

County of El Dorado

BOARD OF SUPERVISORS

ROBERT E. DORR.....DISTRICT I
 PATRICIA R. LOWE.....DISTRICT II
 JAMES R. SWEENEY.....DISTRICT III
 JOSEPH V. FLYNN.....DISTRICT IV
 THOMAS L. STEWART.....DISTRICT V

 BILLIE MITCHELL.....COUNTY CLERK

330 Fair Lane • Placerville, CA 95667
 Telephone (916) 626-2464



C O N F O R M E D

A G E N D A

June 4, 1985 10:00 a.m.

AGENDA CLOSING TIME - 12:00 NOON WEDNESDAY

ROBERT E. DORR, Chairman/Dixie L. Foote, Assistant Board Clerk

SUPERVISORS: DORR, LOWE, SWEENEY, FLYNN, AND STEWART

All members present

9:00 a.m. - Capital Outlay Session

9:30 a.m. - Closed Session concerning pending litigation regarding County of El Dorado v. Dorado Estates, Arom Corporation, et al; and Southern Pacific v. County of El Dorado and five related cases, pursuant to Government Code Section 54956.9 (Board's Conference Room in the Administrative Office)

INVOCATION - Father Anthony Grunell, St. Patrick's Church

PLEDGE OF ALLEGIANCE

ADOPT AGENDA

LFDSWS

BOARD ACTION - Agenda adopted.

CONSENT CALENDAR (All matters on the Consent Calendar are to be approved by one motion unless a Board member requests separate action on a specific item.)

1. Budget and/or Fund Transfers (Nos. 206 and 210)
 RECOMMENDED ACTION: Approve
2. Budget Transfer No. 207, transferring \$39,000.00 from General Fund Appropriation for Contingency (9900) to the Jail's Professional and Specialized Services account (2180), for payment of safekeeping, care, and subsistence of El Dorado County prisoners confined in Amador and Shasta County jails.
 RECOMMENDED ACTION: Approve, and authorize Chairman to sign

112

222

CONSENT CALENDAR CONTINUED

CONSENT CALENDAR CONTINUED

3. Budget Transfer No. 208, increasing Fleet Management's Estimated Revenue Miscellaneous Charges Current Services account (6325) by \$5,000.00, and transferring said amount to Special Departmental Expense account (2230), to replenish same due to cost-applied process to Departments with assigned fleet vehicles for maintenance and repair charges to vendors.

606

RECOMMENDED ACTION: Approve, and authorize Chairman to sign

4. Budget Transfer No. 212, decreasing and increasing various El Dorado Transit accounts as stated in letter dated May 24, 1985, to cover end-of-the-year budget corrections; costs of move to a new location on Missouri Flat Road; purchase of a copy machine (\$3,000.00), carpeting, security vault (\$250.00), and two storage cabinets (\$500.00); and setting up of a new telephone system and two-way radio system not originally anticipated in the 1984-85 Budget.

607

RECOMMENDED ACTION: Approve, and authorize Chairman to sign

5. Assessment Roll Changes (Nos. 2141 and 2142)

608

RECOMMENDED ACTION: Approve

6. Attorney Ronald E. Dosh submitting claim for personal injuries, on behalf of Juanita Marlene and Israel Silva, in the amount of \$100,000.00.

487

RECOMMENDED ACTION: Deny, as recommended by County Counsel

7. County Counsel submitting for Chairman's signature, Certificate of Acceptance of Corporation Grant Deed from Metro Leasing & Development Corporation, for right-of-way and easement for new Main Jail at Placerville.

206

RECOMMENDED ACTION: Approve, and authorize Chairman to sign; and send letter of appreciation to Metro Development & Leasing Corporation

(Deed 11-85)

8. Public Works Department requesting Resolution be adopted, authorizing the Chairman to sign Program Supplement No. 7, Revision 2, to the Local Agency-State Agreement (No. 03-5925) with the State Department of Transportation, providing for the use of Federal-Aid Secondary funds for preliminary engineering, right of way, construction, and construction engineering costs for the Lotus Road Bridge Project (No. 3026).

