

Tuesday, September 16, 2003

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular session at 9:00 A.M..

**PRESENT:** Supervisors Harry L. Ovitt, Shirley Bianchi, Peg Pinard, K.H. 'Katcho' Achadjian and Chairperson Michael P. Ryan

**ABSENT:** None

**PLEDGE OF ALLEGIANCE TO THE FLAG LED BY VICKI SHELBY, CLERK FOR THE BOARD.**

**SUM            AGN**

1            A-1-A **Thereafter, on motion of Supervisor Achadjian, seconded by Supervisor Ovitt and on the following roll call vote:**

**AYES:**            Supervisors Achadjian, Ovitt, Bianchi, Pinard, Chairperson Ryan  
**NOES:**            None  
**ABSENT:**        None

**RESOLUTION NO. 2003-304, resolution commending Esther Ruiz upon her resignation from service with San Luis Obispo County, adopted.**

**Supervisor Achadjian:** reads the resolution and presents the same, along with a plaque, to Ms. Ruiz.

**Ms. Ruiz:** thanks the Board for the recognition.

**Chairperson Ryan:** states that everyone knows the "voice" of the person who helps with computer problems and thanks her for her service.

**Supervisor Ovitt:** speaks to all the help Ms. Ruiz has provided him over the years and thanks her for the same.

2            A-1-B **Thereafter, on motion of Supervisor Achadjian, seconded by Supervisor Ovitt and on the following roll call vote:**

**AYES:**            Supervisors Achadjian, Ovitt, Bianchi, Pinard, Chairperson Ryan  
**NOES:**            None  
**ABSENT:**        None

**RESOLUTION NO. 2003-305, resolution recognizing September as, National Alcohol and Drug Addiction Recovery Month, adopted.**

**Supervisor Ovitt:** reads the resolution and presents the same to Ms. Susan Warren of the North County Connection.

**Ms. Warren:** thanks the Board and community for their ongoing support and for the help they provide to the "recovering" community.

3            A-2 **Thereafter, on motion of Supervisor Achadjian, seconded by Supervisor Ovitt and on the following roll call vote:**

**AYES:**            Supervisors Achadjian, Ovitt, Bianchi, Pinard, Chairperson Ryan  
**NOES:**            None  
**ABSENT:**        None

**presentation of a Certificate of Recognition for the Foodbank Coalition of San Luis Obispo, Cal Poly, and the Community Foundation for completing an extensive study of hunger issues in San Luis Obispo County, approved.**

**Chairperson Ryan:** introduces the item indicating the Board will hear a presentation and they will give a presentation.

**Ms. Janis Wolfter:** Director of Grants and Programs for the Community Foundation, indicates that as a grant making organization, they have the ability to see the full range of non-profit work that is focused on feeding the hungry in the County; addresses the lack of coordination in filling this need and the need for good baseline data; what the Foundation found through a study on hunger in the County with the assistance of the Cal Poly Political Science Department.

**Ms. Neva Lopez:** Cal Poly student, addresses the coalition they developed to work on this study and highlights the results of the study including the food stamp program which is supposed to be America's first line of defense against hunger and is grossly under-used in the County; food stamp participation rates in the County are 21.3% compared to 53.3% Statewide and 59% Nationwide.

**Ms. Wolfter:** comments further on the results of the study and the food distribution groups in the County have expressed an interest in finding ways to address these problems.

**Mr. Jim Kemper:** Executive Director for Food Bank Coalition, addresses the study which showed that the children and low income seniors represented the majority of the needy, with working adults, who cannot earn a large enough income to feed themselves and families, being the remainder; the study shows that the County is about 6,000 pounds short of supplying what is needed; the majority of this shortage could be addressed through the under-utilization of food stamps and if this was resolved and the County reached the same rate as the State has for food stamp usage, it would bring \$10-12 million yearly into the economy.

**Ms. Susan Fuller:** Social Services, addresses their role and indicates they are pleased to be able to help with this.

**Chairperson Ryan:** presents a Certificate of Recognition to the Food Bank Coalition, Cal Poly and The Community Foundation for their work.

