

**C O N F O R M E D   A G E N D A**

**Regular Meeting of the Board of Supervisors  
El Dorado County, California**

*Tuesday, July 19, 2005 - 8:00 A.M.*

BOARD OF SUPERVISORS MEETING ROOM  
330 Fair Lane, Building A  
Placerville, California  
530 621-5390  
FAX 622-3645  
co.el-dorado.ca.us/bos

**CHARLIE PAINE**  
Fourth District  
Chairman

**RUSTY DUPRAY**  
First District

**HELEN K. BAUMANN**  
Second District

**JAMES R. SWEENEY**  
Third District  
Second Vice Chairman

**VACANT**  
Fifth District

Clerk of the Board  
Cindy Keck

Chief Administrative Officer  
Laura S. Gill

County Counsel  
Louis B. Green

*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.*

*For purposes of the Brown Act (Government Code Section 54954.2(a), the numbered items on this Agenda give a brief general description of each item of business to be transacted or discussed. The recommendations of the staff, as shown, do not prevent the Board of Supervisors from taking other action.*

**HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE**

*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. To ensure timely delivery, written information from the public must be received by the Board Clerk by Monday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.*

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

**9:00 A.M. - CLOSED SESSION REPORTS**

**INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

**ADOPTION OF AGENDA AND APPROVAL OF CONSENT CALENDAR**

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.

**BOARD ACTION** - Agenda adopted with items 54, 56, 57, 58, 59, 60 and 61 added to the Consent Calendar for approval; Consent Calendar approved as modified. 3214

**OPEN FORUM****CONSENT CALENDAR**

1. Approval of the Board of Supervisors Conformed Agenda (Minutes) of the Regular Meeting of Tuesday, July 12, 2005.

**RECOMMENDED ACTION:** Approve.

2. Human Services Department, Social Services Division, recommending Chairman be authorized to sign Agreement 644-S0511 with Madill Enterprises, Inc. dba Advanced Property Services in an amount not to exceed \$24,723.36 for a one year term to provide selected janitorial services for the Department of Child Support Services and Department of Human Services. (Funding: General Fund, Federal/State Realignment)

**RECOMMENDED ACTION:** Approve.

3. Human Services Department, Community Services Division, recommending Chairman be authorized to sign Amendment, Assignment and Assumption Agreement to Contract R-18612 with Avista Corporation dba Avista Utilities, Southwest Gas Corporation to continue to provide and receive reimbursement in an amount not to exceed \$5,000 annually for specified administrative services to assist eligible Tahoe area residents to participate in the California Alternate Rates for Energy (CARE) Program for reduced natural gas utilities costs. (Funding: Revenues from Southwest Gas Corp, \$4,500 in revenues and expenditures for this service are included in the fiscal year 2005/2006 budget request)

**RECOMMENDED ACTION:** Approve.

4. Agriculture, Weights and Measures Department submitting the 2004 El Dorado and Alpine Counties Crop Report.  
**RECOMMENDED ACTION:** Receive and file.
5. Development Services Department, Planning Services Division, submitting final map (TM94-1290F) for Hollow Oak, Unit 2; and recommending Chairman be authorized to sign the Subdivision Improvement Agreement with Pulte Home Corporation.  
**RECOMMENDED ACTION:** Approve.
6. Development Services Department recommending Chairman be authorized to sign Memorandum of Understanding (MOU) with Tahoe Resource Conservation District through October 15, 2005 for a grant funded employee to facilitate the evaluation, administration and enforcement of the Backyard Conservation/Best Management Practices Retrofit Programs. (Funding: General Fund, \$800 is available in fiscal year 2005/2006 budget)  
**RECOMMENDED ACTION:** Approve.
7. District Attorney recommending Chairman be authorized to sign Budget Transfer 25195 establishing budgets in three special revenue funds for auto insurance fraud, worker's compensation insurance fraud, and real estate fraud. (Funding: Grants, real estate fraud fee, no special revenue fund budgets)  
**RECOMMENDED ACTION:** Approve.
8. District Attorney recommending Resolution authorizing him, or his designee, to execute Agreement CSA 108-05 with the State of California Corrections Standards Authority in the amount of \$13,875 for the term July 1, 2005 through June 30, 2006 to provide a part time prosecutor to prosecute juvenile cases and to work with local school administrators and students to provide a better understanding of the juvenile justice system. (Funding: State, corrections standards authority)  
**RECOMMENDED ACTION:** Adopt Resolution 221-2005.

