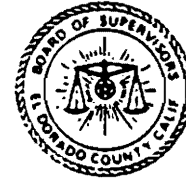


ROBERT E. DORR.....DISTRICT I
VERNON F. GERWER.....DISTRICT II
JAMES R. SWEENEY.....DISTRICT III
WILLIAM N. CENTER.....DISTRICT IV
JOHN E. UPTON.....DISTRICT V

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

October 29, 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 Associations, Deputy Sheriff's Association and Unrepresented Employees.

Closed Session concerning pending litigation, pursuant to Government Code Section 54956.9 regarding Appeal of El Dorado National Forest Land and Resource Management Plan Environmental Impact Statement.

Closed Sessions (2) concerning pending litigation, pursuant to Government Code Section 54956.9: Significant exposure to litigation.

Closed Session, pursuant to Government Code Section 54956.8, to give instructions to the Board's negotiator regarding acquisition of real property described as APN 001-260-05, 941 Spring Street, Unit No. 4, Placerville.

INVOCATION - Supervisor Robert E. Dorr

PLEDGE OF ALLEGIANCE

PRESENTATION OF PLAQUE TO PAUL BERMAN IN RECOGNITION OF 24 YEARS OF SERVICE TO THE COUNTY OF EL DORADO.

ADOPT AGENDA

BOARD ACTION - Agenda adopted.

DCGSU

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 October 21 and 22, 1991. ✓
RECOMMENDED ACTION: Approve
- 2. Health Department requesting authorization to hire two part-time Physical Therapists at Step 5 of the salary range. 9109
RECOMMENDED ACTION: Approve
- 3. Health Department recommending Chairman be authorized to sign an Application for Rural Health Services Funds in the amount of \$203,045 for fiscal year 1991/92. 9110
RECOMMENDED ACTION: Approve

4. Health Department recommending the Chairman be authorized to sign Agreements with the following for fiscal year 1991/92:
- a. Progress House, Inc. in an amount not to exceed \$75,000 for alcohol/drug residential treatment services for men;
 - b. Progress House, Inc. in an amount not to exceed \$75,000 for alcohol/drug residential treatment services for women;
 - c. Progress House, Inc. in an amount not to exceed \$82,894 for alcohol/drug outpatient services for adults;
 - d. Sierra Recovery Center in an amount not to exceed \$160,000 for residential and outpatient/day care alcohol/drug treatment services for adults;
 - e. Sierra Recovery Center for state-licensed drinking driver program services for first and multiple offenders;
 - f. EDCA-Lifeskills in an amount not to exceed \$7,100 for juvenile lifeskills program services; and
 - g. EDCA-Lifeskills, Drinking Driver Program, for state-licensed drinking driver program services for first and multiple offenders.

RECOMMENDED ACTION: Approve

5. Senior & Family Services recommending Chairman be authorized to sign the 1991 Second and Third Quarter Work Plan Progress Reports 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 September 30, 1991.

RECOMMENDED ACTION: Approve

6. Award of Bid No. 118-054 for a new all-wheel driver motor grader for the Department of Transportation.

RECOMMENDED ACTION: Award to the low bidder Weaver Equipment Company of Sacramento; and authorize the Purchase Agent to issue a purchase order in the amount of \$114,730 including sales tax (and deducts trade-in) for same.

7. Award of Bid No. 131-045 for a ten-wheel dump truck with front-mounted snow plow for the Department of Transportation.

RECOMMENDED ACTION: Award to the low bidder Riverview International Trucks, Inc., of West Sacramento; and authorize the Purchasing Agent to issue a purchase order in the total amount of \$85,449 including sales tax for same.

8959

8528

9111

9112

8. Award of Bid No. 131-051 for two dump trucks for the Department of Transportation.
RECOMMENDED ACTION: Award to the low bidder Riverview International Trucks, Inc., of West Sacramento; and authorize the Purchasing Agent to issue a purchase order in the total amount of \$98,610 including sales tax for same. 9112
9. Purchasing Division submitting Surplus Property List, requesting all items on said list be declared surplus and Purchasing Agent be authorized to dispose of same by sale to allied agencies or by public auction on November 9, 1991.
RECOMMENDED ACTION: Approve 8683
10. Environmental Management recommending Chairman be authorized to sign Change Order No. 1 for Union Mine Interim Cover and Collection Facilities Project No. 92-4.
RECOMMENDED ACTION: Approve DUGSC 9010
11. Risk Management recommending approval of Budget Transfer No. 57 increasing Estimated Revenue by \$29,510.66 and transferring said amount to various Appropriation Accounts as outlined in said Transfer. (4/5 vote required)
RECOMMENDED ACTION: Approve 8988
12. Treasurer/Tax Collector recommending the Board approve cancellation of penalties as outlined in memorandum to the Board dated 10/9/91.
RECOMMENDED ACTION: Approve 9024
13. Library Director recommending Resolution be adopted amending Resolution No. 154-90 adding a \$2 fee per checkout of each book-on-cassette; and further recommending approval of the establishment of a trust fund to receive said fees for the purchase of additional "classic" unabridged cassettes; said trust to be known as the Mt. Democrat/Thomas Kincaide Commuter Library Trust.
RECOMMENDED ACTION: Adopt Resolution No. 343-91 DGSCU 9113
14. Library Director recommending Resolution be adopted amending Resolution No. 317-82 increasing the usage fees for the Library and Senior and Family Services community rooms.
RECOMMENDED ACTION: Adopt Resolution No. 344-91 9114
15. Communications and Emergency Services recommending Resolution be adopted transferring control of King Videocable Company from the current shareholders of King Broadcasting Company to King Holding Corporation for the Cameron Park Area and the Sly Park Area CATV franchises.
RECOMMENDED ACTION: Adopt Resolution No. 345-91 8481

