



County of El Dorado

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Minutes - Final Board of Supervisors

Rusty Dupray, Chairman, District I
Ron Briggs, First Vice Chairman, District IV
Norma Santiago, Second Vice Chairman, District V
Helen K. Baumann, District II
James R. Sweeney, District III

Suzanne Allen de Sanchez, Clerk of the Board of Supervisors
Gayle Erbe-Hamlin, Chief Administrative Officer Louis B.
Green, County Counsel

Tuesday, December 9, 2008

8:00 AM

Board of Supervisors Meeting Room

Vision Statement

"El Dorado County will remain the leader in supporting our safe, healthy, and vibrant communities, wisely managing our natural resources, and preserving our local heritage."

BOARD MEETING ROOM EQUIPPED WITH AN AUDIO INDUCTION LOOP ASSISTIVE LISTENING SYSTEM.

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.

Materials related to an item on this Agenda submitted to the Board of Supervisors after distribution of the agenda packet are available for inspection during normal business hours in the public viewing packet located in the foyer of Building A, 330 Fair Lane, Placerville or in the Board Clerk's Office located at the same address. Such documents are also available on the Board of Supervisors' website at www.co.el-dorado.ca.us subject to staff's ability to post the documents before the meeting.

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. The Board Clerk cannot guarantee that any FAX, email, or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

The Board meets simultaneously as the Board of Supervisors and the Board of Directors of the Air Quality Management District, In-Home Supportive Services, Public Housing Authority, Redevelopment Agency and other Special Districts.

For Purposes of the Brown Act § 54954.2 (a), the numbered items on this Agenda give a brief description of each item of business to be transacted or discussed. Recommendations of the staff, as shown, do not prevent the Board from taking other action.

8:00 A.M. - CALL TO ORDER AND RECESS TO CLOSED SESSIONS

Present: 3 - Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

9:00 A.M. - RECONVENE TO OPEN SESSION AND CLOSED SESSION REPORTS

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Approval of the Consent Calendar

A motion was made by Supervisor Briggs, Seconded by Supervisor Santiago to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 10, 15, 17 and 25 were pulled from the consent calendar, Item 32 was added to the consent calendar, and Item 18 was continued off calendar.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

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.

OPEN FORUM

BUDGET UPDATE

CONSENT CALENDAR

1. [08-1763](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of November 18, 2008.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

2. [08-1707](#) Health Services Department recommending Chairman be authorized to sign Declaration of Intent for Fiscal Year 2008-2009 authorizing the Department to contract back to the State the administration of the County's Emergency Medical Services Appropriation (EMSA) for the Physicians Uncompensated Care Program.

RECOMMENDED ACTION: Approve.

FUNDING: State funding.

This matter was Approved on the consent calendar

3. [08-1616](#) Human Services Department, on behalf of the El Dorado County Area Agency on Aging, recommending approval of the Fiscal Year 2007-2008 Area Plan Year-End Report; and authorize the Chairman to sign the corresponding transmittal letter for submittal of said Report to the California Department of Aging.

RECOMMENDED ACTION: Approve

FUNDING: Federal and State Grant Funds

This matter was Approved on the consent calendar

4. [08-1744](#) Human Services Department recommending Chairman be authorized to sign Amendment II to Agreement for Services 542-S0811 with Lilliput Children's Services, increasing compensation by \$27,000 to a not-to-exceed amount of \$324,000 for the term November 10, 2007 through June 30, 2009 for the continued provision of Kinship Support Services Program (KSSP) services.

RECOMMENDED ACTION: Approve.

FUNDING: KSSP is funded 100% by a State Allocation.

This matter was Approved on the consent calendar

5. [08-1748](#) Human Services Department recommending the Chairman be authorized to sign retroactive Agreement for Services 344-S0911 with Maxim Healthcare Services, Inc. in an amount not to exceed \$75,000 for the term December 1, 2008 through November 30, 2011 for the provision of supplemental licensed health care provider services for clients of said Department on an "as requested" basis.

