



330 Fair Lane • Placerville, CA 95667 Telephone (916) 621-5390



# CONFORMED

# AGENDA

JUNE 21, 1988

9:00 A.M.

AGENDA CLOSING TIME - 5:00 P.M. TUESDAY

PATRICIA R. LOWE, Chairman Dixie L. Foote, Board Clerk
SUPERVISORS: DORR, LOWE, SWEENEY, VISMAN AND CEFALU
All members present

ANY PERSON WISHING TO COMMENT ON ANY ITEM ON THE AGENDA MAY DO SO BY REQUESTING TO BE RECOGNIZED BY THE CHAIRMAN

- 8:00 a.m. Continuation of Closed Session of June 14, 1988 relative to selection of a new\_Communications Director.
- 8:15 a.m. Continuation of Closed Session of June 13, 1988 relative to selection of a new Community Development Director.
- 8:30 a.m. Closed Session (Personnel) Board of Supervisors meeting to give direction to its authorized representatives regarding Operating Engineers, County Employees Association, Deputy Sheriff's Association and Unrepresented Employees.

INVOCATION - Pastor Norm Parker, Park Community Church

PLEDGE OF ALLEGIANCE

ADOPT AGENDA

**BOARD ACTION** - Agenda adopted with the addition of one new business item (#49). VCDLS

APPROVAL OF CONFORMED AGENDA (MINUTES) OF JUNE 14, 1988.

BOARD ACTION - Approved DSVC L(ab)

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.)

- Budget and/or Fund Transfers (Nos. 228 & 24)) (Available for 4493 viewing in the Board Clerk's Office.) RECOMMENDED ACTION: Approve
- Budget Transfer No. 222, Community Development Department, increasing Estimated Revenues (7112) by \$55,000.00 and transferring said amount to Professional & Specialized 4493 Services Account (2023) to reflect grant funds expected to be expended for the County Hazardous Waste Management Plan (CHWMP). RECOMMENDED ACTION: Approve
- 3. Budget Transfer No. 235, Senior & Family Services, increasing Estimated Revenues (5074) by \$4,707.07 and and transferring said amount to Special Department Expenses 449 Account (2028) to properly credit revenues received from the California Department of Social Services Contract (No. 36045). RECOMMENDED ACTION: Approve
- Budget Transfer No. 241, Placerville Municipal Court, decreasing Contingency (8100) by \$50,692.00, and 4650 transferring said amount to various Municipal Court accounts to cover the increased costs to serious and complex cases being prosecuted. RECOMMENDED ACTION: Approve
- Award of Bid No. 936-015 for janitorial services for the District Attorney's Family Support Division; Ponderosa Municipal Court; and Mental Health Division's Outpatient Clinic. Award to low bidder, Family Affair RECOMMENDED ACTION: Cleaning of Pollock Pines, in the amounts of \$3,456.00, \$5,856.00 and \$2,928.00 respectively; and Chairman be authorized to sign the contracts for same.
- Purchase Agent requesting authorization.

  Sacramento County's Contract (No. 8010-8181) for traffic 4327 Purchase Agent requesting authorization to \$39,000.00 for same, for the Department of Transportation. RECOMMENDED ACTION: Approve

- Transportation Department requesting authorization to apply for the following to construct the Upper Truckee I & II Erosion Control Projects (Nos. 3617 & 3618):
  - Public Service 411 Regional Planning Agency Tahoe Application Permit;
  - b. Army Corps of Engineers Permit; and
  - California Fish & Game Permit. RECOMMENDED ACTION: Approve
- Transportation Department requesting authorization to apply for the following to construct the Santa Fe Road Erosion Control Project (No. 3613):
  - Tahoe Regional Planning Agency Public Service Application Permit; and
  - Caltrans Encroachment Permit. RECOMMENDED ACTION: Approve CDLSV
- Transportation Department recommending Chairman authorized to sign the Certificate of Acceptance of Quitclaim Deed from Rescue Union School District for a 4227 portion of property necessary for the Completion of the Francisco Drive Improvement Project. RECOMMENDED ACTION: Approve, and authorize Chairman to sign
- Transportation Department advising the Snows Road Sidepath Contract (No. 3071) has been completed; and recommending 380 Chairman be authorized to sign Notice of Completion for same. **RECOMMENDED ACTION:** Approve
- 11. Transportation Department recommending Chairman authorized to sign Change Order No. 1 to the Contract with C. R. Jeffries Construction Company for the storm damage 4652 project work on Salmon Falls Road at Sweetwater Creek (Project No. 3073), adding a third 48-inch culvert plus additional concreted rock slope protection. RECOMMENDED ACTION: Approve
- County Clerk requesting authorization to execute full reconveyance of the Deed of Trust executed by Donald and Mildred Girdler, which was posted in lieu of a bail bond and ordered exonerated by the Court; and further requesting authorization, upon order of the Court, to execute future reconveyances of property bonds posted in lieu of bail. RECOMMENDED ACTION: Approve