16. County Counsel recommending ratification of Chairman's signature on a Grant of Easement for the closure/expansion of the Union Mine Landfill.

9010

RECOMMENDED ACTION: Ratify Chairman's signature

17. Planning Division recommending the following pertaining to Bar-J Ranch, Unit No. 8 Subdivision:

a. Release the Notice of Restriction imposed on said Subdivision;

9115

b. Find the map consistent with the approved tentative map and Board action of May 25, 1990;

c. Approve the final map; and authorize the Chairman to sign the Agreement to Make Subdivision Improvements for same.

RECOMMENDED ACTION: Approve

18. Transportation Department recommending approval of Budget Transfer No. 47 transferring \$20,643.08 from the Fund Balance Reserve Account to Appropriations for road maintenance for River Pines Road Zone of Benefit (CSA 9, Zone 46).

RECOMMENDED ACTION: Approve (Continued to November 19, 1991, to allow Department of Transportation staff to review the Zone area and respond to questions of Supervisor Gerwer as to proposed road repairs.)

8988

GDSCU

19. Transportation Department recommending the posted Labor and Material Bond in the amount of \$80,138 be released for the Timberline Ridge Subdivision.

RECOMMENDED ACTION: Approve

8466

20. Transportation Department recommending the Chairman be authorized to sign an Agreement of Acquisition of Real Property, Easement Deed and Certificate of Acceptance with George R. Alman, Trustee of the George R. Alman Trust for the purchase of property described as APN 16-462-03 for a drainage easement in the Rubicon Glen Area.

RECOMMENDED ACTION: Approve

9116

BOARD ACTION - Consent Calendar matters approved as recommended with the exception of item 18 as noted (items 10 and 13 also acted upon separately).

UDGSC

END MORNING CONSENT CALENDAR

TIME ALLOCATION - 9:30 A.M.

21. Introduction of the Clean Indoor Air and Health Protection Ordinance. (Continued 10/8/91, Item 23)

BOARD ACTION - Ordinance introduced as amended pursuant to Board direction on September 10, 1991, and with three additional grammatical corrections this date; and staff directed to bring the final draft back for adoption on November 19, 1991, to allow Personnel Division staff an opportunity to meet and confer with representatives of Operating Engineers Local Union No. 3 as requested by said Union. UCDG S(n) 8996

Board approved in concept the proposed ballot measure to put the question to the voters in June 1992 of whether restaurant seating should be phased into 100% non-smoking seating by January 1, 1994; and directed staff to bring back specific language for said ballot measure for the Board's consideration also on November 19, 1991. CUDGS

DEPARTMENT MATTERS

22. Transportation Department submitting a status report for park construction for fiscal year 1991/92. 9117

BOARD ACTION - Received and filed. DGSCU

23. Transportation Department recommending the Board review the Mosquito Road Fee Program Draft Report; and further requesting staff be directed to prepare a document incorporating Board comments pertaining to fees for Mosquito Road improvements, including CEQA compliance, and bring same back to the Board for final approval. 9118

BOARD ACTION - Board adopted a traffic impact mitigation fee of \$4239 per parcel created, to be applied to all parcels created by subdivision in the study area delineated in the report submitted by the Transportation Department, dated 10/16/91, with the condition that applicants be given the option of developing an assessment district and distributing the cost among all the property owners in the affected area. CDSU G(n)

24. Planning Division submitting the following Certificates of Compliance: CC89-63 for Charles J. Amato; CC90-132 for Paul F. Denzin; CC91-39 for Theresa K. Areshenko; CC91-40 for Areshenko Family Trust of 3/24/83; CC91-41 for Norcal Trading Company; CC91-42 for Theresa K. Areshenko; CC91-43 for Randa Financial Company; CC91-44 for Robert B. Hansen as of 8/27/91; CC91-45 for Randa Financial Company; CC91-46 for Amati Corporation; CC91-47 for Randa Financial Company; and CC91-48 for Amati Corporation for properties identified by APNS 061-041-39 through -42, 061-041-50 through -53, and 061-041-81 through -84 consisting of 227.86 acres in the Georgetown Area. (Planning staff recommends Conditional approval.)

