed Session the Board reconvened in Open Session with findings that the various irregularities in the Yubacon, Inc. bid are immaterial and do not confirm any competitive advantage, the Board awarded the bid to the lowest responsive, responsible bidder, Yubacon, Inc. in the amount of \$3,456,587.25, and authorized the Chairman to sign a Contract Agreement with same; and authorized the Director of Transportation to issue Contract Change Order No. 1 in an amount not to exceed \$65,000 for the County's share of water pollution control measures. 23145

55. Planning Department submitting final map for Euer Ranch, Unit 2, (TM96-1317) in the El Dorado Hills area; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements with K. Hovnanian Forecast Homes, Inc.

ADDED TO CONSENT CALENDAR: Approved. 54123

56. Planning Department submitting final map for Euer Ranch, Unit 3 TM 96-1317) in the El Dorado Hills area; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements with K. Hovnanian Forecast Homes, Inc.

ADDED TO CONSENT CALENDAR: Approved. 54123

57. Planning Department submitting final map for The Promontory, Lot A (TM02-1383F) in the El Dorado Hills area; and recommending Chairman be authorized to sign Agreement to Make Subdivision Improvements with Clifford D. Brabant, Inc.

ADDED TO CONSENT CALENDAR: Approved. 54123

58. Planning Department submitting final map for The Promontory, Village 4 (TM98-1356) in the El Dorado Hills area; and Chairman be authorized to sign Agreement to Make Subdivision Improvements with Promontory Investors, L.P. and AKT Promontory, LLC.

ADDED TO CONSENT CALENDAR: Approved. 54123

59. Planning Department recommending the following pertaining to Creekside Greens, Units 2 and 3 (TM90-1217):

(1) Authorize Chairman to sign Agreement to Make Subdivision Improvements with Morrison Homes, Inc.;

(2) Accept new bonds;

(3) Release previous agreements and bonds with Lennar Renaissance, Inc.

ADDED TO CONSENT CALENDAR: Approved.

54123

60. Environmental Management Department recommending the following pertaining to Mosquito Abatement Services for the West Slope:

(1) Appropriate \$325,000 in the fiscal 2004-2005 Budget for immediate implementation of mosquito abatement services;

(2) Direct Human Resources Division to bring back to the Board a Resolution amending the Authorized Personnel Allocation Resolution to increase said Department's allocations by adding 1.0 FTE Senior Vector Control Technician position, 3.0 FTE Vector Control Technician I/II positions, and 1.0 FTE Supervising Environmental Health Specialist position. (Funding: General Fund) (Continued 8/24/2004, item 59)

BOARD ACTION - Approved.

42135

61. Chief Administrative Office recommending the Board find that it is more economical and feasible to contract out services in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and Chairman be authorized to sign Service Agreement with Decision One in the amount of \$28,094.04 for the first year with annual increases not to exceed the Consumer Price Index (CPI) plus 8% for a three year term for data center equipment maintenance, assuming a CPI increase of 3% annually, with year three estimated at \$34,615, which represents a \$56,907 savings over the current price. (Funding: General Fund)

ADDED TO CONSENT CALENDAR: Approved.

54123

62. Chief Administrative Office recommending renewal offer from Safeco Life Insurance Company at the current specific stop loss level of \$150,000; Risk Manager be authorized to sign all required insurance documents to maintain continuous reinsurance for the Blue Shield Health Plan; and advising that the renewal annualized premium cost is \$744,102, which is comprised of individual stop loss in the amount of \$643,919, aggregate excess in the amount of \$26,314 and terminal liability coverage in the amount of \$73,869. (Referred 8/17/2004, item 35)
BOARD ACTION - Approved. 35124
63. Chief Administrative Officer advising it is premature to provide recommendations concerning property tax distribution at this time due to pending implementation of the General Plan and the possible incorporation of El Dorado Hills; and recommending staff continue with past practices of property tax distribution on new annexations until such time this matter is brought back to the Board for review. (Referred 2/23/04)
ADDED TO CONSENT CALENDAR: Approved. 54123
64. Chief Administrative Office presenting proposed policy on delegated signature authority on contracts and limitations pertaining to same. (Continued 8/17/2004, item 82)
BOARD ACTION - Upon adoption of the Agenda this item was continued to **September 28, 2004** at the request of the Chief Administrative Officer: 54123
65. Chief Administrative Officer requesting the matter of the proposed transfer of Fleet Management and Special District Administration functions from the Department of General Services to the Department of Transportation be continued to **September 28, 2004**. (Continued 8/17/2004, item 89)
BOARD ACTION - Approved. 54123
66. Chief Administrative Officer reporting on review of audit comments pertaining to the External Audit for fiscal year 2002/2003. (Continued 8/17/2004, item 76)
No action taken.

67. Supervisor Sweeney recommending Chairman be authorized to sign Certificates of Appreciation to the many groups who have helped keep the Rubicon Trail open for public use and inviting the Board of Supervisors to attend "Rubicon Appreciation Day" on Sunday, September 12, 2004 at the spillway at Loon Lake.

BOARD ACTION - Approved.

34125

68. Supervisor Sweeney recommending Chairman be authorized to sign a request to the Eldorado National Forest (ENF) for an easement from the end of the existing County road at Loon Lake to the tie-in with historic Rubicon Trail which runs from Wentworth Springs to Rubicon Springs; and further recommending that once the easement from ENF has been secured, the County will work to secure easements with the private property owners and return to the Board for formal acceptance of same.

BOARD ACTION - Approved and authorized staff to secure said easement from the Forest Service, Department of Agriculture.

34125

69. Supervisor Dupray recommending the Board approve the request of the Cameron Park Rotary Club for a waiver of fees associated with the construction of a community observatory in the Veerkamp Park. (Continued 8/24/2004, item 55)

BOARD ACTION - Board approved a waiver of fees associated with said Project, if said fees are required.

43125

70. Supervisor Paine recommending the Board authorize immediate funding in the amount of \$150,000 to allow construction to commence for the Veerkamp Park as agreed upon by the County in the Development and Joint Use Agreement dated December 14, 1992.

BOARD ACTION - Board approved funding in the amount of \$150,000 and directed staff to bring back the appropriate documents including a letter of transmittal relating to same; and further directed the Chief Administrative Officer to coordinate with the Auditor-Controller the funding and budget mechanisms for said Project.

43125

TIME ALLOCATION - 10:00 A.M.

80. Human Services Department, Senior Health Education Program (S.H.E.P.), presenting information pertaining to the Vital Health Information Program.

No action taken.

81. Mental Health Department submitting annual report of the El Dorado County Mental Health Commission.

No action taken.

TIME ALLOCATION - 11:00 A.M.

82. Hearing to consider the following pertaining to rates and programs for El Dorado Disposal Service Company and Waste Management, Inc.:

(1) Adopt Resolution **280-2004** establishing a Schedule of Rates and Programs for each customer of El Dorado Disposal Service Company, Inc. who is in collection Franchise Area 1 including the Cameron Park Community Services District area; and

(2) Authorize Chairman to sign Agreement with USA Waste Services, Inc. (dba El Dorado Disposal Service Co, Inc., Western El Dorado Recovery Systems, Inc. and Waste Management Inc.).

BOARD ACTION - Upon conclusion of the public hearing, Resolution **280-2004** was adopted and Chairman was authorized to sign Agreement with USA Waste Services, Inc.

43125

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATION - 2:00 P.M.

90. Hearing to consider the following pertaining to Meadow Oak Townhomes in the Cameron Park area, Applicant: Robert Mathewson (District I):

(1) Rezone (Z04-05) 0.57 acre (APN 082-391-09) from R2-DC, Limited Multi-family Residential-Community Design Review to R2-PD, Limited Multi-family Residential Planned Development and adoption Ordinance for same; and

(2) Development Plan (PD04-04) and Tentative Map (TM04-1388) proposing to create one 3,156 square foot parcel, two 2,916 square foot parcels, and a approximately 13,000 square foot common area.

BOARD ACTION - Board closed the public hearing, and continued action on the rezoning, development plan and tentative map to **September 14, 2004**, to allow the Applicant the opportunity for further communication with County Counsel and staff. 13245

91. Hearing to consider Appeal of the Planning Commission's denial of Tentative Map TM59-0012C and Variance V03-0009 to remove a 20 foot non-building setback line on the recorded subdivision map from Lot 860 and reduce the required 20-foot front yard setback line to two feet to allow an existing garage (APN 034-141-05) on property consisting of 0.274 acres within these areas located on the west side of Chippewa Street approximately 325 feet south of the intersection with Mohican Drive in the Tahoe Paradise Subdivision, Unit 12, in the Meyers area of South Lake Tahoe, Agent: Mike Dill/Aspen Environmental, Appellant: Robert and Michelle Larsen.