- 13. County Clerk recommending approval of the results of the votes cast in the Consolidated Primary Election held for the 4132 County of El Dorado on June 7, 1988.

  RECOMMENDED ACTION: Approve
- 14. Senior & Family Services recommending Chairman be authorized to sign the Agreement with the City of Placerville, committing \$10,000.00 of City funds towards the costs of preparing and submitting a Community Development Block Grant application for the El Dorado Women's Center.

  RECOMMENDED ACTION: Approve, and authorize Chairman to sign
- 15. Chief Probation Officer/Court Administrator recommending Resolution be adopted amending the Authorized Personnel Allocation Resolution (No. 390-87) adding two Deputy Probation Officer II positions to the Probation Department to allow the Chief to undertake the responsibilities now assigned; and adding one Management Analyst position and one Clerk Typist II position to Superior Court to provide administrative services for all County Courts.

  RECOMMENDED ACTION: Adopt Resolution No. 175-88 CVDLS
- 16. Probation Department recommending Resolution be adopted authorizing the Chief Probation Officer to submit to the State Office of Criminal Justice Planning a grant application for funds, in the amount of \$87,155.00 for continuance of the Victim/Witness Center Program for Fiscal Year 1988/89; and to sign Contract including any extensions or amendments, relating to same.

  RECOMMENDED ACTION: Adopt Resolution No. 176-88
- 17. Risk Manager submitting Mercer, Meidinger & Hansen's report of June 8, 1988 pertaining to the Health Plan financing for Fiscal Year 1988/89.

  RECOMMENDED ACTION: Receive and file (In addition, staff directed to pursue the matter with Blue Shield of California, attempting to negotiate the best proposal Blue Shield can offer.)

  VDLSC
- 18. Risk Manager submitting the Health Plan Cost Summary for the period ending May 31, 1988.

  RECOMMENDED ACTION: Receive and file
- 19. Sierra Planning Organization requesting comments on the application for the Master Plan Update Placerville Airport (CH No. 88-029).

  RECOMMENDED ACTION: Concur with Sierra Planning Organization staff's recommended review comment of "Favorable".

- 20. Governor's Office submitting Proclamation declaring Statewide General Election will be held on Tuesday, 4656 November 8, 1988, pursuant to Section 2553 of the Elections RECOMMENDED ACTION: Post, and place on file
- 21. Ratification of First Vice Chairman's signature on letter to all department heads, dated June 15, 1988, advising of dates 449 set aside for budget workshops and stating the purpose of said workshops. RECOMMENDED ACTION: Approve

ACTION - Consent Calendar matters approved recommended with additional direction on item number 17 as noted. CDLSV

END MORNING CONSENT CALENDAR

#### DEPARTMENT MATTERS

this matter.

