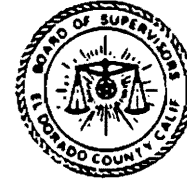


ROBERT E. DORR.....DISTRICT I
VERNON F. GERWER.....DISTRICT II
JAMES R. SWEENEY.....DISTRICT III
WILLIAM N. CENTER.....DISTRICT IV
JOHN E. UPTON.....DISTRICT V

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

September 10, 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. Anyone wishing to speak on a Consent Calendar item must advise the Clerk prior to action on same. 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 concerning pending litigation, pursuant to Government Code Section 54956.9: Decided or deciding to initiate litigation.

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

INVOCATION - Pastor Dick Uzzel, First Baptist Church

PLEDGE OF ALLEGIANCE

PRESENTATION BY THE RANCH MARKETING COMMUNITY

ADOPT AGENDA

BOARD ACTION - Agenda adopted with the addition of one new business item (#31A). CDGSU

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. Approval of Conformed Agendas (Minutes) of August 26 and 27, 1991.

RECOMMENDED ACTION: Approve

2. Release of Liens (7) submitted by County Counsel.

RECOMMENDED ACTION: Approve

8075

3. County Counsel recommending Resolutions (2) be adopted Authorizing an Action for the Recovery of County Funds Paid Out.

RECOMMENDED ACTION: Adopt Resolution Nos. 295-91 and 296-91 respectively.

8076

4. Award of Bid No. 170-022 for 8,318 tons of 3/4" AB aggregate for the Department of Transportation.

RECOMMENDED ACTION: Award to the low bidder American River Aggregates of Folsom; and authorize the Purchasing Agent to issue a purchase order in the amount of \$44,605 including sales tax for same. (Continued to September 17, 1991.) SUDGC

8977

5. Award Request for Proposal No. 755-002 for computer equipment and related accessories for Information Services and Support.

RECOMMENDED ACTION: Award to the low bidder Compucom Systems of Rancho Cordova; and authorize the Purchasing Agent to execute a contract for same. (Approved with staff admonished to make no purchases of said equipment prior to the pending workshop, to be scheduled in the near future, for discussion of ISS issues.) CUDGS

8978

6. Fair Manager recommending approval of Budget Transfer No. 1-91 transferring \$17,500 from Contingency Available to increase the Equipment, Miscellaneous Sponsorship, Publicity, and Attractions Accounts.

RECOMMENDED ACTION: Approve

8979

7. Recorder/Clerk requesting the hours for recording documents for the public be limited to 8:00 a.m. to 4:00 p.m.

RECOMMENDED ACTION: Approve (Approved in concept with staff directed to bring back an appropriate Ordinance amendment for introduction by the Board.) DGCU S(n)

8980

8. Health Department recommending Resolution be adopted authorizing the Chairman to sign Standard Agreement (91-00234) with the State Department of Alcohol and Drug Programs for \$10,000 to educate and encourage teens to use safety belts. **RECOMMENDED ACTION:** Adopt Resolution No. 298-91 CUDGS 8321
9. Mental Health Department recommending Chairman be authorized to sign an Agreement with Calaveras County for the use of El Dorado County's Psychiatric Health Facility, at a cost not to exceed \$64,000 for fiscal year 1991/92. **RECOMMENDED ACTION:** Approve (Continued to September 17, /1991.) SGDCU 8981
10. Welfare Department recommending Resolution be adopted establishing a \$50 imprest cash fund to be used as a change fund for client payments at the Welfare Department. **RECOMMENDED ACTION:** Adopt Resolution No. 299-91 8982
11. Agricultural Commissioner recommending the Board approve in concept an Agreement for Animal Control Mutual Aid for emergencies of such proportions that a local agency would be unable to properly respond to the emergency situation. **RECOMMENDED ACTION:** Approve 8983
12. Director of Library Services requesting authorization to apply for a \$4,000 State Library grant to purchase books, magazines, literacy materials and other circulating materials for the Spanish-speaking users of the South Lake Tahoe Branch Library. **RECOMMENDED ACTION:** Approve 8984
13. General Services Division recommending approval of two (2) Negative Declarations for Miller Hill School Play Fields and Ponderosa High School Soccer Field. **RECOMMENDED ACTION:** Approve 8961
8962
14. Personnel recommending the Chief Administrative Officer be authorized to sign an amended Agreement for legal services with Kay & Stevens amending the name of said law firm. **RECOMMENDED ACTION:** Approve 8762
15. Supervisor Sweeney recommending Proclamation be adopted recognizing the ten years of dedication by those persons involved with the Alzheimer's Society of Northern California. **RECOMMENDED ACTION:** Adopt Proclamation 8203
16. Chief Administrative Officer recommending a workshop be scheduled for 9:00 a.m. on Monday, October 7, 1991 on the development of an economic development strategy in the County. **RECOMMENDED ACTION:** Approve 8985

