

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

August 20, 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

8:30 a.m. - Closed Session (Personnel), Board's Conference Room in Administrative Office

8:45 a.m. - Closed Session for the Board to give instructions to its negotiator regarding real property. The real property is the Placerville Airport property. The person or persons with whom the negotiator may negotiate are Leon Chabre/Sierra Golf Course. Closed session concerning pending litigation to determine whether or not to initiate litigation, pursuant to Government Code Section 54956.9 (Board's Conference Room in the Administrative Office)

9:00 a.m. - Closed Session concerning pending litigation regarding a matter involving significant exposure to litigation, pursuant to Government Code Section 54956.9 (Board's Conference Room in the Administrative Office)

9:30 a.m. - Personnel Session

9:45 a.m. - Board of Equalization

Approval of Findings of Fact and Determination, as submitted by County Counsel, for Application No. 9s, James S. Douglas.

INVOCATION - Reverend Norman Greenfield, Community Baptist Church

PLEDGE OF ALLEGIANCE

- 1. Adoption and presentation of Resolution of Appreciation for the outstanding efforts by all fire agencies and volunteers within the County, and mutual aid outside the County.

870

FSwDLS

BOARD ACTION - RESOLUTION NO. 222-85 adopted.

ADOPT AGENDA

LSwDFS

BOARD ACTION - Agenda adopted with the addition of three legislative matters and four new business items.

✓

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.)

- 2. Budget and/or Fund Transfers
RECOMMENDED ACTION: Approve
- 3. Assessment Roll Changes (Nos. 2258, 2259, 2261, 2264, 2277)
RECOMMENDED ACTION: Approve
- 4. Attorney William S. Reustle submitting claim for property damages, on behalf of John R. Shaver, in the amount of \$800.00
RECOMMENDED ACTION: Deny, as recommended by County Counsel
- 5. Attorney John R. Huckabay submitting claim for personal, property and general damages, on behalf of Katherine M. Backhaus, in the amount of \$100,000.00.
RECOMMENDED ACTION: Deny, as recommended by County Counsel
- 6. Richard L. Maranville submitting claim for property damages, in the amount of \$84.80.
RECOMMENDED ACTION: Deny, as recommended by County Counsel
- 7. Andrew F. Ponsano submitting claim for property damages, in the amount of \$302.42.
RECOMMENDED ACTION: Deny, as recommended by County Counsel

✓

871

752

752

752

752

CONSENT CALENDAR CONTINUED

CONSENT CALENDAR CONTINUED

8. George V. Vicari submitting resignation as member of the Fish and Game Committee representing District IV. (Posted - 7/30/85) (Term to expire - 1/6/87)
RECOMMENDED ACTION: Accept resignation, and forward Certificate of Appreciation 51
9. United Transportation Union requesting support of Senate Bill 719 (Alquist) pertaining to rail safety, which would require occupied cabooses on all trains which are in excess of 1,500 feet in length or carrying hazardous materials.
RECOMMENDED ACTION: Receive and file, as recommended by the Chief Administrative Officer 872
10. Tahoe Truckee Disposal Company, Inc., requesting a 4.5% rate increase for collection and disposal of refuse in the Tahoma-Emerald Bay Area.
RECOMMENDED ACTION: Set hearing for September 17, 1985, at 11:00 a.m. 873
11. Health Department (Mental Health Division) recommending Chairman be authorized to sign Agreements with Avonelle Kluessendorf, and Stephen Curin, Ph.D., Post-Doctoral Psychology Interns, for outpatient services for the period September 1, 1985 through June 30, 1986, at the rate of \$1,042.00 per month based on a forty-hour work week (not to exceed \$12,504.00 during term of agreement).
RECOMMENDED ACTION: Approve, and authorize Chairman to sign 874
12. Health Department (Mental Health Division) recommending Chairman be authorized to sign Agreement with Ethan G. Harris, M.D., and Kenn H. Johnson, M.D., for temporary part-time psychiatric services, at a rate of \$38.50 per hour (not to exceed \$15,000.00), for the period August 18, 1985 through June 30, 1986.
RECOMMENDED ACTION: Approve, and authorize Chairman to sign 875
13. Sheriff recommending Chairman be authorized to sign an Agreement with Mono County for the housing of El Dorado County Jail inmates, at a rate of \$40.00 for each custody day, plus all costs of medical and dental care, and repair and replacement of real and personal property damaged by inmates while incarcerated.
RECOMMENDED ACTION: Approve, and authorize Chairman to sign 876

LSWDFS

BOARD ACTION - All Consent Calendar matters approved as recommended.