329

RECOMMENDED ACTION: Adopt Resolution No. 128-85, authorizing Chairman to sign

CONSENT CALENDAR CONTINUED

9. Welfare Department recommending Resolution be adopted, authorizing the Chairman to sign an Agreement (No. 15011) with the State Department of Social Services, for funds, in the amount of \$53,376.00, for public and/or private child abuse and neglect prevention and intervention programs for Fiscal Year 1985-86.

611

RECOMMENDED ACTION: Approve, and adopt Resolution No. 128A-85, authorizing Chairman to sign

10. Community Development Department recommending approval of the 1985 housing and population estimates; and Chairman be authorized to sign a letter to be sent to the Population and Research Unit of the State Department of Finance, requesting the 1985 estimate of 101,160 persons be certified for use by the State Controller.

612

RECOMMENDED ACTION: Approve

SSWDLF

11. Planning Commission recommending Resolution of Intention be adopted, setting a public hearing for Tuesday, June 25, 1985, at 2:00 p.m., to consider naming County Road No. 373, in the Cameron Park Area, Nora Lane.

613

RECOMMENDED ACTION: Adopt Resolution No. 129-85

12. Award of Bid No. 215-003, corrugated metal pipe for the Public Works Department

614

RECOMMENDED ACTION: Award to low bidder, Pittsburgh-Des Moines, Inc., of Stockton, in the amount of \$5,081.50; and authorize the Purchasing Agent to issue an annual purchase order for same

13. Appointment of Joyce De Vore as member of the Library Commission, representing District II, for a term ending January 3, 1989. (Posted - 5/8/85)

56

RECOMMENDED ACTION: Approve

FSWDLs

BOARD ACTION - All Consent Calendar matters approved as recommended.

END CONSENT CALENDAR

CAPITAL OUTLAY MATTERS

14. General Services Division recommending the following relating to the award of bid for the construction of the Jail Expansion Project at South Lake Tahoe (No. 3664): (Continued from 5/28/85)

a. Need for a Jail Expansion Project at Tahoe be declared as an emergency situation relative to public safety;

BOARD ACTION - Approved

SLDSwF

b. All bids submitted for same be rejected due to exceeding funds available;

BOARD ACTION - Approved

SLDSwF

c. Resolution be adopted, authorizing the performance of the project by an alternative method, i.e., negotiated revised project;

BOARD ACTION - RESOLUTION NO. 130-85 adopted.

SLDSwF

d. Architect and said Division be authorized to negotiate with the low bidder, Allen L. Bender, Inc., of West Sacramento for revised project; and Chairman be authorized to sign a Contract with same, in the amount of \$2,159,137.00;

BOARD ACTION - Approved

SLDSwF

e. Chairman be authorized to sign Budget Transfer No. 213, decreasing General Fund Appropriation for Contingency (9900) by \$215,920.00; and increasing General Services Division's Jail Expansion Project (3664) by said amount for same;

BOARD ACTION - Approved

SLDSwF

f. Chairman be authorized to sign a Contract with Motorola, Inc., of Sacramento, for the relocation of the radio tower and radio transmitters, and for furnishing and installing a transmitter building complete with slab, electrical and transformer, at a cost of \$25,000.00.

BOARD ACTION - Approved.

SLDSwF

15. RECOMMENDED FUTURE POLICY REVIEW SESSIONS

BOARD ACTION - None submitted.

LEGISLATIVE MATTERS

16. Supervisor Flynn requesting Chairman be authorized to sign a letter, to be sent to Congressman Norman D. Shumway, advising El Dorado County cannot support H.R. 1226 unless it is amended to include a provision to read "Anyone using water in accord with State water laws giving priority to the counties and areas of origin for present and future needs shall have no obligation to reimburse the United States for any impact such use may have on the Central Valley Project".

BOARD ACTION - Approved, with additional corresponding letter to be sent to Gordon Van Vleck of the Auburn Dam Task Force; Ed Tiedemann, Attorney for the SOFAR Management Authority; the American River Authority; the Placer County Board of Supervisors; and Placer County Water Agency.

