



# 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*

*Cindy Keck, Clerk of the Board of Supervisors*  
*Laura S. Gill, Chief Administrative Officer*   *Louis B. Green,*  
*County Counsel*

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Tuesday, April 22, 2008

8:00 AM

Board of Supervisors Meeting Room

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### 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](http://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**

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.

Approval of the Consent Calendar

**A motion was made by Supervisor Sweeney, seconded by Supervisor Baumann to adopt the Agenda and approve the Consent Calendar with the following exceptions: Item 31 pulled from the Consent Calendar for separate action; Items 47, 48, 49 and 50 added to the Consent Calendar and approved; Item 9 continued to April 29, 2008; and Item 54 continued to May 6, 2008.**

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

### **PRESENTATION**

1. [08-0494](#) **PRESENTATION** of Proclamation recognizing the 40th Anniversary of Folsom Lake College's El Dorado Center.

**A motion was made by Supervisor Santiago, seconded by Supervisor Briggs to adopt the Proclamation.**

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

### **BUDGET UPDATE**

### **JAIL FACILITY UPDATE**

### **OPEN FORUM**

**CONSENT CALENDAR**

2. [08-0541](#) Approval of Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, April 1, 2008.  
**RECOMMENDED ACTION:** Approve.  
  
This matter was Approved on the consent calendar
3. [08-0468](#) Human Services Department recommending Chairman be authorized to sign non-financial perpetual Resource Sharing Agreement 119-M0811 with El Dorado County Job One for the continuation of an integrated, expanded One Stop Career Center Delivery System.  
**RECOMMENDED ACTION:** Approve.  
  
This matter was Approved on the consent calendar
4. [08-0491](#) Child Support Services Department Director inviting the Board to attend a celebration for staff on Tuesday, May 13, 20, 2008 at 12:00 noon at the El Dorado County Fairgrounds in recognition of the one year anniversary of said Department's conversion to the new Statewide Automation System (CSE).  
**RECOMMENDED ACTION:** Approve.  
  
This matter was Approved on the consent calendar
5. [08-0394](#) Environmental Management Department recommending adoption of Resolution declaring the week of April 21 through April 25, 2008 as "West Nile Virus and Mosquito and Vector Control Awareness Week" in the County of El Dorado.  
**RECOMMENDED ACTION:** Adopt Resolution 97-2008.  
  
This matter was Adopted on the consent calendar
6. [08-0478](#) Development Services Department, Building Services Division, recommending Tim Newell be appointed to serve as a member-at-large on the Building Industry Advisory Committee for a term to expire January 2011.  
**RECOMMENDED ACTION:** Approve.  
  
This matter was Approved on the consent calendar

7. [08-0501](#) General Services Department recommending Chairman be authorized to sign Agreement 739-S0811 with Frank's Body Shop Inc. in amount not to exceed \$150,000 for a two year term to provide automotive bodywork on an "as needed" basis for said Department's Fleet Division.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Fleet Management Accident Fund.

**This matter was Approved on the consent calendar**

8. [08-0444](#) General Services Department recommending Chairman be authorized to sign the following amendments to agreements changing the name of the Lessor from The Caso Trust to The Lawrence Caso and Dianne Caso Revocable Trust for office space located at 550 Main Street, Suites A, H, & C, Placerville:

- (1) Amendment 1 to Lease Agreement 139-L0111;
- (2) Amendment 2 to Lease Agreement 056-L0511; and
- (3) Amendment 1 to Lease Agreement 527-L0711.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** General Fund, State and Federal Funds.

**This matter was Approved on the consent calendar subject to minor changes and final approval by County Counsel.**

9. [08-0406](#) General Services Department recommending the following pertaining to the Pollock Pines Park Project:

- (1) Adopt the California Environmental Quality Act (CEQA) Mitigated Negative Declaration;
- (2) Approve said project as described in the CEQA document; and
- (3) Authorize the Chairman to sign Notice of Determination for same.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** State Proposition 40, General Fund, ACO Fund.

**This matter was continued to April 29, 2008 upon adoption of the Agenda.**

10. [08-0383](#) Transportation Department recommending adoption of Resolution sanctioning the closure of South Shingle Road from Millers Hill School to the end of the pavement on South Shingle Road, Settlers Trail and Coulter Lane on Saturday, April 26, 2008, between 7:00 a.m. and 11:00 a.m. for the "Latrobe School Fun Run/Walk 5K" event.

