



County of El Dorado

330 Fair Lane, Building A
Placerville, California
530-621-5390
FAX 530-622-3645
www.edcgov.us/bos

Minutes - Final Board of Supervisors

Ron Briggs, Chairman, District IV
Norma Santiago, First Vice Chairman, District V
Ray Nutting, Second Vice Chairman, District II
John R. Knight, District I
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, June 23, 2009

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.edcgov.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: 5 - Supervisor Knight, Supervisor Sweeney, Supervisor Nutting, 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

ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Supervisor Santiago, seconded by Supervisor Knight, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 3, 4, 10, 13, 15, 18, and 27 and Item 14 is continued off calendar.

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

OPEN FORUM

BUDGET UPDATE

CONSENT CALENDAR

1. [09-0845](#) Approval of Board of Supervisors Minutes for the Regular Meeting of Tuesday, June 16, 2009.
This matter was Approved on the consent calendar

2. [09-0802](#) Auditor-Controller and the Chief Administrative Officer advising the Board of a current perpetual agreement with Hinderliter, deLlamas & Associates and recommending continuation of same to provide services for report preparation and data analysis relating to current sales tax disbursements.
This matter was Approved on the consent calendar

3. [09-0547](#) Air Quality Management District (AQMD) recommending Chairman be authorized to sign the following Funding Agreements in total not to exceed amount of \$379,061 for FY 09/10 AB2766 Motor Vehicle Emission Reduction Projects:
- 1) 001-DMV-09/10-BOS with River Store, Inc. (Shuttle Service)
 - 2) 002-DMV-09/10-BOS with American River Music, Inc. (Shuttle Service)
 - 3) 003-DMV-09/10-BOS with El Dorado County Transit Authority (Free Rides on Spare the Air Days)
 - 4) 004-DMV-09/10-BOS with El Dorado County Transit Authority (County Fair Shuttle Service)
 - 5) 005-DMV-09/10-BOS with El Dorado County Transit Authority (Apple Hill Shuttle Service)
 - 6) 006-DMV-09/10-BOS with El Dorado County Fire Safe Council (Chipping Program)
 - 7) 007-DMV-09/10-BOS with El Dorado County Department of Transportation (Georgetown School Sidewalk)

FUNDING: AB 2766 DMV vehicle registration fees.

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

Yes: 4 - Knight, Nutting, Briggs and Santiago

Noes: 1 - Sweeney

4. [09-0818](#) Clerk of the Board of Supervisors recommending the Board adopt the digital interpretation of the Board of Supervisors seal.

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to approve the Board of Supervisors' seal with the following change: the County name is to read "County of El Dorado".

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

5. [09-0804](#) District Attorney recommending adoption of Resolution authorizing the District Attorney and/or the Chief District Attorney to sign the Standard Agreement with the California Victim Compensation and Government Claims Board for the Victim Witness Claims Grant for Fiscal Years 2009-2010 through 2011-2012 and any amendments or extensions thereof to operate a Victim Witness Center in the County.

Resolution 138-2009

FUNDING: California Victim Compensation and Government Claims Board.

Adopted Resolution 138-2009 on the consent calendar.

6. [09-0773](#) Elections Department recommending the Board declare the results of the official canvass of the May 19, 2009 Statewide Special Election conducted by the Recorder-Clerk-Registrar of Voters.

This matter was Approved on the consent calendar

7. [09-0746](#) Environmental Management Department recommending the Board approve and authorize the Chairman to sign Amendment 1 of Cooperative Agreement 03A1207 with the State of California, Department of Transportation (CALTRANS) increasing the contract amount by \$25,000 to \$325,000 and extending the term through September 30, 2009 for reimbursement to said Department for solid waste and litter abatement services.

FUNDING: State revenue is recognized in the CSA No. 10 Litter Abatement proposed FY 2009-10 budget.

This matter was Approved on the consent calendar

8. [09-0747](#) Health Services Department recommending the Board authorize the Chairman to sign Amendment 4 to Agreement CTA-04033 (218-S0610) with California Tahoe Conservancy increasing the contract amount by \$10,000 to \$42,000 and extending the term through June 30, 2010 to provide limited animal control services within the boundaries of the California Tahoe Conservancy properties known as "Cove East" and "Barton Meadow" for the Animal Services Division.

