

Original Minutes of the Regular Meeting of the Board of Supervisors on May 17, 2005, attached hereto and approved by the Board on May 24, 2005.

APPROVED:

Charlie Paine

Charlie Paine, Chairman
May 24, 2005

ATTEST:

Cindy Keck, Clerk of the Board

By

Stephan Tyler

Deputy Clerk, May 24, 2005

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, May 17, 2005 - 8:00 A.M.

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

CLOSED SESSION

Section 54956.96 (b), To receive, discuss, and take action concerning information obtained in a closed session of the El Dorado Water and Power Authority Joint Powers Agency.
No action reported.

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

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

Tuesday, May 17, 2005 - 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

CHARLIE PAINE
Fourth District
Chairman

RUSTY DUPRAY
First District

HELEN K. BAUMANN
Second District

JAMES R. SWEENEY
Third District
Second Vice Chairman

DAVID A. SOLARO
Fifth District
First 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 8/16/93) 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 4 pulled for presentation; item 24 **continued to May 24, 2005**; items 51, 52, 53 and 55 added to the Consent Calendar for approval. Consent Calendar approved as modified. 15234

PRESENTATION of Certificate of Recognition to the Oak Ridge High School 2005 Division II State Championship Basketball Team. 12345

PRESENTATION by Rob Schamberg, Superintendent of Black Oak Mine Unified School District updating the Board and the public on the recent activities and plans of said District.

OPEN FORUM

CONSENT CALENDAR

1. Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, May 10, 2005.

RECOMMENDED ACTION: Approve.

2. Public Health Department recommending the Board receive and file the Independent Audit Reports and Financial Statements provided by John Warden, Certified Public Accountant, for County Service Area 03 and County Service Area 07 for El Dorado County ambulance services for the period July 1, 2003 through June 30, 2004.

RECOMMENDED ACTION: Receive and file reports.

3. Public Health Department recommending Resolution approving the Substance Abuse and Crime Prevention Act of 2000 County Plan (Proposition 36) for fiscal year 2005/2006.

RECOMMENDED ACTION: Adopt Resolution **125-2005**.

4. Human Services Department recommending May 2005 be designated as Foster Parent Recognition Month in El Dorado County.

RECOMMENDED ACTION: Adopt Proclamation paying tribute to the foster parent population in local communities and throughout the world. 15234

5. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 414-S0511 with Thomas Young, L.M.F.T. in the amount of \$20,000 for a two year period to provide therapeutic counseling services on an "as-requested" basis for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment/Federal/State)

RECOMMENDED ACTION: Approve, noting \$10,000 budgeted for each fiscal year.

6. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 412-S0511 with Rebecca Phillips, L.M.F.T. in the amount of \$20,000 for a two year period to provide therapeutic counseling services on an "as-requested" basis for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment/Federal/State)

RECOMMENDED ACTION: Approve, noting \$10,000 budgeted for each fiscal year.

7. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 411-S0511 with Marshall Medical Center in the amount of \$20,000 for a two year period to provide childbirth and parenting classes on an "as-requested" basis for participants of CalWORKs and Child Protective Services. (Funding: General Fund Realignment/Federal/State)
RECOMMENDED ACTION: Approve, noting \$10,000 budgeted for each fiscal year.
8. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 402-S0511 with Pacific Educational Services, Inc. in the amount of \$20,000 for a two year period to provide court ordered offender education and counseling on an "as-requested" basis for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment/Federal/State)
RECOMMENDED ACTION: Approve, noting \$10,000 budgeted for each fiscal year.
9. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 403-S0511 with El Dorado Union High School District, Adult Education Program, in the amount of \$20,000 for a two year period to provide General Education Degree (G.E.D.) testing services for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment/Federal/State)
RECOMMENDED ACTION: Approve, noting \$10,000 budgeted for each fiscal year.
10. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 567-S0511 with Susan Baldwin in the amount of \$20,000 for a two year period to provide therapeutic counseling services on an "as-requested" basis for participants of CalWORKs and Child Protective Services. (Funding: General Fund: Realignment/Federal/State)
RECOMMENDED ACTION: Approve, noting \$10,000 budgeted for each year.

11. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment 01 to Agreement 348-S0510 with Area Transit Management, Inc. in the amount of \$60,000 for the period January 3, 2005 through January 2, 2007 to provide transportation services on an "as-requested" basis for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment/Federal/State)
RECOMMENDED ACTION: Approve, noting \$30,000 budgeted for each fiscal year.

12. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Amendment 01 to Agreement 361-S0510 with Eugene P. Roeder, Ph.D. in the amount of \$60,000 for the period December 30, 2004 through December 29, 2006 to provide complete comprehensive psychological evaluations and reports and attendance at multidisciplinary team meetings on an "as-requested" basis for participants of CalWORKs and Child Protective Services. (Funding: General Fund, Realignment/Federal/State)
RECOMMENDED ACTION: Approve, noting \$30,000 budgeted for each fiscal year.

13. Mental Health Department recommending Chairman be authorized to sign Memorandum of Understanding (MOU) 013-M0611 with the Office of the Public Guardian/Conservator in the Human Services Department in the amount of \$80,000 for the term July 1, 2005 through June 30, 2007 to perform administrative services for Mental Health clients placed under conservatorship in order to preserve their estate. (Funding: Mental Health Realignment Funds)
RECOMMENDED ACTION: Approve.

14. Mental Health Department recommending Chairman be authorized to sign retroactive Memorandum of Understanding with the Mental Health Department (EDCMH) and El Dorado County Office of Education (EDCOE) transferring Federal IDEA funds from the State to the County Mental Health Department for a term to expire June 30, 2005 to provide specified mental health services to school districts and special education local plan areas (SELPAs). (Funding: Federal IDEA funds, funds will be used to reduce the use of Realignment and General Fund contributions)
RECOMMENDED ACTION: Approve.
15. District Attorney recommending Resolution authorizing him to execute a Grant Award Agreement, including any extensions or amendments, with the California Department of Insurance in the amount of \$41,522 for the period July 1, 2005 through June 30, 2006 for continuation of funding for the Worker's Compensation Insurance Fraud program. (Funding: Grant, Dept. of Insurance)
RECOMMENDED ACTION: Adopt Resolution 127-2005.
16. General Services Department recommending Chairman be authorized to sign Change Order 05 to Agreement 167-C0599 with Thomas Haen Company, Inc. increasing compensation by \$97,580 for a total amount of \$1,769,873.50 with no change in completion date for the addition of a bicycle path for the El Dorado County Community Play Fields in South Lake Tahoe. (Funding: California Tahoe Conservancy Grant)
RECOMMENDED ACTION: Approve, noting Change Order 05 is still within the projected budget for this project.
17. Probation Department recommending Auditor-Controller be authorized to establish special revenue/trust accounts for the purpose of tracking DNA Identification Funds pursuant to Section 76104.6 of the Government Code.
RECOMMENDED ACTION: Approve, noting this action allows for the implementation of Proposition 69 passed on November 2, 2004.

18. Transportation Department recommending the Board find that pursuant to Article II, Section 210 b (6) of the El Dorado County Charter, specialty skills are required for the work performed under this Agreement that are not expressly identified in County classifications, and that the ongoing aggregate of the work performed is not sufficient to warrant the addition of permanent staff; and authorize Chairman to sign Agreement for Services AGMT 04-662 with Northwest Hydraulic Consultants, Inc. in an amount not to exceed \$75,000 inclusive of all expenses for the term of two years to provide "as-needed" hydrologic and hydraulic engineering services in support of said Department's Five Year Capital Improvement Program. (Funding: various traffic impact fees program funds)
- RECOMMENDED ACTION:** Approve.

19. Transportation Department recommending the Board find that pursuant to Section 210 b (6) of the El Dorado County Charter, specialty skills are required for the work performed under this Agreement that are not expressly identified in County classifications, and that the ongoing aggregate of the work performed is not sufficient to warrant the addition of permanent staff; and authorize Chairman to sign Agreement for Services AGMT 04-663 with David Ford Consulting Engineers, Inc. in an amount not to exceed \$82,500 inclusive of all expenses for the term of two years to provide "as-needed" hydrologic and hydraulic engineering services in support of said Department's Five Year Capital Improvement Program. (Funding: various traffic impact fee program funds and Zone of Benefit Funds)
- RECOMMENDED ACTION:** Approve.

20. Transportation Department recommending the Board find that pursuant to Section 210 b (6) of the El Dorado County Charter, specialty skills are required for the work performed under this Agreement that are not expressly identified in County classifications, and that the ongoing aggregate of the work performed is not sufficient to warrant the addition of permanent staff; and authorize Chairman to sign Agreement for Services AGMT 04-644 with Y & C Transportation Consultants, Inc. in an amount not to exceed \$40,000, inclusive of all expenses for a term to expire December 31, 2006 to provide "as-needed" traffic engineering and signal design services for various operational and safety improvement projects on the Western Slope. (Funding: various traffic impact fee program funds)

RECOMMENDED ACTION: Approve.