**RECOMMENDED ACTION:** Adopt Resolution **95-2008**.

**This matter was Approved on the consent calendar**

11. [08-0273](#) Transportation Department recommending Chairman be authorized to sign Notice of Completion with Yubacon, Inc. for the Cameron Park Drive/Coach Lane Intersection Improvements Project 73321.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** Traffic Impact Mitigation (TIM) Fees.
- This matter was Approved on the consent calendar**
12. [08-0375](#) Transportation Department recommending adoption of Resolution calling for a mailed ballot election to be set for July 15, 2008 for the establishment of a special tax to provide road improvement , maintenance services and drainage facility maintenance services for the Many Oaks Lane Zone of Benefit No. 98132 within County Service Area 9.  
**RECOMMENDED ACTION:** Adopt Resolution **96-2008**.
- FUNDING:** County Service Area 9.
- This matter was Adopted on the consent calendar**
13. [08-0428](#) Transportation Department recommending adoption of Resolution Rescinding Resolution No. 417A-87 and Dissolving the Bassi Road Corridor Area of Benefit.  
**RECOMMENDED ACTION:** Adopt Resolution **92-2008**.
- This matter was Adopted on the consent calendar**
14. [08-0432](#) Transportation Department recommending Performance Bond No. 94-89-02 for West Valley Unit 5A, TM 99-1359-5A be reduced by \$765,252.57 leaving a balance of \$4,925,262.75, the reduced amount is the estimated cost of the remaining improvement, plus 10% of the completed work.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** Developer Funds.
- This matter was Approved on the consent calendar**

15. [08-0382](#) Transportation Department recommending the following pertaining to West Valley Unit 2:
- (1) Accept subdivision improvements as complete;
  - (2) Reduce Performance Bond No. 8206-75-14 by \$4,503,843.52 to \$500,427.06 to guarantee against defective work, labor done, or defective materials furnished and release after one year if no claims are made; and
  - (3) Hold Laborers and Materialmens Bond No. 8206-75-14 in the amount of \$2,502,135.29 to guarantee payment to persons furnishing labor, materials or equipment and release in six months if no claims are made.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Developer Funds.

**This matter was Approved on the consent calendar**

16. [08-0248](#) Transportation Department recommending Chairman be authorized to sign License Agreement CTC 20080320 with the California Tahoe Conservancy for the Apalachee Phase 3B Erosion Control Project for access to Conservancy-owned parcels related to said Project.

**RECOMMENDED ACTION:** Approve.

**This matter was Approved on the consent calendar**

17. [08-0451](#) Transportation Department recommending the Chairman be authorized to sign Agreement 08-1652 with Radman Aerial Surveys, Inc., in the amount of \$80,000 for a three year term to provide aerial photography and topographic mapping services in support of the Capital Improvement Program (CIP), and adopt recommended findings.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** The funding source will vary dependent upon which capital project is supported by the services of this Agreement. In general, the CIP is funded with the 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program, grants and developer funding.

**This matter was Approved on the consent calendar**

18. [08-0430](#) Transportation Department recommending Resolution summarily vacating a public utility and drainage easement located in the easterly portion on APN 117-210-21 as requested by Sancarlos-M07, LLC to accommodate planned development on the subject lot.

**RECOMMENDED ACTION:** Adopt Resolution **91-2008**.

**This matter was Approved on the consent calendar**

19. [08-0404](#) Transportation Department recommending Chairman be authorized to sign Acquisition Agreement for Public Purposes and Certificates of Acceptance for the related deeds with Nina Brown, Surviving Joint Tenant, for APN 327-190-32; and authorize the Director of said Department or designee to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including payment of title and escrow fees for the U.S. Hwy. 50/Missouri Flat Road Improvement Project 71336 Phase 1B.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** 2004 General Plan Traffic Impact Mitigation (TIM) Fee Program

This matter was Approved on the consent calendar

20. [08-0386](#) Transportation Department recommending adoption of the Resolutions acknowledging but rejecting Irrevocable Offers of Dedication from Tres Banditos, LLC, a California Limited Liability company and Arietta Enterprises, a California Partnership, for pedestrian easements located in the northeast and northwest corners of APNs 117-085-10 and 117-085-19, necessary to comply with the project conditions for P05-0019, PD05-0017, and Z05-0020.