FUNDING: California Tahoe Conservancy.

This matter was Approved on the consent calendar

9. [09-0813](#) Health Services Director requesting authorization to sign a letter of support to the U. S. Department of Health and Human Services' Administration for Children and Families for New Morning Youth and Family Services' application for the Basic Center three-year grant funding to allow for continued services to the County at-risk youth.

FUNDING: No fiscal impact to County, (Grant funds for New Morning, if awarded).

This matter was Approved on the consent calendar

10. [09-0776](#) Health Services Department recommending the Board approve and authorize the Chairman to sign two budget transfer requests as follows:
- 1) Fund Type 11: \$1,300,000 from Medi-Cal Administrative Activities ("MAA") Index 401115 (Fund Type 11, fund 109, sub fund 010) to Health Services Department - Public Health Division Administration Index 401111 (Fund Type 11, fund 109, sub fund 001); and
 - 2) Fund Type 12 CSA 3 and CSA 7: \$27,000 from CSA 3 Index 408110 (Fund Type 12, fund 153, sub fund 100) and \$28,000 from CSA 7 Index 408220 (Fund Type 12, fund 157, sub fund 001) for a combined total of \$55,000 transfer to Ambulance Billing Index 408220 (Fund Type 12, fund 157, sub fund 001). (4/5 vote required)

FUNDING: Medi-Cal Administrative Activities (MAA) funds and CSA revenues.

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

- 1) **Approve Budget Transfer 29152 from Medi-Cal Administrative Activities to Health Services Department - Public Health Division Administration; and**
- 2) **Approve Budget Transfer 29153 from CSA 3 and CSA 7 to Ambulance Billing.**

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

11. [09-0762](#) Human Resources Department, Risk Management Division, advising the Board of all current automatically renewing perpetual Agreements with Optum Nurseline, American Specialty Health Insurance Company, (ASHIC), Jefferson Pilot, AIG, and Managed Health Network (MHN) for health benefits contracts and insurance policies administered; and recommending continuation of same; and further recommending the Purchasing Agent be authorized to establish blanket purchase orders to process the Fiscal Year 2009/2010 payments required.

This matter was Approved on the consent calendar

12. [09-0761](#) Human Resources Department, Risk Management Division, recommending the Board approve Fiscal Year 2009-2010 "Negotiated" rates for the County's Health Benefit Program for Unrepresented Employees, effective July 1, 2009.

This matter was Approved on the consent calendar

13. [09-0823](#) Human Resources Department, Risk Management Division, recommending adoption of Resolution to provide accident insurance coverage for the volunteers working on the El Dorado County Rubicon Trail.
- Resolution 139-2009**
FUNDING: Risk Management special revenue fund.
- A motion was made by Supervisor Nutting, seconded by Supervisor Santiago, to adopt Resolution 139-2009.**
- Yes:** 4 - Knight, Nutting, Briggs and Santiago
- Recused:** 1 - Sweeney
14. [09-0763](#) Human Resources Department, Risk Management Division, recommending Chairman be authorized to sign Version 2 of Amendment 2 to Agreement 196-S0811 with Caremark, L. L. C., to provide prescription drug benefits to the County of El Dorado.
- FUNDING:** Risk Management Internal Service Fund.
- This matter was continued off calendar upon approval of the consent calendar.**
15. [09-0815](#) Human Resources Department recommending Chairman be authorized to sign Amendment 1 to Agreement 067-S0911 with Valentina Reiner, dba The Law Offices of Valentina Reiner increasing the compensation amount by \$10,000 to a not to exceed amount of \$85,000 extending the term through June 30, 2010 to provide investigative services and other specialized personnel services on an "as-requested basis" for said Department.
- A motion was made by Supervisor Knight, seconded by Supervisor Santiago, to approve this matter.**
- Yes:** 5 - Knight, Sweeney, Nutting, Briggs and Santiago
16. [09-0812](#) Human Resources Department, Risk Management Division, recommending the Board authorize the Chairman to sign Amendment I to perpetual Agreement 061-S9810 with the State of California, Department of General Services, Office of Administrative Hearings for Fiscal Year 2008/2009 and Fiscal Year 2009/2010 to provide the County with neutral fact finding hearings relating to disability retirement appeals.
- This matter was Approved on the consent calendar**