4 PC This is the time set for members of the public wishing to address the Board on matters other than scheduled items.

**Mr. Eric Greening:** thanks Supervisors Bianchi and Achadjian for speaking at the Attorney General's hearing regarding the sale of French and Arroyo Grande Hospitals; states the next phase of this proposed sale is to conduct a study, which is to be done by the Camden Group and urges that the study include an earthquake study and these two hospitals emergency response plans.

**Mr. Michael Kovacs:** addresses the need to safeguard public funds; indicates that two employees were sentenced last week for stealing money from the County and two more will be in court soon; addresses his concern regarding the lack of information on cash thefts/disappearances. **No action taken.**

5 SP **Ms. Julie Rodewald:** County Clerk-Recorder, updates the Board on the Special Election; indicates they have issued approximately 42,000 absentee ballots and approximately 10,000 of those have already been returned; comments on the recent decision by the 9<sup>th</sup> Circuit Court of Appeals to postpone this election and the decision has been stayed for seven days; states they are still moving forward issuing ballots.

**Supervisor Bianchi:** questions what happens to her voted ballot if the election is cancelled.

**Ms. Rodewald:** responds and further updates the Board on two Bills: the one for reimbursement for this special election has died and the other that would split the primary in a presidential election year to one in March and one in June didn't get out of the

Legislature; indicates more than \$200,000 has already been spent on this election. **No action taken.**

6 B-PC This is the time set for members of the public wishing to address the Board on items set on the Consent Agenda.

**Mr. Eric Greening:** indicates he had comments on Item B-9 but is okay since the item as been withdrawn. **No action taken.**

7 B-1 Consent Agenda Item B-9 is withdrawn. Item B-13 is amended to replace the letter to the thru centers for Medicare and Medicaid services due to a technical correction. B-14

**Thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Bianchi and on the following roll call vote:**

**AYES: Supervisors Ovitt, Bianchi, Pinard, Achadjian, Chairperson Ryan**  
**NOES: None**  
**ABSENT: None**

**Consent Agenda Items B-1 through B-14 are approved as recommended by the County Administrative Officer and as amended by this Board.**

Consent Agenda Items B-1 through B-14, as amended, are on file in the Office of the County Clerk-Recorder and are available for public inspection.

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Items set for bid opening:

B-1 Plans and specifications (Clerk's File) for the replacement of playground equipment at Cuesta Park in San Luis Obispo, **Approved and the Clerk is instructed to give notice of bid opening set for October 16, 2003 at 3:00 p.m..**

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Administrative Office Items:

B-2 Notice to commence negotiations for the exchange of property tax revenue and annual tax increment for Annexation No. 23 to the Nipomo Community Services District (Tract 2499); 4th District, **Approved.**

B-3 Notice to commence negotiations for the exchange of property tax revenue and annual tax increment for Annexation No. 25 to the Nipomo Community Services District (Robertson); 4th District, **Approved.**

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Planning and Building Items:

B-4 **RESOLUTION NO. 2003-306**, approving an avigation easement from Jules and Joanne Rogoff, Trustees of the Rogoff Living Trust, for property located near the San Luis Obispo County Regional Airport; 3rd District, **Adopted.**

B-5 **RESOLUTION NO. 2003-307**, approving an avigation easement from Alfred Martinelli, Trustee of the Alfred and Linda Martinelli Trust, for property located near the San Luis Obispo County Regional Airport; 3rd District, **Adopted.**

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Public Works Items:

B-6 Agreement with the City of San Luis Obispo for routine streambed maintenance and exotic plant control/revegetation in the San Luis Creek watershed, **Approved.**

B-7 Submittal of the 2003/04 Disadvantaged Business Enterprise Program for the Department of Public Works, **Approved and the Director of Public Works is authorized to sign and execute the Plan.**

B-8 The following map has been received and has satisfied all the conditions of approval that

were established in the public hearings on its tentative map and: CO 94-0131, a proposed subdivision resulting in 2 lots by Joe and Michiale Marquez, Calimex Place, Nipomo, **Approved** and **RESOLUTION NO. 2003-308**, approving an open space easement agreement; 4th District, **Adopted**.

