

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
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C O N F O R M E D

A G E N D A

March 31, 1992

8:00 A.M.

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

VERNON F. GERWER, 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 9:00 a.m. 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.

CALL TO ORDER AND ADOPTION OF AGENDA

BOARD ACTION - Agenda adopted with the addition of two closed sessions: one, pursuant to Government Code Section 54957, to consider the appointment of a Mental Health Director; and the second, pursuant to Government Code Section 54956.9, concerning significant exposure to litigation in the matter of Templins, APN 092-470-50. SUDGC

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 consider the evaluation of performance of Public Employees pursuant to Government Code Section 54957.

9:00 A.M. INVOCATION - Pastor Mark Cowles, Highway Bible Church

PLEDGE OF ALLEGIANCE

After considering the matter of appointment of a Mental Health Director in closed session this date, the Board authorized the Chief Administrative Officer to meet with Kathleen Burne and discuss terms and conditions of prospective appointment as the Mental Health Director, and thereafter to bring the matter back to the Board with recommendations for action and consideration. USDGC

9222

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 March 21, 23, and 24, 1992. ✓
RECOMMENDED ACTION: Approve
2. Releases of Liens (7) submitted by County Counsel. 9266
RECOMMENDED ACTION: Approve
3. Award of Bid No. 240-100 for Smith & Wesson Model No. 4006 fixed sight guns and Don Hume holsters for the Sheriff's Department. 9504
RECOMMENDED ACTION: Award to low bidder L. C. Action of San Jose; and authorize the Purchasing Agent to issue a purchase order for \$15,028.96 including sales tax for same.
4. Award of Bid No. 790-095 for microfiche services for Building Division, Environmental Management Department and Planning Division. 9505
RECOMMENDED ACTION: Award to low bidder Data Image of Sacramento; and authorize the Purchasing Agent to issue a purchase order in an amount not to exceed \$45,000 including sales tax for same. (Continued to April 7, 1992.) DUGSC
5. Senior and Family Services recommending approval of Budget Transfer No. 228 increasing Estimated Revenue by \$14,848 and transferring said amount to various Appropriation accounts necessitated by changes in federally funded program activities during fiscal year 1991/92. (4/5 vote required) 9310
RECOMMENDED ACTION: Approve
6. Mental Health Department recommending Chairman be authorized to sign a Letter Agreement with the State Department of Rehabilitation changing the termination date on the Standard Grant for vocational rehabilitation for current Mental Health clients from May 31, 1993 to August 30, 1993 and correcting the grant so that no reimbursements shall be made for expenditures incurred after August 30, 1993. 9365
RECOMMENDED ACTION: Approve

7. Mental Health Department recommending Chairman be authorized to sign a letter of support for a joint grant application with Black Oak Mine Unified School District for school-based, early intervention for high-risk children at Georgetown School. **9506**
RECOMMENDED ACTION: Approve
8. Fair Manager recommending approval of the by-laws of the El Dorado County Fair Association. **9507**
RECOMMENDED ACTION: Approve
9. Sheriff's Department recommending the following pertaining to a grant for the purchase of a new jet-powered patrol boat for use at Sly Park: **9332**
- a. Chairman be authorized to sign a Drug-Free Workplace Certification and Boating Safety and Enforcement Grant Equipment and Operation Contract with the State Department of Boating and Waterways; and
- b. Budget Transfer No. 224 increasing Estimated Revenue by \$35,000 and transferring said amount to Appropriations to accomplish same. (4/5 vote required) **9310**
RECOMMENDED ACTION: Approve
10. Environmental Management recommending Resolution be adopted recognizing the delay in implementation of the transportation charge for the hauling of solid waste to the Storey County-Lockwood Landfill until July 1, 1992. **8713**
RECOMMENDED ACTION: Adopt Resolution No. 99-92
11. Communications and Emergency Services recommending Chairman be authorized to sign Change Order No. 2 to Agreement with Valley Communications increasing same by \$3,546.41 for the premise distribution system and data network interface for Building C. **8249**
RECOMMENDED ACTION: Approve
12. Risk Manager recommending Resolution be adopted finding and determining Diane Petty is incapacitated within the meaning of the Public Employees' Retirement Law on an individual basis for performance of her duties in the position of Correctional Officer. **9277**
RECOMMENDED ACTION: Adopt Resolution No. 100-92
13. Risk Manager recommending Resolution be adopted finding and determining Larry Powers is incapacitated within the meaning of the Public Employees' Retirement Law on an individual basis for performance of his duties in the position of Deputy Sheriff II. **9277**
RECOMMENDED ACTION: Adopt Resolution No. 101-92

14. Transportation Department recommending Chairman be authorized to sign an Amendment to Engineering Consulting Services Agreement with Bissell & Karn, Inc. increasing the amount of said Agreement from \$169,690 to \$176,996 for Highway Bridge Replacement and Reconstruction Project No. 77103.