17. [09-0810](#) Human Services Department recommending the Chairman be authorized to sign a Budget Transfer adjusting said Department's estimated Fiscal Year 2008-2009 revenues and corresponding appropriations in the amount of \$581,140 to reflect year-end actual projections for Foster Care Assistance payments and the County share of cost for In-Home Supportive Services providers due to increased numbers of applicants eligible for mandated services. (4/5 vote required)

FUNDING: Federal/State Revenues and Realignment Funds.

Approved the budget transfer upon approval of the consent calendar

18. [09-0842](#) Human Services Department recommending the Board conceptually approve the submittal of a Community Development Block Grant application to the California Department of Housing and Community Development for up to a \$600,000 grant to continue to provide Housing Rehabilitation and Homeownership Assistance Loan Programs.

FUNDING: Federal CDBG Grant Funds.

A motion was made by Supervisor Nutting, seconded by Supervisor Santiago, to conceptually approve.

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

19. [09-0846](#) Human Services Department recommends the Board approve and authorize the Chairman to execute, contingent upon County Counsel and Risk Management approval, Forest Service (FS) Agreement 09-CS-11051900-030 with the U.S. Forest Service, Lake Tahoe Basin Management Unit, to enable four youth participating in the Department's Work Experience Program to gain paid work experience with the Forest Service during the term June 23, 2009 through September 30, 2009.

FUNDING: Federal Workforce Investment Act.

This matter was Approved on the consent calendar

20. [09-0755](#) Human Services Department recommending the Board approve the 2010-2011 Community Services Block Grant (CSBG) Community Action Plan (CAP); and authorize the Chairman to sign the cover sheet to be submitted to the California Department of Community Services and Development Board, noting that minor modifications required by the State will be made prior to submittal.

This matter was Approved on the consent calendar

21. [09-0749](#) Library Director advising the Board of Perpetual Agreements with OCLC, Inc., SIRSI Corporation, and Comcast in the total amount of \$48,560 for Fiscal Year 2009-2010; and recommending continuation of same to provide online cataloging, content enhancement, maintenance and support for the automated circulation system, and Internet access.

FUNDING: General Fund.

This matter was Approved on the consent calendar

22. [09-0757](#) Library Director recommending the Board authorize the Chairman to sign Budget Transfer 29143 increasing appropriations for library materials by \$6,135 as a result of donations received from the community and the Friends of the Library. (4/5 vote required)

FUNDING: Donations.

This matter was Approved on the consent calendar

23. [09-0766](#) Sheriff's Office recommending the Board approve and authorize the Chairman to sign Budget Transfer 29145 increasing the Fiscal Year 2008/2009 State funding for the Standards and Training for Corrections (STC) Program. (4/5 vote required)

FUNDING: State of California.

This matter was Approved on the consent calendar

24. [08-1715](#) Sheriff's Department requesting the Board authorize the Sheriff to sign a Memorandum of Understanding (MOU) with the City of South Lake Tahoe, City of Placerville, South Tahoe Public Utility District, and El Dorado Irrigation District to maintain and equally share in the annual maintenance cost of the Reverse 911 emergency notification system.

FUNDING: EMPG Grant funds.

This matter was Approved on the consent calendar

25. [09-0751](#) Sheriff's Office recommending the Chairman be authorized to sign Amendment 1 to Agreement 369-S0810 with Lexipol, LLC deleting the standard indemnity language in said Agreement.

FUNDING: General Fund.

This matter was Approved on the consent calendar

26. [09-0770](#) Treasurer-Tax Collector advising the Board of the following perpetual agreements with Bank of America, Bloomberg, BNY Western Trust, Diebold, Inc., Electronic Data Systems, Loomis, Fargo & Company, NCR, Professional Consultancy Inc., and SymPro Inc. in a total amount of \$180,510 for Fiscal Year 2009-2010; and recommending continuation of same.