RECOMMENDED ACTION: Approve.

FUNDING: Funding sources are 40% Federal/State Social Services allocation with a 60% County match (primarily from Realignment revenues). This annual Federal/State Social Services allocation is expected to be ongoing.

This matter was Approved on the consent calendar

6. [08-1742](#) Human Services Department recommending the Chairman be authorized to sign Memorandum of Understanding 395-M0910 with Crossroads Diversified Services for the term January 1, 2009 through December 31, 2011 for the operation of an integrated and expanded One Stop Career Center Delivery System for eligible recipients of said Department.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

7. [08-1739](#) Human Services Department recommending adoption of Resolution **315-2008** authorizing the Chairman to sign Amendment 2 to Contract No. 08B-5458 with the California Department of Community Services and Development, increasing the maximum grant amount by \$28,617 to \$652,613, and extending the term through March 31, 2009, for the provision of Low-Income Home Energy Assistance Program (LIHEAP) services to eligible residents of El Dorado and Alpine Counties; and further authorizing the Director of said Department to continue to administer said contract as amended and execute subsequent documents relating to the Contract, including amendments thereto, contingent upon approval by County Counsel and Risk Management, that do not affect the dollar amount or the term, and any subsequent required fiscal and programmatic reports.
RECOMMENDED ACTION: Approve.

FUNDING: Federal Grant Funding.

Adopted Resolution 315-2008 upon adoption of the consent calendar

8. [08-1716](#) Human Services Department recommending an amendment to the By-Laws that govern the El Dorado County Community Action Council (CAC) which acts as an Advisory Council to the Board of Supervisors and the Department, incorporating changes recommended by the California Department of Community Services and Development (funding agency).
RECOMMENDED ACTION: Approve.

FUNDING: Federal Grant Funds.

This matter was Approved on the consent calendar

9. [08-1726](#) Sheriff's Department recommending the Board accept, with thanks, a grant from Target in the amount \$500 for the support of Neighborhood Crime Suppression; and recommending Chairman be authorized to sign Budget Transfer 29041 for same. (4/5 vote required)
RECOMMENDED ACTION: Approve.

FUNDING: Target Grant.

This matter was Approved on the consent calendar

10. [08-1730](#) Sheriff's Department recommending Budget Transfer 29042 adding \$468,545 to said Department's operating budget for the Fiscal Year 2008 Homeland Security Grant Program. (4/5 vote required)
RECOMMENDED ACTION: Approve.
- FUNDING:** State Office of Homeland Security.
- A motion was made by Supervisor Briggs, seconded by Supervisor Baumann, to approve this matter.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
11. [08-1738](#) Sheriff's Department recommending Budget Transfer 29040 modifying the Fiscal Year 2007/2008 California Multi-Jurisdictional Methamphetamine Enforcement Team (Cal-MMET) Program grant increasing the funding by an additional \$74,000 and extending the term of the grant through December 31, 2008.
RECOMMENDED ACTION: Approve.
- FUNDING:** California Multi-jurisdictional Methamphetamine Enforcement Team Program FY2007-2008 Grant.
- This matter was Approved on the consent calendar
12. [08-1724](#) Sheriff's Department recommending Chairman be authorized to sign Budget Transfer 29036 moving \$4,203 from the Civil Equipment Special Revenue Fund to said Department's operating budget to purchase three (3) document scanning devices, supporting software and eleven (11) months of software maintenance. (4/5 vote required)
RECOMMENDED ACTION: Approve.
- FUNDING:** Civil Equipment Special Revenue Fund 7724309.
- This matter was Approved on the consent calendar
13. [08-1715](#) Sheriff's Department recommending Chairman be authorized to sign Reimbursement Agreement with the City of South Lake Tahoe in the amount of \$140,000 for the City's purchase of a countywide Reverse 9-1-1 system.
RECOMMENDED ACTION: Approve.
- FUNDING:** Fiscal Year 2008 Homeland Security Grant funds.
- This matter was Approved on the consent calendar