9. General Services Department recommending the following Assignment of Land Use Leases for Portable Hangars located at the Placerville Airport:

(1) Lease Agreement 588-L0511 from Curt Balfour to James F. Riordan for hangar space TP-22 for the term of five years;

(2) Lease Agreement 586-L0511 from Allan R. and Shelah G. Morgan to Barry and Julie Miller for hanger space TP-15 for a term of five years; and

(3) Lease Agreement 585-L0511 from Rod Kerr to Christopher M. Anderson for hangar space SP-09 for a term of five years.

**RECOMMENDED ACTION:** Approve.

10. General Services Department providing update to the Board on the progression of work to the kitchen area of the Veteran's Building and funding to complete same, noting said update outlines improvements and expedited efforts on behalf of General Services.

**RECOMMENDED ACTION:** Approve.

11. General Services Department recommending the Board find that it is more economical and feasible to obtain an outside contractor for the provisions of architectural services in accordance with County Ordinance Section 3.13.030; and approve Agreement with Brian Shinault Architect, Inc. in the amount of \$47,750 to provide architectural services for the design of the Elections space currently occupied by General Services, noting this item only authorizes the necessary architectural work to proceed. Total project costs will be presented in the addenda. (Funding: Fiscal year 2005/2006 Accumulated Capital Outlay fund budget)

**RECOMMENDED ACTION:** Authorize Chairman to sign subject to County Counsel and Risk Management's approval of the agreement and the appropriate bonds and insurance.

12. Library Director recommending Budget Transfer 26001 increasing appropriations by \$200,000 in the 2005/2006 proposed budget for the purchase of furniture and equipment for the El Dorado Hills Library. (Funding: Community Enhancement Funds)(4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
13. Sheriff's Department recommending Chairman be authorized to sign letter to the U.S. Department of Justice validating the signature of said Department's Director of Administrative Services, Nancy Egbert, on the electronic application for the Fiscal Year 2005 Justice Assistance Grant, noting this item fulfills a request made by the U.S. Department of Justice.  
**RECOMMENDED ACTION:** Approve.
14. Sheriff's Department requesting the acquisition of four full-size 4X4 replacement vehicles for said Department prior to the approval of the fiscal year 2005/2006 budget, noting the request meets the guidelines for 4X4 purchases as adopted by the Board on an interim basis.  
**RECOMMENDED ACTION:** Authorize Purchasing Agent and Fleet Services to begin acquisition of the four vehicles.
15. Transportation Department recommending the Board find that pursuant to Article II, Section 210 b (6) of the El Dorado County Charter that specialty skills are required for work performed under this Agreement that are not expressly identified in County classifications; and authorize Chairman to sign Amendment 01 to Agreement 04-721 with Fehr and Peers Associates, Inc. increasing compensation amount by \$300,000 for a total not to exceed amount of \$600,000 through February 2007 to provide continued "as-needed" traffic engineering services associated with transportation planning, development review and signal design for said Department. (Funding: Impact fees, road fund, grants)  
**RECOMMENDED ACTION:** Approve.