FSwDLS

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PERSONNEL

17. Personnel recommendations as submitted by the Personnel Director.
- BOARD ACTION - None submitted.

DEPARTMENT MATTERS

18. Auditor/Controller's Office (Data Processing Division) reporting on questions raised at the March 25, 1985, Policy Review Session on Data Processing matters; and requesting Chairman be authorized to sign Budget Transfer No. 205, transferring \$114,685.00 from General Fund Appropriation for Contingency (9900) to Data Processing Division's Fixed Assets account (3370), for purchase of memory, disk drive, and dual access hardware within the 1984-85 Budget, and delete offsetting request in said amount from the 1985-86 Budget.

BOARD ACTION - Supervisor Lowe's motion to approve, seconded by Supervisor Stewart, failed due to only 3 Supervisors voting in favor and a 4/5's vote of the Board is required.

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The matter was continued to June 11, 1985, to receive comments from other County departments.

DEPARTMENT MATTERS CONTINUED

DEPARTMENT MATTERS CONTINUED

19. Chief Administrative Officer recommending the following relating to the proposed method for filling the Office of Treasurer-Tax Collector due to the resignation of E. R. Ferguson:

a. Recruitment for the Office of Treasurer-Tax Collector be conducted;

b. Chief Administrative Office be directed to review applications and forward the top ten candidates to an oral board; and

c. Oral board made up of qualified individuals in the areas of banking, finance, and accounting be convened to interview the top ten candidates and provide the Board with its ranking of the top five candidates for final interviews with the Board.

BOARD ACTION - Approved.

602

20. Chief Administrative Officer recommending the Board consent to the request of Roy Carter, Inc., to transfer its allocation of Mortgage Revenue Bond Program financing to another developer; and requesting authorization to convey the Board's consent to the City of Chula Vista.

BOARD ACTION - Approved.

236

SUPERVISORS SPECIAL REQUESTS

21. Board discussion relating to the Agenda format for the weekly Board of Supervisors' meetings.

BOARD ACTION - Board agreed to leave the hours of the regular weekly Board of Supervisors meetings as they are now, with the understanding it can continue those Tuesday meetings to Wednesday when needed to complete matters of business.

353

TIME ALLOCATION - 11:00 a.m.

22. Hearing to consider the adoption of a Resolution establishing \$37,589,609.00 as the appropriation limitation from proceeds of taxes for the 1985-86 Fiscal Year, to comply with the provisions of Article XIII B of the California Constitution relating to the provisions of Proposition 4. (Hearing set - 5/14/85)

BOARD ACTION - RESOLUTION 136-85 adopted.

536

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TIME ALLOCATION - 11:30 a.m.

- 23. Hearing to consider the addition of water and sewer services as extended services under County Service Area No. 9. (Resolution of Intention adopted - 5/14/85) (Requires Resolution)

520

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BOARD ACTION - Hearing continued to June 25, 1985.

TIME ALLOCATION - 11:45 a.m.

- 24. Bond Screening Committee advising Cemo Development has requested approval of its application to utilize the Municipal Improvement Act of 1913, pursuant to the Improvement Bond Act of 1915, for financing public improvements for the El Dorado Hills Business Park, Phase II, Series 1; and recommending approval of the application with conditions, and staff be directed to develop proposed revision to the definition of "present market value" contained in Resolution No. 198-83, which would take into consideration "absorption factors" where applicable. (Continued from 5/28/85)

354

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BOARD ACTION - Approved, with County Counsel to prepare proposed revisions to Resolution No. 198-83 and bring same back to the Board, at a later date, for adoption.

- 25. Adoption of the following Resolutions for the El Dorado Hills Business Park, Phase II, Assessment District:

SSWDLF

- a. Resolution Appointing Engineer and Attorneys;

BOARD ACTION - RESOLUTION NO. 131-85 adopted.

SSWDLF

- b. Resolution Determining to Undertake Proceedings Pursuant to Special Assessment and Assessment Bond Acts for the Making of Acquisitions and Improvements without Further Proceedings under Division 4 of the Streets and Highways Code;

BOARD ACTION - RESOLUTION NO. 132-85 adopted.