8694

RECOMMENDED ACTION: Approve

15. Transportation Department recommending Chairman be authorized to sign an Amendment to the Contract with Counihan Consulting Engineering increasing the amount by \$75,000 for consulting services for the review of the El Dorado Hills Specific Plan documents and improvements plans, and for services related to the acquisition of the Southern Pacific Right of Way.

7135

RECOMMENDED ACTION: Approve (Approved with direction to staff to seek equal sharing of the costs for staffing provided the Southern Pacific Railway Joint Powers Authority.) DUGSC

16. Transportation Department recommending Chairman be authorized to sign Contract Change Order No. 3 with Walt Lee Construction Co., Inc. increasing contract amount by \$40,010.93 for construction of the North Upper Truckee/Otomites Erosion Control Project.

8400

RECOMMENDED ACTION: Approve

17. Transportation Department recommending Chairman be authorized to sign a Notice of Completion for the 89 California Conservation Corp Erosion Control Project No. JN 95122 which will allow the California Tahoe Conservancy to release \$19,999.99 in retention to said Department.

8401

RECOMMENDED ACTION: Approve

18. Transportation Department requesting authorization to accept \$17,964.38 from Farmers Insurance in full settlement of damages for the 1991 4x4 mini van which was destroyed in an accident; and further recommending the Purchasing Agent be directed to bid purchase a replacement vehicle using said settlement as a funding source coupled with Fleet Vehicle Replacement funds.

9508

RECOMMENDED ACTION: Approve

19. Transportation Department recommending Chairman be authorized to sign a Grant of Easement and an Agreement with El Dorado Irrigation District for maintenance and operation of fire hydrant no. 5 at the Placerville Airport.

9375

RECOMMENDED ACTION: Approve

20. Personnel Division recommending Resolution be adopted amending the Authorized Personnel Allocation Resolution No. 322-91 modifying and establishing new classifications and appropriate salaries, and amending the affected department's allocations. **RECOMMENDED ACTION:** Adopt Resolution No. 102-92 9509
21. Chief Administrative Officer recommending approval of an amendment to the Nonprofit Agency Policy which will delete the tax status designation. **RECOMMENDED ACTION:** Approve 9510
22. Administration recommending Proclamation be adopted proclaiming the week of April 5 - 11, 1992 as National County Government Week. **RECOMMENDED ACTION:** Adopt Proclamation 9316
23. County Legislative Liaison recommending a letter be sent to the County's federal delegation supporting House Resolution No. 3601 which will enact both the Local Partnership Act of 1991 and 1992 which contains an immediate \$15,000 billion local government economic recovery package, and a total package of \$53 billion by fiscal year 1997; House Resolution No. 4175 which contains \$10 billion in federal money for state and local construction projects; and House Resolution No. 1495 which would bring payments-in-lieu-of-taxes up to full value based on the consumer price index, and allow for yearly adjustments for inflation. **RECOMMENDED ACTION:** Approve 9511
24. County Legislative Liaison recommending a letter be sent to the County's federal delegation supporting House Resolution No. 3560 which would promote competition in the cable industry for video programming and encourage new multichannel video programming distribution technology. **RECOMMENDED ACTION:** Approve 9511
25. County Legislative Liaison recommending a letter be sent to the County's federal delegation supporting House Resolution No. 3603 and U.S. Senate Bill No. 4 which would increase support services to programs that help families with substance abuse problems, and programs that improve out-of-home care for children. **RECOMMENDED ACTION:** Approve 9511

- 26. County Legislative Liaison recommending letter be sent to appropriate legislators and committee chairpersons opposing Assembly Constitutional Amendment No. 39 which would require additional public notice and hearing before the adoption of new or increased general tax or assessment fees; and letter supporting Senate Bill No. 1467 which would permit County Boards of Supervisors to reorganize health, medical and human service systems in order to implement creative approaches to community needs.

9512

RECOMMENDED ACTION: Approve

- 27. Clerk of the Board of Supervisors recommending Board confirm the date of Wednesday, April 15, 1992, at 2:00 p.m., for a joint meeting with the Placerville and South Lake Tahoe City Councils and the Douglas County Board of Supervisors, at South Lake Tahoe, to discuss solid waste facilities public/private ownership and how they are financed.

