



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

Tuesday, March 25, 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

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 Santiago, seconded by Supervisor Baumann to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 7, 19, 20, 25 and 31 pulled from the Consent Calendar for separate action; and Items 38, 39, 41 and 42 added to the Consent Calendar and approved.

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

BUDGET UPDATE

JAIL FACILITY UPDATE

OPEN FORUM

CONSENT CALENDAR

1. [08-0417](#) Approval of Board of Supervisors Conformed Agendas (Minutes) of the Special Meeting and Regular Meeting of Tuesday, March 11, 2008.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

2. [08-0380](#) Public Health Department recommending advanced step placement of Terri Stratton at Step 5 of the salary range for the position of Public Health Preparedness Division Manager, to be effective pay period 8.

RECOMMENDED ACTION: Approve.

FUNDING: Salary cost savings - Public Health Fund.

This matter was Approved on the consent calendar

3. [08-0343](#) Public Health Department recommending the Board approve, in concept, the submission of a grant application to the California Department of Public Health in the amount of \$80,000 for the period July 1, 2008 through June 30, 2009 to support IZ Xtreme; and recommending ratification of the Director's signature of said Department on same.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

4. [08-0347](#) Public Health Department recommending Chairman be authorized to sign retroactive Hospital Preparedness Program Funding Agreement EPO HPP 07-10 with the California Department of Public Health in the amount of \$228,140 for the term September 1, 2007 through August 8, 2008 to upgrade state and local public health jurisdictions preparedness for and response to bioterrorism, other outbreaks of infectious disease, and other public health threats and emergencies.

RECOMMENDED ACTION: Approve.

FUNDING: National Bioterrorism Hospital Preparedness Program.

This matter was Approved on the consent calendar

5. [08-0348](#) Public Health Department recommending the Board approve the Agreement for Funding for Fiscal Year 2007/2008 with California Department of Health Services (CDHS), Maternal, Child and Adolescent Health/Office of Family Planning in the amount of \$359,954 for the period July 1, 2007 through June 30, 2008; and accept the associated funding from same.

RECOMMENDED ACTION: Approve.

FUNDING: Title V and State General Fund.

This matter was Approved on the consent calendar

6. [08-0359](#) Human Services Department Director requesting ratification of his signature on an application to First 5 El Dorado Children and Families Commission for Mini-Grant 08-09-01 in an amount not to exceed \$7,500 to acquire new and replacement furniture and equipment for the Department's five Child Protective Services family visitation rooms and, if awarded, authorize said Director to execute the subsequent grant agreement contingent upon approval by County Counsel and Risk Management.

RECOMMENDED ACTION: Approve.

FUNDING: First 5 El Dorado Grant (if Application is funded).

This matter was Approved on the consent calendar

7. [08-0291](#) Human Services Department, Community Services Division, recommending the Chairman be authorized to sign retroactive Contract 865457-01 with Golden Sierra Job Training Agency in the amount of \$670,510 for the term July 1, 2007 to June 30, 2008, for provision of Workforce Investment Act Program job training activities by El Dorado County as Area Partner Consortium Operator of the Golden Sierra Job Training Agency Consortium; and the Director of Human Services be authorized to execute subsequent documents relating to said contract, including any amendments thereto, contingent upon approval by Risk Management and County Counsel, that do not affect the dollar amount or the term and required fiscal and programmatic reports.

RECOMMENDED ACTION: Approve.

FUNDING:Annual Workforce Investment Act Allocation.

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

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

8. [08-0296](#) Human Services Department, Community Services Division, recommending Resolution authorizing the Chairman to sign Amendment 2 to Contract AP-0708-29 with the California Department of Aging, increasing the maximum grant amount by \$252 to \$1,262,742 for the term July 1, 2007 through June 30, 2008 for the provision of Senior Services during FY 2007/08; and further authorizing the Area Agency on Aging Director to continue to administer Contract AP-0708-29 as amended and execute subsequent documents relating to the contract, including amendments thereto, contingent upon approval of County Counsel and Risk Management, that do not affect the dollar amount or the term, and to sign required fiscal and programmatic reports.