**RECOMMENDED ACTION:** Adopt Resolutions **93-2008** and **94-2008**.

This matter was Approved on the consent calendar

21. [08-0474](#) Recorder-Clerk-Registrar of Voters recommending Chairman be authorized to sign Amendment 1 of Agreement for Services 167-S9710 with Vital Chek Network, Inc. dba VitalChek Network, Inc. to provide a credit card/ATM counter payment system for the convenience of the public.

**RECOMMENDED ACTION:** Approve.

This matter was Approved on the consent calendar

22. [08-0442](#) Treasurer-Tax Collector recommending Chairman be authorized to sign Amendment 1 to Agreement for Services 239-S0111 with Electronic Data Systems Corporation to expand the scope of services to provide credit card payment of legally permissible fines, taxes, and fees for said Department.

**RECOMMENDED ACTION:** Approve.

This matter was Approved on the consent calendar

23. [08-0480](#) Sheriff's Department recommending Chairman be authorized to sign retroactive Amendment 3 to Agreement 703-S0311 with The Regents of the University of California at Davis, extending the term through September 30, 2008, to provide evidentiary examination services for said Department. .  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** General Fund.  
  
**This matter was Approved on the consent calendar**
24. [08-0486](#) Sheriff and Mental Health Departments requesting authorization to submit a grant application to the State of California Department of Corrections and Rehabilitation for the Mentally Ill Offender Crime Reduction Program (MIOCR) for Fiscal Year 2008/2009 to continue the Behavioral Health Court program established on the West Slope of the County with funding received from the FY2007/2008 MIOCR grant.  
**RECOMMENDED ACTION:** Approve.  
  
**FUNDING:** Mentally Ill Offender Crime Reduction Grant.  
  
**This matter was Approved on the consent calendar**
25. [08-0511](#) Auditor-Controller requesting authorization to withhold voluntary payroll deductions from individual County employees for the Marshall Foundation for Community Health.  
**RECOMMENDED ACTION:** Approve.  
  
**This matter was Approved on the consent calendar**
26. [08-0514](#) Auditor-Controller recommending the Board receive and file the Report of Special Tax Delinquencies for Community Facilities District 2005-1(CFD 2005-1 Blackstone); and adopt Resolution **102-2008** authorizing judicial foreclosure of delinquent special tax installments pursuant to the CFD2005-1 Bond Indentures.  
**RECOMMENDED ACTION:** Approve.  
  
**This matter was Approved on the consent calendar**
27. [08-0534](#) Auditor-Controller recommending retention of Bartig, Basler and Ray, CPAs, Inc. of Roseville to conduct the County's independent audit for the fiscal year ending June 30, 2008; and authorize the Chairman to sign Amendment IV to Agreement 044-S0511 with same upon review and approval by County Counsel and Risk Management.  
**RECOMMENDED ACTION:** Approve.  
  
**This matter was Approved on the consent calendar**



28. [08-0529](#) Auditor-Controller advising the Board of perpetual agreement with Hinderliter, deLlamas and Associates to provide monitoring, report preparation, and data analysis relating to current sales tax disbursements and recommending continuation of same.  
**RECOMMENDED ACTION:** Approve.
- This matter was Approved on the consent calendar
29. [08-0535](#) Auditor-Controller recommending the Board receive and file the State Controller's audit of the property tax apportionment and allocation system for Fiscal Years July 1, 2002 through June 30, 2006.  
**RECOMMENDED ACTION:** Approve.
- This matter was Approved on the consent calendar
30. [08-0519](#) Auditor-Controller recommending the Board receive and file the results of the audits performed by Bartig, Basler and Ray, Certified Public Accountants, of the County financial statements for the year ended June 30, 2007.  
**RECOMMENDED ACTION:** Approve.
- This matter was Approved on the consent calendar
31. [08-0573](#) Auditor-Controller recommending the following pertaining to the Tax and Revenue Anticipation Note (TRAN) Application:  
(1) Authorize the submittal of the final program application for the 2008 California Statewide Pooled Trans Program;  
(2) Adopt the "local agency resolution" authorizing the County's participation in said Program;  
(3) Direct the Treasurer-Tax Collector to invest the proceeds of said Program in a separate and distinct pool with the investments to be in conformance with the County's Investment Policy; and  
(4) Engage the Chief Administrative Officer, Treasurer-Tax Collector and the Auditor-Controller in discussion regarding the timing of revenue recognition.  
**RECOMMENDED ACTION:** Approve.
- After discussion regarding the timing of revenue recognition, a motion was made by Supervisor Sweeney, seconded by Supervisor Briggs to authorize the Auditor-Controller to submit the final application for the TRAN program; adopt Resolution 107-2008 with the admonition that the Resolution may be subject to change with the concurrence of County Counsel; and direct the Treasurer/Tax Collector to invest the proceeds of the TRAN in a separate and distinct pool and the investments be in conformance with the County's Investment Policy.