543

SSWDLF

- c. Resolution of Intention to Make Acquisitions and Improvements;

BOARD ACTION - RESOLUTION NO. 133-85 adopted.

SSWDLF

- d. Resolution Preliminarily Approving Engineer's Report, Appointing Time and Place of Hearing Protests to be held July 9, 1985, at 11:30 a.m. and Directing Notice thereof, and Describing Proposed Boundaries of Assessment District and Directing Filing of Boundary Map;

BOARD ACTION - RESOLUTION NO. 134-85 adopted.

SSWDLF

- e. Resolution Approving Plans and Specifications, and Calling for Sealed Bids to be opened on Thursday, June 27, 1985, at 2:00 p.m.

BOARD ACTION - RESOLUTION NO. 135-85 adopted.

1:30 p.m. - Closed Session (Personnel), Board's Conference Room in the Administrative Office

PUBLIC FORUM/PUBLIC COMMENT - 1:50 p.m. (Any person wishing to address the Board on any item that is not on the Agenda may do so at this time providing a written request is presented to the Board Clerk's Office prior to the noon/lunch recess.)

PLANNING MATTERS - 2:00 p.m.

HEARINGS THIS DATE:

26. Hearing to consider the cancellation of a portion of Agricultural Preserve No. 56 in the El Dorado Hills/Salmon Falls Area, consisting of 53 acres, requested by Alva Barton and Fay Ledbetter (Agent: Robert Laurie). (Planning and Agricultural Commissions recommend approval.)

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BOARD ACTION - Board approved the Negative Declaration and approved the immediate cancellation of the 53-acre portion of Agricultural Preserve No. 56 (APN 86-070-02), based on the findings outlined on page 7 of Planning staff's report, dated 4/11/85, regarding same; said cancellation subject to and effective upon approval of the General Plan Amendment for said parcel, to be heard by the Board on July 2, 1985, and payment of the cancellation fee.

574

27. Hearing to consider the following:

a. Rezoning of lands in the Cameron Park Area from Limited Multi Family Residential Design Control Zone to Limited Multi Family Residential Planned Development Zone, consisting of 3.1 acres, petitioned by Marianna, Inc., for Lakeview Villas Subdivision (Planning Commission recommends approval.); and

b. Tentative Map, consisting of 3.1 acres, comprising 56 units; subdivider: Marianna, Inc. (Planning Commission recommends approval, subject to conditions.)

605

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BOARD ACTION - Board approved the Negative Declarations; approved the rezoning by adoption of ORDINANCE NO. 3546; and adopted the Development Plan as the Official Development Plan and approved the Tentative Map, subject to the 14 conditions proposed by the Planning Commission; said approvals based on the findings of the Planning Commission as outlined in the Community Development Director's memorandum to the Board dated 5/15/85.

- 28. Hearing to consider Amendments to the County Ordinance Code to establish a One Family Dwelling/Zero Lot Line Zone District, and amend the Major and Minor Land Division Ordinances to require notes and data on tentative and final maps that clearly identify zero lot line development. (Approved in concept - 3/12/85) (Continued from 5/21/85)

306

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BOARD ACTION - Proposed Ordinance received and filed.

COMMUNITY DEVELOPMENT DEPARTMENT MATTERS

- 29. John D. Pastorino, Vice President of Gold Country Foods, Inc.-Taco Bell, requesting reconsideration of the Board's action of May 7, 1985, wherein it denied the Appeal on the Zoning Administrator's decision for a special use permit (No. 84-94) and upheld his denial of an on-site 240 square foot Taco Bell pole sign, 75 feet in height, on .398 acre zoned Planned Commercial-Design Control in the Cameron Park Area. (Continued from 5/28/85)

525

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BOARD ACTION - Request for reconsideration denied.

- 30. Mother Lode Miners Association advising of complaints from some of its members concerning the requirement for County-approved septic systems on mining claims; and recommending adoption of an Ordinance allowing use of properly treated outhouses, porta potties, and chemical toilets.

609

FLDSwS

BOARD ACTION - Referred to Environmental Health Division to come back with some kind of modification, preferably with approval of federal agencies involved, as to temporary use of something other than septic systems.