21. Transportation Department recommending Resolution summarily vacating (AOE 2005-0015) two five-foot wide public utilities easements and one ten-foot wide public utilities easement located along the side and rear boundary lines of APN 110-390-32-100 Windsor Point, Lot 62; and terminate and abandon a rejected offer for a fifteen-foot wide storm drainage easement located along the rear boundary line of said APN 110-390-32-100, as requested by Lawrence W. Goins and Michelle S. Goins to accommodate planned construction of improvements on subject lot.

RECOMMENDED ACTION: Adopt Resolution **128-2005**.

22. Auditor-Controller recommending the Board receive and file the schedule of "Comparison of Actual Tax Proceeds to Adopted Appropriations Limit"; and set a public hearing for **June 7, 2005** at 9:00 a.m. for discussion and adoption of the Appropriations Limit for Fiscal Year 2005-2006.

RECOMMENDED ACTION: Approve.

23. Human Resources recommending Resolution amending the Authorized Personnel Allocation Resolution 313-2004 by **reclassifying** two Program Coordinator positions to two Housing Program Coordinator positions in the Human Services Department; and **reclassifying** one Administrative Technician position to one Senior Engineering Technician position in the Department of Transportation to be effective the first full pay period following approval.

RECOMMENDED ACTION: Adopt Resolution **129-2005** reclassifying these specific allocated positions and adopt the new classification, salary range and bargaining unit for same.

24. Human Resources recommending the Board find that it is more economical and feasible to obtain an independent contractor to provide reclassification study analysis for selected positions as identified by said Department in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and authorize Chairman to sign Amendment 02 to Agreement 029-S0410 with Becker and Bell, Inc. increasing compensation by \$10,000 to the total amount of \$20,000 for a term to expire July 31, 2005 to provide reclassification study analysis on an "as-requested" basis. (Funding: General Fund, noting an additional \$10,000 will be reimbursed by affected departments)

RECOMMENDED ACTION: Approve, noting said Department needs additional authority to charge the requesting departments for this service. **Continued to May 24, 2005 upon adoption of the Agenda.** 15234

25. Recorder-Clerk, Registrar of Voters, recommending approval of the results of the votes cast at the special mailed ballot election held May 3, 2005 and certified by the Recorder-Clerk-Registrar of Voters on May 4, 2005 for the Cosumnes River Community Services District.

RECOMMENDED ACTION: Approve.

26. Recorder-Clerk, Registrar of Voters, recommending approval of the results of the votes cast at the special mailed ballot election held May 3, 2005 and certified by the Recorder-Clerk-Registrar of Voters on May 4, 2005 for the Nashville Trail Community Services District.

RECOMMENDED ACTION: Approve.

27. Recorder-Clerk, Registrar of Voter, recommending approval of the results of the votes cast at the special mailed ballot election held May 3, 2005 and certified by the Recorder-Clerk-Registrar of Voters on May 4, 2005 for the Ryan Ranch Road Zone of Benefit 98102 within County Service Area 09.

RECOMMENDED ACTION: Approve.

28. Information Technologies recommending the following:

(1) Find that pursuant to Section 3.12.132 of the Purchasing Ordinance and Resolution Nos. 336-2000 and 142-2001, procurement of Microsoft proprietary software licenses is exempt from competitive bidding;

(2) Approve a three-year Select Enrollment Agreement for a term to expire January 31, 2008 to allow for the purchase of Microsoft product licenses and Chairman be authorized to sign same; and

(3) Authorize Procurement and Contracts to issue purchase orders to Marketware Technologies in amounts not to exceed \$10,000 per year for a three year term. (Funding: General Fund, budgeted in fiscal year 2004/2005)

RECOMMENDED ACTION: Approve, noting program participation is a result of successful negotiations between Microsoft and other statewide agencies.