BOARD ACTION - After hearing testimony in this matter, the Board convened in closed session, having been advised by County Counsel it could do so since the matter is currently in litigation. UDGSC

9119

The matter was continued to November 5, 1991, and County Counsel directed to meet with the property owners and/or their representatives to come to an agreement as to a method of arriving at a proper design and configuration of these parcels as alternatives to the conditions being proposed this date.

CDGSU

25. Planning Division submitting request of Rob Findleton for Certificate of Compliance No. 91-14 for a 17.54 acre parcel in a RA-80, Residential Agricultural Eighty-Acre Zone in the Georgetown Area, created by gift deed recorded July 10, 1980. (Planning staff recommends Conditional approval.)

BOARD ACTION - The matter was continued to November 5, 1991, and County Counsel directed to meet with the property owner and/or his representative to come to an agreement as to a method of arriving at a proper design and configuration of these parcels as alternatives to the conditions being proposed this date. CUGS D(n)

9120

26. Planning Division submitting request of Gene Hall for Certificate of Compliance No. 91-38 for a 1.16 acre parcel in a R2A, Single-Family Two-Acre Residential Zone in the Pleasant Valley/Oak Hill/Sly Park Area, created by gift deed recorded October 18, 1977. (Planning staff recommends Conditional approval.)

BOARD ACTION - Certificate of Compliance No. 91-38 approved subject to the four conditions proposed by the Planning Division. GUDSC

9121

27. Supervisor Dorr recommending the Board approve in concept an Ordinance establishing the Veterans Affairs Commission to provide focus, overview and coordination to County veterans' activities. 9122
BOARD ACTION - Ordinance approved in concept, to be brought back for introduction on November 5, 1991. DGSCU
28. Supervisor Sweeney recommending staff be directed to develop a policy for Board consideration which would eliminate the abandonment hearing process for public utility easements associated with boundary line adjustments and lot merger maps. 9123
BOARD ACTION - Approved DCGSU
29. Report on County of El Dorado contributing \$12,500 towards the acquisition of a building in Pollock Pines area to serve as a community center; and Budget Transfer No. 30 transferring \$12,500 from Contingency to Appropriations to accomplish same. (4/5 vote required) 9034
BOARD ACTION -Continued to November 5, 1991. GCDSU
30. Adoption of Ordinance adopting the 1992 Building Permit Allocation Program for the Tahoe Basin. (Introduced 10/22/91, Item 54) 8804
BOARD ACTION - Continued to November 5, 1991. GDSCU
31. Adoption of Ordinance amending Chapter 17.20 of the Zoning Ordinance relating to nonconforming parcels created by gift deed. (Introduced 10/22/91, Item 48) 8495
BOARD ACTION - ORDINANCE NO. 4183 adopted. DGSCU

COMMITTEE REPORTS

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

AFTERNOON SESSION - 2:00 P.M.

32. Hearing to consider the negative declaration, introduction of Ordinance amending Section 16.12.090(C)(3), and adoption of Resolution amending Resolution No. 245-89 providing for an amendment to the "Administrative Procedures, Interpretation and Policy Direction" pertaining to land dedication or in-lieu fees for park purposes.

BOARD ACTION - Ordinance introduced with staff directed to make revisions to same addressing concerns raised in the letter dated 10/7/91 from the El Dorado Hills Community Services District (CSD), the reading thereof waived; and staff directed to bring back the final draft for adoption, and to respond to the question posed by Kimberly Beal, of Smith & Gabbert, Inc., of whether County Counsel will require a release form, signed by the developer or applicant, in order to release the appraisal to CSD's, etc. DGSCU

8971

33. Hearing to consider amending the Hiking and Equestrian Trails Master Plan, Section 3, Page 6, Paragraph d, as follows: "Approval of such discretionary entitlements for parcels containing the existing and proposed trails, as delineated on the 'Trails Master Plan' map shall be conditioned to provide an irrevocable offer to dedicate an easement for public access for the designated trails". (Initiated by Board of Supervisors.)

BOARD ACTION - At the recommendation of the Planning Commission, Parks and Recreation Commission, and Trails Advisory Committee, the Board ~~denied~~ the proposed change in language; i.e., determining that the words "to and along" not be replaced with the word "for". DUGSC

9124

34. Hearing to consider the following:

a. Amendment to the County General Plan (AZ91-25) for 0.344 acre in the Cameron Park Area, from Commercial to Single Family Residential-High Density (1:1-3 d.u./acre), petitioned by Board of Supervisors; and

b. Rezoning of said lands from CP-DC, Planned Commercial-Design Control Zone to R1, One-Family Residential Zone.

