

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
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C O N F O R M E D

A G E N D A

January 28, 1986 . . . 10:00 a.m.

AGENDA CLOSING TIME - 12:00 NOON WEDNESDAY

JOSEPH V. FLYNN, Chairman Dixie L. Foote, Board Clerk

SUPERVISORS: DORR, LOWE, SWEENEY, FLYNN, AND STEWART
All members present

9:15 a.m. - Closed Session (Personnel), Board's Conference Room in the Administrative Office

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

9:45 a.m. - Personnel Session

INVOCATION - Reverend Richard Eggert, The Historic Mother Lode Community Church

PLEDGE OF ALLEGIANCE

ADOPT AGENDA

LSWDFS

BOARD ACTION - Agenda adopted with two additions (nos. 36 and 37).

APPROVAL OF CONFORMED AGENDA (MINUTES) OF THE MEETING OF JANUARY 21, 1986

LDSWFS

BOARD ACTION - Approved

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
RECOMMENDED ACTION: Approve

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2. Budget Transfer No. 104, transferring \$1,000.00 from Personnel Administration's Regular Employees account (1010) to Fixed Assets account (3370), for purchase of a dictaphone and open shelf filing frame (TAB).
RECOMMENDED ACTION: Approve, and authorize Chairman to sign
3. Assessment Roll Changes (Nos. 2565 - 2567, 2569 - 2572)
RECOMMENDED ACTION: Approve
4. Releases of Liens as submitted by County Counsel's Office. (2)
RECOMMENDED ACTION: Approve
5. Resolution Authorizing an Action for the Recovery of County Funds Paid Out. (1)
RECOMMENDED ACTION: Adopt Resolution No. 21-86
6. Attorney Robert W. Barker submitting claim for indemnification, on behalf of Carol Fisher, dba The Academy of Ballet, relating to El Dorado County Superior Court Action No. 43429, Heidi McLean v. County of El Dorado, in an undetermined amount.
RECOMMENDED ACTION: Reject, as recommended by County Counsel
7. Attorney William C. Barry submitting claim for indemnification, on behalf of Jack and Madeline Tammi, relating to El Dorado County Superior Court Action No. 44845, Steven and Calvin Abel v. Maxine A. Gutzman, et al, in an undetermined amount.
RECOMMENDED ACTION: Reject, as recommended by County Counsel
8. Attorney Ronald A. Clark submitting claim for damages, on behalf of Arthur H. Ballard III, dba Ballard Development Company, in the amount of \$2,105,000.00.
RECOMMENDED ACTION: Reject, as recommended by County Counsel

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9. Attorney Patrick R. Little, Esq., submitting claim for indemnification, on behalf of Robert and Beverly Fuller, relating to El Dorado County Superior Court Action No. 44845, Steven and Calvin Abel v. Maxine A. Gutzman, et al, in an undetermined amount.
 RECOMMENDED ACTION: Reject, as recommended by County Counsel

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10. County Counsel submitting for Chairman's signature, an Agreement with Friends of Abused Children of El Dorado County, Western Slope/Children's Self-Help Project, for child abuse intervention and prevention programs in accordance with AB 2994, in the amount of \$2,830.00 .
 RECOMMENDED ACTION: Approve, and authorize Chairman to sign

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DLSwFS

11. Health Department recommending Chairman be authorized to sign the following:

a. Amendments to Agreements with the El Dorado Council on Alcoholism, Progress House, Inc., and the Alcoholism Council of the Sierra Nevada for Fiscal Year 1985-86, increasing their AB 2086 funds to \$6,135.00, \$15,135.00, and \$2,135.00, respectively; and

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b. Budget Transfer No. 103, increasing Estimated Revenue Other Fines-Justice Court (3210) and Alcoholism Substance Abuse's Professional and Specialized Services account (2180) by \$10,405.00, for same.

RECOMMENDED ACTION: Approve, and authorize Chairman to sign

12. Health Department recommending Resolution be adopted, authorizing the Chairman to sign Amendment No. 1 to the Agreement (No. 85-86093) with the State Department of Health Services for funds for Family Planning Program services provided by said Department for Fiscal Year 1985-86, increasing the contract amount from \$92,000.00 to \$103,100.00.

