

County of El Dorado

BOARD OF SUPERVISORS

ROBERT E. DORR.....DISTRICT I
VERNON F. GERWER.....DISTRICT II
JAMES R. SWEENEY.....DISTRICT III
WILLIAM N. CENTER.....DISTRICT IV
JOHN E. UPTON.....DISTRICT V

DIXIE L. FOOTE.....BOARD CLERK

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



C O N F O R M E D

A G E N D A

April 23, 1991

9:00 A.M.

BOARD OF SUPERVISORS MEETING ROOM
330 Fair Lane, Building A, Placerville

JAMES R. SWEENEY, Chairman Dixie L. Foote, Board Clerk
SUPERVISORS: DORR, GERWER, SWEENEY, CENTER AND UPTON
All members present

Public testimony will be permitted on each agenda item as it is called. Speakers are encouraged to limit comments to three minutes. Matters not on the agenda may be addressed by the general public during the Open Forum at 1:50 p.m., providing a request to do so is presented to the Board Clerk prior to the lunch recess. Public comments during Open Forum are limited to five minutes per person.

8:00 a.m. - Closed Session to consider the evaluation of performance of Public Employees pursuant to Government Code Section 54957.

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.

Closed Session to give instructions to the Board's negotiator regarding real property (APN 92-011-21). The person or persons with whom the negotiator may negotiate is Mr. Weimer.

Closed Session concerning pending litigation, pursuant to Government Code Section 54956.9: Significant exposure to litigation.

INVOCATION - Reverend Don O. Herman, First Lutheran Church

PLEDGE OF ALLEGIANCE

As a result of discussion in closed session this date, the Board took the following action:

a. Accepted the resignation of Mr. Paul Berman, Director, Welfare Department, effective April 23, 1991, and authorized the Chairman to sign a Memorandum of Understanding and related documents, including the mutual release as directed, relating to the conclusion of Mr. Berman's County service;

b. Adopted RESOLUTION NO. 118-91, amending Authorized Personnel Allocation Resolution No. 401-90, adding one Deputy Administrator Special Projects, a limited-term, at-will position, exempt from Civil Service, within the office of the Chief Administrative Officer from this date through and until October 31, 1991, at the salary and benefits as specified; and

c. Designated and appointed the Chief Administrative Officer, Paul McIntosh, to be Acting Director, Welfare Department, effective upon the resignation of Mr. Paul Berman. GCDSU

8525

Adoption and Presentation of Resolution No. 114-91 recognizing the volunteers that support the many local programs in the County, and endorsing the new El Dorado County Volunteer Center. BOARD ACTION - RESOLUTION NO. 114-91 adopted. GDSCU

8526

ADOPT AGENDA
BOARD ACTION - Agenda adopted. DGSCU

APPROVAL OF CONFORMED AGENDAS (MINUTES) OF APRIL 15, 16, 19 AND 22, 1991.
BOARD ACTION - Approved GUDSC

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. Release of Liens (2) submitted by County Counsel. 8075
RECOMMENDED ACTION: Approve

2. Health Department recommending Resolution be adopted authorizing the Chairman to sign an Amendment to the Tobacco Use Prevention Agreement (No. 89-97898) with the State Department of Health in the amount of \$154,117 for fiscal year 1990/91, the maximum amount payable not to exceed \$307,515 for the term January 1, 1990 through December 31, 1992. 8527
RECOMMENDED ACTION: Adopt Resolution No. 115-91

3. Senior & Family Services recommending Chairman be authorized to sign the 1991 First Quarter Work Plan Progress Report required by the State Department of Economic Opportunity for Community Services Block Grant recipients, summarizing departmental program activities for the term January 1, 1991 through March 31, 1991. 8528
RECOMMENDED ACTION: Approve

4. General Services Division recommending Chairman be authorized to sign the Notice of Completion for Capital Outlay Project No. 99, Board and Care Facility, under contract to R. T. English Construction Company. 8158
RECOMMENDED ACTION: Approve