16. Transportation Department recommending the following pertaining to plans and specifications for Silvertip Phase 2 Erosion Control Project 95141:

(1) Find that the construction must be performed by an independent Contractor;

(2) Approve and authorize Chairman to sign plans and contract documents;

(3) Authorize advertisement for construction bids; and

(4) Approve and authorize Chairman to sign Contribution Agreement 03-0284 with the State of California Department of Transportation, subject to approval and review by County Counsel and Risk Management. (Funding: California Tahoe Conservancy, Tahoe Regional Planning Agency, Caltrans, RSTP, budgeted in fiscal year 2005/2006)

**RECOMMENDED ACTION:** Approve.

17. Transportation Department recommending the following agreements pertaining to California Tahoe Conservancy Grants:

(1) Agreement CTA-00014 increasing amount by \$146,500 for a total amount of \$299,500 and extending the term through June 30, 2009 for the Sawmill Bike Trail Phase I Project;

(2) Agreement CTA-04025 in the amount of \$252,000 for a term through June 30, 2009 for Lake Tahoe Boulevard Lane Reduction, Stream Environmental Zone(SEZ) Restoration and Bike Trail Project;

(3) Agreement CTA-04026 in the amount of \$260,000 for a term through June 30, 2009 for planning the Sawmill Bike Path II Project;

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(4) Agreement CTA-04028 in the amount \$623,500 for a term through June 30, 2009 for planning the Angora Creek and Cold Creek Fisheries Habitat Enhancement Projects; and

(5) Agreement CTA-04036 in the amount of \$300,000 for a term through June 30, 2009 for planning the Christmas Valley Phase I SEZ Restoration Project.

(Funding: California Tahoe Conservancy, funding appropriated in the fiscal year 2005/2006 Erosion Control Budget addenda)

**RECOMMENDED ACTION:** Authorize Chairman to sign Agreements subject to approval and review of County Counsel.

18. Transportation Department recommending the Chairman be authorized to sign the 2005/2006 Annual Claim to the Tahoe Regional Planning Agency (TRPA) for the County's portion of the Transportation Development Act (TDA), Local Transportation Funds (LTF) in the amount of \$268,662 and the Annual Claim to TRPA for the County's portion of the TDA, State Transit Assistance Funds (STA) in the amount of \$60,970; and recommending adoption of Resolution authorizing said Department to file the annual claims. (Funding: TDA)

**RECOMMENDED ACTION:** Approve and adopt Resolution **222-2005**.

19. Transportation Department recommending Chairman be authorized to sign the Purchase and Sale Agreement for APN 067-301-05 from Timothy Lee Bolen and Lana K. Bertsch in the amount of \$150,000 plus title and escrow fees of approximately \$2,400 and Certificate of Acceptance for the Deed associated with said Agreement for the Green Valley Road Widening Project 72355. (Funding: El Dorado Hills RIF and variable TIM fees)

**RECOMMENDED ACTION:** Approve and authorize the Interim Director of Transportation or designee to execute Escrow Instructions and other related escrow documents pertaining to this transaction, including the payment of escrow fees.

20. Transportation Department recommending Chairman be authorized to sign Certificates of Acceptance from Dean A. Bellairs and Katherine Bellairs for APN 033-632-12 and from Muriel C. Cartmell, Trust of the Cartmell Residuary B-2 Trust of September 26, 2003 for APN 081-141-01 in approximate amount of \$5,900 for temporary construction easements for the Apalachee Phase 2 Erosion Control Project 95085. (Funding: California Tahoe Conservancy)  
**RECOMMENDED ACTION:** Approve.
21. Transportation Department recommending Chairman be authorized to sign Certificate of Acceptance and the Purchase and Sale Agreement with Heiberg, Brown and Frick for APN 033-691-05 in the approximate amount \$83,115 for the Apalachee Phase 2 Erosion Control Project 95085. (Funding: California Tahoe Conservancy)  
**RECOMMENDED ACTION:** Approve.
22. Transportation Department recommending Resolution accepting Irrevocable Offer of Dedication (IOD 2004-27) for a road right of way, including the underlying fee, landscape and slope easements (APN 108-130-06-100) from Betty D. Moore to accommodate construction of the Bass Lake Road Interim Improvements Project 71353.  
**RECOMMENDED ACTION:** Adopt Resolution **223-2005**.
23. Transportation Department recommending Resolution acknowledging but rejecting the Offer of Dedication (IOD 2005-07) for a drainage easement, located on APN 112-850-17-100, Lot 118, The Promontory Village No. 4, El Dorado Hills from Promontory Investors, L.P. necessary due to recent grading and the installation of new drainage facilities.  
**RECOMMENDED ACTION:** Adopt Resolution **224-2005**.
24. Transportation Department recommending the following pertaining to Serrano Village F, Unit 2 (aka Phase 1B) Subdivision:
- (1) Accept the improvements as complete;

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(2) Reduce Performance Bond 929289848 by \$14,139 to \$15,709 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance if no defect or warranty claims; and

(3) Hold posted Laborers and Materialmen Bond 929289848 in the amount of \$50,139.50 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance if no claims are made.