BOARD ACTION - Board approved the Negative Declarations, declared its intent to approved the General Plan Amendment, and approved the rezoning by adoption of ORDINANCE NO. 4184, to become effective 30 days following the effective date of the General Plan Amendment. DGSCU

9125

35. Hearing to consider the following:

a. Amendment to the County General Plan (AZ91-40) for 280 acres in the Greenstone Area, from Rural Residential Agricultural (1 d.u./10-160 acres) to Single Family Residential-Low Density (1 d.u./5.0-9.9 acres), petitioned by Board of Supervisors; and

9126

b. Rezoning of said lands from RE-10, Estate Residential Ten-Acre Zone to RE-5, Estate Residential Five-Acre Zone.

BOARD ACTION - Request denied.

CGDU S(n)

36. Hearing to consider the following:

a. Amendment to the County General Plan (AZ90-64) for 10.01 acres in the Camino/Fruitridge Area, from Rural Residential Agricultural Ten to One Hundred Sixty-Acre (1 d.u./10-160 acres) to Single Family Residential-Low Density (1 d.u./5-acre minimum), petitioned by Michael Warren; and

9127

b. Rezoning of said lands from RE-10, Estate Residential Ten-Acre Zone to RE-5, Estate Residential Five-Acre Zone.

BOARD ACTION - Request denied.

CUDGS

37. Hearing to consider a revision to the final subdivision map for Ridgeview Village Estates, Unit II; finding that the revision to said final subdivision map is categorically exempt as provided in the CEQA Guidelines; and approving the revised final map for said Subdivision merging Lots 31, 32, 33, 34, 35, 36, and 37 creating five lots.

9128

BOARD ACTION - Approved

UDGSC

38. Hearing to consider an Appeal filed by Robert M. and Florence M. Taylor and John R. and Carole D. King appealing the requirement for certificates of compliance, and road improvement requirements imposed thereto for APNs 099-100-37 and -38 in the Pleasant Valley/Oak Hill/Sly Park Area (Certificate of Compliance 91-01 and -02).

9129

BOARD ACTION - Hearing continued to November 5, 1991, at the request of the appellants.

GDSCU

39. Hearing to consider an Appeal filed by Smith & Gabbert, Inc. on the Parcel Map Hearing Officer's denial of Tentative Parcel Map 90-67 in the Cameron Park Area (Agent: Gene E. Thorne & Associates, Inc.). (Referred 6/25/91, Item 50)
BOARD ACTION - Hearing closed; and Tentative Parcel Map 90-67 referred back to Planning Division staff with direction to process same as a large-lot subdivision, to work with County Counsel, Department of Transportation staff and the applicants to develop conditions for approval, and to bring the map back to the Board of Supervisors for approval. DUGSC

8781

40. Planning Division and County Counsel submitting an appropriate motion to allow the Pilot Hill Ranches Project to be considered along with the 2010 General Plan, post "block 30". (Continued 10/8/91, Item 40)
BOARD ACTION - After being advised by County Counsel that the Board can meet in closed session on this matter pursuant to Government Code Section 54956.9, "Significant Exposure to Litigation", the Board convened in closed session. GCDSU

8700

Upon reconvening in open session, County Counsel announced that the Board gave direction to staff to attempt to reach closure on a memorandum of understanding (MOU) that should resolve at least some of the litigation issues, and then submitted and reviewed a draft MOU.

A motion by Supervisor Gerwer, seconded by Supervisor Sweeney, to approve the MOU as presented by County Counsel failed.
 GS D(n)C(n)U(n)

The matter was continued to 9:30 a.m. on November 5, 1991.
 DUG S(n)C(n)


41. Adoption of Resolution amending the County General Plan to incorporate those amendments approved by the Board on October 1, 22, and 29, 1991.
BOARD ACTION - Continued to November 5, 1991. DGSCU

9130

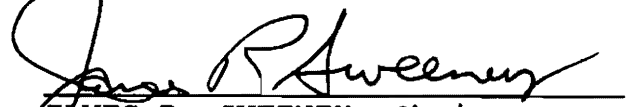
BOARD OF SUPERVISORS ADJOURNED

ATTEST:

APPROVED:



 DIXIE L. FOOTE, Clerk of the Board



 JAMES R. SWEENEY, Chairman

MEETINGS SCHEDULED FOR THE WEEK

October 28, 1991	1:00 p.m.	BOS/Workshop/Processing Tent Maps/Bd Chmbrs
November 4, 1991	2:00 p.m.	ARA/Bd Chmbrs
	3:00 p.m.	BOS/Workshop/Sheriff's DARE Program/Bd Chmbrs