5. General Services Division recommending the Purchasing Agent be authorized to sign a Contract with Dangermond and Associates of Sacramento in the amount of \$28,832 for preparation of a County Parks, Recreation and Trails Master Plan; and further recommending Budget Transfer No. 328 be approved transferring \$31,750 from Contingency to Appropriations for same. (4/5 vote required) 8529
RECOMMENDED ACTION: Approve (Approved with the budget transfer reduced to \$28,832.00, the actual contract amount.)
SGDCU

6. Risk Management recommending General Services Division be authorized to purchase Builder's All Risk Insurance Policy in the amount of \$16,500 to be paid from the Project 97 construction fund for the Building C Project, effective April 15, 1991. 8249
RECOMMENDED ACTION: Approve

7. Transportation Department recommending Budget Transfer No. 320 be approved transferring \$12,000 from Undesignated Fund Balance to Professional and Specialized Services for the El Dorado Hill Business Park Landscaping and Lighting District. 8082
RECOMMENDED ACTION: Approve
8. Transportation Department recommending Budget Transfer No. 324 be approved decreasing contract expenditures and bond authority revenue by \$425,194 due to the scope of work to be completed on the 1990-91 Ray Lawyer Drive Project being reduced from \$1,027,994 to \$602,800. (4/5 vote required) 8082
RECOMMENDED ACTION: Approve
9. Transportation Department recommending Chairman be authorized to sign Amendment Nos. 2 and 3 to Consultant Agreement (No. 3211400) with TJKM Transportation Consultants for the reprogramming of controllers at Missouri Flat Road and the eastbound ramps of Highway 50, and completion of the redesigning of the traffic signals at El Dorado Hills Boulevard and Saratoga Way at a total cost of \$3,650 for the Improvements to El Dorado Hills Boulevard, Francisco Drive, and Missouri Flat Road Project (No. 72114). 8399
RECOMMENDED ACTION: Approve
10. Probation Department recommending the following appointments to the County Justice System Advisory Group: John Hiatt, Telos Youth Outposts; Susan Peters, Public Member; Robert Stovall, Tahoe Turning Point; Teri Lynn Mundt, Tahoe Human Services; and Sam Viney, El Dorado Council on Alcoholism. 8122
RECOMMENDED ACTION: Approve
11. Probation Department recommending April 21 through April 27, 1991 be proclaimed as Victim's Rights Week in El Dorado County. 8203
RECOMMENDED ACTION: Adopt Proclamation
12. County Counsel recommending Resolution be adopted amending the Authorized Personnel Allocation Resolution No. 401-90 adding one half-time Deputy County Counsel IV-I position for legal services to the County Water Agency; and requesting authorization to fill said half-time position and the Legal Secretary II position for said Department. 8530
RECOMMENDED ACTION: Adopt Resolution No. 116-91, and authorize filling said position

13. Supervisor Upton recommending Viola DiGroot be appointed as the District V representative to the Commission on Aging. 8119
(Continued 1/8/91, Item 36)
RECOMMENDED ACTION: Approve
14. Supervisor Upton recommending Proclamation be adopted recognizing the cultural contribution by the Tahoe Tallac Historic Site and proclaiming support of the efforts of the Tahoe Tallac Association in its pursuit of funding the restoration of said site. 8203
RECOMMENDED ACTION: Adopt Proclamation
15. Supervisor Upton recommending Resolution be adopted supporting the effort to procure federal funding in the amount of \$13.1 million for the Lake Tahoe Basin land acquisition program for fiscal year 1991/92. 8531
RECOMMENDED ACTION: Adopt Resolution No. 117-91 DUGSC
16. Supervisor Dorr advising of the resignation of Gary Knops as a District I representative on the General Plan Policy Advisory Committee. 8127
RECOMMENDED ACTION: Accept resignation and direct Clerk to post said vacancy
17. Supervisor Sweeney recommending Chairman be authorized to sign a letter to Senator Greene requesting the withdrawal of Senate Bill 1144 which would prohibit the Department of Transportation from issuing a permit for construction or expansion of an airport which would situate any runway within two miles, measured by air line, of a public elementary or secondary school site. 8532
RECOMMENDED ACTION: Approve
18. Supervisor Gerwer recommending Bill Bogges be appointed as the District II representative on the Airports Commission. 8111
(Continued 1/8/91, Item 36)
RECOMMENDED ACTION: Appoint Mr. Bogges
19. Sheriff's Department recommending approval of Budget Transfer No. 339 transferring \$169,075 from Contingency Reserve to the various Appropriation Accounts for unanticipated expenses which were not included in the fiscal year 1990/91 budget. (4/5 vote required) 8533
RECOMMENDED ACTION: Approve