FUNDING: General Fund.

This matter was Approved on the consent calendar

27. [08-1614](#) Transportation Department recommending Chairman be authorized to sign Agreement for Services AGMT 08-52518 with the State of California, Department of California Highway Patrol in an amount not to exceed \$500,000 for the term September 1, 2009 through August 30, 2012 to provide Traffic Control and Enforcement Services.

FUNDING: Traffic Impact Mitigation Fee Program and State and Federal Capital Improvement Program project funding.

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

- 1) Authorize the Chairman to sign the Agreement; and
- 2) Direct staff to prepare a letter indicating the cost, complexity and requirements of this matter with a suggestion that a more economically feasible way to implement this program be found; and
- 3) Authorize the Chairman to sign the letter.

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

28. [09-0703](#) Transportation Department recommending adoption of Resolution sanctioning the closure of Pony Express Trail between Sly Park Road and Sanders Drive, with partial road closures at the intersections of Forebay Road, Oak Street, North Street, Polaris Street, Laurel Drive and Sanders Drive, on Saturday, July 4, 2009, between 12:00 p.m. and 1:00 p.m. for the "Pollock Pines 4th of July Parade," subject to conditions set forth in Resolution No. 110-79, and conditions set forth in the "Application for Road Closure."

Resolution 140-2009

Adopted Resolution 140-2009 on the consent calendar.

29. [09-0704](#) Transportation Department recommending adoption of Resolution sanctioning the closure of Pleasant Valley Road, between Leisure Lane and Mt. Aukum Road (E-16), and closure at the intersections of Alameda Road, Leisure Lane and Sly Park Road, on Saturday, July 4, 2009, between 10:45 a.m. and 12:00 p.m., for the "Pleasant Valley 4th of July Parade," subject to conditions set forth in Resolution No. 110-79 and conditions set forth in the "Application for Road Closure."

Resolution 141-2009

Adopted Resolution 141-2009 on the consent calendar.

30. [08-1853](#) Transportation Department recommending the Board authorize the Chairman to sign the Notice of Acceptance with Nehemiah Construction, Inc. for the Missouri Flat Road Overcrossing Phase 1A Project (JN 71317) at the interchange of U.S. 50 and Missouri Flat Road in Placerville.

FUNDING: This Project was funded with Traffic Impact Mitigation Fees and funds from Utility Agencies, noting the requested Board action has no associated fiscal impact.

This matter was Approved on the consent calendar

31. [09-0801](#) Supervisor Knight recommending Hal Erpenbeck be appointed to serve as the District 1 representative on the Commission on Aging for a term to expire January 1, 2013.

Hal Erpenbeck was appointed to the Commission on Aging for a term to expire January 1, 2013 upon adoption of the consent calendar.

32. [09-0798](#) Supervisor Knight recommending Douglas Bisbee be reappointed to serve as a member on the Assessment Appeals Board for a term to expire September 2012.

Douglas Bisbee was appointed to the Assessment Appeals Board for a term ending on September 2012 upon adoption of the Consent Calendar.

33. [09-0796](#) Supervisor Santiago recommending Linda Mendizabal be appointed to serve as a member on the Happy Homestead Cemetery District Board for a term to expire January 2011.

Linda Mendizabal was appointed to the Happy Homestead Cemetery District Board for a term ending January 2011 upon approval of the Consent Calendar.

END CONSENT CALENDAR

DEPARTMENT MATTERS/NOTICED HEARING

34. [09-0808](#) Per the request of Waste Connections Inc. and as outlined in the June 25, 2002 Franchise Agreement, conduct a public hearing to consider adoption of Resolution adjusting the solid waste collection rates for Waste Connections, Inc., dba Amador Disposal Service by 12.5% and adjusting the fuel surcharge from 3.22% to 2.70%, effective July 1, 2009.

Resolution 142-2009

A motion was made by Supervisor Briggs, seconded by Supervisor Sweeney, to adopt Resolution 142-2009 amended as follows:

- i) Maintain the rates at current levels; and
- ii) Remove the fuel surcharge.