- B-9 The following Tract map has been received and has satisfied all the conditions of approval that were established in the public hearings on its tentative map: Tract 2162, Phase I, a proposed subdivision resulting in 63 lots by Jonatkim Enterprises, Lake Shore Drive, Nacimiento Lake (Oak Shores) west of Paso Robles, reject the offers of dedication without prejudice to future acceptance, act on resolutions approving an agreement for acquisition of real property, an open space easement agreement, and an agreement for payment of road improvement fees; 1st District, **Withdrawn**.

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Other Items:

- B-10 Request by the Clerk-Recorder to amend the fixed asset list adding a high speed scanner and approve a budget adjustment in the amount \$20,000 from the Recorder's Restricted Revenue, **Approved**.
- B-11 Amended lease agreement with OMKAR Investments allowing one 6 month extension for medical office and lab space located at 1551 Bishop Street in the City of San Luis Obispo, **Approved**.
- B-12 Contract with Superior Court to continue participation in the San Luis Obispo County Pension Trust, **Approved**.
- B-13 Request by Behavioral Health to approve a letter to the Centers for Medicare and Medicaid Services requesting certification of the Psychiatric Health Facility, **Approved as amended**.
- B-14 **RESOLUTION NO. 2003-309**, commending Michael Measures upon his retirement after 32 years of service, **Adopted**.

- 8 C-1 This is the time set for continued hearing (Continued from August 12, 2003) to consider an appeal by Robert Mueller of the Hearing Officer's approval of a Minor Use Permit/Coastal Development Permit (D020051P) a request by David Angello to construct a new 1,000 square foot storage building for an existing ATV rental business; 4th District.

**Ms. Ryan Hostetter:** Planning, presents the staff report and a map of the site; outlines the issues of the appeal and staff's response to the same.

**Mr. Robert Mueller:** Appellant, thanks the Board for the additional time to work this out; addresses his prior concerns to offsite impacts and indicates he is already seeing improvements to this location.

**Mr. Mark Vasquez:** representing the Applicant, states they concur with the conditions and thanks staff for all their work.

**Thereafter, on motion of Supervisor Achadjian, seconded by Supervisor Bianchi and on the following roll call vote:**

**AYES:** Supervisors Achadjian, Bianchi, Ovitt, Pinard, Chairperson Ryan  
**NOES:** None  
**ABSENT:** None

**RESOLUTION NO. 2003-310, resolution affirming and modifying the decision of the Hearing Officer and conditionally approving the application of David Angello for Minor Use Permit/Coastal Development Permit D020051P, adopted.**

- 9 C-2 This is the time set for continued hearing (continued from September 9, 2003) on the proposed amendment to the El Pomar-Estrella Area Plan and Circulation Element of the

County General Plan, and related amendments to the Salinas River Area Plan and the Agriculture and Open Space Element of the County General Plan, and to the Land Use Ordinance; 1<sup>st</sup> and 5<sup>th</sup> Districts.

**Mr. Warren Hoag:** Planning, highlights what the Board discussed on September 9<sup>th</sup> and what is left for discussion/action today; states all actions should be tentative and this hearing needs to be continued to September 23<sup>rd</sup> for final action; indicates that the staff report that was presented today outlines the changes made by the Board last week.

**Mr. Mike Wulkan:** Planning, addresses the actions taken by the Board last week on the Old Adobe Way, Kingsbury Road area and presents language to address those changes for the Board's consideration.

**Mr. Richard Marshall:** Public Works, addresses the road standard and explains the road improvements.

**Mr. Wulkan:** addresses the issues raised regarding secondary access.

**Chairperson Ryan opens the floor to general public comment on the Update.**

**Mr. Eric Greening:** addresses his concern to holding this hearing today as the notice was for the 9<sup>th</sup> and 23<sup>rd</sup> and not for today; if the Board is going to hold this hearing he asks that all actions be tentative and the item be continued to September 23<sup>rd</sup> to allow the public time to respond.

**Mr. Hoag:** responds that all actions taken today are to be tentative and the hearing will be continued to September 23<sup>rd</sup> for final action.