BOARD ACTION - Board upheld the Appeal based on Conditions of Approval recommended by Planning staff on July 22, 2004. 54123

92. Transportation Department recommending the following pertaining to the U.S. Highway 50/Missouri Flat Road Interchange Project 71317 and Missouri Flat Master Circulation and Funding Plan (MC&FP):

(1) Review the status of the Project, including the Finding of No Significant Impact (FONSI)/Final Environmental Impact Report (EIR) and Final Supplemental EIR joint environmental document; and

(2) Adopt Resolution **273-2004** to accomplish the following:

a. Certify the Final EIR for the Project and the Final Supplemental EIR for the MC&FP;

b. Adopt Findings of Fact, a Mitigation Monitoring Program, and a Statement of Overriding Considerations;

c. Amend the MC&FP Program EIR Mitigation Measure 4.8-1; and

d. Approve Phase 1, 4-Lane Tight Diamond Interchange of said Project as the Proposed Project under the California Environmental Quality Act including the Perks Court cul-de-sac at Missouri Flat Road design option and future bikeway/pedestrian modifications.

BOARD ACTION - Board approved staff recommendations and adopted Resolution **273-2004** with the addition of the Errata to Exhibit A of same with clarification that the Perks Court cul-de-sac is the appropriate design option. 32145

Additionally, in separate motion, Board directed staff to pursue funding to accelerate the pedestrian and non-motorized vehicle access in this area and should said funding be obtained, accelerate portions of said Project to Phase I as opposed to Phase II. 32145

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisor

August 31, 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, Public Employment:

- Public Employee Performance Evaluation
Title: Library Services Director
Building Official
Veterans Services Officer
Interim Transportation Director
No action reported.

Section 54957.6, Conference with Labor Negotiator:

- County Negotiator: Robert Muszar, Negotiator
Industrial Employers and Distributors Association and
Principal Personnel Analyst.
Employee Organization: El Dorado County Employees
Association, Local 1.
No action reported.

Section 54956.9 (c), Anticipated Litigation:

- Initiation of Litigation.
No action reported.

Original Minutes of the Special Meeting of the Board of Supervisors on September 13, 2004, attached hereto and approved by the Board on October 12, 2004.

APPROVED:

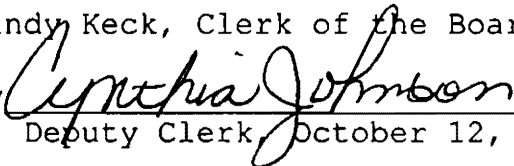


Rusty Dupray, Chairman
October 12, 2004

ATTEST:

Cindy Keck, Clerk of the Board

By



Deputy Clerk, October 12, 2004

✓

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

Special Meeting of the Board of Supervisors

**For the purpose of conducting a public hearing on the
2004/2005 Budget for the County of El Dorado commencing**

Monday, September 13, 2004 - 9:00 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
Cindy Keck

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) The Board reserves the right to waive said rules by a majority vote.

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE

CALL TO ORDER AND PLEDGE OF ALLEGIANCE TO THE FLAG

Budget Overview/Countywide Issues by Chief Administrative Officer followed by consideration of departmental budgets (refer schedule attached).

BOARD ACTION - On September 28, 2004, the Board on an unanimous vote adopted Resolution **298-2004** adopting the fiscal year 2004/2005 County Budget. 35124

EL DORADO COUNTY BOARD OF SUPERVISORS
DEPARTMENT BUDGET HEARINGS – FY 2004/05 BUDGET
(Subject to Change)

Monday, September 13

| | | |
|---------------|-------------------------------------|------------------------------|
| 9:00 – 10:00 | Budget Overview / Countywide Issues | Laura Gill, CAO |
| 10:00 – 12:00 | Law and Justice | CAO Staff / Department Heads |
| 12:00 – 1:30 | Lunch Break | |
| 1:30 – 3:30 | Health and Human Services | CAO Staff / Department Heads |

Wednesday, September 15

| | | |
|--------------|----------------------|------------------------------|
| 9:00 – 11:00 | Development Services | CAO Staff / Department Heads |
| 1:00 – 3:00 | General Government | CAO Staff / Department Heads |

Thursday, September 16

| | | |
|--------------|----------------------|----------------------------|
| 9:00 – 12:00 | Discussion of Issues | CAO / Board of Supervisors |
| 12:00 – 1:30 | Lunch Break | |
| 1:30 – 4:00 | Discussion of Issues | CAO / Board of Supervisors |

Monday, September 20

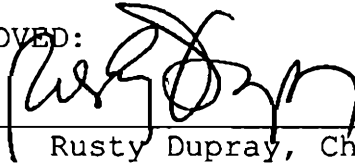
| | | |
|--------------|---|----------------------------|
| 9:00 – 12:00 | Wrap-Up | CAO / Board of Supervisors |
| 12:00 – 1:30 | Lunch Break | |
| 1:30 – 4:00 | Wrap-Up / Finalize FY 2004-05 Budget Conclude Hearings | CAO / Board of Supervisors |

Tuesday, September 28

Adopt FY 2004/05 Budget during regular Board of Supervisors meeting

Original Minutes of the Board of Supervisors Regular Meeting for September 14, 2004, attached hereto and approved by the Board on September 21, 2004.

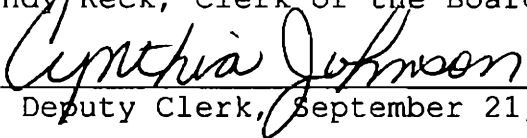
APPROVED:



Rusty Dupray, Chairman
September 21, 2004

ATTEST:

Cindy Keck, Clerk of the Board

By 

Deputy Clerk, September 21, 2004

A G E N D A A D D E N D U M N O . 2

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

September 14, 2004 - 8:00 A.M.

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

DEPARTMENT MATTERS

63. Sheriff's Department recommending the following:

- (1) Remove the requirement imposed by the Board on July 13, 2004 that Hangtown Tow Service provide a copy of an auto dismantler's license;
- (2) Authorize Chairman to sign Amendment 002 to Agreement 066-S0311 with said tow service extending the term through October 30, 2004 and increasing the total compensation by \$25,000; and
- (3) Authorize the Auditor-Controller to process any invoices presented for the period July 13, 2004 through September 14, 2004.

ADDED TO CONSENT CALENDAR: Approved.

35124

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**

September 14, 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:**

- El Dorado County Taxpayers for Quality Growth, et al.
v. El Dorado County, Sacramento County Superior Court
Case #96-CS-01290.

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, September 14, 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
Cindy Keck

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 50, 59, 62 and 63 added to the Consent Calendar; item 51 added to the Consent Calendar and continued to **October 12, 2004**; item 52 added to the Consent Calendar and continued **off calendar**; and items 60 and 61 continued to **September 28, 2004**. Consent Calendar approved as modified. 35124

PRESENTATION of Certificate of Commendation to Karl Falk, who has attained the rank of Eagle Scout, Boy Scouts of America, Troop 401.

PRESENTATION of Certificate of Appreciation to the El Dorado County Senior Day Care Center and the Alzheimer's Day Care Resource Center staff in recognition of their 15 years of dedicated service to the senior residents of El Dorado County.

OPEN FORUM

CONSENT CALENDAR

1. Approval of the Board of Supervisors Conformed Agendas (Minutes) of the Regular Meeting of August 31, 2004 and Special Meetings of May 5, 12, June 17, and July 19, 2004.

RECOMMENDED ACTION: Approve.

2. Release of Lien (on file with Clerk).

RECOMMENDED ACTION: Approve.

3. Public Health Department requesting advance step placement of Jim Cleaves at Step 5 of the salary range for the position of Public Health Microbiologist, extra help, effective September 20, 2004.

RECOMMENDED ACTION: Approve.

4. Public Health Department requesting advance step placement of Barbara Waggoner at Step 5 of the salary range for the position of Public Health Nurse, extra help, effective September 20, 2004.
RECOMMENDED ACTION: Approve.

5. Child Support Services Director recommending Chairman be authorized to sign Agreement with the Central Sierra Child Support Agency for the loan of one Child Support Attorney at South Lake Tahoe to said Agency on an as-needed basis for services required by Alpine County with El Dorado County to be compensated in the amount of \$75 per hour including travel costs.
RECOMMENDED ACTION: Approve, noting the position would provide limited legal services for Alpine County Child Support Department to cover court appearances.

6. General Services Department recommending the Board find that it is more economical and feasible to obtain an outside contractor in accordance with County Ordinance 3.13, Section 3.13.03; and Chairman be authorized to sign Agreement 050-S0511 with Floyd Warren dba Plumas Science Research in an amount not to exceed \$25,000 for a two year term for asbestos consulting and training services for various projects on an "as-requested" basis. (Funding: Accumulative Capital Outlay Fund)
RECOMMENDED ACTION: Approve.

7. Transportation Department recommending Chairman be authorized to sign Joint Funding Agreement with the U.S. Geological Survey, United States Department of the Interior, in the amount of \$74,900 for Federal fiscal year 2004/2005 for monitoring on the Pioneer Trail III Erosion Control and Bike Lane Project (JN95139). (Funding: California Tahoe Conservancy)
RECOMMENDED ACTION: Approve.

8. Transportation Department recommending Resolution accepting Irrevocable Offer of Dedication (2004-40) from Serrano Associates, LLC for a landscape easement and a slope easement (APN 113-090-07-100) to accommodate construction of the Bass Lake Road Interim Improvements Project 71353.

RECOMMENDED ACTION: Adopt Resolution **282-2004**.