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

35. [09-0750](#) Per the request of Waste Connections Inc. and as required by the Franchise Agreement, conduct a public hearing to consider adoption of Resolution adjusting the solid waste collection and Material Recovery Facility (MRF) rate for Waste Connections, Inc., dba El Dorado Disposal Service by the annual Consumer Price Index of 3.4% and adjusting the fuel surcharge from 3.75% to 2.97%, effective July 1, 2009. (Cont'd 6/16/09, Item 20)

Resolution 143-2009

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to adopt Resolution 143-2009 amended as follows:

Based on the change in the California Division of Labor Statistics CPI from December 2007 of 219.59 to the CPI from December 2008 of 219.77, set franchise rate increase of 0.1% over existing rate without a fuel surcharge.

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

36. [09-0786](#) Health Services Department requesting that the Board:

- 1) Consider recommended actions to deal with potential State funding cuts and/or payment deferrals that would impact Department's programs and services;
- 2) Consider recommendations to address annual State contracts or funding allocations that have been historically received after beginning of the fiscal year period; and
- 3) Take action on any Department or Board recommendations relative to managing the Department's budget in Fiscal Year 2009/2010.

Resolution 144-2009 and 145-2009

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, as follows:

- 1) Adopt Resolution 144-2009 and Resolution 145-2009 modifying the Authorized Personnel Allocation for the Health Services Department;
- 2) Take action on other Department or Board recommendations relative to managing the Department's budget in FY 09-10:
 - Hold identified Prop 36, OTP, and HIV/AIDS contracts;
 - Discontinue County payment for CaliforniaKids insurance;
 - Acknowledge Department will proceed with other recommended cost savings measures as addressed;
- 3) Approve supplemental funding recommendations for Mental Health involving use of PH Realignment and Tobacco Settlement fund balance, as needed;
- 4) Direct Department to work with County Counsel to identify options for legal action and return to Board with recommendations;
- 5) Request Health Services Director to report back to the Board regularly during FY 09-10 with fiscal and operational updates and recommendations, with next update in July 2009;
- 6) Direct Department to incorporate required adjustments to the FY 09-10 budget during the Budget Addenda process and continue to review need for additional funding required to meet mandates; and
- 7) Direct staff and staff of other Departments to create a list of mandated services that could be eliminated or revised with proposals for such revisions and review potential to obtain Federal pass through money.

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

37. [09-0715](#) Human Resources Department, Risk Management Division, recommending Chairman be authorized to sign a Budget Transfer increasing appropriations in the amount of \$1,180,000 to fund the County's Health Plan. (4/5 vote required)

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to authorize Budget Transfer 29166.

Yes: 4 - Knight, Sweeney, Nutting and Briggs

Absent: 1 - Santiago

38. [09-0820](#) Probation Department recommending the Board receive and review the Proposition 36 update from the Chief Probation Officer.

FUNDING: State - Proposition 36.

Received and Filed

39. [09-0168](#) Transportation Department recommending the Board take the following actions regarding the Apalachee Phase 3B.1 Erosion Control Project (95183.1):
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be recommended by the Department at the June 23 Board meeting; and
 - 2) Authorize the Chairman to sign the Construction Contract, subject to review and approval of the final Contract Documents by County Counsel and Risk Management.

FUNDING: United States Forest Service Funds.

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

- 1) Exercise their discretionary authority, pursuant to Public Contract Code 5101, and grant Hondo Engineering, inc. the apparent low bidder, relief from its bid;
- 2) Find the second lowest bidder's bid non-responsive because it did not submit its Subcontractor Listing with its bid as required by the Subletting and Subcontracting Fair Practices Act;
- 3) Waive the minor irregularity of the third lowest bidder's failure to include the percentages of the bid items that the paving subcontractor will perform; and
- 4) Award the contract to White Rock Construction, Inc. who submitted the third lowest bid, and is the lowest, responsible, responsive bidder.

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

40. [09-0819](#) Clerk of the Board of Supervisors recommending adoption of Resolution establishing a Processing Fee to offset some of the expenses related to the processing of assessment appeals applications.

Resolution 146-2009

FUNDING: Assessment Appeals Filing Fee.

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to adopt Resolution 146-2009.

