



# 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

*Norma Santiago, Chair, District V*  
*Ray Nutting, First Vice Chairman, District II*  
*John R. Knight, Second Vice Chairman, District I*  
*James R. Sweeney, District III*  
*Ron Briggs, District IV*

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

---

Tuesday, August 24, 2010

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) Except with the consent of the Board, individuals shall be allowed to speak to an item only once. Upon completion of public comment the matter shall be returned to the Board for deliberation. Members of the public shall not be entitled to participate in that deliberation, or be present at the podium during such deliberation, except at the invitation of the Board for a point of clarification or question by the Board. 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](http://www.edcgov.us) subject to staff's ability to post the documents before the meeting.

The Board of Supervisors is concerned that 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.

### **8:02 A.M. - CALLED TO ORDER AND RECESSED TO CLOSED SESSIONS**

**Present:** 5 - Supervisor Knight, Supervisor Nutting, Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

### **9:05 A.M. - RECONVENED 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 Sweeney, seconded by Supervisor Knight, to adopt the Agenda and approve the Consent Calendar with the following exceptions: Items 13, 22, 31 and 32 were pulled from the consent calendar, Item 43 was amended to the consent calendar, Item 25 was continued to September 28, 2010, Item 33 was continued to September 21, 2010, and Item 20 was corrected.**

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

#### **PRESENTATIONS**

1. [10-0932](#) Supervisor Santiago recommending the Board receive a Year of the Child Presentation regarding CalWorks, California Work Opportunity and Responsibility to Kids. (Est. Time: 15 Min.)

**Received.**

2. [10-0931](#) Supervisor Briggs recommending the Board receive an informational update on the activities and plans for the Shingle Springs Station and Railroad Structures. (Est. Time: 15 Min.)

**Received.**

**OPEN FORUM**

**NO PUBLIC COMMENT**

**BUDGET UPDATE**

**10:00 A.M. - TIME ALLOCATION**

- 3. [10-0851](#) HEARING - Department of Human Services recommending the Board conduct a public hearing to consider and adopt a Resolution to:  
1) Authorize the submittal of a 2010 HOME Investment Partnerships Program Grant Rental Project allocation application to the California Department of Community Development on behalf of Mercy Housing California for an amount up to \$3,100,000 for a 40-unit affordable workforce rental housing project;  
2) Authorize the Director of Human Services to sign the Applicant Certification and Commitment of Responsibility and other application documents; and  
3) If awarded, authorize the Director of Human Services, contingent upon approval by County Counsel and Risk Management, to execute the grant agreement and subsequent amendments thereto that do not affect the dollar amount or the term and to sign other grant-related documents.

**FUNDING:** Federal HOME Grant Funds  
**Resolution 137-2010**

*NO PUBLIC COMMENT*

**A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to adopt Resolution 137-2010 as amended to change the number of units to 40.**

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

4. [10-0853](#) HEARING - Department of Human Services recommending the Board conduct a public hearing to consider and adopt a Resolution to :
- 1) Authorize the submittal of a 2010 HOME Investment Partnerships Program Grant Program Activities allocation application to the California Department of Community Development to provide additional resources up to \$800,000 for the County's ongoing First-Time Homebuyer Loan Program;
  - 2) Approve the commitment of up to \$80,000 in Community Development Block Grant Program Income from the County's Revolving Loan Fund to support the grant activity and ensure that sufficient funding is available to each applicant to effect their home purchase ;
  - 3) Authorize the Director of Human Services to sign the Applicant Certification and Commitment of Responsibility and other application documents; and
  - 4) If awarded, authorize the Director of Human Services, contingent upon approval by County Counsel and Risk Management, to execute the grant agreement and subsequent amendments thereto that do not affect the dollar amount or the term and to sign other grant-related documents.