14. [08-1731](#) Sheriff's Department recommending Chairman be authorized to sign Amendment 1 to Agreement 117-S0811 with Tri-Signal Integration, Inc. expanding the scope of service to include the wording "or any other additional required improvements/additions as needed" on the Fire Alarm Systems and CCTV Camera, Intercom and Electronic Door Control System at the South Lake Tahoe Jail and the South Lake Tahoe Juvenile Treatment Center.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was Approved on the consent calendar

15. [08-1729](#) Sheriff requesting authorization to sign Agreement 08-204-755 (438-00910) with the State of California, Department of Boating and Waterways in the amount of \$30,000 for the repair/upgrade of the axels on a boat trailer and the purchase of dive masks; and recommending Chairman be authorized to sign Budget Transfer 29039 adding \$30,000 in State Boating Grant revenue and \$30,000 in offsetting expenditures in the Sheriff's Fiscal Year 2008/2009 budget. (4/5 vote required)

RECOMMENDED ACTION: Approve.

FUNDING: State of California Boating and Waterways Equipment Grant.

A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to approve this matter

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

16. [08-1759](#) General Services Department recommending Chairman to be authorized to sign Amendment I to Lease Agreement 241-L0011 with Robert Earl Olson and Martha Waddell Olson in the amount of \$3,181.39 per month commencing January 1, 2009, and occupied on a month to month tenancy basis thereafter, for office space located at 415 Placerville Drive, Suites J, K, & L, in Placerville for the Health Services Department, EMS Program, noting cost per square foot is \$1.03.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was Approved on the consent calendar

17. [08-1750](#) General Services Department recommending Chairman be authorized to sign Amendment I to Lease Agreement 304-L0711 with Jeffrey Smith in the amount of \$7,747.14 per month, extending the lease period for a six month period from January 1, 2009 to June 30, 2009, providing for one additional six-month extension from July 1, 2009 through December 31, 2009, and including a one-year option to extend term from January 1, 2010 through December 31, 2010; lease terms after June 30, 2009, are contingent upon approval by the City of Placerville of a Conditional Use Permit extension through December 31, 2010, for 5,800 square feet of leased space located at 511 Placerville Drive in Placerville for the Health Services Department Animal Services Program, noting cost per square foot is \$1.34.

RECOMMENDED ACTION: Approve.

FUNDING: License Fees / Realignment Fees / General Fund.

A motion was made by Supervisor Briggs, seconded by Supervisor Sweeney, to approve this matter.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

18. [08-1745](#) Development Services Department, Planning Services Division, submitting final map (TM04-1391F) for Carson Creek Phase 2, Unit 1 located on 546 acres for APNs 117-010-07, -08, and 117-020-01.

RECOMMENDED ACTION: Approve.

This matter was continued off calendar upon adoption of the consent calendar.

19. [08-1585](#) Transportation Department recommending Chairman be authorized to sign Notice of Completion with V and C Construction, Inc. for the Angora 3 Erosion Control Project (JN 95160).

RECOMMENDED ACTION: Approve.

FUNDING: California Tahoe Conservancy Grant Funds and Tahoe Regional Planning Agency Water Quality Mitigation Funds. The requested Board action has no associated fiscal impact.

This matter was Approved on the consent calendar

20. [08-1669](#) Transportation Department recommending adoption of the Resolution **321-2008** acknowledging but rejecting the Irrevocable Offer of Dedication from Stuart A. Warner and Jo Ann Warner, for a slope and drainage easement, situated in the area adjacent to Cameron Park Drive and Virada Road of Parcels 8 and 9 of PM 40/51, which is necessary to comply with the project conditions for DR 05-0015.

RECOMMENDED ACTION: Approve.