END CONSENT CALENDAR

CAPITAL OUTLAY MATTERS

- 14. Award of bid for the Pavement Improvements Project (No. 3689) at the Placerville Airport; and authorization for Chairman to sign Contract with contractor and Grant Agreement with Federal Aviation Administration for 90 percent of the project cost, including engineering, advertising, inspection, testing, etc. (Continued from 8/13/85)

724

LSDSWF BOARD ACTION - Continued to August 27, 1985.

- 15. RECOMMENDED FUTURE POLICY REVIEW SESSIONS
BOARD ACTION - None submitted.

✓

- 16. LEGISLATIVE MATTERS:

A. At the recommendation of the Risk Manager, the Board went on record in opposition to State Senate Bill 969 (Robbins), which attempts to make municipalities liable for punitive damages incurred by their employees during the scope of their employment, and directed that this County's State Legislators be so advised.

FLDSWS

877

B. Upon being advised of a provision in the 1986 Federal budget that will require all local government employees to be covered under Social Security, the Board went on record in opposition to any requirement for a blanket covering of all County employees under Social Security;

878

LSDSWF

and the Board went on record in support of Federal Senate Bill 1570 (Wilson), which would exempt local government from the Fair Labor Standards Act, and authorized the Chairman to sign a letter of support to this County's federal legislative delegation and the California members of the Senate Committee on Labor and Human Resources and the House Committee on Education and Labor.

879

C. State Senator John Doolittle's letter to the Board, dated August 14, 1985, wherein he advises that the California Transportation Commission plans to amend the 1985 State Transportation Improvement Program (STIP) at a public hearing on September 26, 1985, eliminating or delaying some projects, was referred to Mark Anderson, Executive Director of the Local Transportation Commission, to prepare a response to the State Transportation Commission.

SFDLSW

880

PERSONNEL

17. Personnel Director recommending Board waive the required selection and appointment procedures in Resolution No. 228-84 (Sections 400 - 711), and authorize the appointment of William Carey to the first vacant position of Building Inspector II (pursuant to Section 312 of Resolution No. 227-84).

SWFDLS

BOARD ACTION - Approved

881

18. Public Works Department recommending that, if the 4-day, 10-hour/day work shift is implemented for the South Lake Tahoe road crews, said schedule be implemented for the entire operation at South Lake Tahoe, and that said Department be authorized to work 10-hour days on Tuesdays, Wednesdays, Thursdays, and Fridays, and to be closed on Saturdays, Sundays, and Mondays during the summer months.

SWSDLF

BOARD ACTION - Board denied the request of the Public Works Department to close its South Lake Tahoe office on Mondays.

882

DEPARTMENT MATTERS

19. County Counsel submitting for consideration and approval an Agreement between the County and Louis W. Franz whereby Mr. Franz will purchase a certain County-owned parcel of land located on Green Valley Road for \$14,250.00 cash. (Referred 12/18/84)

FSWDL S

BOARD ACTION - Approved, and Chairman authorized to sign.

883

20. County Counsel requesting direction on the offer of Leon Chabre (Sierra Golf Course) for the exchange of a portion of golf course lands for two parcels of County property at the Placerville Airport near the golf course parking lot; or, as an alternative, that said two parcels be declared surplus and publicly sold. (Referred 11/27/84)

LSWDFS

BOARD ACTION - Board authorized negotiations to continue.

884

21. County Counsel requesting direction in the matter of the request of the Pioneer Fire Protection District for a long-term lease of 0.7 acre of County property located on Sandridge Road, in the Somerset area, for the construction of a permanent fire station; the question being whether to arrange a long-term lease of the property or, instead, deed the property to the District in fee simple subject to a reversion to the County if the property was no longer used or necessary to the District. **BOARD ACTION** - Board agreed to grant underlying fee title with a reversionary clause whereby the property will revert to the County if it is no longer used or necessary to the District.