**Mr. Joe Kelly:** states he misrepresented the status of the Williamson property last week and apologizes; states with the actions last week, the Board has restored ½ of his 1979 purchased property rights; addresses Old Adobe and Kingsbury Roads and the issue of secondary ingress and egress, Class A-1 road construction and, right-of-way dedication to 50 feet.

**Mr. Michael Kovacs:** states he had concerns about this hearing until he heard that the final action wouldn't be until next week.

**Ms. Pam Heatherington:** addresses her concern to the hearing today as she believes it is unfair to the folks living in this area.

**OLD ADOBE WAY, KINGSBURY ROAD AND VICINITY, is presented.**

**Mr. Robert Marks:** states he is opposed to changing the zoning in this area, addresses his concerns and hopes the Board will put off any action affecting this area.

**Mr. Greening:** questions maintenance of the roads in this area, what substances will be used and concerns regarding the area being thick in Star Thistle.

**Mr. Kelly:** addresses his concerns regarding extending these roads any further; presents a copy of his letter for the record.

**Thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Achadjian and on the following roll call vote:**

**AYES:** Supervisors Ovitt, Achadjian, Pinard, Chairperson Ryan  
**NOES:** Supervisor Bianchi  
**ABSENT:** None

**the Board tentatively approves the language for the Standard dealing with Old Adobe Way, Kingsbury Road and Vicinity as follows: “#1. Old Adobe Way, Kingsbury Road and Vicinity. The following standard applies only to those parcels**

shown in Figure 7-12. a.) **Land Division Requirements - Road Improvements.** New land divisions shall be conditioned to required [sic] that: a) the road providing access to the site be improved to County paved road (A-1 Rural) standards fronting the site and continuing to the nearest publicly-maintained road, and b.) an offer of dedication be made to the County for one-half of a 50-foot right-of-way fronting the site.”

**LAND USE CATEGORY DETAIL MAPS, are presented.**

**Mr. Wulkan:** addresses the maps, highlighting those with changes and those that are housekeeping items.

**Board Members:** addresses various issues, comments and concerns regarding: Map #7 and the proposed change to the parcel marked “7”; Creston Maps 1 and 2 and whether the road is also rezoned, with staff responding.

**Mr. Kelly:** addresses his concern to Mr. Spencer, of the Advisory Committee, not addressing any of the issues.

**Mr. Bill Spencer:** Co-Chairperson for the Advisory Committee, addresses the request to add Parcels 95 and 111 to Figure 7-12 (Old Adobe Way, Kingsbury Road & Vicinity Standard).

**Mr. Marshall:** addresses Kingsbury Road and where it ends.

**Mr. Wulkan:** comments on the addition of the two parcels indicating they were in the original request and then were removed.

**A motion by Supervisor Ovitt, seconded by Supervisor Achadjian to add the two parcels to the Standard, is discussed.**

**Supervisor Bianchi:** expresses her concern to adding these two parcels and changing the zoning without being sure the property owners want this or know about it.

**Mr. Spencer:** states the committee had a mixed vote on this and it was not approved; the two parcels were a part of the original request and he feels the property owners should be renotified of this change.

**Mr. Hoag:** states that staff will make every attempt to reach the two property owners and let them know what is happening and will report back on September 23<sup>rd</sup>.

**Thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Achadjian and on the following roll call vote:**

**AYES:** Supervisors Ovitt, Achadjian, Chairperson Ryan  
**NOES:** Supervisors Bianchi, Pinard  
**ABSENT:** None

**the Board tentatively approves adding Lots 95 and 111 to Standard E-1, Rural Lands - Old Adobe Way, Kingsbury Road and Vicinity, as shown on Figure 7-12 and tentatively changes the zoning to Rural Lands.**

**Thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Bianchi and on the following roll call vote:**

**AYES:** Supervisors Ovitt, Bianchi, Pinard, Achadjian, Chairperson Ryan  
**NOES:** None  
**ABSENT:** None

**the Board tentatively approves Land Use Category Detail Maps 1, 2, 3, 4, 5, 5A, 6, 7, 8, 9 and Creston Land Use Category Detail Maps 1 & 2 as presented.**

**COMBINING DESIGNATION MAPS, are presented.**

**Mr. Wulkan:** explains the maps in this group.

**Chairperson Ryan:** expresses his concern that the boundaries on Map 4 are different than what is shown on the “official” map and directs that staff have Map 4 reflect the same boundaries as the “official” map, with Mr. Hoag indicating they will do that.