**RECOMMENDED ACTION:** Approve.

25. Transportation Department recommending Resolution sanctioning the closure of Green Valley Road between Rescue School and Rescue Fire Station on Saturday, July 23, 2005 between 12:00 p.m. and 12:30 p.m. for the "Rescue Day's 6<sup>th</sup> Annual Parade and Picnic", subject to conditions set forth in Resolution 110-79 and in the Application for Road Closure for Special Events.

**RECOMMENDED ACTION:** Adopt Resolution 225-2005.

26. Transportation Department recommending Chairman be authorized to sign the Federal Apportionment Exchange and State Match Program Agreement with the California Department of Transportation (Caltrans) allowing the direct exchange with the State of \$359,164 in fiscal year 2004/2005 Regional Surface Transportation Program Exchange Funds and allowing for the disbursement of \$100,000 in State Match Funds. (Funding: RSTP Exchange)

**RECOMMENDED ACTION:** Approve.

27. Chief Administrative Office, Procurements and Contracts Division, submitting 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.

**RECOMMENDED ACTION:** Approve.

28. Chief Administrative Office, Procurements and Contracts Division, recommending a one year extension of Bid 05-055-024 for a term to expire October 25, 2006 for grader and truck chains for the Department of Transportation. (Funding: Road Fund/Non-General Fund)  
**RECOMMENDED ACTION:** Authorize increase to blanket purchase order in the amount of \$10,829 to Quality Chain Corporation, Inc. of Hillsboro, Oregon and an increase to same on an "as-needed" basis during the awarded period if funding is available within the requesting department's budget.
29. Chief Administrative Office, Procurements and Contracts Division, recommending award of Bid 06-208-004 for Novell license maintenance and support to the sole qualified respondent ASAP Software of Buffalo Grove, Illinois in the amount of \$50,477 for Information Technologies. (Funding: General Fund)  
**RECOMMENDED ACTION:** Approve.
30. Risk Management Division recommending Risk Manager be authorized to sign all documents relating to the proposed California State Association of Counties (CSAC) Excess Insurance Authority (EIA) Joint Powers Agreement.  
**RECOMMENDED ACTION:** Approve, noting this action reaffirms the Board action on May 11, 2004 and is at the request of CSAC EIA.
31. Risk Management Division recommending the Board accept the renewal offer from Symetra at the current specific stop loss level of \$150,000 and authorize the Risk Manager to execute all required implementing insurance documents to maintain continuous reinsurance for the Blue Shield Health Plan; said renewal offer estimated annualized cost is \$920,000 and is comprised of individual stop loss of \$890,000 and aggregate excess of \$30,000.  
**RECOMMENDED ACTION:** Approve.

32. County Service Area 10 consideration of the following pertaining to the Storage Tank Expansion at the Union Mine Landfill Project 045-PW-04/05-11:

(1) Approve bid documents for said Project;

(2) Authorize Environmental Management Department to advertise for bids due no later than 4:00 p.m., Monday, August 15, 2005;

(3) Award of bid anticipated to be on Tuesday, August 16, 2005, subject to the lowest responsive, responsible, and qualified bidder; and

(4) Authorize Chairman to sign all bid documents.

**RECOMMENDED ACTION:** Approve.

33. General Services Department recommending Resolution authorizing the execution of and amendment to the County's Contract with the California Department of Parks and Recreation to allow the pass through of 2002 Resources Bond Act (Proposition 40) per capita grant funds in the amount of \$150,000 from the City of South Lake Tahoe to assist in the funding for construction of the South Lake Tahoe Athletic Field.