LSWDFS

171

22. Chief Administrative Officer proposing the following recruitment procedure for filling the elected position of County Auditor-Controller, as the incumbent, Lawrence Ames, has submitted his letter of resignation effective December 31, 1985:

a. Recruitment for the Office of Auditor-Controller be conducted;

b. Chief Administrative Office be directed to identify the top ten applicants and refer them to an oral board;

c. Establishment of an oral board made up of an Auditor-Controller from another County, a local certified public accountant, a representative from the State Controller's Office and a County Department Head; and

d. Recruitment timetable be established as outlined in the Chief Administrative Officer's memorandum of August 13, 1985.

BOARD ACTION - Approved.

LSWDFS

885

23. Chief Administrative Officer submitting report on alternatives for dealing with immediate jail overcrowding.

BOARD ACTION - Board received and filed the report; and appointed Supervisors Dorr and Lowe to serve as a subcommittee of the Board to meet with a sub committee from the City of South Lake Tahoe and one member each from the South Lake Tahoe Chamber of Commerce and Lake Tahoe Historical Society, to develop a plan for utilizing the former County Jail at South Lake Tahoe to deal with the jail overcrowding situation. (Chairman suggested a policy review session be scheduled to discuss the possibility of a Sheriff's Work Camp as a long-term solution to the problem.)

LLSWDFS

886

APPOINTMENTS

24. Small County Advisory Committee requesting Board nominate one representative to serve on same for period October 1, 1985, through September 30, 1986, pursuant to Article II of the County Medical Services Program Contract for fiscal year 1985-86.

887

LSDSwF BOARD ACTION - Board nominated Dr. Curtiss E. Weidmer, Director of Health Services/County Health Officer.

COMMUNICATIONS

25. Children's Self-Help Project of El Dorado County and Friends of Abused Children requesting funding in the amount of \$7,200.00 to support their training and consideration (mileage and child care) programs during the 1985-86 fiscal year.

888

SLDSwF BOARD ACTION - Referred to the Chief Administrative Officer to contact the Child Abuse Council and report back on August 27, 1985, with said Council's recommendation.

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.)

HEARINGS THIS DATE - 2:00 P.M.

26. Hearing to consider the rezoning of lands in the Latrobe area from Residential Agricultural Eighty-Acre Zone to Residential Agricultural Forty-Acre Zone, consisting of 80 acres, petitioned by Robert and Ellen Kays (Agent: Gary Gates). (Planning Commission recommends approval.)

889

SWDLFS BOARD ACTION - Rezoning request denied, due to lack of proper access.

27. Hearing to consider the rezoning of lands in the Shingle Springs area from Planned Commercial and Estate Residential Ten-Acre Zones to Planned Commercial Zone, consisting of 33.77 acres, petitioned by Westside Properties. (Planning Commission recommends denial.)

890

LDSwFS BOARD ACTION - Rezoning request denied.

In a separate action, RESOLUTION NO. 223-85 was adopted, a Resolution of intention to set a public hearing before the Planning Commission for consideration of rezoning the 13 acres of said property currently zoned CP, Planned Commercial, to a residential zone.

FLDS Sw (n)

28. Hearing to consider development fees for fire protection services within the El Dorado Hills County Water District, in the amounts of \$285.00 per residential dwelling unit; \$0.16 per square foot for non-sprinklered commercial, industrial, and institutional buildings; and \$0.08 per square foot for sprinklered commercial, industrial, and institutional buildings. (Requires Ordinance)

SWSDLF

BOARD ACTION - Public hearing continued to September 3, 1985, and proposed Ordinance referred to the Housing Advisory Committee and Building Industry Advisory Committee for their review and comment.

432

29. Hearing to consider development fees for fire protection services within the Cameron Park Community Services District, in the amounts of \$300.00 per residential dwelling unit; \$0.166 per square foot for non-sprinklered commercial, industrial, and institutional buildings; and \$0.083 per square foot for sprinklered commercial, industrial, and institutional buildings. (Requires Ordinance)

SWSDLF

BOARD ACTION - Public hearing continued to September 3, 1985, and proposed Ordinance referred to the Housing Advisory Committee and Building Industry Advisory Committee for their review and comment.