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RECOMMENDED ACTION: Adopt Resolution No. 22-86, authorizing the Chairman to sign

13. Health Department (Mental Health Division) recommending Resolution be adopted, approving the Agreement (No. 85-76140) with the State Department of Mental Health for funds, in the amount of \$4,284.00, for assessment of special education pupils for Fiscal Year 1985-86; and requesting Chairman be authorized to sign said Agreement and Statement of Compliance relating to same.
 RECOMMENDED ACTION: Adopt Resolution No. 23-86; and authorize Chairman to sign

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14. Recorder requesting Chairman be authorized to sign an Agreement (No. 6841695) with Sperry Corporation and Addenda Nos. 1 and 2 to same, for purchase of the dedicated data entry system, Sperry XL/40. (Authorization to initiate contract documents approved - 12/23/85)
 RECOMMENDED ACTION: Approve, and authorize Chairman to sign subject to County Counsel's approval.

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SWSLF D

15. Veterans Memorial Building Manager advising the work on the heat pump/air conditioner in the lounge room, and the unit for the center room upstairs of said building has not been done; and requesting assistance in getting these problems resolved. (Referred - 7/23/85).
 RECOMMENDED ACTION: Refer to General Services Director for comment. Board continued the matter to February 4, 1986, with direction that the General Services Director be present at that time to comment.

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LSWDFS

16. Sierra Economic Development District submitting summary Report of said District's activities for Fiscal Year 1984-85, and summary of activities since 1982.
 RECOMMENDED ACTION: Acknowledge receipt, and place on file

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SFDLSW

17. Approval of the dates of April 8, 1986, July 8, 1986, and October 14, 1986, for quarterly Board of Supervisors' meetings at South Lake Tahoe.
 RECOMMENDED ACTION: Approve

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- 18. Anne Petri submitting resignation as member of the Meyers-Tahoe Cable Television Franchise Review Board. (Posted - 1/7/86)

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RECOMMENDED ACTION: Accept resignation, and forward Certificate of Appreciation

SWLDFS

BOARD ACTION - Consent Calendar matters approved as recommended with additional direction on items 14 and 15 as follows: #14 - County Counsel to see that all the blanks in the Agreement are filled in, and to approve it before the Chairman signs same; and #15 - Continued to February 4, 1986, and General Services Director requested to be present at that time to respond to questions.

END CONSENT CALENDAR

- 19. CAPITAL OUTLAY MATTERS
BOARD ACTION - None submitted.

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RECOMMENDED FUTURE POLICY REVIEW SESSIONS

- 20. County Fair Association Board of Directors inviting the Board to a luncheon Policy Review Session to be held February 4, 1986, from 12:00 noon to 1:30 p.m. at the El Dorado County Fairgrounds.

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SWLDFS

BOARD ACTION - Approved

SWLDFS

The Board's joint meeting with the Placerville City Council, which was previously set for February 10, 1986, was rescheduled for February 24, 1986, at 6:00 p.m.

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- 21. LEGISLATIVE MATTERS
BOARD ACTION - None submitted.

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PERSONNEL

- 22. Personnel Director recommending Resolution be adopted effecting the establishment of the position of Road Dispatcher Clerk in the Public Works Department and reclassifying one General Clerk III position and one Traffic Dispatcher position in said Department to same, effective August 31, 1985.

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LSWDFS

BOARD ACTION - RESOLUTION NO. 24-86 adopted, and Personnel staff directed to meet and consult with representatives of the Trades & Crafts Bargaining Unit regarding placing this new classification of Road Dispatcher Clerk in the General Bargaining Unit effective July 1, 1986.

DEPARTMENT MATTERS

- 23. Health Department (Mental Health Division) recommending Resolution be adopted, approving the Proposal for Services to Mentally Disabled Homeless in El Dorado County for submission to the State Department of Mental Health.

1398

LSDF Sw
(n)

BOARD ACTION - Continued to February 18, 1986, for a report back from the Health Department in response to questions raised by Board members this date.

- 24. Auditor-Controller recommending Chairman be authorized to sign Budget Transfer No. 105, for purchase of computer equipment for the Auditor-Controller and County Administrative Office; and requesting authorization to enter into a Contract with Burroughs, in the amount of \$199,248.58, for purchase of same. (Continued from 1/21/86)

1375

LSDSWF

BOARD ACTION - Approved.

- 25. Office of Emergency Services requesting Board designate an administering agency to administer and enforce the activities as required by AB 2185 (M. Waters), which requires counties to collect information on hazardous materials and develop community plans for responding to releases of same.

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SLDSWF

BOARD ACTION - County Office of Emergency Services designated as the administering agency, to work closely with the Environmental Health Division.