**Yes:** 3 - Sweeney, Briggs and Santiago

**Noes:** 2 - Dupray and Baumann

32. [08-0449](#) Information Technologies Department recommending Chairman be authorized to sign retroactive Amendment V to perpetual Agreement C12-023 (Maintenance Schedule 2M) with Compuware for the period March 1, 2008 through February 28, 2009 to provide software licensing and maintenance services critical to County application systems.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** General Fund.
- This matter was Approved on the consent calendar**
33. [08-0407](#) Human Resources Department recommending adoption of Resolution amending the Salary Schedule establishing the salary range, classification and designating the bargaining unit for the position of Supervising Mental Health Worker and Resolution amending Authorized Personnel Allocation Resolution by **adding** one (1) Supervising Mental Health Worker position and **deleting** one (1) Mental Health Program Coordinator IA/IB/II position in the Mental Health Department.  
**RECOMMENDED ACTION:** Adopt Resolutions **98-2008 and 99-2008**.
- FUNDING:** MHSA 75%, MediCal 15%, Realignment 10%.
- This matter was Approved on the consent calendar**
34. [08-0397](#) Human Resources Department recommending Chairman be authorized to sign Agreement for Services 758-S0810 with Meyers, Nave, Riback, Silver and Wilson in an amount not to exceed \$25,000 for the term April 22, 2008 through April 21, 2009 to provide professional legal services on an "as requested" basis for the Civil Service Commission. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** General Fund.
- This matter was Approved on the consent calendar**
35. [08-0400](#) Human Resources Department advising the Board of Perpetual Software License Addendum 1 to Agreement 594-S0311 with SIGMA Data Systems, Inc. for Fiscal Year 2008-2009 and recommending continuation of same.  
**RECOMMENDED ACTION:** Approve.
- FUNDING:** General Fund.
- This matter was Approved on the consent calendar**

36. [08-0086](#) Human Resources Department, Risk Management Division, recommending the Director of said Department, or his/her designee, be authorized to sign all necessary documents to secure continued insurance coverage provided by California State Association of Counties (CSAC) Excess Insurance Authority (EIA) and work with the Auditor-Controller to pay insurance premiums when due.

**RECOMMENDED ACTION:** Approve.

**This matter was Approved on the consent calendar**

37. [08-0484](#) County Counsel recommending adoption of Resolution supporting the exchange of property with the El Dorado Union High School District for Bennett Park; and requesting authorization to seek court approval of the proposed exchange; and further recommending Chairman be authorized to execute all documents necessary to complete said exchange.

**RECOMMENDED ACTION:** Adopt Resolution **90-2008**.

**This matter was Approved on the consent calendar**

38. [08-0476](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare a weapon as surplus and approve the transfer of a duty weapon to a retired District Attorney's Office employee.

**RECOMMENDED ACTION:** Approve.

**This matter was Approved on the consent calendar**

39. [08-0492](#) Chief Administrative Office recommending the Board receive and file the quarterly status report on recommendations made by the Grand Jury in its 2005-2006 Final Report, 2006-2007 First Mid-term Report and 2006-2007 Final Report.

**RECOMMENDED ACTION:** Approve.

**This matter was Approved on the consent calendar**

40. [08-0477](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board find that it is more economical and feasible to contract out for demand response bus transit services in the South Lake Tahoe Basin in accordance with Section 3.13.030 of the County Ordinance Code; award Request for Proposal 08-952-084; and authorize the Department of Transportation to return to the Board for approval and execution of an Agreement with Area Transit Management, Inc. of South Lake Tahoe in an amount not to exceed \$1,412,000 for a three year term upon approval by County Counsel and Risk Management.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** Non-General Fund - Federal, State and Local Sources including Section 5310 (Elderly and Disabled) funding for capital acquisition; Section 5311 (Rural Operating Assistance) funding under the Federal Transit Act; Local Transportation Funds (LTF) and State Transportation Assistance (STA) revenues that are allocated to the County through the Tahoe Regional Planning Agency (TRPA).