9. Transportation Department recommending Resolution accepting Irrevocable Offer of Dedication (2004-55) from Rolling Hills Christian Church for a slope easement (APN 108-500-03-100) which is necessary for the White Rock Road Widening Project, Station 63+25 to Station 115+25 and as a Condition of Approval of the Euer Ranch Tentative Map TM96-1317.

RECOMMENDED ACTION: Adopt Resolution **283-2004**.

10. Transportation Department recommending the Board find that 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 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 002 to Contract AGMT 03-31 with Kleinfelder, Inc. to expand the Scope of Services to include additional specific environmental engineering services.

RECOMMENDED ACTION: Approve.

11. Transportation Department recommending Resolution accepting Irrevocable Offer of Dedication (2004-58) from Borgata Serrano, LLC for a public service easement (APN 107-670-09-100) for the El Dorado Hills Boulevard/Saratoga Way Realignment Project 71318; and authorize the Auditor-Controller to make payment in the amount of \$1,500 to Borgata Serrano, LLC for same. (Funding: El Dorado Hills/Salmon Falls Road Impact Fee (RIF) program)

RECOMMENDED ACTION: Adopt Resolution **284-2004**.

12. Transportation Department recommending the Board find that 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 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 002 to Contract AGMT 03-128 with URS Corporation to expand the Scope of Services to include additional specific environmental engineering services. (Funding: Restricted Revenue Sources)
RECOMMENDED ACTION: Approve.

13. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance from Robert L. Ackley and Kevin W. Robertson, Sr.; Gilbert B. Bafus, Jerome L. Fischer, and Richard B. Mohr, Jr. and David A. Brown, Jr. and Linda M. Brown for property located in the vicinity of the Placerville Airport.
RECOMMENDED ACTION: Approve.

14. Chief Administrative Office recommending Bid 04-405-031 with Hunt and Sons, Inc. of Placerville, California in the amount of \$50,000 including sales tax for a term to expire October 5, 2005 for various automotive and heavy equipment lubricants for Fleet Management and the Department of Transportation. (Funding: Non-General Fund/Department of Transportation Road Fund/Fleet Management Enterprise Fund)
RECOMMENDED ACTION: Approve and authorize an increase to the blanket purchase order on an "as needed" basis during the awarded period if funding is available within each requesting department's budget. (Funding: Non-General Fund/Department of Transportation Road Fund/Fleet Management Enterprise Fund)

15. Chief Administrative Office recommending the following:

(1) Find that it is more economical and feasible to contract out for services in accordance with County Ordinance 3.13, Section 3.13.030;

(2) Award Request for Proposal 04-06 to the lowest qualified bidder, Martin General Engineering, Inc. of Folsom, CA in the amount of \$136,400 for the Human Services Parking Lot Repair Project 04-06; and

(3) Authorize the Chairman to sign Agreement with same in the amount of \$136,430 upon approval by County Counsel and Risk Management. (Funding: Non-General Fund - Accumulated Capital Outlay Funds for fiscal year 2004/2005 and 2005/2006)

RECOMMENDED ACTION: Approve.

16. Chief Administrative Office presenting list of property surplus to the needs of the County and recommending Board so declare and authorize disposal of same in accordance with the procedures outlined in Chapter 3.12 of the County Purchasing Ordinance.

RECOMMENDED ACTION: Approve.

17. Supervisor Dupray requesting staff be directed to prepare the necessary Funding Agreement with the Cameron Park Community Services District to release the remainder of Community Enhancement Funds set aside on November 6, 2001 for Phase I of the Cameron Park Community Center.

RECOMMENDED ACTION: Approve.

18. Supervisor Solaro recommending ratification of Resolution **281-2004** approving highway restrictions on State Highway Routes 50 and 89 for the 2nd Annual Tour de Tahoe-Bike Big Blue bicycling event held on Sunday, September 12, 2004.

RECOMMENDED ACTION: Ratify Resolution.

19. Supervisor Dupray requesting authorization to work with the People to People Group in acknowledging the 30th anniversary of El Dorado County's designation as "sister city" to Warabi, Japan and proposing to the Japanese Consulate that three dogwood trees be sent to Warabi as a gift to acknowledge said anniversary, subject to agriculture approval and assistance.
RECOMMENDED ACTION: Approve.
20. Planning Department submitting final map for Serrano Village G, Unit 4 (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 for Acceptance of Drainage Easements with Serrano Associates.
RECOMMENDED ACTION: Approve.
21. Planning Department submitting final map for Serrano Village G, Unit 5 (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 for Acceptance of Drainage Easements with Serrano Associates.
RECOMMENDED ACTION: Approve.
22. General Services Department recommending the Board certify the Addendum to the Negative Declaration for the El Dorado County Community Play Fields Project 04-03A (South Lake Tahoe Ballfields).
RECOMMENDED ACTION: Approve and authorize the Interim General Services Director, or his designee, to sign same.
23. Supervisor Solaro recommending Resolution authorizing General Services Department to request grant funding from the California Tahoe Conservancy, Recreation and Public Access Grant Program, in the amount of \$125,000 for Phase I construction of a bike path which is a component of the El Dorado County Community Play Fields Project (South Lake Tahoe Ball Fields).
RECOMMENDED ACTION: Adopt Resolution 285-2004.

24. Mental Health Department recommending Chairman be authorized to sign Agreement 535-S0411 with Shasta County Mental Health in an amount not to exceed \$200,000 for the term ending June 30, 2005 for utilization of El Dorado County psychiatric inpatient services for Shasta County clients. (Funding: Revenue from Shasta County)

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. Recorder-Clerk, Registrar of Voters recommending retroactive approval of the "Help America Vote Act" Grant from the Secretary of State for voter education and poll worker training. (Funding: County may receive up to \$40,000 in State funds, no County match is required)

ADDED TO CONSENT CALENDAR: Approved and Recorder-Clerk, Registrar of Voters authorized to sign Grant for submittal to the State. 35124

51. Transportation Department recommending the following pertaining to the National Pollution Discharge Elimination System:

(1) Approve the Proposed Final August 2004 El Dorado County Western Slope Storm Water Management Plan; and

(2) Approve the submittal of said Plan to the Central Valley Regional Water Quality Control Board. (Funding: General Fund and Road Fund - included in the fiscal year 2004-2005 budget) (Continued 8/31/2004, item 15)

ADDED TO CONSENT CALENDAR: Continued to **October 12, 2004** upon adoption of the Agenda. 35124

52. Award of bid for the Cameron Park Drive Intersection Improvements at Meder Road Contract 73127. (Continued 8/24/04, item 5)

ADDED TO CONSENT CALENDAR: Continued **off calendar** upon adoption of the Agenda at the request of the Department of Transportation. 35124

53. County Counsel submitting revised deed containing language addressing fiscal issues pertaining to the Trail Easement Deed and Agreement between the Trust for Public Land and Georgetown Divide Recreation District transferring interest in easements (APNs 061-560-67-100, 061-560-66-100, 061-560-65-100 and 061-560-68-100) to said District to ensure long-term care and maintenance of trails on property located near the Georgetown Airport. (Referred 8/31/2004, item 16)

BOARD ACTION - Board approved the Trail Easement Deed and Agreement with language as modified by County Counsel in the "Ability to Perform" paragraph to include the wording "*and the County's financial obligations regarding the easement are subject to the discretion of the Board of Supervisors.*" 34125

Additionally, in a separate motion, the Board authorized the Chairman to sign a Certificate of Acceptance for same. 34125

54. Recorder-Clerk, Registrar of Voters submitting and certifying as sufficient the referendum petition entitled "REFERENDUM AGAINST A RESOLUTION PASSED BY THE BOARD OF SUPERVISORS-RESOLUTION NO. 235-2004 OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO ADOPTING THE EL DORADO COUNTY 2004 GENERAL PLAN: A PLAN FOR MANAGED GROWTH AND OPEN ROADS: A PLAN FOR QUALITY NEIGHBORHOODS AND TRAFFIC RELIEF".

BOARD ACTION - Board accepted the signatures on the referendum as qualifying for the March 8, 2005 special election; said election was called by the Board in Agenda Item No. 55 which was acted upon prior to this item. 34125

55. County Counsel submitting report as per Section 9111 of the Elections Code on the effects and impacts pertaining to the initiative measure entitled: "COUNTY CHARTER AMENDMENT PROHIBITING THE BOARD OF SUPERVISORS FROM ADOPTING A GENERAL PLAN ALLOWING TRAFFIC ON HIGHWAY 50 WEST OF PLACERVILLE TO EXCEED LEVEL OF SERVICE F, AND REQUIRING THE BOARD TO POSTPONE APPROVAL OF NEW SINGLE FAMILY RESIDENTIAL SUBDIVISIONS OF THREE OR MORE PARCELS UNTIL HIGHWAY 50 HAS BEEN WIDENED TO 8 LANES BETWEEN CAMERON PARK AND THE SACRAMENTO COUNTY LINE".

(Referred 8/17/04, item 81)

BOARD ACTION - Board accepted certification of the signatures, called for a special election for March 8, 2005, and directed County Counsel to prepare the ballot measure for said election. 43125

56. Chief Administrative Officer providing update concerning the fuel management package. (Continued 8/24/04, item 74)

BOARD ACTION - Fleet Management review and implementation plans and an update on the Request for Proposal for the fuel management package to be brought back to the Board on **October 12, 2004**. 53124

57. Supervisors Dupray and Baumann recommending the Parks and Recreation Commission consider outside funding sources as part of its priority process in determining park and recreation projects to the Board.