20. Community Development Department recommending Chairman be authorized to sign the following for review and implementation of all aspects of the El Dorado Hills Specific Plan:

a. Consultant Services Agreements (2) with Arlan Nickel and Associates and Bruce Pope and Associates at the rate of \$90 per hour plus reimbursable expenses; 7135

b. Consultant Services Payment Agreement with El Dorado Hills Development Company for reimbursement of the Consultant Services Agreements; and ~~8534~~

c. Budget Transfer No. 331 increasing Estimate Revenue by \$30,000 and transferring said amount to Appropriations to accommodate same. (4/5 vote required) 8082

RECOMMENDED ACTION: Approve (Continued to April 30, 1991, at the recommendation of the Planning Director.) DGSCU

BOARD ACTION - Consent Calendar matters approved as recommended with the exception of items 5 and 20 as noted (and with item 15 also acted upon separately). UGDSC

END MORNING CONSENT CALENDAR

DEPARTMENT MATTERS

21. County Counsel requesting authorization to terminate the contract with Waddell Engineering for Master Planning at the Placerville Airport, and to sue for breach of contract and return of consideration paid; and further requesting Transportation Department be authorized to retain another contract, subject to Board approval, to complete the work. 8535

BOARD ACTION - Approved DGSCU

22. Steven C. Bailey, Attorney, requesting the Board's position on three issues outlined in his letter dated January 21, 1991 pertaining to the Hangtown Commerce Center. (Continued 4/2/91, Item 16)

BOARD ACTION - Referred to the CAO with direction that he, or a member of his staff, work with the parties to bring back to the Board on May 14, 1991, a document which illustrates the positions of the parties, whether in agreement or disagreement, on the issues to be covered by an environmental document for this project; said issues set forth specifically in a motion unanimously carried by the Board on April 2, 1991 (item #16). 8405 SDGCU

23. General Services Division recommending the following:

a. Board accept the offer of Mr. Weimer to accept \$200,000 for property consisting of approximately 20.60 acres (APN 92-011-21); and

b. County Counsel and General Services be directed to prepare and process the necessary documents for said acquisition; and Chairman be authorized to sign same. (Continued 4/2/91, Item 14)

BOARD ACTION - Continued off calendar.

UCDGS

8259

24. General Services Division recommending preparation of necessary lease documents, for the Chairman's signature, for an approximate 20' x 20' site to be designated by the Facilities Engineer in the vicinity of the Government Center, Building B, at an annual lease amount of \$1600 for the Air Resources Board monitoring of air pollution.

BOARD ACTION - Approved with waiver of the \$1600 annual lease fee with the proviso that said waiver does not delay the work; and with the understanding that the Air Resources Board will pay utilities charges, and will provide site clean up when the work is complete, and that the lease will have a "removal in case of construction of freeway" clause.

DUGSC

8536

25. Appointments to the committee formed by the Board on 4/15/91 to recommend development standards to be imposed on lands within the Highway 50 Scenic Corridor; said standards to be included in a Resolution to accompany the Design Review Ordinance. (Continued 4/15/91)

BOARD ACTION - Board appointed Kyle Smith and Ralph Hottinger representing District I; Norrine Gallisdorfer representing District II; Richard Floch and John Kipping representing District IV; and Nancy Chinlund and Judy Carey representing District V; and directed Planning Division staff to work with Mr. Vaughn Hintze in scheduling the first meeting of said committee. (Appointment of the second District II representative, and two District III representatives continued until such time as those Supervisors have nominees to submit.)

DGSCU

8338

26. Supervisor Dorr recommending the memos to the Board dated April 9, 1991 from the Planning Director and February 20, 1991 from the Agricultural Commission pertaining to lot width to length ratio and agricultural fencing requirements be referred to Advance Planning for consideration in the General Plan Update.

BOARD ACTION - Approved

DSGCU

8537

- 27. Supervisor Sweeney recommending the Planning Department be directed to accept the General Plan/Zone application of Fred Floth at the fee schedule which was in effect at the time he originally filed for same.