**Mr. Wulkan:** finishes explaining the maps in this section and states that the SRA (Sensitive Resource Area) map is in this document as a reference and is not part of the Update.

**Mr. Greening:** addresses Maps 5, 7 and 8 and the issue of the TDC’s (Transfer of Development Credits) and does not want them used as a designing tool; addresses his concern to the piecemeal process for receiver and sender sites; references a language change he suggested last week regarding TDC’s; discusses the Union Asphalt site; questions what the EIR consequences are if the SRA map is not included.

**Mr. Joe Kelly:** asks if staff can have maps to show the roads in the Kingsbury Road area, including he believes County Roads 25 and 96.

**Board Members:** address various issues, comments and concerns regarding: TDC’s; Union Asphalt property; why some of these are “County Roads” as opposed to being private roads; requests that staff bring back answers on the road concerns and easements next week, with staff responding.

**Thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Achadjian and on the following roll call vote:**

**AYES: Supervisors Ovitt, Achadjian, Bianchi, Pinard, Chairperson Ryan**  
**NOES: None**  
**ABSENT: None**

**the Board tentatively approves Combining Designation Maps 1, 2, 3, 4, 5, 6, 7 and 8 as presented.**

**Board Members:** discuss the SRA map and it’s significance in this document and making it a resource in the Appendix.

**Mr. Wulkan:** recommends that if the Board wants to do this that the references on the map to Sensitive Resource Area and Combining Designations be changed and simply call it a Habitat Sensitivity Map and that it be for informational purposes only.

**Thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Bianchi and unanimously carried, the Board changes the map at the end of Combining Designation Maps from a Sensitive Resource Area and Combining Designation Map to referencing it as a Habitat Sensitivity Map and that it is for information purposes only.**

**Mr. Hoag:** refers to an outstanding issue from last week’s meeting regarding the remoteness test for new land divisions.

**Mr. Wulkan:** explains the request to establish a minimum parcel size of 40 acres in Rural Lands Category through the Planning Area, except for the Old Adobe Way area which is being recommended for rezoning to Rural Lands; indicates the Planning Commission has asked that the Board consider this change in minimum parcel size which would affect approximately 170 parcels in the El Pomar-Estrella Area.

**Mr. Greening:** addresses the Advisory Committees review and vote on this.

**Supervisor Bianchi:** speaks in support of changing the minimum parcel size as suggested

by the Planning Commission.

**Thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Achadjian and on the following roll call vote:**

**AYES:** Supervisors Ovitt, Achadjian, Chairperson Ryan  
**NOES:** Supervisors Bianchi, Pinard  
**ABSENT:** None

**the Board approves continuing the Rural Lands Standard as currently exists in the Land Use Ordinance.**

**COMMUNITY PLANNING STANDARDS, are presented.**

**Chairperson Ryan:** questions the language in Section 22.94.020 regarding archaeological resources and the 300 feet from a creek requirement, with Mr. John McKenzie, Environmental Specialist, responding.

**Supervisor Bianchi:** addresses Section 22.94.040 - Rural Area Standards, #2 - Development Impacts and suggests adding "Public Safety" to the list.

**Mr. Wulkan:** states that pages 14, 15 and 16 no longer apply and are deleted based on the actions taken last week with respect to Eagles Nest.

**Mr. Hoag:** states that page 17 has been replaced based on the action taken by the Board on Old Adobe Way and Vicinity.

**Mr. Wulkan:** states that page 23 has been replaced by prior action of the Board regarding Northwest and Northeast Corners of Highway 41 and Poco Road; and, #8 regarding the North Side of Highway 41 East of Homestead Road on pages 25 and 26 are deleted based on prior action by the Board.