**RECOMMENDED ACTION:** Adopt Resolution **226-2005** subject to review and approval by County Counsel.

34. General Services Department recommending the following pertaining to Bid 06-986-003 for the Placerville Airport Crack Repair and Slurry Seal Runway 5-23:

(1) Approve bid documents and authorize Chairman to sign same;

(2) Authorize said Department to advertise, with bids due by 2:00 p.m. on Tuesday, August 23, 2005; and

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- (3) Authorize the Chief Administrative Officer to approve and sign the anticipated grant contract with the Federal Aviation Administration (FAA) contingent upon approval and review by County Counsel and Risk Management, providing the final grant award is sufficient to fund 95% of the estimated project costs. (Funding: Grant and Community Enhancement, \$229,900 FAA Grant; \$12,100 Community Enhancement Fund)  
**RECOMMENDED ACTION:** Approve.
35. Supervisor Baumann requesting ratification of her signature on a letter dated July 15, 2005 to First 5 El Dorado, Children and Families Commission for the purposes of submitting the application for a discretionary grant under the Early Learning Opportunities Act Program.  
**RECOMMENDED ACTION:** Approve.
36. Supervisor Baumann recommending Certificate of Commendation, on behalf of the Board of Supervisors, recognizing Daniel Chandler Sauve' for achieving the rank of Eagle Scout in the Boy Scouts of America.  
**RECOMMENDED ACTION:** Approve.
37. Supervisor Baumann requesting approval of her signature on a letter to Congressman John Doolittle in support of a joint use fire station and community center for the community of Grizzly Flat; and further requesting assistance in identifying and securing federal funding to support the completion of same.  
**RECOMMENDED ACTION:** Approve.
38. Supervisor Baumann recommending Alfred Knotts be appointed to serve as the second alternate on the Tahoe Transportation District Board (replacing Bob Slater) and to serve as the first alternate on the Coordinated Transportation System Management Company Board.  
**RECOMMENDED ACTION:** Approve.

39. Supervisor Baumann recommending the appointment of Judi Harkins to serve as the El Dorado County Alternate on the South Lake Tahoe Recreation Facilities Joint Powers Authority for the meeting of July 28, 2005.

**RECOMMENDED ACTION:** Approve.

40. Supervisor Paine, on behalf of District V, recommending Tom Davis be appointed as the Representative for the El Dorado County Fair Association Board of Directors for a term to expire January 2007.

**RECOMMENDED ACTION:** Approve.

41. Supervisor Paine, on behalf of the El Dorado County Office of Education, requesting ratification of his signature on the application for the Emergency Response Crisis Management Grant Fund application.

**RECOMMENDED ACTION:** Approve.

**END CONSENT CALENDAR**

**DEPARTMENT MATTERS:** At the time the Board acts upon the Consent Calendar, it may select individual Department Matters to be moved to the Consent Calendar for Approval, absent objections and/or requests of staff or the public to speak to those matters.

50. Hearing to consider the following pertaining to the formation of the Euer Ranch Units 6 and 7 Drainage Zone of Benefit 98309 within County Service Area 9 for drainage maintenance and improvement services:

- (1) Accept testimony for or against said formation;
- (2) Make findings consistent with the County's Policy and Procedure Guidelines for Creation and Administration of Zones of Benefit within a County Service Area, Part III, C; and
- (3) Adopt Resolution **218-2005** forming said Zone of Benefit.