8538

BOARD ACTION - Approved

SUDGC

TIME ALLOCATIONS - 9:30 A.M.

- 28. General Services recommending Chairman be authorized to sign the necessary documents for the purchase of APN 051-550-28 from Gary B. Schmitt in the amount of \$49,999 for the Texas Hill Property Acquisition.

8191

BOARD ACTION - Approved

GDSCU

- 29. Hearing to reconsider the petition of Mr. and Mrs. John Griffis to have their property (APN 103-040-04) detached from Zone No. 8, Woodleigh Lane, Woodleigh Court, and Wilkenson Lane, an Area of Benefit within County Service Area No. 9, in the Cameron Park Area.

8456

BOARD ACTION - The Board determined that subject parcel was erroneously included in Zone No. 8 of County Service Area No. 9, and the assessment levied on subject parcel for said Zone was erroneous; and the County Auditor-Controller was ordered to cancel the assessment nunc pro tunc to the date of its original imposition.

DUGSC

COMMITTEE REPORTS

1:50 P.M. - PUBLIC FORUM/PUBLIC COMMENT

PUBLIC HEARINGS - 2:00 P.M.

As a result of discussion in Closed Session this date, the Board took the following action:

1. Accepted the resignation of Jeff L. B. (Ben) Hulse, Director, Community Development Department, County of El Dorado, effective April 23, 1991;
2. Authorized the payment of a lump-sum severance pay in the amount of seventeen thousand dollars (\$17,000), from which normal deductions and withholdings shall be made, as satisfaction and payoff for all salary due, owing and claimed, management leave, sick leave and all other forms of employment compensation and benefits accruing to Mr. Hulse's employment as Director, Community Development Department; and 8539
3. Appointed Paul McIntosh, Chief Administrative Officer, as the Acting Director, Community Development Department, effective immediately. CUDGS

30. Hearing to consider rezoning (Z90-62) of 22.812 acres in the Barnett Ranch Area (District - I) from AE, Exclusive Agricultural Zone to RE-10, Estate Residential Ten-Acre Zone, requested by Owen E. O'Maley (Agent: James E. Trogdon). (Planning Division recommends approval.) 8540
BOARD ACTION - Board approved the Negative Declaration and approved the rezoning by adoption of ORDINANCE NO. 4157, based on the findings of the Planning Commission on March 28, 1991. DGSCU

31. Hearing to consider an Appeal filed by Fay Peterson appealing the decision of the 2010 General Plan Team to not allow further processing of her general plan amendment application (IGPAP No. 91-06). 8541
BOARD ACTION - Board upheld the Appeal; thereby allowing the processing of said General Plan Application. DGSCU

32. Hearing to consider an Appeal filed by Dan Mainwaring on the Parcel Map Hearing Officer's denial of Tentative Parcel Map No. 89-150 proposing to create 2 parcels on 2.3 acres in the Diamond Springs/El Dorado Area.

BOARD ACTION - Board referred said matter back to staff, with the revised Map as submitted by the applicant and referred to as Exhibit E in the Planning Division's memorandum to the Board dated April 4, 1991, with the request that said matter be placed on the Hearing Officer's calendar as quickly as possible. SGDCU

8542

33. Hearing to consider an Appeal filed by Department of Transportation on the Building Appeals Board decision of November 29, 1990 that a grading application be processed and a grading permit issued to Marlon Ginney for a 9.35 acre parcel zoned Commercial in the Shingle Springs Area. (Continued 3/26/91, Item 50)

BOARD ACTION - After discussing proposed grading policy and ordinance changes and recommendations of the Department of Transportation outlined in said Department's memoranda to the Board dated April 18, 1991, and April 23, 1991, the Board referred said matter back to staff, directing that in the matter of policy, the Board approves the proposal to eliminate the three-member Grading Appeals Board, approves the procedure for general grading in that it would be applied to cases where there is a receptor lot; or, in the case where it will improve drainage, for a series of lots, and only under those special circumstances will general grading be permitted; said proposed policy and ordinance changes to also include 1) In reference to Page 10 of the Department of Transportation's memorandum of April 18, 1991, that in the event that grading work has occurred without permit, that the project shall be heard by the Board for disposition; 2) the right of appeal; and 3) circulation of projects to Board members; and further, staff was directed to consider other proposed recommendations or changes as concurred in and discussed this date by the Board and staff. DCGSU