17. Chief Administrative Officer recommending the credit card policy be amended to include the issuance of "Department Emergency Credit Cards" with a limit of \$2,500.
RECOMMENDED ACTION: Approve (Approved with the CAO requested to report back to the Board on the County's experience with credit cards thus far.) GUSC D(n) 8986
18. Chief Administrative Officer recommending the Board adopt a policy on identifying and supporting or opposing legislation.
RECOMMENDED ACTION: Approve DGSCU 8987
19. Chief Administrative Officer recommending approval of Budget Transfer No. 24 increasing Estimated Revenue by \$6,000 and transferring said amount to Professional & Specialized Services to purchase a new State Capitol County display.
RECOMMENDED ACTION: Approve (Approved, and staff directed to prepare a contractual agreement between the County, the County Chamber of Commerce, and the Economic Development Corporation as recommended by County Counsel this date.) GUDSC 8988
20. Auditor/Controller recommending approval of Budget Transfer No. 504 providing for year-end closing budget adjustments for fiscal year 1990/91. (4/5 vote required)
RECOMMENDED ACTION: Approve 8988
21. Transportation Department recommending appointments to the following County Service Area 9 Zone Advisory Committees as outlined in said Department's Memorandum Exhibit A, dated August 14, 1991: Zones 2, 9, 12, 13, 14, 15, 22, 23, 24, 25, 26, 29, 30, 35, 38, 47 and 54.
RECOMMENDED ACTION: Approve DGSCU 8990
22. Transportation Department recommending Resolution be adopted granting consent to conduct assessment proceedings for the formation of the Diamond Springs Sewer Assessment District by El Dorado Irrigation District.
RECOMMENDED ACTION: Adopt Resolution No. 300-91 8991
23. Transportation Department recommending Chairman be authorized to sign an Agreement with The Regents of the University of California in an amount not to exceed \$23,982 for water quality analysis to determine that erosion control projects are effective in reducing pollutant discharge.
RECOMMENDED ACTION: Approve 8880

24. Transportation Department recommending Resolution be adopted authorizing the Chairman to sign Program Supplement No. 025 to Local Agency-State Agreement No. 03-5925 with the State Department of Transportation for funds available for the installation of metal beam guardrails on Pioneer Trail, Gold Ridge Trail, Newtown Road, Green Valley Road, Lotus Road, Marshall Grade, Bucks Bar Road, and Salmon Falls Road. **RECOMMENDED ACTION:** Adopt Resolution No. 301-91 8947
25. Transportation Department recommending Resolution be adopted authorizing the Chairman to sign Program Supplement No. 023 to Local Agency-State Agreement No. 03-5925 with the State Department of Transportation for funds available for the installation of asphalt concrete overlay on approximately 3.9 miles of Pioneer Trail from State Route 50 to Cold Creek Trail. **RECOMMENDED ACTION:** Adopt Resolution No. 302-91 8801
26. Transportation Department recommending Resolution be adopted authorizing the Chairman to sign Program Supplement No. 024 to Local Agency-State Agreement No. 03-5925 with the State Department of Transportation for funds available for the installation of asphalt concrete overlays for portions of El Dorado Hills Boulevard, Cambridge Road, Green Valley Road and Salmon Falls Road. **RECOMMENDED ACTION:** Adopt Resolution No. 303-91 8610
27. Transportation Department recommending the following pertaining to Ridgeview Village Unit No. 7 Assessment District Subdivision:
- a. Chairman be authorized to sign the Notice of Completion for said Subdivision under contract to Gabe Mendez, Inc.;
 - b. Resolution be adopted accepting the streets of said Subdivision into the County Maintained Road System; and 8992
 - c. Posted Performance Bond in the full contract amount be held for the one-year warranty period.
- RECOMMENDED ACTION:** Adopt Resolution No. 304-91
28. Planning Division recommending Resolution be adopted summarily vacating the existing temporary turnaround easements at the former dead ends of Salisbury Drive and Kensington Drive located in Green Valley Hills Subdivision, Unit No. 1. **RECOMMENDED ACTION:** Adopt Resolution No. 305-91 8993

29. Planning Division recommending Resolution be adopted summarily vacating a 30-foot wide, 194.82-foot long public utility and road easement located at 3734 Whispering Pines Drive as requested by David and Susan Knopp. 8994
RECOMMENDED ACTION: Adopt Resolution No. 306-91