**BOARD ACTION** - Hearing no protests, Resolution **218-2005** adopted. 2134

51. Transportation Department recommending Resolution **219- 2005** calling for a landowner mailed ballot election to be set for August 19, 2005 for the establishment of a special tax to provide drainage maintenance and improvement services for Euer Ranch Units 6 and 7 Drainage Zone of Benefit 98309 within County Service Area 9.  
**BOARD ACTION** - Resolution **219-2005** adopted. 1234
52. Hearing to consider recommendation of Auditor-Controller to disburse excess proceeds in the amount of \$535.78 to Steven Peake from the sale of tax defaulted property (APN 062-030-50-700) on November 7, 2003.  
**BOARD ACTION** - Hearing no protests, Board approved disbursement as recommended by the Auditor-Controller. 1234
53. Sheriff's Department recommending report by Youngdahl Consulting Group pertaining to the Fred's Fire local emergency; and further recommending Resolution **220-2005** be adopted terminating the state of that local emergency declared on October 17, 2004.  
**BOARD ACTION** - Resolution **220-2005** adopted. 3124
54. Public Health Department recommending Chairman be authorized to sign Agreement 462-PHD0705 with James A. Perkins, D.V.M. dba Pollock Pines Veterinary Hospital, Inc. in the amount of \$30,000 for the term July 1, 2005 through June 30, 2006; and Agreement 463-PHD0705 with Sharon Burns, D.V.M. dba Sierra Veterinary Hospital in the amount of \$15,000 for the term July 1, 2005 through June 30, 2006 to provide emergency and routine veterinary services on an "as-needed" basis for the Public Health Department's Animal Control Division. (Funding: General Fund, Animal Control Trust Accounts)  
**ADDED TO CONSENT CALENDAR:** Approved. 3214

55. Human Services Department, Community Services Division, recommending Chairman be authorized to sign Amendment 01 to Agreement NM-0405-01-A with New Morning Youth and Family Services for a term July 1, 2004 through June 30, 2006 to establish a means of claiming costs necessary relative to the provision of Medi-Cal Administrative Activities (MAA) to assist eligible individuals in gaining access to needed medical, social, education and other services for said Department. (Funding: Federal MAA Revenues, \$120,000 is included in the fiscal year 2005/2006)  
**BOARD ACTION -** Approved. 124 3(ab)
56. Mental Health Department recommending Chairman be authorized to sign retroactive Agreement 024-S0611 with Crestwood Behavioral Health, Inc. in an amount not to exceed \$800,000 for the term July 1, 2005 through June 30, 2007 to provide a long-term 24-hour special treatment program for clients on an "as-requested" basis for said Department. (Funding: Realignment, \$400,000 budgeted for fiscal year 2005/2006 and \$400,000 budgeted for fiscal year 2006/2007)  
**ADDED TO CONSENT CALENDAR:** Approved. 3214
57. Transportation Department recommending Chairman be authorized to sign Agreement 001-S0611 with TruGreen Landcare L.L.C. in an amount not to exceed \$17,570 for the term July 1, 2005 through June 30, 2006 to provide monthly maintenance and "as-requested" landscape maintenance to Emerald Meadows Zone of Benefit 80 within County Service Area 9. (Funding: Fiscal year 2005/2006 Benefit Assessments)  
**ADDED TO CONSENT CALENDAR:** Approved. 3214

58. Supervisor Baumann recommending the Board find that it is more economical and feasible to obtain an outside contractor for the provision of architectural services in accordance with County Ordinance Section 3.13.030; and authorize Chairman to sign Agreement with Murray and Downs, AIA, Architect's, Inc. in an amount not to exceed \$19,250 to provide architectural services for the design and remodel of the of the El Dorado Hills Fire Station, No. 1 for the future Human Services Senior Nutrition Program.

**ADDED TO CONSENT CALENDAR:** Approved.

3214

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

**BOARD OF SUPERVISORS CONVENEED AS THE AIR QUALITY MANAGEMENT DISTRICT BOARD TO CONSIDER THE FOLLOWING:**

80. Hearing to consider the following pertaining to Amendments to District-wide Rule 223, Fugitive Dust:

(1) Determine that the Rule amendment and Rules adoption is categorically exempt from the California Environmental Quality Act (CEQA);

(2) Make findings of necessity, authority, clarity, consistency, nonduplication and reference, as required by Health and Safety Code, Sections 40703 and 40727 for amended Rule 223 Fugitive Dust, and new rules, Rule 223-1 Fugitive Dust-Construction, Bulk Material Handling, Blasting, other Earthmoving activities and Carryout and Trackout Prevention and Rule 223-2 Fugitive Dust-Asbestos Hazard Mitigation; and

(3) Adopt amended Rule 223 and new rules, Rule 223-1 and 223-2. (Continued 6/28/2005, Item 114)

**BOARD ACTION** - Upon conclusion of the public hearing, Board found amended Rule 223 and new Rules 223-1 and 223-2 are categorically exempt from CEQA and adopted said Rules with minor corrections as outlined by Supervisor Sweeney this date. 2413

Note: Staff to return to the Board by **mid October 2005** with a status report pertaining to same.