BOARD ACTION - Board directed that the Parks and Recreation Commission add another bullet to its "Principles to Prioritize Park Funding Requests" list dated June 2, 2004 to include the language that the Commission consider outside funding sources as part of its priority process in determining park and recreation projects to the Board. 12345

58. Supervisor Sweeney recommending Planning staff and the Chief Administrative Officer prepare a request to the Local Agency Formation Commission (LAFCo) to consider the following pertaining to the Notice of Preparation of the Environmental Impact Report for the incorporation of El Dorado Hills:

(1) Effect on the finances of El Dorado County;

(2) Effect of taking El Dorado Hills Business Park's use of highway capacity tax revenue from the County and others; and

(3) Preparation of said Notice **without** the inclusion of the El Dorado Hills Business Park.

BOARD ACTION - Staff directed to prepare information as set forth in this agenda item; and further directed that the Notice of Preparation include alternatives **with** and **without** the inclusion of the El Dorado Hills Business Park in said incorporation. 34125

59. Chief Administrative Office recommending Chairman be authorized to sign Letters of Agreement (3) with Operating Engineers, Local 3, the Criminal Attorney Association, and the Deputy County Counsel Association for the term September 17, 2004 through June 24, 2005 concerning additional leave benefits; further recommending adoption of Resolution **286-2004** amending the Salary and Benefits Resolution for Unrepresented Employees; and staff be directed to implement said leave benefits for the pay period effective September 17, 2004. (Funding: General Fund)

ADDED TO CONSENT CALENDAR: Approved. 35124

60. Supervisor Baumann recommending the Board adopt the Position Statement "white paper" highlighting the successful application of the designation of 15% of the annual allocation of funds under H.R. 2389 for the Title III provisions in the Secure Rural Schools and Community Self-Determined Act of 2000 to fulfill the national goals and objectives intended by Congress and to deliver substantial, on-the-ground project results that immediately benefit rural constituents and the two U.S. Department of Agriculture Forest Services agencies located within El Dorado County.
BOARD ACTION - Continued to **September 28, 2004** upon adoption of the Agenda at the request of Supervisor Baumann. 35124

61. Supervisor Baumann recommending Chairman be authorized to sign a Web Services Agreement with the Association of Oregon and California Counties to promote successful El Dorado County Title III projects funded through the Secure Rural Schools and Community Self-Determination Act of 2000 (H.R. 2389), pending Risk Management and County Counsel approval.
BOARD ACTION - Continued to **September 28, 2004** upon the adoption of the Agenda at the request of Supervisor Baumann. 35124

62. Chief Administrative Office recommending Chairman be authorized to sign Letter of Agreement with the El Dorado County Employees Association, Local 1, representing employees in the General, Professional, and the Supervisory bargaining units concerning additional leave benefits; and further recommending staff be directed to implement said leave benefits for the pay period effective September 17, 2004.
ADDED TO CONSENT CALENDAR: Approved. 35124

TIME ALLOCATION - 11:00 A.M.

70. Chief Administrative Officer recommending review and approval of the Final Draft Response to the 2003/2004 Grand Jury Report. (Continued 8/24/04, item 50)
BOARD ACTION - Board adopted the Final Response to the 2003/2004 Grand Jury Report and authorized the submittal of same to the Presiding Judge. 25143

12:00 NOON - 2:00 P.M.

El Dorado County Veterans Affairs Commission hosted a luncheon meeting with the Board of Supervisors at the Veterans Memorial Building.

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATION - 2:00 P.M.

80. Consideration of the following pertaining to Meadow Oak Townhomes in the Cameron Park area, Applicant: Robert Mathewson (District I):

(1) Rezone (Z04-05) 0.57 acre (APN 082-391-09) from R2-DC, Limited Multifamily Residential-Community Design Review to R2-PD, Limited Multi-family Residential Planned Development and adoption of Ordinance for same; and

(2) Development Plan (PD04-04) and Tentative Map (TM04-1388) proposing to create one 3,156 square foot parcel, two 2,916 square parcels, and approximately 13,000 square foot common area. (Hearing closed and continued from 8/31/04, item 90)

BOARD ACTION - Continued off calendar with direction to staff to come back through the Planning Commission with a policy outlining the various uses of the Multi-family Residential designation as it pertains to this application. 32145

81. Transportation Department presenting the proposed Interim Capital Improvement Program (CIP) for fiscal years 2003/2004 through 2007/2008 and requesting direction pertaining to project priorities for same; and recommending the Board receive and file the CIP as a multi-year programming document. (Funding: Fiscal year 2004/2005 budget)

BOARD ACTION - Received and filed the Capital Improvement Program as a multi-year programming document. 32145

The Board of Supervisors adjourned in memory of Eva Schicke, Firefighter I, Columbia Helitac Crew 404, California Department of Forestry, who gave her life protecting the lives and property of others.

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

September 14, 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 54956.8, Conference with Real Property Negotiator:

- Instructions to negotiator regarding real property described as APN 108-030-10. The person with whom the negotiator may negotiate is Michael McDougall, MJM Properties, LLC, representing EDH 52. Instructions to negotiator will concern price and terms of payment.

No action reported.

Section 54957.6, Conference with Labor Negotiator:

- County Negotiator: Principal Personnel Analyst
Employee Organization: Criminal Attorney Unit;
Deputy County Counsel Unit.
Unrepresented Employee: Confidential, Unrepresented Management.

No action reported.

BOARD OF SUPERVISORS TO CONVENE AS THE BOARD OF DIRECTORS OF THE IN-HOME SUPPORTIVE SERVICES FOR THE FOLLOWING:

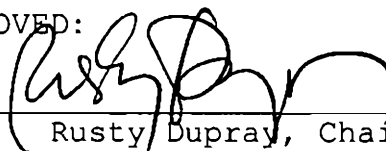
Section 54957.6, Conference with Labor Negotiator:

- County Negotiator: Robert Muszar, Negotiator, Industrial Employers and Distributors Association and Principal Personnel Analyst.
- Employee Organization: United Domestic Workers of America.

Continued to September 28, 2004.

Original Minutes of the Regular Meeting of the Board of Supervisors on September 21, 2004, attached hereto and approved by the Board on September 28, 2004.

APPROVED:



Rusty Dupray, Chairman
September 28, 2004

ATTEST:

Cindy Keck, Clerk of the Board

By 

Deputy Clerk, September 28, 2004

9-28-04

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**

Tuesday, September 21, 2004 - 10:00 A.M.

**LAKE TAHOE GOLF COURSE
2500 U.S. Highway 50
South Lake Tahoe, California**

DEPARTMENT MATTERS

57. Sheriff recommending Chairman and Sheriff be authorized to sign annual Financial and Operating Plan for Visitor Protection and Joint Operating and Financial Plan for Controlled Substances with the U.S. Department of Agriculture, Eldorado National Forest and the Lake Tahoe Basin Management Unit, for term October 1, 2004 through September 30, 2005, noting U.S. Forest Service provides funds each year to reimburse the Sheriff for visitor protection activities as well as operations to suppress manufacturing and trafficking of controlled substances on National Forest lands. (Funding: included in the Sheriff's 2004/2005 operating budget)
ADDED TO CONSENT CALENDAR: Approved. 45123
58. Chief Administrative Office recommending placement of a display advertisement of the Final Response to the 2003/2004 Grand Jury Report in the Mountain Democrat and Tahoe Daily Tribune newspapers, noting said advertisement eliminates the tabloid publication. (Funding: General Fund)
ADDED TO CONSENT CALENDAR: Approved. 45123

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, September 21, 2004 - 10:00 A.M.

LAKE TAHOE GOLF COURSE
2500 U.S. Highway 50
South Lake Tahoe, 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
Cindy Keck

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.

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.

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE TO THE FLAG
CLOSED SESSION REPORTS**

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

At this time the Board will make any necessary additions, deletions, or corrections to the Agenda; determine matters to be added to or removed from the Consent Calendar; and with one motion adopt the Agenda and approve the Consent Calendar.

BOARD ACTION - Agenda adopted with items 4 and 25 pulled from the Consent Calendar for separate action; items 51, 52, 57 and 58 added to the Consent Calendar for approval; Consent Calendar approved as modified. 45123

OPEN FORUM

CONSENT CALENDAR

1. Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of September 14, 2004 and Special Meeting of May 3, 2004.
RECOMMENDED ACTION: Approve.

2. Public Health Department recommending Chairman be authorized to sign Amendment 002 to Agreement with California Tahoe Emergency Operations Authority, the contracted ambulance provider for County Service Area 003, revises conditions that result in late penalties, corrects an error regarding standby services, appends a Health Information Portability and Accountability Act (HIPAA) Business Associate Agreement as required by law, clarifies Contractor's responsibilities with regard to its subcontractors and HIPAA compliance, and describes new ambulance marking specifications.
RECOMMENDED ACTION: Approve.