29. Information Technologies Department recommending Chairman be authorized to sign Amendment 03 to Agreement 318-V0011 with Computer Corporation of America in the amount of \$134,627.63, including sales tax, for the term commencing July 1, 2005 through June 30, 2008 for the development and maintenance of the County's property administration system, the Recorder-Clerk's index and web presence and other related systems. (Funding: General Fund, funds included in the IT fiscal year 2005/2005 budget year request)
RECOMMENDED ACTION: Approve and authorize purchase order to Computer Corporation of America.
30. Information Technologies Department submitting a list of all current perpetual software license agreements administered by said Department and recommending the continuation of same. (Funding: General Fund, included in fiscal year budget 2005/2006 request)
RECOMMENDED ACTION: Authorize Purchasing Agent to encumber funds for maintenance payments required for same.
31. Risk Management recommending approval of the Group and Voluntary Life and Accidental Death and Dismemberment (AD&D) Insurance from AIG Life Insurance Company through the ISU Insurance Services - Atwood Agency in the amount of \$73,200 annually; and authorize Risk Manager to sign all documents required to complete the insurance purchase/coverage.
RECOMMENDED ACTION: Approve, noting AIG Life offered lower rates and a three-year guarantee.
32. Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 05-680-107 for 145 SURVIVAIR Opti-Fit Tactical Gas Masks and accessories to be issued to the South Lake Tahoe Police Department for Homeland Security and terrorism preparedness purposes. (Non-General fund)
RECOMMENDED ACTION: Authorize blanket purchase order to L.N. Curtis and Sons of Oakland, California in the amount of \$20,512, including sales tax, from the Sheriff's Department Homeland Security Grant.

33. Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 05-680-117 to purchase 45 Taser stun guns and 1,000 Taser cartridges for the Sheriffs Department. (Funding: General Fund)
RECOMMENDED ACTION: Authorize blanket purchase order to A.L.D. Company, Inc. of Sparks, Nevada in the amount of \$60,514, including sales tax for a twelve month period and increase blanket purchase order on an "as needed" basis during the awarded period if funding is available within the requesting department's budget.
34. Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 05-801-114 to purchase traffic counters for data collection on capital improvement projects for the Department of Transportation. (Funding: Non General Fund/Road Fund)
RECOMMENDED ACTION: Authorize blanket purchase order to Traffic Data Service of Flagstaff, Arizona in the amount of \$11,004, including sales tax.
35. Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 05-070-116 to purchase three (3) All Terrain Vehicles to be used for the Invasive Weed Control Program and by the Wildlife Specialist for the Department of Agriculture. (Funding: Unclaimed Gas Tax, Non-General)
RECOMMENDED ACTION: Authorize blanket purchase order to Apex Honda of Auburn, California in the amount of \$18,648, including sales tax and tire tax from the Department of Agriculture's Unclaimed Gas Tax funding.
36. Chief Administrative Office, Procurement and Contracts Division, recommending award of Bid 05-615-120 to purchase office supplies for use County-wide. (Funding: General Fund, Non-General Fund)
RECOMMENDED ACTION: Authorize blanket purchase order to Corporate Express of Sacramento, California in the amount of \$192,157 including sales tax for a twelve month period; and increase the blanket purchase order on an "as needed" basis during the awarded period if funding is available within the requesting department's budget.

37. Chief Administrative Office, Procurement and Contracts Division, recommending Purchasing Agent be authorized to issue a blanket purchase order to the State Department of Youth Authority for fiscal year 2005/2006 in the amount of \$184,000 for the Probation Department, noting said purchase order is being used as the payment schedule for youth authority commitments as specified in the Welfare and Institutions Code). (Funding: General Fund)
RECOMMENDED ACTION: Authorize increase to same on an "as requested" basis if funding is available within the requesting department's budget.
38. Chief Administrative Office, Procurement and Contracts Division, recommending award of Request for Proposal (RFP) 05-961-035 to the sole respondent, John F. Warden, Jr. of Shingle Springs, California; and find that it is more economical and feasible to obtain an outside contractor to provide independent audit services in accordance with County Ordinance Chapter 3.13, Section 3.13.030. (Funding: Non-General; County Service Areas 03 and 07)
RECOMMENDED ACTION: Approve and authorize Chairman to sign Agreement in an amount not to exceed \$25,900 upon review and approval by County Counsel and Risk Management.
39. Chief Administrative Office, Procurement and Contracts Division, recommending the Board dispense with competitive bidding procedures in accordance with County Purchasing Ordinance Section 3.12.132A and find that said process would produce no economic benefit due to the unique nature of the goods and services requested; and authorize increase in purchase orders for lodging and supplies on an "as-needed" basis with various South Lake Tahoe vendors for Mental Health's Tahoe Opportunity Project clients for the 2005/2006 fiscal year. (Funding: Non-General Fund/Tahoe Opportunity Project Grant)
RECOMMENDED ACTION: Authorize increase to blanket purchase orders on an "as-needed" basis if funding is available within the requesting department's budget.