Adopted resolution 321-2008 upon adoption of the consent calendar

21. [08-1720](#) Transportation Department recommending the following pertaining to the Green Valley Road Bridge Replacement at Tennessee Creek:
1) Adopt the California Environmental Quality Act (CEQA) Mitigated Negative Declaration;
2) Approve the project as described in the CEQA document (SCH 2008102030); and
3) Make the Findings A-C as recommended.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

22. [08-1796](#) Human Resources Department, Risk Management Division, recommending adoption of Resolution **322-2008** to provide employees who elect to retire in lieu of termination through reduction in force (RIF), the opportunity to change their health care program selection.
RECOMMENDED ACTION: Approve.

Adopted resolution 322-2008 upon adoption of the consent calendar

23. [08-1635](#) Human Resources Department recommending adoption of Board of Supervisors Personnel and Payroll Policy E-8 "Tuition Reimbursement." (Cont'd 11/18/08, Item 37)
RECOMMENDED ACTION: Approve.

FUNDING: No Change to Net County Cost.

This matter was Approved on the consent calendar

24. [08-1740](#) County Counsel recommending the Board review and approve the revised Local Agency Formation Commission (LAFCO) conflict of interest code.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

25. [08-1791](#) Supervisor Sweeney recommending Chairman be authorized to sign Facilities Use Agreement 332-O0711 with the El Dorado Rod & Gun Club Inc. for a three-year term to continue the use of a 40-acre portion of County property on Union Mine Road.
RECOMMENDED ACTION: Approve.

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to approve this matter.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

END CONSENT CALENDAR

NOTICED HEARING/DEPARTMENT MATTERS

26. [08-1760](#) Hearing to consider adoption of Resolution **320-2008** approving a general rate increase of 11.1% within the Tahoe Truckee Sierra Disposal Services Franchise area effective January 1, 2009.
- After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Baumann, to continue the matter to December 16, 2008 as follows:
- 1) Direct staff to bring back the required sums to be increased to be in compliance with the existing terms of each of the existing franchises; and
 - 2) Direct staff to research and establish some parameters regarding the future of disposal services within the County, including the potential of either extending franchises, putting out for a RFP or bids, and the legal parameters thereof.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
27. [08-1535](#) Hearing to consider adoption of Resolution **316-2008** adjusting the solid waste collection rate for South Tahoe Refuse, Inc. by 8.00%, effective January 1, 2009. (Cont'd 11/18/08, Item 22)
- After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Baumann, to continue the matter to December 16, 2008 as follows:
- 1) Direct staff to bring back the required sums to be increased to be in compliance with the existing terms of each of the existing franchises; and
 - 2) Direct staff to research and establish some parameters regarding the future of disposal services within the County, including the potential of either extending franchises, putting out for a RFP or bids, and the legal parameters thereof.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
28. [08-1531](#) Hearing to consider adoption of Resolution **318-2008** approving a service level rate increase and establishing a Materials Recovery Facility commercial clean recyclable load rate for Waste Connections, Inc., dba El Dorado Disposal Service effective January 1, 2009. (Cont'd 11/18/08, Item 24)
- After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Baumann, to continue the matter to December 16, 2008 as follows:
- 1) Direct staff to bring back the required sums to be increased to be in compliance with the existing terms of each of the existing franchises; and
 - 2) Direct staff to research and establish some parameters regarding the future of disposal services within the County, including the potential of either extending franchises, putting out for a RFP or bids, and the legal parameters thereof.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