8713

RECOMMENDED ACTION: Approve (Date not confirmed, and matter continued off calendar.) SUDGC

BOARD ACTION - Consent Calendar matters approved as recommended with the exception of items 4 and 27, and additional direction on item 15 as noted. DUGSC

END MORNING CONSENT CALENDAR

TIME ALLOCATION - 9:30 A.M.

- 28. Presentation by Sheldon Bissell on the Driving Under the Influence Reporters Reward (DUIRR) Program which operates by giving a \$100 cash reward to any person whose report of a drunk driver results in said driver's arrest.

9513

BOARD ACTION - Board endorsed the DUIRR Program. GUDC S(n)

DEPARTMENT MATTERS

- 29. County Service Area No. 3 - Vector Control requesting the Award of Bid No. 123-082 for a rubber-tired loader. (Continued 3/17/92, Item 20)

9426

BOARD ACTION - Approved UDGC S(n)

- 30. Auditor/Controller recommending the Board approve adjustments to the El Dorado County Bond Authority budget as outlined in said Department's memorandum to the Board; and further recommending approval of Budget Transfer Nos. 210, 211 and 212 reflecting said adjustments. (4/5 vote required)

9310

BOARD ACTION - Approved DSGCU

31. Sheriff's Department recommending Resolution be adopted authorizing the Chairman to sign a Grant Award Agreement for a non-competitive application for funds from the Office of Criminal Justice Planning to meet needs identified through the County's 5-Year Drug and Alcohol Master Plan process; and further recommending the County Drug Administrator be directed to prepare a letter for submittal with said application indicating that the planned use of said funds is consistent with the approved County Master Plan.

9514

BOARD ACTION - RESOLUTION NO. 103-92 adopted.

SDGCU

32. Transportation Department (DOT) recommending the following pertaining to Green Valley Hills Unit No. 1 Subdivision:
- a. Resolution No. 69-92 be adopted accepting streets within said Subdivision into the County Maintained Road System;

b. Performance Security in the amount of \$2,488,822 be released and Maintenance Security in the amount of \$359,520 be held to warrant workmanship and materials for a period of one year following completion and acceptance of the work; and

8993

c. Laborers and Materialmen Security be held in the amount of \$1,244,411 to guarantee payment to persons furnishing labor, materials or equipment for a period of six months following completion and acceptance of the work. (Continued 3/10/92, Item 16)

BOARD ACTION - Continued off calendar.

UDGSC

33. Transportation Department recommending Resolution be adopted superseding Resolution No. 267-90 adding the County Surveyor as a member of the Assessment and Community Facilities District Screening Committee (Bond Screening Committee).

9515

BOARD ACTION - RESOLUTION NO. 104-92 adopted.

UCDGS

34. Transportation Department recommending Board appoint Stone & Youngberg as senior manager, responsible for providing the investment bankers to assist the County's financial team in structuring the bond issues for Mello-Roos and for coordinating the ordertaking during the bond sale activities; and further recommending Board appoint PaineWebber and/or Kidder Peabody/Grigsby as co-manager.

9516

BOARD ACTION - Continued to April 14, 1992, with staff instructed to work with the various underwriting firms and Bond Screening Committee and report back with a proposal for a "team approach", directing there be a single senior manager and consideration of either a co-manager or co-managers. DCGSU

35. Transportation Department recommending approval of Budget Transfer No. 243 authorizing the expenditure of \$4,000 for National Pollutant Discharge Elimination System permit; and further recommending Chairman be authorized to sign letters to the City and County of Sacramento documenting the agreement with and support of the City and County of Sacramento's lawsuit against the State for adopting the California Inland Surface Waters Plan.

9310

BOARD ACTION - Staff directed to analyze lawsuits or legal actions being taken by neighboring jurisdictions (City and County of Sacramento, City of South Lake Tahoe, and Placer County) and bring back a recommendation as to the best avenue for opposing this onerous requirement; and the Director of Transportation authorized to pay the permit cost under protest if said payment is required to preserve El Dorado County's standing in the matter.

9517

DUGSC

36. Transportation Department recommending Chairman be authorized to sign an Agreement with the California Conservation Corps in an amount not to exceed \$60,000 for revegetation work for the Golden Bear Erosion Control Project No. JN 95130.

8176

BOARD ACTION - Approved

UDGSC

37. Transportation Department recommending approval of the following pertaining to the Southern Pacific Railway Joint Powers Authority:

a. Adoption of Resolution approving first amendment to the Joint Powers Agreement establishing the Sacramento-Placerville Transportation Corridor Authority to provide for the Caltrans District 3 Director to serve as a non-voting member of the Board and to revise the voting requirements for specified actions;

8206

b. Authorization to transfer revenue for the County's twenty-five percent share of expenditures to the Joint Powers Authority for fiscal year 1991/92 budget; and

c. Approval of proposed fiscal year 1992/93 budget of \$96,000 for County's costs.