**FUNDING:** Federal HOME Grant Funds, CDBG Revolving Loan Funds  
**Resolution 138-2010**

*NO PUBLIC COMMENT*

**A motion was made by Supervisor Knight, seconded by Supervisor Briggs, to adopt Resolution 138-2010.**

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

## CONSENT CALENDAR

5. [10-0926](#) Clerk of the Board recommending the Board approve the Board of Supervisors Meeting Minutes for the Special Meeting of Monday, August 16, 2010 and the Regular Meeting of Tuesday, August 17, 2010.

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

6. [10-0830](#) Chief Administrative Office recommending the Board approve employees eligible to receive the County's Early Retirement Incentive Plan, noting said plan was approved by the Board of Supervisors on July 20, 2010, Item No. 30. (Cont'd 8/17/10, Item 4)

**This matter was approved and continued to September 14, 2010 upon approval of the consent calendar.**

7. [10-0884](#) Chief Administrative Office, Procurement and Contracts Division, presenting a list of property surplus to the needs of the County; and recommending the Board so declare and authorize disposal of same in accordance with the procedures outlined in the County's Purchasing Ordinance, Chapter 3.12 and Section 3.12.220 thereof.

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

8. [10-0918](#) Chief Administrative Office recommending the Board appoint Raven Powell to the Economic Development Advisory Committee effective immediately representing District 4 to complete the term vacated by Allie Shilin.

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

9. [10-0868](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board:
- 1) Award Bid No. 11-760-006 for the purchase of one (1), Six (6)-Wheel Waterless Broom Street Sweeper with Belt Conveyor to the low qualified bidder, Owen Equipment, of Sacramento, CA; and
  - 2) Authorize the Purchasing Agent to issue a purchase order in the amount of \$257,024, plus applicable taxes and fees, less (\$22,000) consideration for two trade-in units, following Board approval.

**FUNDING:** Grant Funding from the El Dorado County Air Quality Management District (AB2766 DMV Funds) in the amount of \$190,520 and matching funds from the Tahoe Regional Planning Agency and the Road Fund.

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

10. [10-0914](#) Chief Administrative Office, Procurement and Contracts Division, recommending the Board consider the following:
- 1) Award RFQ No. 11-988-007 for the application of Type II Slurry Seal and Type II Black Rock Slurry Seal on various roads in the Cameron Park and El Dorado Hills areas of the County to Intermountain Slurry Seal of Sacramento, California; and
  - 2) Authorize the Chair to execute an agreement for same in the amount of \$260,000 for a term of one year, upon County Counsel and Risk Management review and approval.

**FUNDING:** Funding is available within the Department of Transportation's Road Fund and Special Taxes of Benefit Assessments in Zones of Benefit.

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

11. [10-0897](#) Environmental Management Department is recommending the Board consider the following:
- 1) Make findings that an outside independent contractor can more economically and feasibly perform work in accordance with County Ordinance Chapter 3.13, Section 3.13.030; and
  - 2) Authorize the Chair to execute contracts to Doug Veerkamp General Engineering, Inc., Joe Vicini, Inc., and Macauley Construction, for the provision of construction maintenance of the Union Mine Disposal Site on an as needed basis, in an amount not to exceed \$300,000 each.

Funding: Non-General Fund/County Service Area 10

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

12. [10-0881](#) Health Services Department recommending the Board approve advanced step placement of a licensed Psychiatrist at Step 5 of the salary range for this position, plus addition of advertised signing bonus; if approved, the candidate is available to begin working in a part-time capacity effective pay period 19.

**FUNDING:** Medi-Cal, Early and Periodic Screening, Diagnostic, and Treatment (EPSDT), Mental Health Realignment, and Mental Health Services Act (MHSA) funding.

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

13. [10-0887](#) Health Services Department recommending the Board approve and authorize said Department to sign a letter of support for Animal Outreach of the Mother Lode to submit with their application to Pet Smart Charities for a grant to address overpopulation of feral felines within the County of El Dorado.