- 26. Purchasing Agent recommending award of Bid No. 121-074, fuel lube body for Public Works Department, to low bidder, T & D Automotive Supply of Folsom; and requesting authorization to issue a purchase order, in the amount of \$19,363.02 including sales tax, for same. (Continued from 1/21/86)

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SWDLFS

BOARD ACTION - Approved subject to the Public Works Department's approval of the final product, as recommended by the Purchasing Agent this date.

- 27. Risk Manager submitting comments on Tahoe Regional Planning Agency's (TRPA) letter of December 27, 1985, advising it has been unable to secure errors and omissions insurance, and general liability insurance for the Agency, its employees, and Board members; thereby leaving El Dorado County's representative on TRPA's Board uninsured for the liability of his actions as member of same. (Referred - 1/7/86)

1274

SDLSWF

BOARD ACTION - Board directed that TRPA be notified that this Board recommends it notify the State of the problem, and see if there is any relief at that level.

LFDSWS

Additionally, the Board requested the County Risk Manager explore the idea of obtaining individual insurance coverage for Board members and report back to the Board on his findings regarding same.

SUPERVISORS SPECIAL REQUESTS

28. Supervisor Flynn recommending letter be forwarded to the State Board of Forestry, urging said Board to uphold the State Department of Forestry's denial of Timber Harvesting Plan No. 4-85-103/ELD-45, which proposes a harvest of timber both east and west of the large slide near Alder Creek that blocked U. S. Highway 50 in 1983.

1400

DLSwFS

BOARD ACTION - Chairman authorized to sign letter submitted by Supervisor Flynn.

TIME ALLOCATION - 11:00 a.m.

29. El Dorado County/Western Slope and El Dorado County/South Lake Tahoe Child Abuse Councils requesting formal recognition of the South Lake Tahoe Child Abuse Council as a viable Council to disseminate information to the public on child abuse and neglect, and enhance the skills and awareness of professionals. (Continued off calendar - 9/17/85)

1401

SLSwF D (n)

BOARD ACTION - Approved, and RESOLUTION NO. 25-86 adopted as modified by the Board this date.

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 request is presented to the Board Clerk's Office prior to the noon/lunch recess.)

HEARINGS THIS DATE - 2:00 p.m.

30. Hearing to consider the following: (Continued from 12/17/85)

a. Rezoning of lands in the El Dorado Hills/Salmon Falls Area from Estate Residential Ten-Acre Zone to One Family Residential Zone, consisting of 62.47 acres, petitioned by Michael Britton for Oak Tree Village Subdivision; (Planning Commission recommends approval.)

1402

b. Tentative Map, with phasing plan, for Oak Tree Village Subdivision, comprising 175 lots; (Planning Commission recommends approval, subject to conditions.)

Continued next page

c. Waiver of design requirement to allow elimination of sidewalk on one side of the street. (Planning Commission recommends approval.)

1402

LDSWFS

BOARD ACTION - Hearing closed, and request referred to Planning Division staff to report back to the Board within two weeks with response to questions raised this date.

Additionally, Public Works Director was directed to have an appropriate representative of the Public Works Department present at all Board of Supervisors meetings and/or hearings on tentative subdivision maps.

SwDLFS

1403

31. Hearing to consider the following: (Continued from 1/21/86)

a. Rezoning of lands in the El Dorado Hills/Salmon Falls Area from Estate Residential Ten-Acre Zone to One Family Residential and Transportation Corridor Zones, consisting of 53.1 acres, petitioned by Covington Homes, Northern California, for Oakridge Village Subdivision (formerly Sunhaven Village Subdivision); (Planning Commission recommends approval.)

1404

b. Tentative Map, with phasing plan, for Oakridge Village Subdivision (formerly Sunhaven Village Subdivision), comprising 152 lots; (Planning Commission recommends approval, subject to conditions.)

c. Waivers of Design requirements for sidewalks on lots below 10,000 square feet and for cul-de-sac on Standard Plan No. 114 to that shown on the Tentative Map.

DLSWFS

BOARD ACTION - Board approved the applicant's withdrawal of the request.

COMMUNITY DEVELOPMENT MATTERS

32. State Department of Transportation submitting for Board's review and comment, four segment reports for Scenic Highway designations in El Dorado County.

LSDF Sw
(n)

BOARD ACTION - The Board approved Segments 3 and 4 as presented, incorporating Resolution No. 305-84 which was adopted by the Board of Supervisors on September 25, 1984.