- Budget Transfer No. 234, Transportation Department, increasing Estimated Revenues (5068) by \$4,800.00, and 22. transferring said amount to Fixed Assets Account (4062) to 4493 purchase four Motorola mobile radios. (Administration recommends deferral to Fiscal Year 1988/89 Budget Hearings.) BOARD ACTION - Continued to June 28, 1988.
- 23. Budget Transfer No. 239, Transportation Department, decreasing Contingency Fund (8100) by \$3,800.00 transferring said amount to Fixed Assets (4062) for the purchase of Computer Aided Drafting software. (Administration recommends deferral to Fiscal Year 1988/89 Budget Hearings.) BOARD ACTION - Approved SDLC V(n)
- County Grand Jury requesting the Board, or members thereof, meet with the Jury to discuss the merger of the positions of Chief Probation Officer and Court Administrator in order for the Jury to complete its examination of the issue and reach a well informed opinion. BOARD ACTION - Supervisors Dorr and Cefalu appointed as a subcommittee of the Board to meet with the Grand Jury's Government and Administration Committee for discussion of

VSDLC

Court Administrator recommending Resolution be adopted in 25. support of an amendment to Assembly Bill 3909, requesting the California Legislature designate El Dorado County as one to receive an increase from \$1.00 to \$2.00 for every \$10.00 465 non-parking offenses as collected for set forth Government Code Section 76000, et. seq., said increase in the penalty assessment collected will be deposited in the El Dorado County Criminal Justice and Courthouse Construction Fund.

BOARD ACTION - RESOLUTION NO. 182-88 adopted.

- 26. Public Guardian reporting on matter of contracting for professional services of a specialist in Immigration Law, as recommended by County Counsel for a LPS Conservator. (Chief Administrative Officer recommends approval and advises that Holbstone funds are available in the Public Guardian's budget to pay for this expense.) (Continued 6/14/88) BOARD ACTION - Approved with the understanding the cost will not exceed \$1,000.00. DVLSC
- 27. County Airports Commission responding to Board's request that it submit a proposal for revising Commission membership to a Countywide airports representation policy. (Referred 4/26/88) BOARD ACTION - Board voted to retain the existing Airports 7015 Commission structure; i.e., membership comprised of one representative of each of the five supervisorial districts, one representative of the Placerville Airport, and one representative of the Georgetown Airport, for a total of seven members. SVDL C(n)
  - Risk Manager requesting the Board review Dottie O'Hare's request for waiving of the indemnity provisions of her permit for use of Henningsen Pavilion at the County Fairgrounds. BOARD ACTION - Motion to allow individuals to use their homeowners insurance policies in order to access the horse pavilion at the fairgrounds, in those cases where their insurance companies will not name the County as additional insured, and with each case to come before the Board for approval,  $\underline{failed}$ . VC D(n) L(N) S(n)
- Risk Manager recommending Chairman be authorized to sign an 29. addendum to a contract with George Hills Company, Inc., continuing said Company as the liability claims adjuster for 4660 the period of July 25, 1988 to July 24, 1989, increasing the hourly adjusting rate from \$35.00 to \$36.00, for all claims falling under the County's self insurance retention. BOARD ACTION - Approved DSLVC

- 30. Risk Manager recommending approval of the Worker's Compensation Funding Agreement between the County and the County Service Area No. 7 (Ambulance Service) contracting 466 agencies for a one-year period beginning July 1, 1988, with each district contributing to said fund based on the loss experience of each agency. BOARD ACTION - Approved DCLSV
- 31. Risk Manager recommending the following pertaining to the request of David Strange, Deputy Sheriff II, for a servicerelated disability retirement:
  - Board hold an evidentiary hearing on September 7, 8 & 9, 1988, to hear Mr. Strange's appeal to the Board's denial of

BOARD ACTION - Referred back to Risk Manager as not all Board members are available on those dates.

Board hear Mr. Strange's evidentiary hearing in conjunction with the Administrative Law Judge, and retain authority as to acceptance or denial of the retirement application.

BOARD ACTION - Approved **CVDLS** 

Committee be included in the meetings.

- Supervisor Visman recommending adoption of a Resolution urging the Governor and the Legislature to limit job stress claims by (1) elimination of claims which result from pressures and tensions ordinarily encountered by employees 4662performing the same or similar kind of work; and (2) elimination of claims filed by workers caused by personnel actions such as demotions, job transfers, reclassifications and terminations. BOARD ACTION - RESOLUTION NO. 183-88 adopted. VSDLC
- Supervisor Visman recommending Board direct the County Parks and Recreation Director to immediately meet with the County Recreation Commission to develop a priority list for application for State funds available to local jurisdictions under six grant programs authorized by the passage of Proposition 70 on June 7, 1988. BOARD ACTION - Approved with the request that the County's recreation districts and Hiking, Biking & Equestrian Trails

County Counsel submitting for introduction Ordinance 34. amending the Animal Control Ordinance Code (Section 6.12.050) governing vicious animal hearings and the Ordinance Code (Section 6.12.070) prohibiting animals running at large, correcting same to comply with California 4(6) Government Code (Section 53074).