RECOMMENDED ACTION: Adopt Resolution **76-2008**.

FUNDING: Federal Grant Funding.

This matter was Approved on the consent calendar

9. [08-0341](#) District Attorney requesting authorization to submit a grant application to the State of California Governor's Office of Emergency Services Law Enforcement and Victim Services Division for the Victim/Witness Assistance Program for Fiscal Year 2008/2009; and recommending Chairman be authorized to sign certification pertaining to same.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

10. [08-0305](#) Environmental Management Department recommending Chairman be authorized to sign the First Amendment to Agreement 026-A-07/08-BOS with NewPoint Group Inc. increasing compensation by \$15,000 to an amount not to exceed \$87,320 for a one year term to expand the scope of work for comprehensive solid waste services review; and recommending Budget Transfer 28138 increasing Estimated Revenue by \$15,000 for same. (4/5 vote required)
RECOMMENDED ACTION: Approve.

FUNDING: County Service Area 10 Solid Waste.

This matter was Approved on the consent calendar

11. [08-0356](#) Development Services Department, Building Services Division, recommending ratification and appointment of the following to the Building Industry Advisory Committee:
(1) Members: Josh Wood, Sacramento Builders' Exchange; John Costa, North State Building Industry Association; Mark Johnson, El Dorado County Fire Protection District; Keith DeLapp, Surveyors, Architects, Geologists and Engineers of El Dorado County; and appoint Bob Granada, El Dorado Builders' Exchange;
(2) Alternates: Jim Kordakis, Sacramento Builders' Exchange; Dennis Rogers, North State Building Industry Association; Gary Baldock, El Dorado County Fire Protection District; and Charles Traux, Surveyors, Architects, Geologists and Engineers of El Dorado County; and appoint Jay Tinker, El Dorado Builders' Exchange; and
(3) Appoint Jeff Haberman as a Member at Large.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

12. [08-0275](#) General Services Department recommending Dave Lugert be appointed to serve as a member on the Placerville Airport Advisory Committee replacing Fred Alleman and Frederick Mau be reappointed to serve as member on the Placerville Airport Advisory Committee for terms to expire January 2012.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

13. [08-0293](#) General Services Department recommending Chairman be authorized to sign Notice of Completion with Macauley Construction for the Pioneer Park Improvement Project 04-07C,06-04,07-04

RECOMMENDED ACTION: Approve.

FUNDING: This project was funded with General Fund and Pioneer Park Special Revenue Fund contributions. The requested Board action has no associated fiscal impact.

This matter was Approved on the consent calendar

14. [08-0376](#) General Services Department recommending the Chairman be authorized to sign Amendment I to Lease Agreement 309-L0811 with Durock Properties LLC, to amend the Lessor's name to reflect the correct name on the lease as Durock Road LLC for Probation Department office space located at 3974 Durock Road in Shingle Springs.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

15. [08-0116](#) General Services Department recommending Chairman be authorized to sign Fixed Base Operator, Airport Lease Agreement 689-L0811 with Stancil Aviation in the amount of \$1,574.54 per month, commencing March 1, 2008 and ending on February 29, 2012 for a hangar commonly designated as County hangar CH-01, including office space designated as building B-02 which is approximately 564 square feet and approximately 880 square feet of undeveloped land which is currently occupied by an existing modular office and six (6) parking spaces. The term of the lease shall be five (5) years with options for two (2) additional five (5) year terms thereafter.

RECOMMENDED ACTION: Approve.

FUNDING: Revenue.

This matter was Approved on the consent calendar

16. [08-0236](#) General Services Department recommending Harold Kiser, Beverly Herzog, Bonnie Wurm, Frank Jacobi and Earl Perry be appointed to serve as members on the Historical Museum Commission for terms to expire January 2012.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

17. [08-0287](#) Transportation Department recommending the Chairman be authorized to sign the Road Improvement Agreement 07-1418 with La Crescenta Associates, LLC for funding of road and drainage improvements for the Sierra Oaks Condominiums project.
RECOMMENDED ACTION: Approve.