30. Planning Division recommending Resolution be adopted summarily vacating, with conditions, a portion of a 10-foot wide public utility easement located at Cameron Park North, Unit No. 8, east of Cambridge Road, at the end of Wilkinson Road as requested by Richard and Arta Green. 8995
RECOMMENDED ACTION: Adopt Resolution No. 307-91

BOARD ACTION - Consent Calendar matters approved as recommended with the exception of items 4 and 9 as noted, and with additional direction on items 5, 7, 17, and 19 as noted (items 8, 18, and 21 also acted upon separately). DUGSC

END MORNING CONSENT CALENDAR

TIME ALLOCATION - 9:30 A.M.

31. Health Department submitting for Introduction the proposed Clean Indoor Air and Health Protection Ordinance.
BOARD ACTION - The proposed Ordinance was referred back to staff for rewriting to reduce the required non-smoking seating in restaurants from the proposed 100% to 50%; additionally, the Board requested the following: re-examination of the exemption process to minimize County staff involvement in same; an Ordinance be brought back to the Board to regulate/control cigarette vending machines; Environmental Management discuss with the Building Division the issue of ventilation systems in restaurants and whether there is a need for development of standards above those contained in the Uniform Building Code; and an examination of the impact of the proposed Ordinance on existing union labor contracts. UDGSC

The Board directed that the rewritten Ordinance be brought back for introduction on October 8, 1991. (The Chairman directed that the rewritten Ordinance be submitted the week prior to allow sufficient time for the Board and the public to review same.) 8996
UDGSC

Staff was directed to also bring back for consideration, wording the Board could cause to be placed on the June 1992 ballot which would allow the public to vote on whether there be a phase out to 100% non-smoking in restaurants in a three-year period. CGDU S(n)

- 31A. (New Business) At the recommendation of the Director of Health Services, the Chairman was authorized to sign a letter to the State Controller authorizing the funding of El Dorado County's portion of the 1990-91 \$12.4 million County Medical Services Program (CMSP) cut from El Dorado County's unpaid State mandates claims, in accordance with SB 978 (Keene).
UDGSC 8391
32. Transportation Department recommending the Board schedule a date for a workshop to discuss the formation and management of Mello-Roos Community Facilities Districts.
BOARD ACTION - Board members agreed to provide the Chairman their individual schedules for a report back on September 17, 1991, on available dates for workshops.
UDGSC 8997
33. Transportation Department recommending Resolution be adopted supporting the loop ramp alternative as the preferred alternative for the Government Center Interchange Project.
BOARD ACTION - RESOLUTION NO. 308-91 adopted.
DUGC S(ab) 8304
34. Planning Division submitting request of Terry and Deborah Gruber for a Conditional Certificate of Compliance (No. 91-24) for a 1.87-acre parcel in a RE-5, Estate Residential Five-Acre Zone in the Somerset/Fairplay/Mt. Aukum Area, created by Grant Deed recorded January 26, 1976.
BOARD ACTION - Certificate of Compliance No. 91-24 approved subject only to condition number 2 proposed by the Planning Division.
GUDSC 8998
35. Supervisor Sweeney recommending the Board accept, in concept, the draft of the Hillside Design Standards and Guidelines submitted by S.A.G.E; and further requesting staff be directed to review and prepare said document for the legal public review process necessary to become standards.
BOARD ACTION - Referred to staff to bring back in the appropriate form (Resolution and/or Ordinance).
SGDCU 8999
36. Supervisor Dorr submitting the request of Crescent Bay Company for a refund of money paid for plan check fees at the time of permit application for Crescent Hills and Crescent Ridge. (Referred 8/13/91 to Building Division staff, Item 30)
BOARD ACTION - Continued to September 17, 1991.
DGSCU 8929

37. Adoption of an Ordinance repealing Ordinance 4161 which amended the County Open Range Area Ordinance. (Introduced 8/27/91, Item 29) **8619**
BOARD ACTION - ORDINANCE NO. 4172 adopted. GUDSC
38. Adoption of an Ordinance revising supervisorial district boundaries subsequent to the 1990 decennial federal census. (Introduced 8/27/91, Item 30) **8185**
BOARD ACTION - ORDINANCE NO. 4173 adopted. UGDCS
39. General Services recommending the Board make a policy decision to acquire property identified as 941 Spring Street, Unit No. 4 consisting of approximately 960 square feet of office space for the Health Department at a cost of \$110,000. **9000**
BOARD ACTION - Approved DUGSC
40. Chief Administrative Officer recommending the Board approve in concept the establishment of a local Service Authority for Abatement of Abandoned Vehicles; direct staff to work with cities in finalizing a Joint Powers Agreement and required resolutions to establish the service authority and impose the \$1 vehicle registration fee; and request the Sheriff to prepare an Abandoned Vehicle Abatement Plan. **8157**
BOARD ACTION - Approved DGSCU
41. Chief Administrative Officer requesting authorization to execute a Contract with California Muni Golf to conduct a feasibility and benefits analysis of a municipal golf course in El Dorado County. **9001**
BOARD ACTION - Referred to the Parks and Recreation Commission for analysis and report back to the Board as soon as possible. UCDG S(n)