**This matter was Adopted on the consent calendar**

41. [08-0504](#) Supervisor Briggs recommending Proclamation in recognition of Safety Seat Checkup Week April 19-25, 2009.

**This matter was Adopted on the consent calendar**

42. [08-0561](#) Supervisor Santiago recommending Proclamation recognizing April 22, 2008 as "Earth Day" in the County of El Dorado.

**RECOMMENDED ACTION:** Approve.

**This matter was Adopted on the consent calendar**

43. [08-0560](#) Supervisor Santiago recommending Proclamation recognizing "National Day of Human Trafficking Awareness" to be held annually on January 11th of each year.

**RECOMMENDED ACTION:** Approve.

**This matter was Approved on the consent calendar**

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

44. [08-0574](#) Supervisor Santiago recommending Proclamation recognizing the 30th Anniversary of Lake Tahoe Wildlife Care, Inc.  
**RECOMMENDED ACTION:** Approve.

This matter was Adopted on the consent calendar

## END CONSENT CALENDAR

## DEPARTMENT MATTERS

45. [08-0448](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign retroactive Amendment II to Agreement for Services 053-S0711 with Progress House, Inc. increasing compensation by \$20,000 to \$170,000 and extending the term through June 30, 2009 to provide continued substance abuse testing and treatment services on an "as requested" basis for eligible clients of said Department's CalWORKS program.

**FUNDING:** Funding sources for the Dept. of Human Services are 85% Federal/State via Social Services allocations with a 15% County match.

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

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

46. [08-0446](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign retroactive Agreement for Services 510-S0811 with Progress House, Inc. in the amount of \$600,000 for the term February 29, 2008 through June 30, 2011 to provide therapeutic counseling and other related services on an "as requested" basis for clients of said Department.

**FUNDING:** Funding sources for the Dept. of Human Services are 85% Federal/State via Social Services allocations with a 15% County match.

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

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

47. [08-0443](#) Human Services Department, Social Services Division, recommending Chairman be authorized to sign retroactive perpetual Agreement for Services 366-S0811 with Placer County in the amount of \$50,000 for the reciprocal handling of sensitive Child Protective Services referrals and cases on an "as requested" basis.

**FUNDING:** Funding for the Dept. of Human Services is 85% Federal/State via Social Services allocations with a 15% County match.

**This matter was added to the Consent Calendar and approved.**

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

48. [08-0469](#) Human Services Department, Social Services Division, recommending Chairman be authorize to sign retroactive Agreement for Services 028-S0811 with Remi Vista, Inc. in the amount of \$1,576,800 for the term of July 1, 2007 through June 30, 2010 to provide services necessary for the Transitional Housing Program (THP)-Plus.

**FUNDING:** State THP-Plus Program Funding.

**This matter was added to the Consent Calendar and approved.**

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

49. [08-0433](#) Probation Department recommending adoption of Resolution **89-2008** amending the Authorized Personnel Allocation Resolution by **adding** two (2) Supervising Deputy Probation Officers-Institutions positions, as mandated by Title 15 of the California Code of Regulations.

**FUNDING:** General Fund.

**This matter was added to the Consent Calendar and adopted.**

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

50. [08-0475](#) Sheriff's Department recommending the Board retroactively accept the Fiscal Year 2007/2008 Anti-Drug Abuse Grant from the State of California, Office of Emergency Services; and approve Budget Transfer 28151 increasing Estimated Revenue and appropriations for same. (4/5 vote required)