**FUNDING:** N/A

*NO PUBLIC COMMENT*

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

- 1) **Approve the letter;**
- 2) **Direct staff to place the letter on Board of Supervisors' letterhead; and**
- 3) **Authorize the Chair to sign.**

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

14. [10-0890](#) Health Services Department recommending the Board authorize the Chair to sign letter from California Department of Public Health extending the time period that Public Health Emergency Response grant funds may be expended through August 30, 2010, contingent on review and approval by County Counsel.

**FUNDING:** California Department of Public Health.

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

15. [10-0906](#) Information Technologies recommending Board authorize Chair to sign Agreement for Services No. 115-S1111, with Signature Technology Group, Inc., in the amount not to exceed \$155,584.08 plus applicable tax, for mainframe equipment maintenance for the term September 1, 2010 through August 31, 2013.

**FUNDING:** General Fund.

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

16. [10-0875](#) Library recommending the Board receive and file the Annual Report of Special Taxes for Library Zones of Benefit D, E, F, and G in County Service Area No. 10 for Fiscal Year 2008-2009.

**FUNDING:** N/A

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

17. [10-0915](#) Library recommending the Board consider the following:
- 1) Authorize the Chair to sign grant funding contract with First 5 El Dorado in the amount of \$384,904 for the term ending June 30, 2011 to provide funding for early literacy programs and services for children 0-5 years old at the library branches and other sites throughout the county; and
  - 2) Authorize Chair to sign budget transfer increasing revenues and appropriations in the amount of \$384,904 to recognize the funding provided through the contract.

**FUNDING:** First 5 Grant.

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

18. [10-0857](#) Probation recommending the Board authorize the Chair to sign first Amendment to Agreement No. 277-S0910, with M. L. Eslinger & Associates, increasing the agreement by \$30,000, not to exceed \$80,000, for the term of October 10, 2008 through October 9, 2011, to provide "as-requested" specialized training for Probation employees as required by Standards & Training for Corrections.

**FUNDING:** Corrections Standards Authority /Standards & Training for Corrections.

This matter was Approved on the consent calendar.

19. [10-0303](#) Department of Transportation recommending the Board authorize the Chair to sign Agreement for Services AGMT 10-52923 with Eastern Sierra Engineering, PC in the amount not to exceed \$300,000 for a term of three (3) years to provide construction and geotechnical support services for erosion control and water quality projects in the Tahoe Basin and adopt recommended findings for same.

**FUNDING:** California Tahoe Conservancy (CTC) and United States Forest Service (USFS).

This matter was Approved on the consent calendar.

20. [10-0668](#) Department of Transportation recommending the Board adopt a Resolution accepting the Irrevocable Offer of Dedication (2010-04) for a road right of way, including the underlying fee, from Pleasant Oak Baptist Church, located on the property identified as APN 098-160-03, in the Placerville area.

**Resolution 139-2010**

**Adopted Resolution 139-2010, noting the correct Assessor's Parcel Number is 098-160-03, upon approval of the consent calendar.**

21. [10-0710](#) Department of Transportation recommending the Board consider the following regarding the Silver Springs Parkway (Offsite Improvements) Project No. 76108:

1) Authorize the Chair to sign the Acquisition Agreement for Public Purposes and the Certificate of Acceptance for the related Grant of Temporary Construction Easement from El Dorado Hills Community Services District, the legal owner of APN 115-310-21; and  
2) Authorize the Director of Transportation, or his designee, to execute the escrow instructions and any other related escrow documents pertaining to the transaction, including the payment of title and escrow fees.

**FUNDING:** 2004 General Plan Traffic Impact Mitigation funds.

This matter was Approved on the consent calendar.



22. [10-0768](#) Department of Transportation recommending the Board authorize the Chair to sign Amendment III to Facility Use Agreement 355-09911 with Cellco Partnership dba Verizon Wireless for the proposed addition of antennas to bring the amount permitted from 5 to 6 antennas and the right to install, operate, maintain, and repair additional and existing equipment on the South Lake Tahoe property located at 1352 and 1360 Johnson Boulevard in South Lake Tahoe.