3. Public Health Department recommending Chairman be authorized to sign Amendment 004 with El Dorado County Community Health Center providing the final payment amount of \$60,125 for the Health Center startup, support and operations costs, and amending insurance requirements. (Funding: Tobacco Settlement Funding)
RECOMMENDED ACTION: Approve.

4. Human Services Department recommending approval of the El Dorado County Child Welfare System Improvement Plan (SIP) as required by the Child Welfare System Improvement and Accountability Act (Assembly Bill 636).

RECOMMENDED ACTION: Approve, noting the self-assessment notes the need for a comprehensive data tracking system, the need to improve outcomes concerning the preservation of family relationships (where appropriate) and the need to support emancipated youth as they transition to adulthood.

Continued to September 28, 2004.

32145

5. Human Services Department recommending retroactive Agreement 04-35086 with the State Department of Human Services in the amount of \$1,300,000 for the term July 1, 2004 through June 30, 2005 for claiming federal revenues for allowable Medi-Cal Administrative Activities (MAA). (Funding: Federal MAA revenues)

RECOMMENDED ACTION: Authorize Chairman to sign Agreement and accompanying certification Statements and Director of said Department to execute subsequent documents relating to same, including amendments that do not affect dollar amount or term, noting said Agreement was received from the State on August 11, 2004.

6. Human Services Department recommending Amendment 003 to Agreement 02-25672 with the State Department of Health Services increasing compensation by \$42,471 to an amount not to exceed \$1,565,574 for the term October 1, 2002 through September 30, 2005 for operation of the Supplemental Food Program for Women, Infants & Children (WIC). (Funding: Federal Grant - Federal Fiscal Year 2004/2005 allocation is \$566,562)

RECOMMENDED ACTION: Authorize Chairman to sign Agreement and Director of said Department to execute subsequent documents relating to same, including any amendments that do not affect the dollar amount or term, and required fiscal and programmatic reports.

7. Mental Health Department recommending the Board find that it is more economical and feasible to obtain an outside contractor for the provision of selected janitorial services in accordance with County Ordinance 3.13.030; and authorize Chairman to sign Amendment 001 to Agreement 162-S0411 with Paul Funk dba Pro Line Cleaning Service increasing compensation by \$27,120 to an amount not to exceed \$54,240 for the term September 23, 2003 through September 22, 2005 for janitorial services at the El Dorado County Psychiatric Health Facility. (Funding: Non-General Fund - Realignment Sales Tax)
RECOMMENDED ACTION: Approve.

8. Auditor-Controller recommending Resolution establishing the 2004/2005 rate of the tax levy (ad valorem tax rates) for the taxing agencies in the County of El Dorado.
RECOMMENDED ACTION: Adopt Resolution **287-2004**.

9. General Services recommending Budget Transfer increasing estimated revenue and appropriations by \$9,850 for Arrowbee Ranch Estates (\$6,895) and Hidden Lakes Estates (\$2,955) Road Zones of Benefit within County Service Area 002. (Funding: County Service Area 002 - clearing account fund balance from fiscal year 2003/2004)
RECOMMENDED ACTION: Approve.

10. General Services recommending the following:
 - (1) Approve application to the State Department of Transportation for matching grant funds in the amount of \$16,650 for the Federal Aviation Administration Airport Improvement Program for the Georgetown Airport to install perimeter fencing/gates and 2-Box PAPI;

 - (2) Authorize Interim General Services Director to execute said Application;

 - (3) Authorize Auditor-Controller to complete and sign Part II of the Financial Certification of said application; and

Continued to Page 5

Continued from Page 4

(4) Adopt Resolution approving said application and accepting grant funds for same.

RECOMMENDED ACTION: Approve and adopt Resolution **288-2004**.

11. General Services recommending the following:

(1) Approve application to the State Department of Transportation for matching grant funds in the amount of \$40,175 for the Federal Aviation Administration Airport Improvement Program for the Placerville Airport to construct an east-end access road (30' x 3,600');

(2) Authorize Interim General Services Director to execute said Application;

(3) Authorize Auditor-Controller to complete and sign Part II of the Financial Certification of said Application; and

(4) Adopt Resolution approving Application and accepting grant funds for same.

RECOMMENDED ACTION: Approve and adopt Resolution **289-2004**.

12. General Services Department recommending Notice of Completion for the El Dorado County South Lake Tahoe Juvenile Detention Facility under contract by United Construction Company.

RECOMMENDED ACTION: Authorize Chairman to sign and said Notice be filed with the Recorder-Clerk.

13. Treasurer-Tax Collector recommending Resolution establishing an initial application fee of \$75 and an annual renewal fee of \$65 for vacation home rental permits and a \$10 fee for any modifications to said application. (Funding: General Fund)

RECOMMENDED ACTION: Adopt Resolution **290-2004**.

14. Treasurer-Tax Collector recommending the following nominations for a one year term to the Treasury-Policy Oversight Committee: Vicki Barber, EDD, Laura S. Gill, Chief Administrative Officer, and Ramona L. Gilmore.

RECOMMENDED ACTION: Approve.

15. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance from Alfred R. Bohlen III and Denise A. Bohlen; David Crites; Doug J. Auger/D&S Properties; Sheila Daley and Richard Mitchell; Bent Ericksen and June M. Harper Ericksen; Constance E. Fitzpatrick; Zita M. Greb; Ruth I. Gunther and Earl T. Gunther/Gunther Family Trust; Brian E. Jordan and Myka J. Jordan; Irene Klostermann; Donald S. Molnar and Dolores A. Molnar; James L. Moore and Pamela L. Moore; Craig Peer; Patricia G. Rezabeck; James R. Riddiough; Gary L. Sandler and Karen M. Sandler; Andrey Shalnev and Anna Shalnev; and Steve Meyer/L.A. Swanson Construction, Inc.; for property located in the vicinity of the Cameron Park Airport.

RECOMMENDED ACTION: Approve.

16. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance from Michael P. Kabour and Kirsten D. Kabour, and Peter L. Knudson for property located in the vicinity of the Lake Tahoe Airport.

RECOMMENDED ACTION: Approve.

17. Probation Department recommending Resolution establishing an imprest cash fund (per Government Code Section 29326) in the amount of \$200 for the South Lake Tahoe Juvenile Treatment Center. (Funding: General Fund)

RECOMMENDED ACTION: Adopt Resolution **291-2004**, noting the opening of the new facility requires an imprest cash fund.

18. Building Department recommending the Chairman be authorized to sign the following Amendments/Agreements for plan review services on an "as requested" basis:

(1) Amendment 002 to Agreement 039-S0411 with Thomas M. Jennings, dba Tom Jennings, P.E. increasing compensation by \$15,000 to an amount not to exceed \$35,000 for a term to expire June 15, 2005;

(2) Amendment 002 to Agreement 322-S0411 with The Willdan Group of Companies increasing compensation by \$25,000 to an amount not to exceed \$50,000, inclusive of all expenses, for a term to expire January 4, 2006;

(3) Agreement 126-S0511 with Carlton Engineering, Inc. in an amount not to exceed \$25,000, inclusive of all expenses, for a one year term with a one year extension, if mutually agreed between said parties, in writing, not less than thirty days prior to the expiration of the then current Agreement; and

(4) Agreement 127-S0511 with NAFFA International, Inc. in an amount not to exceed \$20,000, inclusive of all expenses, for a one year term with a one year extension, if mutually agreed between said parties, in writing, not less than thirty days prior to the expiration of the then current Agreement. (Funding: General Fund)

RECOMMENDED ACTION: Approve.

19. Transportation Department Director requesting authorization to execute Federal Transit Administration (FTA) Section 5311 Grant Agreement 644162 in the amount of \$10,704 for the El Dorado County Tahoe Paratransit Program to supplement operational costs.

RECOMMENDED ACTION: Approve.

20. Transportation Department recommending the Board approve the concept of the County of El Dorado acting as the applicant for the acquisition of regulatory permits through the Army Corps of Engineers and the U.S. Fish and Wildlife Service necessary for the construction of the planned improvements on Latrobe Road and White Rock Road.

RECOMMENDED ACTION: Approve, and authorize the Interim Director of Transportation, or her designee, to sign application forms to obtain the necessary permits.

21. Supervisor Sweeney recommending Certificate of Commendation to Alexander Turney Postlewait for achieving the rank of Eagle Scout in the Boy Scouts of America, Troop 758.

RECOMMENDED ACTION: Approve.

22. Chief Administrative Office recommending award of Bid 05-288-011 to the lowest qualified bidder, QPR of Folsom, CA, in the amount of \$20,000 including sales tax for a twelve month term for Hydropatch-Cold Mix for the Department of Transportation. (Funding: Non-General Fund)

RECOMMENDED ACTION: Approve and authorize an increase to the blanket purchase order on an "as needed" basis during the awarded period if funding is available within the Department of Transportation's Road Fund.

23. Supervisor Solaro recommending William R. Boehlke be appointed as the District V Alternate to the Veterans Affairs Commission.

RECOMMENDED ACTION: Approve.

24. Supervisor Solaro recommending Chairman be authorized to sign Cooperative Agreement with Tahoe Regional Planning Agency (TRPA) to implement and maintain neighborhood compatibility requirements for vacation rentals in the Tahoe Basin.

RECOMMENDED ACTION: Approve.