**FUNDING:** State Governor's Office of Emergency Services.

**This matter was added to the Consent Calendar and approved.**

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

51. [08-0101](#) Development Services Department, Planning Services Division, recommending the Board adopt the recommended findings for the denial of Special Use Permit S07-0011 for Kniesel's Auto Collision Center. ( District IV) (Refer 1/29/08, Item 31)
- After hearing public testimony and convening in closed session, a motion made by Supervisor Briggs to reject the findings, reverse the action of the Board of Supervisors of January 29, 2008, thereby denying the appeal and approving Kniesel's special use permit application failed for lack of a second.**
- A motion made by Supervisor Briggs to consider Special Use Permit S07-011 at a future meeting of the Board of Supervisors failed for lack of a second.**
- A motion was made by Supervisor Sweeney, seconded by Supervisor Baumann to approve staff's findings, with direction to County Counsel to draft a resolution (113-2008) to be signed by the Chairman indicating the action of the Board and the findings as noted in the record.**
- Yes:** 4 - Dupray, Baumann, Sweeney and Santiago
- Noes:** 1 - Briggs
52. [08-0384](#) Transportation Department recommending Chairman be authorized to sign Cooperative Agreement 03-ED-50 PM 0.0 /2.9 (County AGMT 08-1685) with the State of California, Department of Transportation, to define the responsibilities, terms and conditions for the construction of High Occupancy Vehicle (HOV) and bus lanes on US Highway 50 from Latrobe Road to the Bass Lake Grade, upon approval by County Counsel.
- FUNDING:** Corridor Mobility Improvement Account (CMIA) state bond funds, Congestion Mitigation and Air Quality Program (CMAQ) grant funds, 2004 General Plan Highway 50 Traffic Impact Mitigation (TIM) Fee Program.
- A motion was made by Supervisor Santiago, seconded by Supervisor Baumann to approve this matter.**
- Yes:** 5 - Dupray, Baumann, Sweeney, Briggs and Santiago

53. [08-0339](#) General Services Department requesting authorization to ratify the first option letter to Lease Agreement 123-L0511 with Pacific States Development to correct the amount of rent paid per month to \$1,651.45 for the term September 15, 2007 and ending September 14, 2008 for office space located at 981 Governor Drive in El Dorado Hills; and authorize retroactive payments in arrears for the months of February 15, 2008 through May 14, 2008 in the amount of \$5,275.

**FUNDING:** General Fund.

A motion was made by Supervisor Santiago, seconded by Supervisor Briggs to approve this matter with direction to staff to prepare a report describing the administrative controls to be put into place to prevent a reoccurrence of this situation and to report back to the Board within sixty days.

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

54. [08-0134](#) Human Resources Department recommending the Board receive and file the Fiscal and Analytical Job Class Evaluation report and provide direction to staff on proceeding with evaluation of certain fiscal and analytical classifications. (Cont'd 3/4/08, Item 29)

This matter was continued to May 6, 2008 upon adoption of the Agenda.

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

55. [08-0321](#) Chief Administrative Office providing update regarding Parks Masterplan. (Refer 3/11/08, Item 24)

No action required.

56. [08-0537](#) Chief Administrative Office recommending Budget Transfer to move \$175,000 from Contingency to fund cost overruns in the Court Maintenance of Effort budget related to homicide trial expenses. (4/5 vote required)

**FUNDING:** General Fund - Department 15.

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

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



57. [08-0523](#) Chief Administrative Officer recommending adoption of Resolution **100-2008** to provide an additional designated period for two years additional service credit for certain classifications in the Public Health Department; Chairman be authorized to sign the required Certificate of Compliance for same; and adoption of Resolution **101-2008** to provide two years of additional County service for the sole purpose of retiree health insurance.

**A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to adopt Resolution Nos. 100-2008 and 101-2008.**

**Yes:** 3 - Dupray, Sweeney and Santiago

**Noes:** 2 - Baumann and Briggs

## 2:00 P.M. - TIME ALLOCATION

58. [08-0565](#) Supervisors Sweeney and Briggs recommending the Board initiate an Amendment to the General Plan to clarify and modify Transportation Measure TC-Xa (and other Measures), approved by the voters as "Measure Y" in November 1998.

**A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs to direct Planning, Department of Transportation, and County Counsel staff to work on the issues surrounding Measure TC-Xa of the General Plan and refer these back for California Environmental Quality Act (CEQA) consideration and hearings before the Planning Commission and the Board of Supervisors. Identifying that they bring them back as an option for the Board to adopt the clarifying measure; or adopt the clarifying measure and place it on the November ballot; or place Measure Y on the November ballot in its original form; or take other action as the Board determines; and the Board could consider other actions at the same time, specifically with due consideration to the issues surrounding concurrency.**

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

59. [08-0503](#) Hearing to consider an appeal on the approval of Variance V07-0007 to reduce the front yard setback from 30 feet to 16 feet to allow the construction of a 600-square foot second residence on property consisting of 2.35 acres (APN 049-110-03) in the Smith Flat area; Appellant: Hollie Dumont. (District III)

**After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Baumann to deny the appeal, thereby upholding the action of the Zoning Administrator to conditionally approve V07-0007, based on the findings and subject to the conditions.**