81. Hearing to make findings of necessity, authority, clarity, consistency, nonduplication and reference as required by Health and Safety Code, Sections 40703 and 40727 for amended Rule 601 Stationary Source Fees, Rule 609 Hourly Rate and Rule 610 Land Development Fees; and adoption of same.

**BOARD ACTION** - Hearing no protests, amended Rules 601, 609 and 610 adopted. 2134

82. Hearing to consider adoption of the Control Measure Implementation Schedule for particle matter (PM10) and particle matter (PM2.5), as required by Section 39614 of the Health and Safety Code under Senate Bill (SB) 656, Sher 2003.

**BOARD ACTION** - Upon conclusion of the public hearing, Board adopted the Control Measure Implementation Schedule. 2413

**AIR QUALITY MANAGEMENT DISTRICT BOARD ADJOURNED**

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

90. Hearing to consider the following pertaining to Zone Change Z04-0018 and Special Use Permit S04-0025, requested by Judith Granberg (District IV):

(1) Find said project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303 and 15162 of the State CEQA Guidelines;

(2) Adopt Ordinance **4679** to rezone 28.89 acres (APN 060-430-63) from Single-family Three-acre (R3A) and Estate Residential Ten-acre (RE-10) to Residential Agricultural Twenty-acre (RA-20) zone in the Georgetown area; and

(3) Approve Special Use Permit S04-0025 for a commercial kennel permit to allow the operation of a 20-run boarding and training facility for dogs, based on findings and subject to conditions.

**BOARD ACTION** - Hearing no protests, the Board found the project exempt from the California Environmental Quality Act pursuant to Sections 15303 and 15162 of CEQA Guidelines; waived reading, read by title only and adopted ORDINANCE NO. **4679** approving the rezone; and approved Special Use Permit S04-0025, based on findings and subject to conditions of the Planning Commission. 4213

**CAO REPORTS****ITEMS TO/FROM SUPERVISORS**

**BOARD OF SUPERVISORS RECESSED AT 2:10 P.M. AND RECONVENED AT 3:00 P.M. FOR THE CONTINUED SPECIAL MEETING.**

**ADJOURNMENT**

**CLOSED SESSION ROSTER****Regular Meeting of the Board of Supervisors****July 19, 2005 - 8:00 A.M.**

**Board to meet in Closed Session to confer with or receive advice from Counsel on the following pursuant to Government Code Section cited:**

Section 54956.9(a), **Existing Litigation:**

- Department of Conservation v. El Dorado County, et al., Loring Brunius, Real Party in Interest v. California Mining Association, et al., Interveners, California Supreme Court Case No. S116870, Third Appellate District Case No. C039428, El Dorado County Superior Court Case PV002958/002959.

**BOARD ACTION** - On a unanimous vote, the Board agreed to express its opposition to Senate Bill 668 (SB668) which relates to amendments to the Surface Mining and Reclamation Act in that it does relate to this pending litigation.

Section 54957, **Public Employee Performance Evaluation:**

- Title: Chief Administrative Officer.

**No action reported.**

Section 54957.6, **Conference with Labor Negotiator:**

- **County Negotiator**, Chairman of the Board of Supervisors or Designee.  
**Unrepresented Employee:** Chief Administrative Officer.

**No action reported.**

- **County Negotiator**, Human Resources Director and Bruce Heid, Industrial Employers Distributors Association (IEDA).

**Employee Organization:** Sworn Management Association and Operating Engineers Local 3 - Corrections.

**No action reported.**