**FUNDING:** Existing revenue generating agreement.

*NO PUBLIC COMMENT*

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

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

23. [10-0814](#) The Department of Transportation recommending the Board of Supervisors authorize said Department to proceed with payment for a title report issued on APN 033-332-16, Skipworth, which furnished property encumbrance information advancing the design process for the Echo View Estates 2 Erosion Control Project No. 95169, that was incorrectly identified in a previous agenda item. (09-0628, 09/29/09, Item 15)

**FUNDING:** Erosion Control Projects are capitalized with any combination of grant funds from the California Tahoe Conservancy, the Tahoe Regional Planning Agency, the United States Bureau of Reclamation, or the United States Forest Service Lake Tahoe Basin Management Unit.

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

24. [10-0815](#) Department of Transportation recommending the Board authorize said Department to proceed with ordering and payment of title reports for APN 035-234-01, Louie; APN 035-133-09, Newell; and, APN 035-133-10, Sennott, to furnish property encumbrance information to advance the design process for the Christmas Valley 2 Erosion Control Project No. 95189, not identified in previous agenda items. (09-0228, 3/24/09, Item 12)

**FUNDING:** Erosion Control Projects are capitalized with any combination of grant funds from the California Tahoe Conservancy, the Tahoe Regional Planning Agency, the United States Bureau of Reclamation, or the United States Forest Service Lake Tahoe Basin Management Unit.

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

25. [10-0829](#) Department of Transportation recommending the Board consider the following:
- 1) Authorize the Chair to sign the Resolution Establishing a Public Utility Easement on County-Owned Property, and
  - 2) Approve the collection of a one-time charge for processing fees.

**FUNDING:** N/A

**This matter was continued to September 28, 2010 upon approval of the consent calendar.**

26. [10-0846](#) Department of Transportation recommending the Board consider the following:
- 1) Approve the California Department of Parks and Recreation, Off-Highway Motor Vehicle Recreation Division Project Agreements for a total of \$1,209,000;
    - a) G09-03-06-G02 for Ground Operations Phase 1 in the amount of \$378,000;
    - b) G09-03-06-G01 for Ground Operations Phase 2 in the amount of \$620,000;
    - c) G09-03-06-S01 for Education, Safety and Public Outreach in the amount of \$73,000;
    - d) G09-03-06-R01 for route variant restoration in the amount of \$78,000; and
    - e) G09-03-06-D01 for purchase and installation of a restroom at Winter Camp in the amount of \$60,000; and
  - 2) Authorize the Director of Transportation to execute Agreements and any amendments that do not change the dollar amount of said Agreements.

**FUNDING:** California Department of Parks and Recreation Off-Highway Motor Vehicle Recreation Division grant funds, El Dorado-Sacramento Municipal Utility District Cooperation Agreement funds, and State Highway Off-Highway Vehicle License Fees.

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

27. [10-0900](#) Department of Transportation recommending the Board authorize the purchase of a Romtec restroom to be placed at Ellis Creek on the Rubicon Trail.

**FUNDING:** State OHV Grant.

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

28. [10-0904](#) Department of Transportation recommending Chair be authorized to sign Agreement for Services No. 150-S1111 with Todd Stanley Productions in the amount of \$73,038 for the production and development of a public educational outreach video for off highway motor vehicle recreational use on the Rubicon Trail.

**FUNDING:** State Parks, Off-Highway Motor Vehicle (OHMV) Division Grant Program.

This matter was Approved on the consent calendar.

#### BOARD OF SUPERVISORS - CONSENT

29. [10-0928](#) Supervisor Sweeney and the Mental Health Commission recommending the Board appoint Lee Kaplan to the El Dorado County Mental Health Commission for a term to expire January 2014.

This matter was Approved on the consent calendar.

30. [10-0927](#) Supervisor Briggs recommending the Board adopt a Resolution in Support of Proposition 22 - Proposal to Prohibit the State from Borrowing or Taking Funds Used for Transportation, Redevelopment, or Local Government Projects and Services.