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

60. [08-0027](#) Hearing to consider rezone Z07-0048/Planned Development PD05-0006/Tentative Subdivision Map TM05-1393/Serrano, Village M/Phase 4 submitted by Serrano Associates, LLC for the following: (1) Amendment of the El Dorado Hills Specific Plan Land Use Map to reconfigure an 16.81 acre portion of Open Space adjacent to Village M/Phase 4 and re-designation of the property to Residential Estate, and reconfiguration of 0.42 acre of Residential Estate and re-designating the same to Open Space; (2) Amendment of the El Dorado Hills Specific Plan Zone Map to reconfigure an 16.81 acre portion of Open Space adjacent to Village M/Phase 4 and re-designation to One-Family Residential/Planned Development (R1-PD), and reconfiguration of 0.42 acre of One-Family Residential and re-designation to Open Space; (3) Class 1 tentative subdivision map subdividing 69 acres of Village M/Phase 4 into 38 custom residential lots, ranging from 0.46 acre to 4.84 acres in size, and one open space lot totaling 15.68 acres; (4) Planned development permit for the proposed residential subdivision, and to allow modifications to the following One-Family Residential (R1) Zone District development standards; (5) Request for design waivers of the El Dorado County Design and Improvement Standard Manual standards has been submitted to allow the following: A) Reduction of road right-of-way to conform to actual street width improvements of 50 feet to 46 feet for Western Sierra Way and 50 feet to 36 feet for I Court; and B) Reduction in cul-de-sac turnaround standard from 100 feet to 80 feet improved surface in a right-of-way from 47 feet radius (94 feet diameter) on property identified as APNs 123-260-06, -07 and a portion of 123-260-05 consisting of 69.03 acres in the El Dorado Hills area; and (6) Adoption of Ordinance **4759** for said rezone. Applicant: Serrano Associates, LLC. (District 1) (Cont'd 4/1/08, Item 35)

**A motion was made by Supervisor Dupray, seconded by Supervisor Briggs to continue this hearing to May 6, 2008.**

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

61. [07-1022](#) Hearing to consider the Oak Woodland Management Plan (Final), Negative Declaration, and Implementation Ordinance (including fees). (Cont'd 4/1/08, Item 37)

**After hearing public testimony, a motion was made by Supervisor Sweeney, seconded by Supervisor Briggs to continue this hearing to 2:00 p.m., Tuesday, May 6, 2008.**

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

## **CAO REPORTS**

## **ITEMS TO/FROM SUPERVISORS**

**The Board of Supervisors adjourned in memory of Sergeant Timothy M. Smith, United States Army.**

**CLOSED SESSION**

62. [08-0547](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**  
Significant exposure to litigation. One (1) potential case. Title: Teichert Bid Protest on Latrobe Road Widening Project.  
**No action reported.**
63. [08-0549](#) Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:**  
Title: Director of Child Support Services.  
**No action reported.**
64. [08-0550](#) Pursuant to Government Code Section 54957, **Public Employee Performance Evaluation:**  
Title: Director of Human Resources.  
**No action reported.**
65. [08-0548](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: Bobby S. Dutta v. County of El Dorado, et al., El Dorado County Superior Court Case No. PC20070464.  
**No action reported.**
66. [08-0542](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: El Dorado County v. Loring Brunius, et al., El Dorado County Superior Court Case No. PC20010482.  
**No action reported.**
67. [08-0440](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: U.S.A. v. El Dorado County, City of South Lake Tahoe, et al., U.S District Court Case No. S-01-1520 MCE GGH (ED CA).  
**No action reported.**
68. [08-0559](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**  
County Negotiator: Industrial Employees and Distributors Association.  
Employee Organization: United Domestic Workers of America (UDW)/AFSCME.  
**No action reported.**

- 69. [08-0544](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**  
County Negotiator: Director of Human Resources.  
Employee Organization: Operating Engineers, Local No. 3, Trades and Crafts (TC) Bargaining Unit.  
  
**No action reported.**
  
- 70. [08-0545](#) Pursuant to Government Code Section 54957.6, **Conference with Labor Negotiator:**  
County Negotiator: Director of Human Resources.  
Employee Organization: Deputy Sheriff's Association (DSA) Bargaining Unit.  
  
**No action reported.**

**ADDENDUM**

**CLOSED SESSION:**

71. [08-0610](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: El Dorado County v. California Department of Transportation, et al., Superior Court of California-County of Sacramento, Case No. 03CS00003, Third District Court of Appeal Nos. C054596 and C054597.

**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