FUNDING: Developer Funds.
This matter was Approved on the consent calendar
18. [08-0267](#) Transportation Department recommending Chairman be authorized to sign Contract Change Order No. 2 Supplemental No. 1 with Nehemiah Construction, Inc. in the amount of \$100,000 to provide compensation for all labor, equipment, materials, and supplies necessary for water pollution control work for the U.S. 50/Missouri Flat Road Overcrossing Phase 1A Project.
RECOMMENDED ACTION: Approve.

FUNDING: Traffic Impact Mitigation Fees.
This matter was Approved on the consent calendar
19. [08-0247](#) Transportation Department recommending Chairman be authorized to sign Task Order No. 2 under AGMT 07-1435 with Quincy Engineering, Inc. in an approximate amount of \$378,000 to perform professional services necessary to complete the Geometric Approval Drawings for the U.S. 50 / El Dorado Hills Blvd Interchange (CIP 71323), upon review and approval by County Counsel.
RECOMMENDED ACTION: Approve.

FUNDING: 2004 General Plan Traffic Impact Mitigation Fee Program.
A motion was made by Supervisor Dupray, seconded by Supervisor Baumann to continue this matter to April 1, 2008.

Yes: 5 - Dupray, Baumann, Sweeney, Briggs and Santiago
20. [08-0209](#) Transportation Department recommending Chairman be authorized to execute Task Order Amendment 07-1421-03-01 with PSOMAS to reduce the total amount budgeted for Public Relations from \$347,972.73 to \$99,878.59 for the three Task Orders issued under Agreement for Services AGMT 07-1421 for the Missouri Flat Road/U.S. Highway 50 Interchange Phase 1A Project 71317.
RECOMMENDED ACTION: Approve.

FUNDING: Traffic Impact Mitigation (TIM) Fee Program and El Dorado Irrigation District Utility Agreement Contribution
A motion was made by Supervisor Baumann, seconded by Supervisor Santiago to approve this matter.

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

21. [08-0018](#) Transportation Department recommending Chairman be authorized to sign the following Grant Agreements and Amendments with California Tahoe Conservancy:
- (a) CTA-07026 in the amount of \$187,500 for the Pollutant Load Reduction Strategy Project;
 - (b) CTA-07029 in the amount of \$998,100 for the Angora Creek Fisheries and Stream Environment Zone Enhancement Projects;
 - (c) CTA-06037 Amendment 1 increasing contract amount by \$195,000 to \$295,000 for the Rubicon 5 Erosion Control Project;
 - (d) CTA-00011 Amendment 5 increasing contract amount by \$130,000 to \$1,971,400 for the Christmas Valley Phase 2 Erosion Control Project; and
 - (e) CTA-04026 Amendment 2 increasing contract amount by \$480,000 to \$821,000 for the Sawmill 2 Bike Path & Erosion Control Project and the Echo View 2 Erosion Control Project.
- RECOMMENDED ACTION:** Approve.

FUNDING: California Tahoe Conservancy.

This matter was Approved on the consent calendar

22. [08-0206](#) Transportation Department recommending Resolution summarily vacating a portion of the public utility easements and to terminate and abandon the rejected offer for a portion of the drainage easements located along the side boundary lines for Lot 5 of APN 120-600-05, as requested by Tom H. Hatam and Shahin Hatam, Co-Trustees of the Hatam Family Trust created March 15, 2005, to accommodate construction of improvements on subject lot.
- RECOMMENDED ACTION:** Adopt Resolution **69-2008**.

This matter was Approved on the consent calendar

23. [08-0193](#) Transportation Department recommending Resolution summarily vacating a public utility easement, a non-vehicular access easement, and a drainage easement (APN102-110-19) as requested by Celtic Properties, a California General Partnership, to accommodate planned development on the subject lot, as conditioned by the Department of Transportation for the property owner's application for AZ06-0002, PD07-0005, and DR06-0008.
- RECOMMENDED ACTION:** Adopt Resolution **72-2008**.