- 31. Environmental Health Division recommending Chairman be authorized to sign an Amendment to the Agreement with EMCON Associates for engineering services and materials relating to waste management problems at the Union Mine Disposal site, to include Phase II as described in Exhibits A and B of same.

610

LFDSwS

BOARD ACTION - Approved.

- 32. Arthur H. Ballard III submitting progress report on restoration of the Bayley House; and submitting formal notice to exercise his option to purchase same in accordance with Lease-Purchase Agreement dated June 2, 1981.

442

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BOARD ACTION - Referred to staff to negotiate curing of defaults to the extent reasonable; provide schedule, with proof of financing or bonding, to assure restoration by a time certain as provided in the Lease; and if purchase option proposed, then develop condition of sale protecting property and assuring restoration.

COMMUNITY DEVELOPMENT DEPARTMENT MATTERS CONTINUED

COMMUNITY DEVELOPMENT DEPARTMENT MATTERS CONTINUED

33. Planning Commission submitting for conceptual approval, Amendments to Section 17.14.150 of the County Ordinance Code to lessen the restriction of top structures (chimneys, flagpoles, etc.), establish a height limit within setback areas for walls, fences, and hedges; and establish a reference point for the measurement of such walls, fences, flagpoles, etc. (Resolution adopted - 9/25/84)

615

LSwDFS

BOARD ACTION - Referred back to Planning Division staff to rewrite incorporating suggestions discussed this date, i.e., deleting hedges, excluding culdesacs, and addressing issue of satellite dishes.

34. Community Development Department recommending the Board approve the concept of utilizing on-site and off-site parking covenant agreements; and requesting authorization for said Department's Director, or his authorized representative, to act on behalf of the County regarding same; with form of agreements to be approved by County Counsel.

616

SFDLSW

BOARD ACTION - Approved subject to the Board reviewing and approving the final form of said agreements.

NEW BUSINESS

35. Board authorized the Community Development Director to issue news releases requesting attendance at workshops he will hold, with the assistance of State representatives, on June 13, 1985, regarding availability of Community Development Block Grant Funds, in the amount of \$600,000.00, for economic development projects. (no papers)

617

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(absnt)

36. Board voted to oppose SB 1398 regarding binding arbitration for police and fire employees, even though amended to apply only in Los Angeles, and directed that letter advising of said opposition be sent to members of the Senate Appropriations Committee. (no papers)

556

LFDSW S
(absnt)

ATTEST: BILLIE MITCHELL, County Clerk and ex officio Clerk of the Board of Supervisors

By Daphne L. Foster
Deputy Clerk

Approved:

Robert E. Don

Chairman -
Board of Supervisors

MEETINGS SCHEDULED FOR THE WEEK
(Open to the Public)

June 3, 1985	9:30 a.m.	Cosumnes River Water and Power Authority/Placer- ville
	3:00 p.m.	Building Industry Advisory Committee
June 5, 1985	1:00 p.m.	Recreation Commission
	2:00 p.m.	Sierra Business Development Corporation/Auburn
	3:00 p.m.	Sierra Economic Development District/Auburn
	4:00 p.m.	Sierra Planning Organiza- tion/Auburn
	7:00 p.m.	Fair Association Board of Directors/High Sierra, South Lake Tahoe
June 6, 1985	9:00 a.m.	Joint Transit Agency/Plan- ning Meeting Room
	9:30 a.m.	Local Transportation Commission/Planning Meeting Room
	10:30 a.m.	Local Agency Formation Commission/Planning Meeting Room
	2:30 p.m.	Technical Advisory Committee on LRT Extension Study/ Sacramento
	4:00 p.m.	Golden Sierra Private Industry Council/Auburn
June 7, 1985	9:30 a.m.	Tahoe Transportation District/City Administra- tive Offices, South Lake Tahoe

POLICY REVIEW SESSIONS
(Open to the Public)

June 5, 1985	10:00 a.m.	With the District Attorney, regarding the new Consumer Fraud Program
	10:45 a.m.	Regarding the Placerville Drive Assessment District as proposed by the City of Placerville