25. Supervisor Solaro requesting Board oppose Proposition 68 (Gaming Revenue Act of 2004) pursuant to Position Statement by California Association of Counties.
RECOMMENDED ACTION: Approve. 5413 2(n)

END CONSENT CALENDAR

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. Supervisor Solaro requesting Ed Knapp, Assistant County Counsel, update the Board on the status of the Shingle Springs Rancheria Casino litigation.
No action taken.
51. Chief Administrative Office recommending adoption of Resolution **292-2004** increasing the court filing fee for the Law Library's portion of the El Dorado County Superior Court filing fees to \$26 effective January 1, 2005 and to \$29 effective January 1, 2006 for each event described in Sections 6321 and 6322 of the Business and Professions Code, noting said fee has not been increased since 1996 and civil litigants involved in cases above \$5,000 (not small claims) pay the law library filing fee.
ADDED TO CONSENT CALENDAR: Approved. 45123

52. Sheriff requesting consideration of the request of the Deputy Sheriff's Association of El Dorado County that a "non-standard" plan for repayment of a payroll overpayment be approved and direction be provided to the Sheriff and Auditor-Controller as to the time period for recovering said overpayment, noting extending the "repayment" period beyond the period of overpayment is not consistent with the County's past practice, and should the Board choose to provide for an extended period beyond four pay-periods the employee should be required to sign an agreement to pay the balance in full prior to leaving County service.

ADDED TO CONSENT CALENDAR: Approved.

45123

BOARD OF SUPERVISORS TO CONVENE AS THE AIR QUALITY MANAGEMENT DISTRICT BOARD TO CONSIDER THE FOLLOWING:

53. Air Quality Management District recommending the Board make findings that an independent consultant can more economically and feasibly perform work in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and Chairman be authorized to sign First Amendment to Agreement 030-03/04 with Ray Kapahi, dba Air Permitting Specialists increasing compensation by \$40,000 to an amount not to exceed \$50,000 for technical assistance with various air quality regulatory issues for said District. (Funding: Non-General Fund)

BOARD ACTION - Approved.

54123

AIR QUALITY MANAGEMENT DISTRICT BOARD OF DIRECTORS TO ADJOURN.

TIME ALLOCATION: - 11:00 A.M.

54. Presentation by Carol Chaplin, President of the South Lake Tahoe Chamber of Commerce, on the goals and activities of the Chamber.

No action taken.

TIME ALLOCATION - 11:30 A.M.

55. Presentation by Tom Millham, Treasurer of Lake Tahoe Wildlife Care which is a non-profit volunteer organization that cares for orphaned and injured wildlife in and around the Lake Tahoe Basin.

No action taken.

56. Supervisor Solaro presenting Certificate of Recognition to Lake Tahoe Wildlife Care, Inc. Board of Directors, Executive Director, Cheryl Millham, and its volunteers for their remarkable contributions over the last 26 years.

No action taken.

CAO REPORTS/COMMENTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

City of South Lake Tahoe to host a luncheon for the Board of Supervisors at the Lake Tahoe Golf Course followed by a tour of the Lake Tahoe Wildlife Care Facility, 1485 Cherry Hills Circle, South Lake Tahoe.

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

September 21, 2004 - 10:00 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, Public Employee Appointment

Title: Director of Mental Health

No action reported.

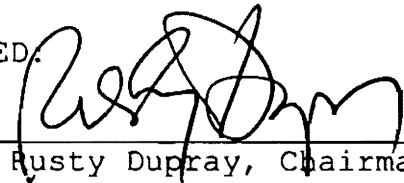
Section 54957, Public Employee Appointment

Title: Interim Director of Development Services

BOARD ACTION - On an unanimous vote, Bill Carey was appointed to the position of Interim Director of Development Services.

Original Minutes of the Special Meeting of the Board of Supervisors on September 21, 2004, attached hereto and approved by the Board on October 12, 2004.

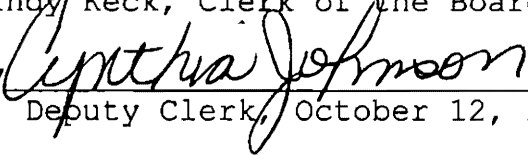
APPROVED



Rusty Dupray, Chairman
October 12, 2004

ATTEST:

Cindy Keck, Clerk of the Board

By  _____

Deputy Clerk, October 12, 2004

✓

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

Continued Special Meeting of the Board of Supervisors

Tuesday, September 21, 2004 - 10:00 A.M.

LAKE TAHOE GOLF COURSE
2500 U.S. Highway 50
South Lake Tahoe, 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
Cindy Keck

Chief Administrative Officer
Laura S. Gill

County Counsel
Louis B. Green

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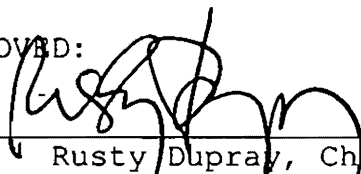
Public hearing on the 2004/2005 Budget for the County of El Dorado.

BOARD ACTION - The Board accepted the changes presented this date and directed staff to prepare final budget documents for adoption on **September 28, 2004.** 54123

Additionally, in a separate motion, the Board formally closed the 2004/2005 budget hearings. 34125

Original Minutes of the Special Meeting of the Board of Supervisors on September 27, 2004, attached hereto and approved by the Board on October 5, 2004.

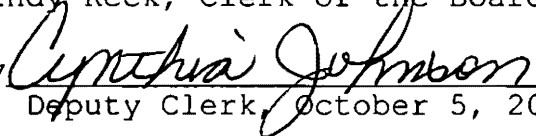
APPROVED:



Rusty Dupray, Chairman
October 5, 2004

ATTEST:

Cindy Keck, Clerk of the Board

By 

Deputy Clerk, October 5, 2004

✓

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

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

Monday, September 27, 2004 - 12:00 P.M.

CONFERENCE ROOM A
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
Cindy Keck

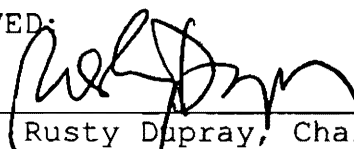
Chief Administrative Officer
Laura S. Gill

County Counsel
Louis B. Green

CLOSED SESSION pursuant to Government Code Section 54957 to interview candidates for the position of Human Resources Director.
No action reported.

Original Minutes of the Regular Meeting of the Board of Supervisors on September 28, 2004, attached hereto and approved by the Board on October 5, 2004.

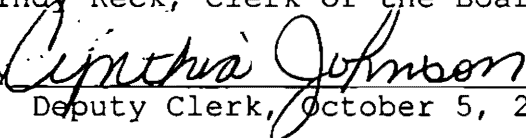
APPROVED:



Rusty Dupray, Chairman
October 5, 2004

ATTEST:

Cindy Keck, Clerk of the Board

By  _____

Deputy Clerk, October 5, 2004

✓

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, September 28, 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
Cindy Keck

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 7 pulled from Consent Calendar for Presentation; items 8 and 19 pulled from Consent Calendar for separate action; items 54 and 55 continued to October 12, 2004 upon adoption of the Agenda. Consent Calendar approved as modified. 35124

PRESENTATION recognizing Randy Pesses, Deputy Director of the Department of Transportation, for his ten years of exemplary service to the County of El Dorado.

OPEN FORUM

CONSENT CALENDAR

1. Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of September 21, 2004.
RECOMMENDED ACTION: Approve.

2. Release of Lien (on file with Clerk).
RECOMMENDED ACTION: Approve.

3. Public Health Department recommending Resolution be adopted recognizing September 2004 as National Alcohol and Drug Addiction Recovery Month.
RECOMMENDED ACTION: Adopt Resolution 293-2004.

4. Public Health Department recommending Chairman be authorized to sign Retroactive Amendment 002 to Agreement COUNTY09 with the State Department of Alcohol and Drug Programs (ADP) increasing compensation by \$16,972 for fiscal year 2003/2004 for alcohol/drug treatment and prevention programs. (Funding: fiscal year 2003-2004 AOD Grant - included in the fiscal year 2004-2005 Addenda Budget)
RECOMMENDED ACTION: Approve, noting retroactive as to term, Department received Agreement from State retroactively.

5. Public Health Department recommending Chairman be authorized to sign Certification Statement approving the Children's Medical Services combined Child Health and Disability Prevention (CHDP)/California Children Services (CCS)/ and Foster Care proposed Administrative Budget and Work Plan for fiscal year 2004/2005 in the total amount \$647,672 for the Children's Medical Services Division Programs. (Funding: General Fund and the annual State Children's Medical Services Allocation. Includes CCS Administration budget required County match of \$50,092.)
RECOMMENDED ACTION: Approve.

6. Mental Health Department recommending the Board find that it is more economical and feasible to obtain an outside contractor for the provision of selected janitorial services in accordance with County Ordinance 3.13.030; and authorize Chairman to sign Amendment 001 to Agreement 251-S0410 with Mother Lode Rehabilitation Enterprises, Inc. increasing compensation by \$7,560 to an amount not to exceed \$15,120 for the term October 1, 2003 through September 30, 2005 for janitorial services for the Mental Health Department Day Care Facility located at 2808 Mallard Lane, Suites C and D, Placerville, CA. (Funding: Non-General Fund - Realignment Sales Tax)
RECOMMENDED ACTION: Approve.