8438

Further, in a separate motion, the Board denied the Appeal filed by the Department of Transportation, and referred said matter back to staff to process in accordance with the policies as expressed by the Board this date. DGSCU

34. Hearing to consider the following:

a. Amendment to the County General Plan (AZ89-81) for 0.375 acre in the Cameron Park Area, from Single Family Residential-High Density (1.1-3 d.u./acre) to Commercial, petitioned by Glen R. Spriggel; and

b. Rezoning of said lands from R1, One-Family Residential Zone to CPO, Professional Office Commercial Zone.

BOARD ACTION - Board denied said request; and further directed the Advanced Planning staff to review said area during the 2010 General Plan Update. DUGSC

8543

35. Hearing to consider the following:

a. Amendment to the County General Plan (AZ89-111) for 0.45 acre in the Camino/Fruitridge Area (District IV), from Single Family Residential-High Density to Commercial, petitioned by Ken Carver and Bessie McCown (Agent: Sierra Land Design); and

b. Rezoning of said lands from R20,000, One-half Acre Residential Zone to CP, Planned Commercial Zone.

BOARD ACTION - Due to lack of notice to the applicants or agent, the Board continued said hearing to May 7, 1991, at 2:00 p.m., with direction that said hearing is to be placed as the first item on the afternoon Agenda. CDGSU

8544

36. Hearing to consider the following:

a. Amendment to the County General Plan (AZ89-48) for 5.85 acres in the Pleasant Valley/Oak Hill/Sly Park Area, from Single Family Residential-Low Density (1 d.u./5 acre minimum) to Single Family Residential-Medium Density (1 d.u./1 acre minimum), petitioned by Tony Rizzo (Agent: Doug Noble); and

b. Rezoning of said lands from RE-5, Estate Residential Five-Acre Zone to R2A, Single-Family Two-Acre Residential Zone.

BOARD ACTION - Board acknowledged the withdrawal of said request by the applicant's agent, Mr. Noble, by letter to the Board dated April 6, 1991. SGDCU

8545

37. Hearing to consider an Appeal filed by Bennett Sculpture, Inc., on the Planning Commission's denial of Special Use Permit No. 90-40 for use of an existing sign facing Highway 50 for off-site advertising. (Continued 4/16/91, Item 44)

8164

BOARD ACTION - The Board denied the Appeal, and further directed the Planning Division to take steps to remove the sign or make it comply with the present sign ordinance.

DCU G(n) S(n)

38. Adoption of Resolution amending the County General Plan to incorporate those amendments approved by the Board this date.

✓

BOARD ACTION - Continued to May 7, 1991.

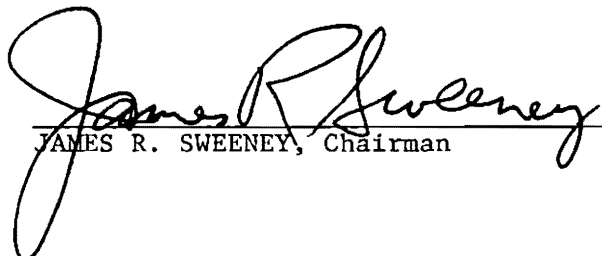
DGSCU

BOARD OF SUPERVISORS ADJOURNED

MEETINGS SCHEDULED FOR THE WEEK


April 22, 1991	9:00 a.m.	Budget Workshop/Bd Chmbrs
April 24, 1991	9:30 a.m.	TRPA
	10:00 a.m.	Comm Act Cncl
April 25, 1991	8:30 a.m.	Plng Cmsn/Bd Chmbrs
	9:00 a.m.	RCRC/Clarion
	9:30 a.m.	TRPA
	3:00 p.m.	Historical Records Cmsn/Recorder's Conf Rm
April 26, 1991	8:00 a.m.	Zoning Admin/Bd Chmbrs

APPROVED:



 JAMES R. SWEENEY, Chairman

ATTEST:



 DIXIE L. FOOTE
 Clerk of the Board of Supervisors