This matter was Approved on the consent calendar

24. [08-0197](#) Transportation Department recommending Resolution accepting the Irrevocable Offer of Dedication from Celtic Properties, a California General Partnership, for road right of way, in fee, and acknowledging but rejecting the Resolutions for a pedestrian easement, and a drainage easement, across portions of APN 102-110-19, necessary to comply with the project conditions for AZ06-0002, PD07-0005, and DR06-0008.
RECOMMENDED ACTION: Adopt Resolution **73-2008** through **75-2008**.

This matter was Approved on the consent calendar

25. [08-0085](#) Transportation Department recommending Resolution of Intention to vacate roadways within Sleepy Hollow subdivision, Unit Nos. 1,2, 4 and 5 as described in Exhibit A and depicted in Exhibits B, C, and D of said Resolution; and set a Public Hearing for Tuesday, April 29, 2008 at 9:00 a.m. for consideration of the proposed Resolution of Intention to Vacate.
RECOMMENDED ACTION: Adopt Resolution **66-2008**.

A motion was made by Supervisor Briggs, seconded by Supervisor Sweeney to approve this matter with the stipulation that the intent is for staff and the homeowners to work on acceptable language regarding gates prior to the hearing scheduled for April 29, 2008.

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

26. [08-0307](#) Transportation Department recommending hearing to consider adoption of Resolution **65-2008** vacating Shinn Ranch Road and Fine Court, be continued to April 1, 2008 due to requirements of legal notice not being met.
RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

27. [08-0326](#) Information Technologies Department recommending the Board recognize and accept computer and computer related equipment provided to said Department for testing purposes and approve its inclusion to the County's fixed asset inventory.
RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was Approved on the consent calendar

28. [08-0069](#) Sheriff's Department recommending adoption of Resolution terminating the local emergency declared on January 8, 2008 due to severe winter storms beginning on January 3, 2008, noting conditions of extreme peril to the safety of person and property no longer exists. (4/5 vote required)
RECOMMENDED ACTION: Adopt Resolution **59-2008**.

This matter was Approved on the consent calendar

29. [08-0330](#) Sheriff' Department recommending Chairman be authorized to sign Agreement for Services 643-S0811 with the El Dorado Union High School District, Adult Education Program in an amount not to exceed \$85,000 for a one year term to provide an inmate education program per Title 15, Section 1061 of the California Administrative Code.
RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was Approved on the consent calendar

30. [08-0335](#) Sheriff's Department recommending Chairman be authorized to sign Agreement 714-S0811 with TracNet Corporation in an amount not to exceed \$471,812 to provide software maintenance for certain programs and services relating to automated criminal information for said Department.
RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was Approved on the consent calendar

31. [08-0345](#) Human Resources and Human Services Departments recommending Resolution amending the County's Authorized Personnel Allocation Resolution **adding** three (3) Social Worker IV-A/B positions, two (2) Eligibility Workers I/II positions, and five (5) Employment & Training Worker I/II positions for the Human Services Department.
RECOMMENDED ACTION: Adopt Resolution **70-2008**.

FUNDING: Federal/State Child Welfare Services (CWS) Allocation and Augmentation, Cal Works and Other Public Works (OPW) Allocations.

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

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

32. [08-0411](#) County Counsel recommending Chairman be authorized to sign Agreement with the United States Department of Interior, Bureau of Land Management, for a term to expire June 30, 2012 to provide partial funding for a Preserve Manager for the Pine Hill Preserve.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

33. [07-789](#) Chief Administrative Office recommending Chairman be authorized to sign Memorandum of Understanding (MOU) with the Mosquito Volunteer Fire Association (MVFA) in the amount of \$10,000 for a one year term to fund fees owed to the California Division of Dam Safety for the Finnon Lake Reservoir.