BOARD ACTION - Removed from the Agenda at the request of County Counsel and the Agricultural Commissioner. SDLVC

- County Counsel submitting for adoption Urgency Ordinance amending Ordinance No. 3/90, to allow the building permit allocations in the Tahoe Basin for 1988. 4607 amending Ordinance No. 3798, to allow the re-issuance of BOARD ACTION - ORDINANCE NO. 3838 adopted as an urgency measure, to become effective immediately.
- County Counsel recommending the following pertaining to 1915 Act Bonds:
  - Adoption of Resolution approving Agreement for special assessment foreclosure proceedings; and Chairman be authorized to sign the Agreement for Legal Services Respecting Special Assessment Foreclosure Proceedings with Sherman & Feller, a law corporation, and Sturgis, Ness, Brunsell & Sperry, a professional corporation; and
  - Adoption of Resolution ordering judicial foreclosure of delinquent assessments pursuant to the Improvement Bond Act of 1915, and ordering that the Tax Collector be credited with those assessments.

BOARD ACTION - RESOLUTIONS NOS. 184-88 and 185-88 adopted.

Board Clerk recommending the Board select from the following dates at least two dates that can be reserved for scheduling special meetings or hearings of the Board of Supervisors if a need arises: Monday, July 25; Wednesday, August 17; 4302 Monday, August 22; Wednesday, August 24; and Monday, August 29, 1988.

BOARD ACTION - Monday, July 25, and Monday, August 22, 1988, reserved. CVDLS

## LEGISLATIVE MATTERS

38. Supervisor Douglas W. Wilhoit of San Joaquin County requesting support of Senate Bill 1664 which authorizes a
Bond Issue for \$620,000,000: \$495,000,000 for County 465 Correctional Facilities, \$75,000,000 for County Juvenile Facilities, and \$50,000,000 for Youth Centers/Shelters. BOARD ACTION - Received and filed (not supported). DCSV L(n)

TIME ALLOCATIONS - 10:00 A.M.

- Auditor/Controller recommending Resolution be establishing \$47,089,196.00 as the appropriation limitation from proceeds of taxes for fiscal year 1988/89, in order to comply with the provision of Article XIIIB of the State 4536 Constitution relating to the provision of Proposition 4. **BOARD ACTION** - By order of the Chairman, hearing continued to July 12, 1988, at 10:00 a.m., to allow for proper notice. (Board meets at South Lake Tahoe that date.)
- 40. Hearing to consider an assessment in the amount of \$100.00 per parcel within Sundance Trail Road Zone (CSA 9 Zone 9) in the Greenstone Area, for road maintenance within same for Fiscal Year 1988/89. (Requires Resolution) BOARD ACTION - There being no written or verbal protests, RESOLUTION NO. 186-88 was adopted establishing the annual assessment as proposed. SDLV C(a)
  - Transportation Department recommending the appointment of Jack Hornsby, Agnes Smythe, Charles Hoff, Joe Lewis and David Smythe as members of said Zone Advisory Committee. **BOARD ACTION -** Approved SDLV C(a)
- Hearing to consider an assessment in the amount of 41. a) \$150.00 per parcel within Oakleaf Circle Road Zone (CSA 9 Zone 13) in the Pleasant 'Valley Area, for road maintenance within same for Fiscal Year 1988/89. (Except for six parcels APN's 078-220-09, 078-220-10, 078-220-12, 078-220-30, 078-220-31 and 078-220-32, which will be assessed at \$30.00.) (Requires Resolution) BOARD ACTION - There being no written or verbal protests, U RESOLUTION NO. 187-88 was adopted establishing the annual Q 4 assessment as proposed. LCDSV
  - Transportation Department recommending the appointment of John Williams, Dennis Youngdahl and Janice Douglas to said Zone Advisory Committee; and the appointment of Mark Schneider and Diane Wirtanen as alternates to said Committee.