432

30. Hearing to consider development fees for fire protection services within the Diamond Springs-El Dorado Fire Protection District, in the amounts of \$255.00 per residential dwelling unit; \$0.14 per square foot for non-sprinklered commercial, industrial, and institutional buildings; and \$0.07 per square foot for sprinklered commercial, industrial, and institutional buildings. (Requires Ordinance)

SWSDLF

BOARD ACTION - Public hearing continued to September 3, 1985, and proposed Ordinance referred to the Housing Advisory Committee and Building Industry Advisory Committee for their review and comment.

432

31. Hearing to consider development fees for fire protection services within the Shingle Springs Fire Protection District, in the amounts of \$230.00 per residential dwelling unit; \$0.127 per square foot for non-sprinklered commercial, industrial, and institutional buildings; and \$0.063 per square foot for sprinklered commercial, industrial, and institutional buildings. (Requires Ordinance)

SWSDLF

BOARD ACTION - Public hearing continued to September 3, 1985, and proposed Ordinance referred to the Housing Advisory Committee and Building Industry Advisory Committee for their review and comment.

432

TIME ALLOCATION - 3:00 p.m.

32. Adoption of the following for the Ridgeview Village Unit No. 6 Assessment District (Edwin N. Ness):

LSwDFS a. Resolution Accepting Petition;
BOARD ACTION - RESOLUTION NO. 224-85 adopted.

LSwDFS b. Resolution Approving Boundary Map;
BOARD ACTION - RESOLUTION NO. 225-85 adopted.

LSwDFS c. Resolution Approving Agreement with Morton & Pitalo, Inc., for Engineering Services, and Authorizing Chairman to sign;
BOARD ACTION - RESOLUTION NO. 226-85 adopted, approving said Agreement and authorizing Chairman to sign same, subject to its revision to reflect that, rather than the engineering firm receiving a "flat" fee of \$22,800.00, the money will be placed in an account in both the engineering firm's and County's names, and paid out over a period of time as the project is constructed, with the engineering firm to collect interest on the money in the interim.

516

LSwDFS d. Resolution Approving Agreement with Sturgis, Ness, Brunsell & Sperry for Legal Services as Special Bond Counsel;
BOARD ACTION - RESOLUTION NO. 227-85 adopted.

LSwDFS e. Resolution of Intention to Order Improvement in said Assessment District;
BOARD ACTION - RESOLUTION NO. 228-85 adopted.

LSwDFS f. Resolution Appointing Wulff, Hansen and Co., as Managing Underwriter;
BOARD ACTION - RESOLUTION NO. 229-85 adopted.

LSwDFS g. Resolution Accepting Report and Setting Hearing of Protests to be held on September 24, 1985, at 3:00 p.m.; and
BOARD ACTION - RESOLUTION NO. 230-85 adopted.

LSwDFS h. Resolution Calling for Construction Bids to be opened on September 12, 1985, at 2:00 p.m.
BOARD ACTION - RESOLUTION NO. 231-85 adopted.

COMMUNITY DEVELOPMENT MATTERS

33. Gene E. Thorne requesting the road fee structure in the El Dorado Hills/Salmon Falls area be modified to reflect that new parcels should be liable to pay the impact fee, but credit should be given for parcels already in existence.

891

FLDSWS

BOARD ACTION - Request received and filed.

34. Community Development Department submitting for conceptual approval, an Amendment to Section 17.14.150 of the County Ordinance Code to lessen the restriction of top structures (chimneys, flagpoles, etc.); and establish a height limit within setback areas for walls and fences. (Referred 6/4/85)

615

SDF L Sw
(n)(n)

BOARD ACTION - Board directed that the existing Ordinance be rewritten to eliminate reference to "hedges", and brought back to the Board for adoption.