RECOMMENDED ACTION: Approve.

FUNDING: General Fund.

This matter was Approved on the consent calendar

34. [08-0135](#) Supervisor Sweeney recommending the Board approve Deed of Trust and Promissory Note securing the deferred permit fees in the amount of \$8,816.82 and further recommending staff record said documents after final execution; noting these recommendations result from the completed review of the deferral of permit fees and the preparation of appropriate documents by County Counsel, as directed by the Board at the June 6, 2006 meeting. (APN 097-061-31 Doris Kalivoda)

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

35. [08-0409](#) Supervisor Santiago recommending Rene Evans be appointed to serve as a Community Based Organization Representative on the Child Abuse Prevention Council for a term to expire January 2010.

RECOMMENDED ACTION: Approve.

This matter was Approved on the consent calendar

36. [08-0398](#) Supervisor Santiago recommending Resolution supporting the 13th Annual Lake Tahoe Marathon to be held between September 24 and September 28, 2008, around Lake Tahoe and between Tahoe City and South Lake Tahoe from approximately 6:45 a.m. to 1:30 p.m. on State Highway 89.

RECOMMENDED ACTION: Adopt Resolution **71-2008**.

This matter was Approved on the consent calendar

37. [08-0416](#) Supervisor Santiago recommending Resolution approving the use of State Highway Routes 89 and 50 between the County line at Tahoma and South Lake Tahoe through Stateline between the hours of 8:00 p.m. on Friday, June 6, 2008 and 3 a.m. Saturday, June 7, 2008 for the Fourth Annual Reno-Tahoe Odyssey Relay Run Adventure.
- RECOMMENDED ACTION:** Adopt Resolution **68-2008**.

This matter was Approved on the consent calendar

END CONSENT CALENDAR

DEPARTMENT MATTERS

38. [08-0298](#) Mental Health Department recommending Chairman be authorized to sign retroactive Agreement 364-S0811 with New Morning Youth and Family Services in the amount of \$1,735,000 for the term of January 1, 2008 through December 31, 2010 to provide Medi-Cal reimbursable specialty mental health services for minors for said Department.

FUNDING: Medi-Cal/Early Periodic Screening, Diagnosis and Treatment (EPSDT) 90% and Realignment 10%.

This matter was added to the Consent Calendar and approved.

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

39. [08-0171](#) Transportation Department recommending Chairman be authorized to sign the following pertaining to Transportation Development Act Monies granted from Tahoe Regional Regional Planning Agency:
- (1) Amendment IV to Agreement for Services AGMT 05-841 with Area Transit Management, Inc. increasing compensation by \$122,781 to \$1,151,124 and extending the term three additional months through June 30, 2008;
 - (2) Resolution **67-2008** authorizing the filing of Transportation Development Act (TDA) claims;
 - (3) Budget transfer 28131 for same; and
 - (4) Adopt the recommended findings.

FUNDING: Transportation Development Act Monies granted through the Tahoe Regional Planning Agency.

This matter was added to the Consent Calendar and approved.

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

40. [08-0351](#) Development Services Department recommending the Board take the following action regarding radon gas mitigation in El Dorado County:
- (1) Take no regulatory action;
 - (2) Direct staff to continue providing education and encouraging owners and contractors to voluntarily include radon mitigation techniques in new dwellings; and
 - (3) Direct staff to bring potential radon mitigation measures to the Board as new information becomes available or as the State takes action on radon mitigation. (Cont'd 1/15/08, Item 48 - File 08-0099)

FUNDING: General Fund - Development Services Budget.

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

Yes: 3 - Dupray, Baumann and Sweeney

Noes: 2 - Briggs and Santiago

41. [08-0282](#) Environmental Management Department, Air Quality Management District (AQMD), recommending Chairman be authorized to sign the following pertaining to AB 923 School Bus Replacement Projects:
- (1) Agreement 022-AB923-07/08-BOS with Black Oak Mine Unified School District in the amount of \$144,613.75; and
 - (2) Agreement 021-AB923-07/08-BOS with Rescue Union School District in the amount of \$132,957.83.