BOARD ACTION - Approved LCDSV

42. Hearing to consider the assessment in the amount of \$75.00 per parcel within Meadow View Acres Road Zone (CSA 9 Zone 25) in the Pilot Hill Area, for road maintenance within same for Fiscal Year 1988/89. (Requires Resolution) BOARD ACTION - There being no written or verbal protests, RESOLUTION NO. 188-88 was adopted establishing the annual 466 assessment as proposed.

Transportation Department recommending the appointment of Jerry Kjensrud and Noel Masson as members of said Zone Advisory Committee.

BOARD ACTION - Approved VSDLC

a) Hearing to consider the assessment in the amount of \$325.00 per parcel within Dolly Varden Lane Road Zone (CSA 9 43. Zone 26) in the Pollock Pines Area, for road maintenance within same for Fiscal Year 1988/89. (Requires Resolution) BOARD ACTION - There being no written or verbal protests, RESOLUTION NO. 189-88 was adopted establishing the annual assessment as proposed. VCDLS

Transportation Department recommending that the membership of the Zone Advisory Committee be increased to include two alternates; and further recommending the appointment of Ron Clementsen and Alan Locke as alternates.

BOARD ACTION - Approved VCDLS

At the conclusion of the morning session, the Board will convene for the following:

Closed Session concerning pending litigation regarding Mason vs. County of El Dorado, pursuant to Government Code Section 54956.9

Closed Session (2) concerning significant exposure to litigation, pursuant to Government Code Section 54956.9.

1:50 p.m. - PUBLIC FORUM/PUBLIC COMMENT (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 lunch recess.)

# COMMUNITY DEVELOPMENT MATTERS - 2:00 P.M.

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.)

Planning Division recommending Resolution be adopted to summarily vacate two five-foot utility easements along the common lot line between Lots 1486 and 1487 in Auburn Lake 4670 Trails, Unit No. 5, requested by Ralph Carlisle and Darrell Marchetti.

RECOMMENDED ACTION: Adopt Resolution No. 177-88

ACTION - Consent Calendar matter approved as recommended. SDLVC

END AFTERNOON CONSENT CALENDAR

TIME ALLOCATIONS - 2:00 P.M.

- Hearing to consider the following:
  - Rezoning of lands (287-33), in the El Dorado Hills/Salmon Falls Area (District I), consisting of 58.7 acres (APNs 106-110-10, -11 and -15), from RE-10, Estate Residential Ten Acre Zone to R1A, One-Acre Residential Zone, for the Arroyo Del Rio Subdivision, requested by N.B.I., Investments (Engineer: Prescott Engineering). (Planning Commission has no recommendation.)
  - Tentative Map (TM87-1072), consisting of 40 lots, plus one common area parcel, for said Subdivision. (Planning Commission recommends denial.) (Continued 5/3/88) BOARD ACTION - Referred back to the Planning Commission for its consideration of the applicant's request for three-acre zoning rather than one-acre zoning as originally requested, and the subsequent revised tentative map.
- Hearing to consider the imposition of conditions on tentative maps for subdivision of lands, addressing the issue of water availability and services. (Referred 5/17/88) BOARD ACTION - County Counsel requested to bring back to the

Board, proposed language for a disclaimer or notice to be recorded as a separate instrument on property that advises potential buyers to check out the availability of services necessary to develop the property. CDV L(n) S(n)