29. [08-1533](#) Hearing to consider adoption of Resolution **319-2008** approving a rate increase of 2.57% for disposal expenses, and a service level rate increase for the enhanced recycling program and within the Sierra Disposal Service Franchise area effective January 1, 2009. (Cont'd 11/18/08, Item 23)
- After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Baumann, to continue the matter to December 16, 2008 as follows:
- 1) Direct staff to bring back the required sums to be increased to be in compliance with the existing terms of each of the existing franchises; and
 - 2) Direct staff to research and establish some parameters regarding the future of disposal services within the County, including the potential of either extending franchises, putting out for a RFP or bids, and the legal parameters thereof.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
30. [08-1532](#) Hearing to consider adoption of Resolution **317-2008** to approve a general rate increase of 15%, fuel surcharge increase of 1.37%, and a service level rate increase within the Amador Disposal Service Franchise area effective January 1, 2009. (Cont'd 11/18/08, Item 25)
- After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Baumann, to continue the matter to December 16, 2008 as follows:
- 1) Direct staff to bring back the required sums to be increased to be in compliance with the existing terms of each of the existing franchises; and
 - 2) Direct staff to research and establish some parameters regarding the future of disposal services within the County, including the potential of either extending franchises, putting out for a RFP or bids, and the legal parameters thereof.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
31. [08-1732](#) Sheriff's Department recommending Chairman be authorized to sign retroactive Agreement 489-M0911 with the County of Alpine in the amount of \$150,000 to provide personnel and facilities for housing of Alpine County prisoners who are arrested by officers of said County's Sheriff's Department.
- A motion was made by Supervisor Briggs, seconded by Supervisor Sweeney, to approve this matter.
- Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

32. [08-1766](#) Human Resources Department recommending Chairman Resolution **323-2008** approving the first comprehensive Memorandum of Understanding (MOU) between the County of El Dorado and the El Dorado County Criminal Attorney Association; and Chairman be authorized to sign said Memorandum of Understanding.
- This matter was Approved on the consent calendar**
33. [08-1761](#) Clerk of the Board of Supervisors recommending adoption of the 2009 Board of Supervisors Meeting Calendar.
- A motion was made by Supervisor Dupray, seconded by Supervisor Santiago, to approve as amended: add a special hearing for January 6, 2009.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
34. [08-1749](#) Chief Administrative Office recommending Information Technologies Department utilize Article 12, Section E, Deviation from Retention Points for the classification of Information Technology Analyst Trainee/I/II.
- A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, to continue this matter to December 16, 2008.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
35. [08-1706](#) Chief Administrative Office recommending the following:
- 1) Adoption of Resolution **324-2008** amending the County's Authorized Personnel Allocation.
 - 2) Adoption of Resolution **325-2008** implementing the Voluntary Time Off (VTO) Program.
 - 3) Adoption of Resolution **326-2008** implementing the Mandatory Temporary Layoff program. (Refer 11/18/08, Item 51)
- A motion was made by Supervisor Santiago, seconded by Supervisor Sweeney, as follows:**
- 1) Adopt Resolution 324-2008 as amended: delete IT personnel;
 - 2) Adopt Resolution 325-2008;
 - 3) Adopt Resolution 326-2008; and
 - 4) Direct staff to return on December 16, 2008 with information regarding the implementation of the approved reductions in the Special Investigations Unit of Human Services and the Department of Veterans Affairs
- Yes:** 4 - Dupray, Baumann, Sweeney and Santiago
- Noes:** 1 - Briggs

36. [08-1476](#) Chief Administrative Office and Information Technology Department recommending the Board of Supervisors adopt a website policy. (Cont'd 11/4/08, Item 18)

A motion was made by Supervisor Santiago, seconded by Supervisor Briggs, to adopt this matter as amended: delete 3. B. 4) The Chief Administrative Officer shall take no longer than five business days upon receipt of the written request to make a determination. After five days, the requesting department may proceed with the registration of the program or project specific URL.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

37. [08-0642](#) Chief Administrative Office recommending the Board receive and file a report from the Development Services Department regarding the implementation of recommendations provided by the Permit Process Ad Hoc Committee; and provide direction to staff based on the report. (Refer 9/30/08, Item 31)

A motion was made by Supervisor Baumann, seconded by Supervisor Santiago, as follows:

- 1) Direct staff to return within 30 days with a revised Board Policy J-2 that currently priorities commercial and industrial development, to include the following additional priority projects:
 - Affordable housing;
 - Upgrading of unoccupied development and underutilized commercial and industrial sites;
 - Emergency repair and rebuild permits. (In response to Ad Hoc comment 1.);
 - Tenant Improvements; and
 - South Lake Tahoe Area;
- 2) Direct staff to return by February 2009 with options for a fee schedule that includes more categories for "flat fees" as well as other options to recover costs associated with overhead, General Plan, Technology, and Code Enforcement. (In response to Ad Hoc comment 6.);
- 3) Direct staff to continue resolving interpretations of CEQA, General Plan, and Zoning as currently in place. (In response to Ad Hoc comment 11.);
- 4) Direct staff to continue to return to the Board quarterly with regular General Plan Implementation updates to include a prioritization schedule. (In response to Ad Hoc comment 12.);
- 5) Direct staff to continue revising the Land Development Manual and return to the Planning Commission and Board for consideration by early 2009 with any applicable comments from technical organizations such as SAGE. (In response to Ad Hoc comment 13.);
- 6) Direct staff to return to the Board in early 2009, to confirm and/or arrange to set a date and time to hold a Special Meeting with the Board, Planning Commission and County Counsel to discuss the California Environmental Quality Act (CEQA) process in early 2009. The format may be a classroom format instead of a special meeting; and
- 7) Set a Special Hearing for Monday, January 26, 2009 at 9:00 a.m. to discuss the procedure for General Plan Policy Interpretations; consider adoption of a General Plan Implementation Program to be presented by staff; and further discussion of Ad Hoc comment 12 regarding the formation of an Ad Hoc General Plan Implementation Committee.

Yes: 4 - Baumann, Sweeney, Briggs and Santiago

Absent: 1 - Dupray

38. [08-1696](#) Supervisor Sweeney requesting Board review for clarification and implementation General Plan Policies 8.1.3.1 and 8.1.3.2.

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to continue this matter to January 13, 2009.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

10:00 A.M. - TIME ALLOCATION

39. [08-1788](#) **PRESENTATION** in recognition of Cinematographer Todd Stanley's Television Emmy Award.

A motion was made by Supervisor Briggs, seconded by Supervisor Dupray, to adopt the proclamation.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

40. [08-1789](#) Presentation by local Public Safety and Transportation officials on each agency's expectations and preparations for the opening of the Red Hawk Casino in mid-December.

No action required

2:00 P.M. - TIME ALLOCATION

41. [08-1637](#) Hearing to consider the following:
(1) Find that the proposed policy amendment does not create any new or changed impact from that analyzed in the 2004 General Plan Environmental Impact Report (EIR);
(2) Approve General Plan Amendment (A07-0010), amending policies 2.2.1.3, Table 2-2; and 2.2.5.5; and deleting policy 2.2.5.12, as shown in Attachment 2, based on the findings contained in Attachment 1; and
(3) Approve Zoning Ordinance Amendment (OR08-0002) to Section 17.14.120 Parcel size exception, as shown in Attachment 3, based on findings contained in Attachment 1.

Hearing no protests, a motion was made by Supervisor Ron Briggs, seconded by Supervisor Sweeney, as follows:

1) Approve that the proposed policy amendment does not create any new or changed impact from that analyzed in the 2004 General Plan Environmental Impact Report (EIR);

2) Approve General Plan Amendment (A07-0010); and

3) Adopt Ordinance 4802, Zoning Ordinance Amendment (OR08-0002) to Section 17.14.120 Parcel size exception.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

42. [08-1692](#) Hearing to consider adoption of Resolution **314-2008** establishing a new agricultural preserve (No 318/Williamson Act Contract WAC08-0005) consisting of 80.97 acres on APN 105-100-11 in the Lotus area; and Ordinance **4800** to rezone (Rezone Z08-0027) from Residential Agricultural-40 (RA-40) to Agricultural Preserve (AP) requested by Frank Matagrano, Jr. (District (V) (Categorically exempt pursuant to Section 15317 of the CEQA Guidelines)