FUNDING: AQMD Special Revenue Fund.

This matter was added to the Consent Calendar and approved.

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

42. [07-1682](#) Chief Administrative Office recommending approval for an amendment to Policy A-20 Cellular Telephone/Wireless PDA's (Smartphones) to apply to all County departments, officers and employees. (Refer 2/26/08, Item 32)

FUNDING: Departmental Budgets.

This matter was added to the Consent Calendar and approved.

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

43. [08-0424](#) Chief Administrative Office, Economic Development Division, recommending the following actions:
- (1) Authorize the Purchasing Agent to execute an agreement with Handshake Marketing for the provision of a target retail development tool (Funding of \$27,702 to be provided from the General Fund);
 - (2) Authorize the Purchasing Agent to execute an agreement with Ed Graves Consulting for services related to the establishment of redevelopment areas (Funding of \$20,000 to be provided from the General Fund); and
 - (3) Amend Resolution 102-2003 of the Board of Supervisors authorizing examination of sales, use, and transaction tax records from the State Board of Equalization.

A motion was made by Supervisor Dupray, seconded by Supervisor Briggs to continue for discussion during budget hearings items 1 and 2; and to approve item 3, adopting Resolution 84-2008 amending Resolution 102-2003 to authorize the Chief Administrative Officer, the County's Economic Development Coordinator, or other officers or employees of the County designated in writing by the Chief Administrative Officer to examine the sales and use tax records of the State Board of Equalization.

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

10:00 A.M - TIME ALLOCATION

44. [07-1576](#) Office of Economic Development providing report to the Board on those issues raised at the meeting of October 2, 2007 (Item 26) including recommendations on how to improve the County's processes relating to economic development. (Cont'd 1-29-08, Item 25)

FUNDING: None.

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago to conceptually approve staff's recommendation and direct the Chief Administrative Officer to return to the Board on April 29, 2008 with organizational charts, costs, and fee structures and include operational, management, training plans, and timing of implementation.

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

An additional motion was made by Supervisor Sweeney, seconded by Supervisor Baumann that the map displaying "the initial inventory of mapping", as per the adopted General Plan and Environmental Report, be placed on the Agenda for Board action immediately preceding the Oak Woodlands Management Plan item scheduled for April 1, 2008.

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

2:00 P.M. - TIME ALLOCATION

45. [08-0360](#) Hearing to consider an appeal of the Planning Commission's determination that a special use permit for property consisting of 7.71 acres (APN 070-210-02) in the Shingle Springs area which would allow a commercial wedding facility in the Estate Residential Five-acre (RE-5) Zone District cannot be processed; and direct staff, if the the appeal is denied, to refund the application fees for Special Use Permit S07-0025 for the Swan Cove Wedding Gardens. Appellant: Corene Becker and Ranel Gosling. (District IV)

After hearing public testimony, a motion was made by Supervisor Briggs, seconded by Supervisor Sweeney to deny the appeal, thereby upholding the interpretation of the Planning Commission finding: (1) that a commercial wedding facility is not a use authorized by the zoning ordinance in the Estate Residential Five Acre Zone District; and (2) direct staff to refund application fees for Special Use Permit S07-0025 for the Swan Cove Wedding Gardens.

Yes: 4 - Dupray, Baumann, Sweeney and Briggs

Absent: 1 - Santiago

46. [08-0365](#) Hearing to consider an appeal of two conditions of approval imposed on Tentative Parcel Map P006-0017 to create three parcels, ranging in size from three to four acres consisting of 10.4 acres, the two conditions under appeal require the widening of Lake Hills Court and require a trail along Lake Hills Court on property identified by APN 110-020-08, in the El Dorado Hills area; Appellant: Jay and Linda Dennis, Mike and Andrea Aldrich, Gary and Janet Applegarth, Andy and Jennifer Dunnigan, and Richard and Karen Moorhouse. (District 1)

After hearing public testimony, a motion was made by Supervisor Dupray, seconded by Supervisor Sweeney to grant the appeal in part and to deny the appeal in part, i.e. the Board upheld a portion of the appeal to deny the requirement relating to irrevocable offer of dedication of a trail easement on Tentative Parcel Map P06-0017 for now and denied the portion of the appeal relating to the widening of the road(s) to 20 feet pursuant Standard 101B.