Yes: 4 - Knight, Sweeney, Nutting and Briggs

Absent: 1 - Santiago

41. [09-0836](#) Chief Administrative Office recommending adoption of Resolution approving the County Proposed Budget and Budgets for Board Governed Special Districts for Fiscal Year 2009-2010; and, recommending the Board schedule the public hearings for said budgets, starting no later than September 18, 2009.

Resolution 147-2009

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to adopt Resolution 147-2009.

Yes: 4 - Knight, Sweeney, Nutting and Briggs

Absent: 1 - Santiago

42. [09-0641](#) Chief Administrative Office providing update regarding a proposal for a Sheriff's Administrative Facility in Cameron Park.

A motion was made by Supervisor Nutting, seconded by Supervisor Knight, to approve this matter. The motion FAILED by the following vote:

Yes: 2 - Knight and Nutting

Noes: 2 - Sweeney and Briggs

Absent: 1 - Santiago

ADDENDUM

4:00 P.M. - TIME ALLOCATION

43. [08-1218](#) **THIS ITEM WILL BE HEARD AT 2:00 P.M.**

Chief Administrative Office recommending the Board receive a status report pertaining to the operation of Joe's Skate Park and the appointment of the Skate Park Advisory Committee; and provide direction to staff in regard to the report.

A motion was made by Supervisor Sweeney, seconded by Supervisor Nutting, as follows:

- 1) Approve the plan as outlined by the CAO;
- 2) Authorize the CAO to deploy existing resources within the County to support the Skate Park;
- 3) Direct the CAO to return to the Board with member recommendations for the Skate Park Advisory Committee and finalize appointments for the Committee;
- 4) Task the Skate Park Advisory Committee to formulate an evaluation plan for the proposal outlined by the CAO and to proceed in recruiting community sponsors for the park;
- 5) Direct that the Skate Park Advisory Committee return to the Board monthly to update the Board on the progress in implementing the plan; and
- 6) Direct the CAO to negotiate and finalize a lease with PLA to operate a concession stand at the Skate Park.

Yes: 5 - Knight, Sweeney, Nutting, Briggs and Santiago

CAO REPORTS

ITEMS TO/FROM SUPERVISORS

ADJOURNMENT

CLOSED SESSION

44. [09-0682](#) Pursuant to Government Code Section 54957.6; **Conference with Labor Negotiator.**
County Negotiator: Interim Director of Human Resources and/or designee.
Employee Organization: El Dorado County Employees Association Local No.1, representing employees in the General, Professional, and Supervisory Bargaining Units; Operating Engineers Local No. 3 representing employees in the Trades & Crafts, Probation, and Corrections Bargaining Units; Deputy Sheriff's Association representing employees in the Law Enforcement unit.
No Action Reported
45. [09-0826](#) Pursuant to Government Code Section 54957: **Public Employee Performance Evaluation:** Title: Chief Administrative Officer.
No Action Reported
46. [09-0816](#) 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
47. [09-0817](#) 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.
This matter has been continued to June 30, 2009
48. [09-0831](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**
Title: M&H Builders, Inc. v. RDCO, Inc., et al., and RDCO, Inc. v. Creteseal Concrete Waterproofing Products, Inc., et al., El Dorado County Superior Court Case No. PC20070019, consolidated with Case No. PC20070140.
The Board by a unanimous vote authorized County Counsel to defend the action.
49. [09-0839](#) Pursuant to Government Code Section 54956.9(c), **Anticipated Litigation:** Initiation of Litigation.
No Action Reported

50. [09-0830](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation**: Significant Exposure: Title: Award of Apalachee Phase 3B.1 Erosion Control Project (95183.1). One (1) potential case.
- No Action Reported**

ADDENDUM

CLOSED SESSION

51. [09-0852](#) Pursuant to Government Code Section 54956.9(b), **Anticipated Litigation**: Significant Exposure to Litigation. Title: Caremark Claim of Trade Secrets. One (1) potential case.
- Pursuant to Government Code Section 54956.9(c), **Anticipated Litigation**: Initiation of Litigation: Title: Caremark Claim of Trade Secrets. One (1) potential case.
- No Action Reported**