**Resolution 140-2010**

Adopted Resolution 140-2010 upon approval of the consent calendar.

31. [10-0929](#) Supervisor Briggs recommending the Board adopt a Resolution in Support of Proposition 23 - Proposal to Suspend the Implementation of Air Pollution Control Law (AB 32) Requiring Major Sources of Emissions to Report and Reduce Greenhouse Gas Emissions That Cause Global Warming, Until Unemployment Drops to 5.5 Percent or Less for Full Year.

**Resolution 141-2010**

*PUBLIC COMMENT*

*B. Carlsen*

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to adopt Resolution 141-2010.

**Yes:** 4 - Knight, Nutting, Sweeney and Briggs

**Noes:** 1 - Santiago

32. [10-0934](#) Supervisor Santiago recommending the Board adopt a Proclamation Declaring April 13, 2010 Child Care Resource and Referral Day in the County of El Dorado.

*NO PUBLIC COMMENT*

**A motion was made by Supervisor Santiago, seconded by Supervisor Sweeney, to adopt the proclamation.**

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

**END CONSENT CALENDAR**

**DEPARTMENT MATTERS/NOTICED HEARING**

33. [10-0450](#) HEARING - Consider introduction (First Reading) of **Ordinance 4948** revising County Ordinance Code Title 2 and Title 15 to bring into compliance with current building codes and terminology, to streamline permit processes, and to remain consistent with Tahoe Regional Planning Agency regulations. (Est. Time: 30 Min.) (Cont'd 8/10/10, Item 13)

**This matter was continued to September 21, 2010 upon approval of the consent calendar.**

34. [09-0952](#) Department of Transportation recommending the Board consider the following pertaining to the Durock Road and Business Drive, Traffic Signal and Intersection Widening Project (Contract No. PW 09-30446, CIP No. 73354):
- 1) Award the Construction Contract to the lowest responsive, responsible bidder; said bidder to be determined after the bid opening scheduled for August 9, 2010;
  - 2) Authorize the Chair to sign the Construction Contract, subject to review and approval of the final Contract Documents by County Counsel and Risk Management;
  - 3) Authorize the Director of Transportation to sign an Escrow Agreement, if requested by the Contractor and in accordance with Public Contract Code Section 22300, for the purpose of holding Contract retention funds; and,
  - 4) Authorize the Director of Transportation to execute Contract Change Orders consistent with the Public Contract Code limits, provided the cumulative total of all Contract Change Orders is within the contingency budget established for the Project.

**FUNDING:** 2004 General Plan Traffic Impact Mitigation Fee Program and State and Local Partnership Grant Funds.

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

- 1) Awarded the Construction Contract to Doug Veerkamp General Engineering, Inc. who submitted the lowest responsive, responsible bid of \$719,826.00;
- 2) Authorized the Chair to sign the Construction Contract;
- 3) Authorized the Director of Transportation to sign the Escrow Agreement, if requested by the Contractor; and
- 4) Authorized the Director of Transportation to execute Contract Change Orders.

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

35. [10-0893](#) Development Services Department, Planning Services Division, recommending the Board adopt a Resolution authorizing submittal of a Fiscal Year 2010-11 Sustainable Communities Planning Grant Application to the California Strategic Growth Council for up to a \$1,000,000 grant. The grant will be used to develop a local implementation plan that will assist in achieving conformity with appropriate State and regional adopted plans, benchmark existing environmental conditions, enhance modeling capacity, and support the creation of a design framework for existing communities that will allow alternative development strategies. The grant has a three-year term.

**FUNDING:** Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006.

**RESOLUTION 142-2010**

*NO PUBLIC COMMENT*

**A motion was made by Supervisor Briggs, seconded by Supervisor Santiago, to adopt Resolution 142-2010.**

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

36. [10-0925](#) Development Services Department recommending the Board adopt a Resolution to amend Resolution 089-2010, the personnel resolution, deleting one (1) Building Inspector I/II and one (1) Assistant/Associate Planner resulting in reductions in force due to decreased revenue projections in FY 2010-11.