After hearing public testimony, a motion was made by Supervisor Santiago, seconded by Supervisor Briggs, as follows:

- 1) Adopt Resolution 314-2008 establishing Williamson Act Contract WAC08-0005;
- 2) Adopt Ordinance 4800 rezoning Assessor's Parcel Number 105-100-11 from Residential Agricultural-40 (RA-40) to Agricultural Preserve (Rezone Z08-0027); and
- 3) Approve that the project is categorically exempt from CEQA pursuant to Section 15317.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

43. [08-1686](#) Hearing to consider the following pertaining to 74.06 acres in the El Dorado Hills area; Applicant: Patricia Andrus, Steven and Judy Arrigoti, Steven and Lisa Arrigoti, Chen Hwa Chen Trust, Chamy Lee and John and Ann Tsai:

- (1) Approve Rezone Z07-0023 changing APN's 110-450-01, -02, -03, -04, -05, and -06 from Estate Residential Ten-Acre (RE-10) to Two-Acre Residential (R2A) ;
- (2) Approve Tentative Subdivision Map TM07-1444 creating 22 residential parcels ranging in size from two to six acres with one remainder parcel to be created totaling 13.6 acres, and design waivers; and
- (3) Adopt Ordinance **4801** for said rezone.
(Mitigated Negative Declaration prepared)

After hearing public testimony, a motion was made by Supervisor Dupray, seconded by Supervisor Baumann, as follows:

- 1) Approve Rezone
- 2) Approve Tentative Subdivision Map;
- 3) Adopt Ordinance 4801 as amended: Condition for Approval No. 48 removing reference to the southern gate and amending the "gate adjacent to lot 7" which needs to be a locked gate operable as an emergency gate only.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

3:00 P.M. - TIME ALLOCATION

- 44. [08-1741](#) El Dorado County Youth Commission presenting a proclamation to Supervisor Dupray in recognition of his efforts as the liaison to the Commission; and providing a brief update on the El Dorado County Grant Advisory Board for Youth.

Received presentation and report including the letter to be sent to Marjorie Dickinson, Assistant Vice Chancellor, Government and Community Relations, UC Davis to bring awareness on how the collaboration between the Board and the Youth Commission provide youth a voice in decision making in El Dorado County.

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

- 45. [08-1743](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources.
Employee Organization: El Dorado County Managers' Association, (MA) Bargaining Unit.
No Action Reported

- 46. [08-1755](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**
County Negotiator: Director of Human Resources.
Employee Organization: El Dorado County Criminal Attorney Association, (CA) Bargaining Unit.
No Action Reported

- 47. [08-1782](#) Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation:**
Title: Director of Human Services.
No Action Reported

- 48. [08-1801](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**
Significant exposure to litigation: One (1) potential case. Title: Transfer of Responsibility under Trial Court Facilities Act.
No Action Reported

On August 19, 2003, the Board adopted the following protocol: It is a requirement that all speakers, County staff and the public, when approaching the podium to make a visual, Power Point or transparencies presentation to the Board of Supervisors, must provide the Clerk with the appropriate number of hard copies of the presentation for Board members and the audience. Only those speakers that provide this required number of hard copies will be permitted to proceed with a visual presentation.

Persons interested in serving on any Board of Supervisors ADVISORY BOARD, COMMITTEE, OR COMMISSION are encouraged to complete an application form (available in the office of the Clerk of the Board of Supervisors, or on line) and submit same to the board, committee or commission, to the County Department which supports the board, committee or commission, or to the Clerk of the Board of Supervisors.

VIDEO TAPES of regular, Tuesday Board of Supervisors meeting are BROADCAST ON CABLE TV as follows:

West Slope - Comcast - Channel 2, Wednesday at 1:00 P.M. (day after Tuesday meeting) and Tuesday at 7:00 A.M. (One week after previous Tuesday Meeting)
South Lake Tahoe - Charter Cable 21, Daily - Time varies