40. Supervisor Baumann recommending waiver of rental fees in the amount of \$200 for the use of the Pioneer Community Park Center and \$60 for the kitchen facilities on Saturday, August, 20, 2005, for a family celebration for Marguerite Karabinus' 100th birthday.
RECOMMENDED ACTION: Approve.

41. Supervisor Paine recommending Chairman be authorized to sign the final Maintenance Agreement with the State of California Department of Transportation (CalTrans) for the proposed pathway at the South Fork of the American River to Marshall Road. (Draft agreement approved 04/26/05)
RECOMMENDED ACTION: Approve.

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 adoption of Resolution **126-2005** setting the new Animal Control service fees effective July 1, 2005; and authorize the Chief Animal Control Officer to approve discounted or deferred payment of fees where it is considered reasonable and in the best interest of the animal and its owner.

BOARD ACTION - Hearing no protests, Resolution **126-2005** adopted and Chief Animal Control Officer authorized to approve discounted or deferred payment of fees as requested. 53124

51. Public Health Department recommending Chairman be authorized to sign retroactive Software Maintenance Agreement with QS Technologies, Inc. in the amount of \$25,594 for the term April 1, 2005 through March 31, 2006 to provide maintenance and upgrade of services for the Public Health Medical Clinical Management Software System, Insight. (Funding: Public Health Realignment, portion to be paid in fiscal year 2004/2005)
ADDED TO CONSENT CALENDAR: Approved. 15234
52. General Services Department recommending Chairman be authorized to sign retroactive Amendment 01 to Agreement 165-S0510 with Joe Benigno Tree Service, Inc. amending the scope, clarifying the compensation, and allowing for specific instances of subcontracting to support the timber harvest for the El Dorado County Community Play Fields Project. (Funding: ACO fund)
ADDED TO CONSENT CALENDAR: Approved. 15234
53. General Services Department recommending Chairman be authorized to sign retroactive Amendment 03 to Agreement 285-S0411 with Design Workshop, Inc. increasing compensation by \$7,700 for a total amount not to exceed \$29,800 for the term January 6, 2005 to July 1, 2005 for landscape architectural services and complete design services for the Lake Tahoe Recreation Fields Project. (Funding: Fiscal year 2004/2005 capital project budget, noting retroactive as to term, work has already been performed by consultant)
ADDED TO CONSENT CALENDAR: Approved. 15234
54. Chief Administrative Office presenting final draft policy pertaining to contract administration. (Change in Policy) (Continued 5/3/05, Item 50)
BOARD ACTION - Continued to June 7, 2005. 32145

55. Chief Administrative Office recommending approval of release of Request for Qualifications for criminal defense attorneys to serve as contract conflict defense attorneys and change the method of payment for defense services from an hourly rate to a flat monthly rate. (Funding: General Fund - cost increase in fiscal year 2005/2006 for transition costs) (Change in Policy) (Continued 5/10/05, Item 55)

ADDED TO CONSENT CALENDAR: Approved. 15234

56. Chief Administrative Officer submitting recommendations pertaining to a Project Manager for activities within the Missouri Flat Financing Plan area. (Continued 5/3/05, Item 51)

BOARD ACTION - Approved Project Work Plan and requested Chief Administrative Officer to report back to the Board as soon as possible with the job description for said Project Manager. 32145

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

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

El Dorado County and Georgetown Divide Resource Conservation Districts hosting an informational luncheon meeting with the Board of Supervisors at the Main Library Meeting Room.

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

May 17, 2005 - 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 Employee Performance Evaluation:

- Title: Clerk of the Board of Supervisors

BOARD ACTION - On a unanimous vote, the Board accepted the performance evaluation thereby approving Ms. Keck's increase from step 1 to step 2 retroactive from November 29, 2004, and an increase from step 2 to step 3 of the salary range effective May 29, 2005 for the position of Clerk of the Board of Supervisors.

Section 54957.6, Conference with Labor Negotiator:

- Title: County Negotiators: Director of Human Resources and Bruce Heid

Employee Organization:

Director of Human Resources: Unrepresented Management Unit, Confidential Unit, Managers' Association, Criminal Attorney's Association, County Counsel's Association, and the Sworn Management Association.

Bruce Heid: Operating Engineers Local 3: representing employees in the Probation Unit, Corrections Unit, and Trades & Crafts Unit.

No action reported.

Section 54956.9(a), Existing litigation:

- El Dorado County Taxpayers et al vs EDC (General Plan Lawsuit) Sacramento County Superior Court #96-CS-01290.

No action reported.

Section 54956.9(c), **Anticipated litigation:**

- Initiation of litigation. (1 case)
No action reported.