1502

Hearing to consider the deletion of 121.347 acres from 47. Agricultural Preserve No. 3, in the Somerset/Fairplay/Mt. Aukum Area, with 153.19 acres remaining in said Preserve; and establishment of Agricultural Preserve No. 247, consisting of 40 acres (APN 93-040-16); Agricultural Preserve No. 248, consisting of 40 acres (APN 93-080-36); and Agricultural Preserve No. 249, consisting of 41.347 acres (APN 94-06-26), petitioned by Diamond R Properties (Agent: Doug Noble). (Requires 4 Resolutions) BOARD ACTION - RESOLUTION NO. 190-88 adopted deleting from 121.347 Agricultural Preserve No. 3: acres 191-88, 192-88, and 193-88 RESOLUTIONS NOS. adopted establishing Agricultural Preserves Nos. 247, 248, and 249, respectively, as requested; conditioned upon the filing of a description of the existing uses of the property, the provision of a deeded 50-foot right-of-way easement from each parcel to Perry Creek Road, and the recording of a mutual farming agreement between the property owners for management of the existing walnut orchard on the property; said approval based on the finding that each of the four preserves meets the criteria set forth in the Board of Supervisors' Resolution No. 244-76. LSDVC

In a separate motion, County Counsel was requested to report back on July 5, 1988, with proposed language for adoption by the Board whereby the Agricultural Commission will be directed to review annually all existing agricultural preserves to verify compliance with requirements under the Williamson Act. VCDLS

## COMMUNITY DEVELOPMENT MATTERS

Planning Division submitting request of Kenneth and Donna Diddens for Certificates of Compliance (88-36 and 88-37) for two 5+-acre parcels (APNs 105-110-56 and 105-110-57), located in an RE-10, Estate Residential Ten-Acre Zone Zone 4 District, in the Lotus Area, created by gift deed recorded on September 15, 1978. (Continued 6/14/88) BOARD ACTION - Removed from the Agenda at the request of the applicants' attorney. SCDLV

## NEW BUSINESS

49. Board approved the transfer of two 1988 South Lake Tahoe Residential Building Permit Allocations; one from parcel 4607 number 34-295-07 to parcel number 80-162-14 as requested by John Dalton; and the other from parcel number 81-083-11 to parcel number 81-083-10 as requested by David Meltzer. CLDSV

# NEW BUSINESS (continued)

Following a closed session this date regarding the matter of Lynette Mason v. County of El Dorado, the Board approved the proposed California Department of Fair Employment and Housing settlement agreement and authorized the Personnel Director to execute the agreement on behalf of the County and implement the terms and conditions of said agreement. SVDLC

Following a closed session this date regarding action on 51. unrepresented employees' benefits under the County Flexible Benefit Plan, the Board approved staff recommendations from discussions and negotiations that the County contribution to the Flexible Benefit Plan for fiscal year 1988-89 be raised to the amount of \$3,450.00, effective July 1, 1988, to be accrued bi-weekly in twenty-six (26) prorata increments for the following units of County employees: Unrepresented (UR), Confidential (CO), Unrepresented Management (UM), (OS) and (DS), Unrepresented Department Heads (UD), and Unrepresented Sheriff's Management (US); additionally, staff was directed to notify the affected employees and implement directed increase in accordance with the Plan's provisions; and staff was further directed to bring back to the Board for approval and adoption, necessary Plan changes implementing resolutions and an amendment to El Dorado County Ordinance Code Section 2.57.030 in conformity with this motion. **VCDLS** 

The Board's closed session this date regarding the selection of a new Community Development Director was continued to 52. Friday, June 24, 1988, at 7:30 a.m.

The Board Clerk was directed to post notice of a closed session on Monday, June 27, 1988, at 11:30 a.m., for the Board to interview candidates for the position of Interim Chief Administrative Officer. VCDLS

APPROVED:

ATTEST:

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

By Deputy Clerk

# MEETINGS SCHEDULED FOR THE WEEK (Open to the Public)

June 2	22,	1988		a.m.	Evidentiary Hrng/Bd Chmbrs TRPA/SLT Comm Act Cncl
			10:00	-	
				p.m.	State Fish & Game/Bd Chmbrs
			7:30	p.m.	River Mgmt Adv Cmte/Conf Rm A
June :	23,	1988	8:00	a.m.	Evidentiary Hrng/Library Mtg Rm
			8:00	a.m.	Plng Cmsn/Bd Chmbrs
			9:00	a.m.	TRPA/SLT
			10:00	a.m.	RCRC/Posey's Cottage
			1:30	p.m.	Heritage & Historical Cmte
June :	24.	1988	8:00	a.m.	Evidentiary Hrng/Library Mtg