COMMITTEE REPORTS

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

AFTERNOON SESSION - 2:00 P.M.

42. Hearing to consider adoption of Resolution establishing solid waste collection rates for residential and commercial customers served by El Dorado Disposal Services, Inc. as outlined in Exhibit A and Exhibit B of said Resolution, effective September 1, 1991. (Continued 8/27/91, Item 22) **8805**
BOARD ACTION - RESOLUTION NO. 309-91 adopted with the revised rates shown on Exhibits A and B as presented this date, and a change in the effective date to September 15, 1991. GUDSC
43. Environmental Management recommending staff be directed to establish a written uniform policy for all solid waste franchisees to report financial status and rate requests specifically addressing excess revenues and allowable expenditures; and requesting authorization to bring back to the Board in six months a summary of the effects of the newly adopted fee schedule on the franchise operations. (Continued 8/27/91, Item 20) **8805**
BOARD ACTION - Board received and filed the Audit Report by the firm of Marcias & Pierini, Certified Public Accountants; continued said matter off calendar with direction to staff to bring back a report, at a workshop, to include the issues discussed by the Board this date, i.e., available policy options and an analysis of alternative systems which may be available to determine rate structures and auditing of franchises; and staff further directed to review existing methods used by other counties and agencies (i.e., P.U.C., I.C.C.) and to work with the franchisees and their consultants, as well as the County Auditor-Controller and Treasurer-Tax Collector, in preparing said report. UGDSC
44. Hearing to consider rezoning (Z90-41) of approximately 9.22 acres in the Pleasant Valley/Oak Hill/Sly Park Area (District II) from RE-10, Estate Residential Ten-Acre Zone to RE-5, Estate Residential Five-Acre Zone, requested by John and Lori Klos (Agent: Ron Mason). (Planning Commission recommends denial.) (Continued 7/30/91, Item 29) **8890**
BOARD ACTION - Hearing continued off calendar as requested by the applicant's agent in a letter dated September 6, 1991. GUDSC

- 45. Hearing to consider an Appeal filed by Peter and Pamela Lentino appealing Condition 6 imposed on Certificate of Compliance No. 91-18 on property consisting of 5-acres in the Somerset/Fairplay/Mt. Aukum Area. (Letter withdrawing Appeal received 9/4/91)

8848

BOARD ACTION - Board acknowledged receipt of the letter of withdrawal from the applicant's agent dated September 3, 1991.
 GDSCU

- 46. Planning Division submitting findings pertaining to the consistency of the Pilot Hill Ranches Project with the existing General Plan. (Referred 6/4/91, Item 35)

BOARD ACTION - After disclosure by Chief Assistant County Counsel of two issues which require the Board's determination as to potential conflict, or the appearance of a conflict, involving a former El Dorado County Community Development Director and staff within the Office of County Counsel, the Board waived said conflicts, if any.
 DGSCU

After being advised by Chief Assistant County Counsel that the letter to the Board from Lawrence T. Ring of SAFEGROW, dated September 9, 1991, regarding the Pilot Hill Ranches Project, may be discussed in closed session due to possible exposure to litigation, the Board determined to convene in closed session regarding same.
 DCGSU

8700

The Board reconvened in public session and heard public testimony on the proposed Pilot Hill Ranches Project.

A motion by Supervisor Center, seconded by Supervisor Dorr, to find the Pilot Hill Ranches Project is not in compliance with the existing Cool/Pilot Hill Area Plan, failed. CD G(n)S(n)U(n)

Planning Division and County Counsel staff were requested to fashion a motion along the lines discussed this date which will allow this project to be considered along with the 2010 General Plan, post "block 30"; and bring same back for Board consideration on September 17, 1991.
 DUGSC

BOARD OF SUPERVISORS ADJOURNED

ATTEST:

APPROVED:

Dixie L. Foote
 DIXIE L. FOOTE, Clerk of the Board

James R. Sweeney
 JAMES R. SWEENEY, Chairman