35. Planning Division reporting on available methods for providing temporary housing (mobilehome or recreational sites) to be constructed in a timely manner to house SOFAR Project workers; and discussing whether the Board wishes to amend the County General Plan to allow such temporary uses, or allow the uses on a temporary use permit basis for a 3-, 4-, or 5-year period. (Continued from 8/13/85)

LDSWFS

BOARD ACTION - Board authorized Community Development Department staff to develop criteria which would be utilized in evaluating potential sites and temporary permit applications for temporary housing; i.e., fire protection, health and safety, access, State requirements, etc.; said criteria to include the following: (1) needs assessment of single mobilehomes scattered throughout the County, and an analysis of how that idea would be implemented; (2) analysis of what is proposed for temporary mobilehome parks and how that idea would be implemented; (3) analysis of how additional permanent mobilehome parks would be developed; (4) analysis of how temporary RV (recreational vehicle) parks would be implemented and how they would fit into the County General Plan; and (5) analysis of how permanent RV parks would be implemented and how they would fit into the County General Plan; and Community Development Department staff was requested to bring said criteria back before the Board on September 10, 1985.

162

Continued next page

(#35 continued from previous page)

FLDSWS

After reviewing Community Development Department staff's recommended revision to the proposed Ordinance which will amend various sections of the County Ordinance Code to revise Titles [redacted] 17 regulating mobilehomes, which was considered by the Board and referred to staff on August 6, 1985, (#34 on that Agenda); the Board directed staff to forward the Ordinance to County Counsel to be rewritten to incorporate revisions presented this date, and bring same back to the Board for introduction and subsequent adoption as soon as possible.

162

NEW BUSINESS

FLDSWS

36. At the recommendation of the Public Works Department, the Chairman was authorized to sign an Agreement with Pacific Gas & Electric Company whereby the County will pay \$5,796.01 for relocation of PG&E's facilities at Sly Park Road and Park Creek Road to accommodate the Sly Park Road Curves Improvement Project (No. 3046).

399

LDSWFS

37. The Chairman was authorized to sign a letter to Mr. Ed Allard, at the U.S. Department of Housing and Urban Development, in support of the Department of Housing and Community Development's application for a housing assistance voucher program on behalf of El Dorado County, as said program is consistent with planning for low income housing in El Dorado County.

892

SWFDLS

38. At the request of Supervisor Sweeney, the Board approved the request of the Diamond Springs/El Dorado Firefighter's Association that the insurance requirement for its closure of McHatten Alley in Diamond Springs on September 2, 1985, for its 13th Annual Bazaar Days, be as it has been in previous years, outlined in Resolution No. 110-79 as follows: "A certificate of insurance in adequate amounts to protect the County shall be filed with the Clerk to the Board prior to the event"; rather than requiring insurance in an amount not less than \$1,000,000.00 combined single limit.

825

FSWDLS

39. County Counsel was instructed to prepare an Ordinance, pursuant to State law governing property taxation, which would provide that "every assessee of any taxable property, or any person liable for the taxes thereon, whose property was damaged or destroyed without his fault, may apply for reassessment of that property"; and bring said Ordinance back to the Board for consideration on August 27, 1985, along with his report on the pros and cons of adopting same.

870

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

By Dijah Foster
Deputy Clerk

Approved:

Robert S. Jones

Chairman -
Board of Supervisors

MEETINGS SCHEDULED FOR THE WEEK
(Open to the Public)

August 19, 1985	7:30 p.m.	Golden Empire Health Systems Agency/Sacramento Medical Center
	7:30 p.m.	Cosumnes River Water & Power Authority/Board Chambers, Placerville
August 21, 1985	7:30 p.m.	Democratic Central Committee/ Building A Conference Room
August 22, 1985	8:30 a.m.	Planning Commission/Commission meeting room in Building B
	10:00 a.m.	Regional Council of Rural Counties/Clarion Hotel, Sacramento
	1:30 p.m.	Heritage & Historical Commission/Building A Conference Room
	8:00 p.m.	Commission on the Status of Women/Womens Information Center

POLICY REVIEW SESSIONS
(Open to the Public)

August 21, 1985	9:00 a.m.	Regarding procedure for issuance of river use permits
	10:00 a.m.	Regarding terms of airport hangar leases and other related issues
	11:00 a.m.	Regarding Community Development Department's and County Counsel's recommended change to the procedure for hearing General Plan Amendments
	1:30 p.m.	Regarding access roads to County subdivisions and legal issues associated therewith
	2:45 p.m.	With Tahoe Conservancy staff, to allow same an opportunity to make a presentation on its activities
September 4, 1985	9:00 a.m.	Regarding relationship between the Resource Conservation Districts, the Soil Conservation Service, and the Board of Supervisors