7. Human Services Department recommending October 2004 be proclaimed National Domestic Violence Awareness Month in El Dorado County.
RECOMMENDED ACTION: Adopt Proclamation. 43125
8. Human Services Department recommending approval of the El Dorado County Child Welfare System Improvement Plan (SIP) required by the Child Welfare System Improvement and Accountability Act (Assembly Bill 636). (Continued 9/21/2004, item 4)
RECOMMENDED ACTION: Approve, noting the self-assessment notes the need for a comprehensive data tracking system, the need to improve outcomes concerning the preservation of family relationships (where appropriate) and the need to support emancipated **foster care** youth as they transition to adulthood. 35124
9. Information Technologies requesting advance step placement of Timothy Longo at Step 5 of the salary range for the position of Telecommunications Technician. (Funding: General-Fund)
RECOMMENDED ACTION: Approve.
10. Sheriff recommending Chairman be authorized to sign Amendment 006 to Agreement 382-S0210 with ChoicePoint Business and Government Services, Inc. extending the term through April 30, 2005 with no change in the monthly charge for online investigative services. (Funding: General Fund)
RECOMMENDED ACTION: Approve, noting vendor only engages in six-month contracts.
11. Sheriff recommending Chairman be authorized to sign Amendment 001 to Agreement 355-09911 with Mountain Cellular extending the term through September 30, 2009 for mutual use of each party's radio vaults.
RECOMMENDED ACTION: Approve, noting a five-year extension is an option in the original agreement.

12. Sheriff recommending Chairman be authorized to sign Retroactive Agreement 519-S0411 with the County of Sacramento in an amount not to exceed \$45,000 for the term July 1, 2004 through June 30, 2005 for autopsy and morgue services; and Auditor-Controller be authorized to pay any invoices for services provided during the period July 1, 2004 through September 28, 2004. (Funding: General Fund)
RECOMMENDED ACTION: Approve, noting the contract renewal process began in April and delayed due to Sacramento County's slow response time.
13. Sheriff requesting authorization to execute Retroactive Agreement with TransCor America, LLC for the term July 22, 2004 through July 21, 2005 for transportation of prisoners; and Auditor-Controller be authorized to pay for services provided during the period July 22, 2004 through September 28, 2004. (Funding: General-Fund)
RECOMMENDED ACTION: Approve.
14. General Services Department recommending Chairman be authorized to sign Amendment 001 to Lease 056-L0511 with The Caso Trust changing the suite to Suite H for office space located at 550 Main Street, Placerville for occupancy by the Law Library. (Funding: Non-General Fund - Victim Witness and MDIC Program)
RECOMMENDED ACTION: Approve.
15. Transportation Department recommending Resolution authorizing the Chairman to sign the El Dorado County Disadvantaged Business Enterprise Program document for Federal fiscal year 2004/2005.
RECOMMENDED ACTION: Adopt Resolution **294-2004**.
16. Transportation Department requesting authorization to execute Amendment 002 to Agreement PSS 241 with the Sacramento Area Council of Governments extending the term from September 30, 2004 to September 30, 2005, with no change in the not to exceed dollar amount. (Funding: Regional Surface Transportation Program)
RECOMMENDED ACTION: Approve.

17. Transportation Department recommending Resolution summarily vacating (AOE 2004-08) two twenty-five foot wide road and public utilities easements located on the common lot lines of APNs 112-610-39-100 and 112-610-40-100, Lots 39 and 40 of Crown Valley, Unit No. 1, requested by Darren James Nill, Pamela Jo Nill, John Navarro and Mary Navarro, eliminating unnecessary encumbrances on subject lots.

RECOMMENDED ACTION: Adopt Resolution 295-2004.

18. Transportation Department recommending Chairman be authorized to sign a Grant Deed transferring the fee simple title to the State of California for the area where the new Latrobe eastbound off-ramp has been constructed (El Dorado Hills Boulevard/Highway 50 Interchange Project 71350, Phase 0).

RECOMMENDED ACTION: Approve.

19. Chief Administrative Office recommending extension of award of Bid 04-207-008 to En Point Technologies, Inc. of El Segundo, California, in the amount of \$50,000 including sales tax for a twelve month term for Hewlett Packard print toner cartridges and related items for use County-wide. (Funding: General Fund and Non-General Fund)

RECOMMENDED ACTION: Approve, and authorize an increase to the blanket purchase order on an "as needed" basis during the awarded period if funding is available within the requesting Department's budget.
Continued to October 5, 2004. 32145

20. Chief Administrative Office recommending award of Bid 05-680-022 to the lowest qualified bidder, A.L.D. Company, Inc. of Sparks, Nevada, in the amount of \$12,812.93 including sales tax, for Taser Stun Gun accessories for the Sheriff's Department. (Funding: General Fund)

RECOMMENDED ACTION: Approve, and authorize an increase to the blanket purchase order for same.

21. Chief Administrative Office recommending the following:

(1) Find that it is more economical and feasible to contract out for services in accordance with County Ordinance 3.13, Section 3.13.030;

(2) Award Request for Proposal 04-918-125 to the sole qualified respondent, Lilliput Children's Services of Sacramento for adoption promotion and supportive services; and

(3) Authorize the Chairman to sign Agreement with same in an amount not to exceed \$39,698.10 upon approval by County Counsel and Risk Management. (Funding: Non-General Fund/Promoting Safe and Stable Families)

RECOMMENDED ACTION: Approve.

22. Environmental Management Department recommending the new Franchise Agreement with South Tahoe Refuse Co. incorporating the new Mixed Solid Waste Facility be **continued off calendar**. (Continued 5/25/2004, item 47)

RECOMMENDED ACTION: Approved.

23. Public Health Department recommending Resolution approving the Substance Abuse and Crime Prevention Act of 2000 County Plan for fiscal year 2004/2005 describing how County services funded by the Act will be coordinated.

RECOMMENDED ACTION: Adopt Resolution **296-2004**, noting page 12 of the County Plan outlines changes from the fiscal year 2003/2004 Plan.

24. County Service Area 010 recommending award of Bid 05-100-014 to the lowest qualified bidder, Kettle Creek Corporation of Kempton, PA, in the amount of \$80,571.25, including sales tax for recycling receptacles for the Environmental Management Department. (Funding: Non-General Fund/California Department of Conservation, Division of Recycling and Beverage Container Recycling Grant)
RECOMMENDED ACTION: Approve, and authorize Purchasing Agent to issue purchase order for same.
25. County Service Area 010 recommending the Board dispense with competitive bidding procedures in accordance with County Ordinance Section 3.12.130E; and authorize purchase order to Zalreich Chemical Company of Oakdale, CA in the amount of \$12,000 for a twelve month term for the purchase of proprietary polymer chemicals for use at the Union Mine Septage Treatment Facility. (Funding: Non-General Fund/CSA 10)
RECOMMENDED ACTION: Approve, and authorize an increase to said purchase order on an "as needed" basis if funding is available within the requesting Department's budget.
26. Chief Administrative Office recommending Purchasing Agent be authorized to utilize the extended bid with Western States Contracting Alliance (WSCA) for the acquisition of computer hardware and related peripherals. (General Fund - funding is available within each requesting department's fixed asset or minor equipment budget.)
RECOMMENDED ACTION: Approve and Purchasing Agent be authorized to execute purchase orders on an "as requested" basis with WSCA authorized contractors through December 31, 2004, noting this will ensure that the County's authority to use the WSCA bid and the term of the WSCA contract run concurrently.

27. Supervisor Sweeney recommending Chairman be authorized to sign a Certificate of Acceptance for the public road easement for the Ellis Tie to the Rubicon Trail.
RECOMMENDED ACTION: Approve and file said document with the Recorder-Clerk.

END CONSENT CALENDAR

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 Community Development Block Grant Economic Development Planning and Technical Assistance application in the amount of \$70,000; and adoption of Resolution **297-2004** authorizing submission of said proposal to the State Department of Housing and Community Development, authorizing the Chairman to execute the Statement of Assurances, and the Director of Human Services to act on behalf of the County in all matters pertaining to said application and to execute an Agreement and Amendments that do not affect the dollar amount or term if the application is funded. (Funding: If application is funded, cash match is included in 2004 Budget for both Housing and Economic Development)
BOARD ACTION - Hearing no protests, Resolution **297-2004** adopted accordingly. 32145

51. Transportation and Planning Departments reporting on information necessary to satisfy new requirements mandated under the 2004 General Plan:

(1) Check list of required items to be provided with a tentative parcel or subdivision map under the new General Plan;

(2) Summary of changes between the Writ constrained 1996 General Plan and the 2004 General Plan for standards and other requirements that are likely to be applied to land divisions and other discretionary projects, including the Level of Service (LOS) Standards and the Cross-Sectional Standards;

(3) Check list of submittal information for building permit applications necessary to comply with policy 2.2.5.20, requiring a General Plan consistency findings for many ministerial permit applications; and

(4) Priority list of implementation measures and an implementation strategy for fiscal year 2004/2005, including the number of staff and hours to be allocated to specific implementation measures. (Continued 8/24/2004, item 57)

BOARD ACTION - Staff directed to proceed as proposed in the report presented this date; and further directed to return to the Board in March, 2005 with a reassessment after the March 8, 2005 election. 32145

52. Transportation Department recommending the following pertaining to the General Plan Traffic Impact Mitigation Fee (TIM) Program:

(1) Staff to continue with preparation of the 2004 General Plan Traffic Impact Mitigation Fee GP/TIMF) Program;

(2) Staff to prepare a fee program, compliant with all Government Code 66000 nexus requirements, that encourages future growth in areas that are near existing infrastructure and encourages non-residential development;

Continued to Page 11

Continued from Page 10

(3) Staff to create one Countywide TIM fee program that includes the existing El Dorado Hills/Salmon Falls Area Road Improvement Fee (RIF) program area as one district, and minimizes the number of other districts while maintaining equity between those paying the fee and maximizing flexibility to fund projects, including some portion of functionally obsolete facilities, and continues the differentiation of fees based on the size of the dwelling unit; and

(4) Staff to return to the Board on **November 2, 2004** with a 50% progress report on the GP/TIMF that incorporates the policy direction provided and addresses the impact of the referendum on the adoption of the program, including any impact to schedule.