**FUNDING:** General Fund.

**Resolution 143-2010**

**A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to adopt Resolution 143-2010.**

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

**2:00 P.M. TIME ALLOCATION**

- 37. [10-0364](#) Consider Serrano Associates, LLC request for refund of Mello-Roos taxes. (Cont'd 8/10/10, Item 14) (Est. Time: 20 Min.)

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

- 1) Directed the County Auditor-Controller and the Treasurer Tax Collector to share the official County ledger for CFD 1992-1 beginning tax year 04/05 and subsequent tax years showing the amount and date of late collected taxes. Furthermore, in order for the Board of Supervisors to consider a claim, Serrano needs to annotate which collections should have been credited against which special taxes, and specify the amount Serrano claims should be refunded.
- 2) Set the deliberation of the claim for October 5, 2010 noting that Serrano will have the claim back to the County by the September 21, 2010.

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

- 38. [10-0886](#) Consider options for future levy of special district taxes in Community Facilities District No. 1992-1, uses of available CFD funds, and direction to be given to the County Auditor-Controller. (Est. Time: 20 Min.) (Cont'd 8/10/10, Item 15)

**A motion was made by Supervisor Nutting, seconded by Supervisor Briggs, to continue this matter to October 5, 2010.**

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

**CAO REPORTS**

**ITEMS TO/FROM SUPERVISORS**

**ADJOURNED AT 6:52 P.M.**

**CLOSED SESSION**

- 39. [10-0916](#) Pursuant to Government Code Section 54956.9(a), **Existing Litigation:**  
Title: Claim of Jerry Didlot v. County of El Dorado, Workers' Compensation Claim Settlement, York Insurance Services Group, Inc., Claim #2007070120

**No Action Reported.**

- 40. [10-0936](#) Conference with Legal Counsel - **Significant Exposure to Litigation** pursuant to Government Code Section 54956.9(b):  
Title: Serrano Claim for CFD Tax Refund  
Number of potential cases: ( 1 )

**No Action Reported.**

**ADDENDUM**

**CONSENT CALENDAR**

- 41. [10-0937](#) County Counsel recommending the Board authorize the Chairman to sign Retainer and Waiver for legal services with Downey Brand LLP for litigation representation concerning MV Transportation v. El Dorado County, et al., 9th Judicial District Court of the State of Nevada, County of Douglas, Case #10-CV-0240.

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

- 42. [10-0938](#) Sheriff's Department recommending Board authorize Chair and Sheriff to sign amendment to agreement 08-LE-11051360-002 Modification No. 006 (County #272-O1011) of the Cooperative Law Enforcement Agreement with the US Forest Service.

**FUNDING:** US Forest Service Funding

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



**DEPARTMENT MATTERS**

43. [10-0940](#) Environmental Management Department recommending Board authorize the Director of said department to amend Field Change Order # 001 with Sukut Construction in the amount not to exceed \$50,000 to Change Order #001 in the amount not to exceed \$317,250 for additional work required for the construction of the Cap System, French Drain and Landfill Gas Emission Control System Operable Unit 1 at the Meyer's Landfill and in doing so, find that it is in the public interest to waive competitive bidding for the work described therein.

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

**CLOSED SESSION**

44. [10-0939](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a):  
Title: United States of America (USA) v. El Dorado County and City of South Lake Tahoe, Civil Action No. S-01-1520. x-ref: (Meyers Landfill Site) (Est. Time: 15 Min.)

**No Action Reported.**

45. [10-0945](#) Conference with Legal Counsel - **Existing Litigation** pursuant to Government Code Section 54956.9(a):  
Title: 1. MV Transportation, Inc. v. South Tahoe Area Transit Authority, et al., El Dorado County Superior Court Case #SC20100154; and 2. MV Transportation, Inc. v. El Dorado County, et al., 9th Judicial District Court of the State of Nevada, County of Douglas, Case #10-CV-0240. (Est. Time: 15 Min.)

**No Action Reported.**