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

47. [08-0357](#) Staff to provide an overview of the primary issues involved with the 2008-2013 General Plan Housing Element Update to include the following: Purpose and intent of the Housing Element, why and how often the Housing Element is updated, contents the Housing Element covers, process for adoption, past objectives and policies and programs accomplished in the last element and draft sections of the revised Housing Element for review and discussion. (Cont'd 3/11/08, Item 32)

No formal action taken; however, by consensus, staff direction derived from comments of Board members during the discussion this date.

48. [08-0211](#) El Dorado County Youth Commission submitting for adoption the revised Environmental Vision Resolution **29-2008**. (Cont'd 2/26/08, Item 38)

A motion was made by Supervisor Briggs, seconded by Supervisor Dupray to adopt Resolution 29-2008.

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

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

49. [08-0334](#) 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.
50. [08-0413](#) Pursuant to Government Code Section 54956.8, **Conference with Real
Property Negotiator:**
Instructions to negotiator regarding real property located at 4819 Willow
Street, El Dorado, California (APN 331-191-54). The persons with
whom the negotiator may negotiate are Martin Morrison and Christine
Morrison. Instructions to negotiator will concern price. Negotiator on
behalf of the County will be Greg Stanton, Deputy Director of
Environmental Health.
No action reported.
51. [08-0420](#) 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 &
Crafts (TC) Bargaining Unit.
No action reported.
52. [08-0421](#) Pursuant to Government Code Section 54957.6, **Conference with
Labor Negotiator:**
County Negotiator: Director of Human Resources.
Employee Organization: El Dorado County Employees Association Local
No. 1, General, Professional Supervisory Bargaining Units.
No action reported.
53. [08-0422](#) 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.
54. [08-0423](#) 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.

55. [08-0414](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: Boyd Sears dba Bear Creek Quarry, Loring Brunius, dba Sierra Rock, v. California Air Resources Board, El Dorado County Superior Court Case No. PC20030168.

On an unanimous vote, the Board approved a Settlement Agreement and Release pursuant to which the plaintiffs are dismissing the County and the Air Quality Management District in return for a waiver of costs and agreement; plaintiffs are continuing the lawsuit against the California Air Resources Board. There is agreement that the County will not enforce two State Air Quality rules if they are determined to be invalid in this litigation.

AIR QUALITY MANAGEMENT DISTRICT BOARD TO CONSIDER THE FOLLOWING:

56. [08-0418](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: Boyd Sears dba Bear Creek Quarry, Loring Brunius, dba Sierra Rock v. California Air Resources Board, El Dorado County Superior Court Case No. PC20030168.

On an unanimous vote, the Board approved a Settlement Agreement and Release pursuant to which the plaintiffs are dismissing the County and the Air Quality Management District in return for a waiver of costs and agreement; plaintiffs are continuing the lawsuit against the California Air Resources Board. There is agreement that the County will not enforce two State Air Quality Rules if they are determined to be invalid in this litigation.

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

ADDENDUM

CLOSED SESSION:

- 57. [08-0435](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation:**
Significant exposure to litigation. Title: Legal Issues related to Measure Y.

No action reported.

DEPARTMENT MATTERS:

- 58. [08-0431](#) Supervisor Baumann recommending Chairman be authorized to sign a letter of support for Senate Bill 1349 legislation that proposes to require claims for reimbursement by cities and counties for delivery of mental health services to be paid within 90 days of submission, if the claim is not paid within the 90-day period, and funds were available to pay the claim, interest will accrue and will be paid from the State Department of Mental Health's budget.

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

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