No formal action taken; however, by consensus, staff was directed to proceed with the preparation of the 2004 General Plan Traffic Mitigation Fee Program as discussed this date with additional direction to return to the Board prior to the mid-term report on November 2, 2004 with a valid list, including references, of assessor's parcels that can be developed.

53. County Counsel recommending the Board take a position on Proposition 70, the Tribal Fair Share Act of 2004 that is set for the November State-wide ballot.

BOARD ACTION - Board took the position to **oppose** Proposition 70. 2413 5(np)

54. Chief Administrative Officer reporting on the proposed reorganization of Fleet Management and Special District Administration functions. (Continued 8/31/2004, item 65)

BOARD ACTION - Continued to **October 12, 2004** at the request of the Chief Administrative Officer. 35123

55. Chief Administrative Officer presenting proposed policy on delegated signature authority on contracts and limitations pertaining to same. (Continued 8/31/2004, item 64)

BOARD ACTION - Continued to **October 12, 2004** at the request of the Chief Administrative Officer. 35124

56. Supervisor Baumann recommending the Board adopt the Position Statement "white paper" highlighting the successful application of the designation of 15% of the annual allocation of funds under H.R. 2389 for the Title III provisions in the secure Rural Schools and community Self-Determined Act of 2000 to fulfill the national goals and objectives intended by Congress and to deliver substantial, on-the-ground project results that immediately benefit rural constituents and the two U.S. Department of Agriculture Forest Services agencies located within El Dorado County. (Continued 9/14/2004, item 60)

BOARD ACTION - Approved, with the caveat that Supervisor Baumann formulate a letter from the Board of Supervisors representing those issues as outlined in the "white paper". 24135

57. Supervisor Baumann recommending Chairman be authorized to sign a Web Service Agreement with the Association of Oregon and California Counties to promote successful El Dorado County Title III projects funded through the Secure Rural Schools and Community Self-Determination Act of 2000 (H.R. 2389), pending Risk Management and County Counsel approval. (Continued 9/14/2004, item 61)

BOARD ACTION - Approved. 24135

58. Supervisor Dupray submitting request from El Dorado Irrigation District (EID) that two members of the Board of Supervisors be appointed to meet with the EID Board of Directors to discuss the development of a Habitat Conservation Plan (HCP) or a Section 7 consultation addressing environmental issues relating to the construction of infrastructure necessary to support the newly approved General Plan.
BOARD ACTION - Supervisors Baumann and Sweeney appointed to represent the Board of Supervisors as a fact finding sub-committee to meet with the EID Board of Directors. 15234
59. Supervisor Dupray recommending County Counsel be directed to review provisions and proposed Amendments to the Lease Agreement between the House Committee of the Veterans Memorial Building and the County and report back to the Board with said information.
BOARD ACTION - Supervisors Dupray and Paine, County Counsel, and General Services staff to review provisions and proposed amendments to said Lease Agreement. 32145
60. Supervisor Dupray recommending County Counsel and/or appropriate staff be directed to review the Agreement with the El Dorado County Fair Association which expires December 31, 2004.
BOARD ACTION - Supervisors Dupray and Paine, County Counsel, and General Services staff to review said Agreement. 25134
61. Adoption of Resolution **298-2004** adopting the fiscal year 2004/2005 Budget.
BOARD ACTION - Board adopted Resolution **298-2004** adopting the fiscal year 2004/2005 County Budget as presented. 35124

62. Sheriff and District Attorney recommending expenditure of funds from the Citizens Option for Public Safety (COPS) Program and approval of Budget Transfers 25005 and 25006 increasing estimated revenues adding COPS funds to the Sheriff and District Attorney's budgets, noting the Sheriff budgets for nine months of COPS funding to ensure staffing continuity and returns to the Board for approval of three months of appropriation in compliance with the statutorily required September public hearing. (4/5 vote required) (Funding: State funds)
BOARD ACTION - Approved. 54123

TIME ALLOCATION - 10:00 A.M.

70. Chief Administrative Office recommending award of the Promotions Fund Request for Proposal funded from the Promotions allocation of the Hotel/Motel Tax to the following organizations and Chairman be authorized to sign Agreements with same, upon approval by County Counsel and Risk Management:
- (1) El Dorado Arts Council in the amount of \$60,000;
 - (2) El Dorado County Chamber of Commerce, Film Commission in the amount of \$100,000;
 - (3) El Dorado County Chamber of Commerce, Visitor's Authority Council in the amount of \$172,333; and
 - (4) Friends of El Dorado County Veterans Memorial Monument in the amount of \$ 37,667. (Funding General Fund)
- BOARD ACTION** - Approved award of the Requests for Proposal as presented. 45123

TIME ALLOCATION - 10:30 A.M.

71. Public Health Department presenting proposed changes to Ambulance service rates for County Service Areas 003 and 007.

BOARD ACTION - Board accepted rate changes as presented and recommended a public hearing be set for **October 5, 2004** to ratify same. 12345

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATION - 2:00 P.M.

80. Hearing to consider adoption of Ordinance **4655** rezoning (Z04-0007) 10.45 acres (APN 070-270-20) from One-acre Residential (R1A) to Commercial-Planned Development (C-PD) in the Shingle Springs area, requested by Wilson Family Partners. (District IV)
BOARD ACTION - Hearing no protests, the Board adopted the Negative Declaration as prepared and waived reading, read by title only and adopted Ordinance **4655** approving the rezone, based on the findings of the Planning Commission. 4213 5 (np)
81. Hearing to consider adoption of Ordinance **4656** rezoning (Z04-01) (APNs 319-260-65 and -66) from Estate Residential Five-acre (RE-5) to Industrial-Planned Development (I-PD) in the Diamond Springs area, requested by Ben Tresser. (District III)
BOARD ACTION - Hearing no protests, the Board adopted the Negative Declaration as prepared and waived reading, read by title only and adopted Ordinance **4656** approving the rezone, based on the findings of the Planning Commission. 3214 5(np)
82. Hearing to consider adoption of Ordinance **4657** rezoning (Z03-11) 6.13 acres (APN 319-260-52) from Residential Five-acre (RE-5) to Industrial-Planned Development (I-PD) in the Diamond Springs/El Dorado area, requested by Irv Christensen, American Legion Post 119. (District III)
BOARD ACTION - Hearing no protests, the Board adopted the Negative Declaration as prepared and waived reading, read by title only and adopted Ordinance **4657** approving the rezone, based on the findings of the Planning Commission. 3214 5(np)

83. Hearing to consider adoption of Ordinance **4658** rezoning (Z03-12) 6.0 acres (APN 319-260-51) from Residential Five-acre (RE-5) to Industrial-Planned Development (I-PD) in the Diamond Springs/El Dorado area, requested by Dave Rathkamp/Doug Roeca. (District III)

BOARD ACTION - Hearing no protests, the Board adopted the Negative Declaration as prepared and waived reading, read by title only and adopted Ordinance **4658** approving the rezone, based on the findings of the Planning Commission. 3214 5(np)

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

September 28, 2004 - 8:00 A.M.

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

Section 54956.9(b), Anticipated Litigation:

- Significant exposure to litigation. Title: Legal issues associated with adoption of Department of Transportation impact fees.

No action reported.

Section 54956.9(a), Existing Litigation:

- Sadeghi, Thomas v. El Dorado County, El Dorado County Superior Court Case #PC20030275.

No action reported.

Section 54956.8, Conference with Real Property Negotiator:

- Instructions to negotiator regarding real property described as APNs 069-040-37 and 069-040-38. The person with whom the negotiator may negotiate is Andre Capella. Instructions to negotiator will concern price and terms of payment.

No action reported.

BOARD OF SUPERVISORS TO CONVENE AS THE BOARD OF DIRECTORS OF THE IN-HOME SUPPORTIVE SERVICES FOR THE FOLLOWING:

Section 54957.6, Conference with Labor Negotiator:

- County Negotiator: Robert Muszar, Negotiator, Industrial Employers and Distributors Association and Principal Personnel Analyst.
- Employee Organization: United Domestic Workers of America. (Continued 9/14/04)

No action reported.