1405

SwSDLF

The Board's action on Segments 5 and 6 was continued off calendar, with Community Development Department staff requested to bring back a report summarizing the impact of same on persons within the corridor zone who apply to subdivide their land, remodel an existing dwelling, submit a timber harvest plan, etc.

- 33. Community Development Department requesting Purchasing Agent be authorized to obtain bids for engineering services for the preparation of a grading plan and specifications for the Union Mine Regional Park.

1406

LSWDFS

BOARD ACTION - Approved, with the comprehensive automobile liability insurance and comprehensive professional liability insurance required in the Consultant Contract (Section 9 B & C) reduced to \$500,000.00 each.

- 34. Community Development Department submitting Status Report on the nineteen Williamson Act cancellations processed in El Dorado County which are affected by the Appellate decision in Lewis v. Hayward; and interim actions for consideration, pending the final resolution by the Courts on the constitutionality of the 1982 "window" legislation.

1407

DFLSWS

BOARD ACTION - County Counsel requested to provide notice of the Appellate decision in Lewis v. Hayward to all owners of property in El Dorado County which was removed from the Williamson Act during the "window" period, advising them of the possible impact on their properties, and requesting they return an acknowledgment of receipt of said notice.

SwSDLF

The matter of the County filing a recorded notice on those properties was continued to February 4, 1986, at which time the Community Development Department Director is to report on same.

ASSESSMENT AND SPECIAL DISTRICTS

- 35. Adoption of a Resolution authorizing the Chairman to sign an Agreement with Pacific Bell for installation of its facilities in El Dorado Hills Business Park Phase II Assessment District.

1408

FLDSWS

BOARD ACTION - RESOLUTION NO. 26-86 adopted.

NEW BUSINESS

- DLSWFS 36. Budget Transfer No. 109 was approved, transferring \$1,000.00 from the Courthouse Construction Fund to the Superior Court's Structures and Improvements Account for temporary courtroom modification and purchase of portable platforms and tables to accommodate 22 defendants and their attorneys involved in a complex civil trial commencing February 3, 1986, in the South Lake Tahoe Superior Court.
- DSLSWF 37. Mr. Douglas ^{Higley} ~~Hedrie~~ was appointed to the Meyers-Tahoe Cable Television Franchise Review Board.
- DSLSWF 38. Board approved the Negative Declaration for the Planned Development, Tentative Map, and Design Waivers for El Dorado Royale Subdivision in Cameron Park; Board approved the Development Plan for same to permit 37 residential units on 37 lots subject to conditions 1 - 5 outlined in the Community Development Department Director's memorandum to the Board dated 1-28-86, with conditions 3 and 4 modified to reflect that a representative of the Cameron Park Country Club can serve as an advisor when the County staff reviews subdivision CC&Rs and any revised site plan; Board approved the Tentative Map for said Subdivision subject to conditions 1 - 21 outlined in the Community Development Department Director's memorandum to the Board dated 1-28-86, with conditions 11, 15, 20, and 21 modified by the Board this date as noted, in pencil, on the aforementioned memorandum; and the Board approved the requested Design Waiver to provide a single access point and to amend the roadway width to reduce the width by eliminating the requirement for sidewalks; all approvals based on findings outlined in the memorandum to the Board from William M. Wright, Assistant County Counsel, dated 1-24-86.
- SDLSWF 39. The Board ordered flags at half staff on all County buildings through February 3, 1986, in memory of the 7 American astronauts who lost their lives in the space shuttle explosion this date.

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APPROVED:

Joseph V. Flynn

 JOSEPH V. FLYNN, Chairman
 Board of Supervisors

ATTEST:

BILLIE MITCHELL, County Clerk and ex officio Clerk of the Board

By *Daniel Forte*
 Deputy

MEETINGS SCHEDULED FOR THE WEEK
(Open to the Public)

January 27, 1986	9:00 a.m.	Continued Board of Supervisors' Meeting/ Board Chambers
	3:00 p.m.	El Dorado County Housing Advisory Commission/Building A Conference Room
	7:00 p.m.	Water Committee

POLICY REVIEW SESSIONS
(Open to the Public)

February 5, 1986	9:00 a.m.	Relating to collection of funds from parents whose minors are in custody
	10:00 a.m.	Regarding the Own Recognizance Release Program, and the Probation Department's report on same
February 19, 1986	9:00 a.m.	Regarding funding of capital outlay projects as relates to long range law enforcement needs