**Mr. Eric Greening:** states that the archaeological language is preventive and all the changes should be approved.

**Mr. Kelly:** states he believes the Board needs to still look at the Hilton request.

**Supervisor Bianchi:** questions the language regarding recreation in the Salinas River Plan.

**Thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Achadjian and on the following roll call vote:**

**AYES:** Supervisors Ovitt, Achadjian, Bianchi, Pinard, Chairperson Ryan  
**NOES:** None  
**ABSENT:** None

**the Board tentatively approves the Community Planning Standards as presented with the change to Section 22.94.040, A2 to add the wording "public safety" after the wording "traffic and circulation" in the third line of the paragraph.**

**Mr. Hoag:** addresses the Hilton request indicating they never received a formal request on this.

**Mr. Greening:** questions approving the glossary and his concerns regarding the definition for clustering.

**Chairperson Ryan:** questions whether the glossary needs to be approved as part of the Update, with Mr. Hoag responding that it does not.

**CEQA FINDINGS AND STATEMENT OF OVERRIDING CONSIDERATIONS,**



are presented.

**Mr. John McKenzie:** Environmental Specialist, addresses the document that was presented today which includes the changes from last weeks meeting; recommends approval of the Statement of Overriding Considerations and certification of the EIR.

**Supervisor Bianchi:** states she will not support the Statement of Overriding Considerations; addresses her concerns to the impacts from this area on other areas of the County; her concerns regarding water, public safety, etc., indicating they need to be resolved not mitigated.

**Mr. Greening:** agrees with comments by Supervisor Bianchi; feels the document cannot be certified if you cannot approve the Statement.

**Mr. Kelly:** agrees with Supervisor Bianchi and Mr. Greening that this shouldn't be adopted and also for the reasons he provided regarding Old Adobe Way.

**Matter is fully discussed and thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Achadjian and on the following roll call vote:**

**AYES:** Supervisors Ovitt, Achadjian, Chairperson Ryan  
**NOES:** Supervisors Bianchi, Pinard  
**ABSENT:** None

**the Board approves the Statement of Overriding Considerations and certifies the EIR for the Update of the El Pomar-Estrella Planning Area.**

**Thereafter, on motion of Supervisor Ovitt, seconded by Supervisor Bianchi and unanimously carried, the Board continues said hearing to September 23, 2003 at 9:00 a.m. for final action.**

10 CS The Board announces it will be going into Closed Session regarding:

**I. PENDING LITIGATION (Gov. Code, § 54956.9.)** It is the intention of the Board to meet in Closed Session concerning the following items:

**A. Conference with Legal Counsel - Existing Litigation (Gov. Code, § 54956.9(a).)** **(Formally initiated)** (1) *In re PG&E Bankruptcy*, (2) *NRC Proceedings Concerning Diablo Canyon License Transfer*, (3) *NRC Proceedings Concerning Spent Fuel* and (4) *Lum v. County of San Luis Obispo*.

**B. Conference with Legal Counsel-Anticipated Litigation (Gov. Code § 54956.9)(5)** *Significant exposure to litigation (Gov. Code, § 54956.9(b).)* No. of cases 2. Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation.(6) *Initiation of litigation (Gov. Code, § 54956.9(c).)* No. of cases 2.

**II. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code, § 54957.6.)** It is the intention of the Board to meet in Closed Session to have a conference with its Labor Negotiator concerning the following: (7) Negotiator's Name: *David Edge*, Name of employee organization: *Unrepresented Management and Confidential*.

**Chairperson Ryan:** opens the floor to public comment without response.

Thereafter, pursuant to the requirements of the Brown Act, County Counsel reports out on the items discussed during Closed Session as follows: No report is required as no final action was taken and the Board goes into Open Public Session.

On motion duly made and unanimously carried, the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn.

I, **JULIE L. RODEWALD**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Tuesday, September 16, 2003, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

**JULIE L. RODEWALD**, County Clerk-Recorder  
and Ex-Officio Clerk of the Board of Supervisors

By: /s/Vicki M. Shelby,  
Deputy Clerk-Recorder

DATED: September 19, 2003

vms