BOARD ACTION - Approved and RESOLUTION NO. 105-92 adopted accordingly.

SUDGC

38. Transportation Department recommending Chairman be authorized to sign an Airport Land Use Agreement, as written, including Paragraph 3 on Page 2 in accordance with the established increase policy, with Hangar and Associates at a monthly rental fee of \$590.92 for the term February 1, 1989 through January 31, 1994.

BOARD ACTION - Agreement approved, and Chairman authorized to sign, with an change in the periodic rental adjustment (paragraph 3 on page 2 of the agreement) to state: "This hangar has the capacity of six airplanes, and whatever the increase in the tie-down rate at the Placerville Airport is, that increase shall be multiplied by six and applied to the overall cost of this hangar on a monthly basis." SUDGC

9518

39. Transportation Department requesting authorization to submit a claim to Tahoe Regional Planning Agency for Transportation Development Act funds for transit projects as outlined in said Department's memorandum to the Board dated March 20, 1992.

BOARD ACTION - Claim approved with deletion of projects 4 and 5, and Supervisor Upton to report back at a later date on proposed projects utilizing those funds. UDGSC

9519

40. Building Department submitting an update on the current Surface Mining and Reclamation Act regulatory activity.

BOARD ACTION - Received and filed. CDGSU

8333

41. Planning Division requesting direction from the Board regarding the thresholds or limitations the County would utilize relative to processing discretionary land use projects during the time the 2010 General Plan is being considered.

BOARD ACTION - Referred to the Board's public hearing on the County's application to the State Office of Planning and Research (OPR) for extension of the County General Plan, scheduled for April 14, 1992, at 200 p.m., with criteria submitted this date to be used as a basis of discussion. SDGCU

9399

42. Chief Administrative Officer recommending the Board accept the proposal of KPMG Peat Marwick as the preferred vendor for an on-line financial management system; and further recommending staff be directed to negotiate a contract for the acquisition and installation of same.

BOARD ACTION - Approved SUDGC

8447

43. Supervisor Gerwer submitting a letter from David Combella, Attorney for City Team Ministries, requesting clarification on the status of Beta Street in Wilson Subdivision Unit No. 1 at South Lake Tahoe; and Supervisor Gerwer recommending the County officially abandon Beta Street as shown on the official map and accept an offer of dedication for the relocation of Beta Street. 9520

BOARD ACTION - County Counsel directed to initiate the process required to accomplish the abandonment and relocation of Beta Street as recommended. GDSCU

44. Supervisor Center recommending Resolution of Intention be adopted to amend the Lotus/Coloma Area Plan Land Use Designation/Zoning for Thompson Ranch Estates as follows: portion of APN 006-011-02 from RRA10-160/RE-10 to SFR-LD/RE-5; APN 006-011-43 from RRA10-160/RE-10 to RF, Parks and Recreation Zone; APNs 006-011-41 and -42 from Industrial Zoning to Recreational Facility Zoning. 9521

BOARD ACTION - RESOLUTION NO. 106-92 adopted. CDGSU

45. Supervisor Center recommending Resolution of Intention be adopted to amend the Cool/Pilot Hill Area Plan and Zoning Map for a portion of APNs 104-100-02; 104-100-04; 104-100-35; and 104-120-49 to follow the alignment of Rattlesnake Bar Road. 9522

BOARD ACTION - RESOLUTION NO. 107-92 adopted. CDGSU

46. Supervisor Sweeney recommending ratification of Chairman's signature on a letter to Cal Mortgage Loan Guarantee Program supporting Marshall Hospital's application for Program funds. 9523

BOARD ACTION - Approved SDGCU

COMMITTEE REPORTS

1:30 p.m. - Water Agency Meeting

1:50 p.m. - PUBLIC FORUM/PUBLIC COMMENT

LUNCH RECESS

Prior to commencement of the public hearings scheduled for 2:00 p.m. this date, the Board added two new business items (agenda items 49 and 50), as the need to act on same arose after the publication of the agenda. SDGCU

AFTERNOON SESSION - 2:00 P.M.

- 47. Hearing to consider an Appeal filed by Roy E. and Shirley K. Goodwin on Conditions 6 and 14 imposed on Tentative Parcel Map No. 89-188 by the Parcel Map Hearing Officer for property consisting of 11.227 acres in the Camino/Fruitridge Area. BOARD ACTION - Board upheld the Appeal; approved the Negative Declaration; and approved Tentative Parcel Map No. 89-188 subject to conditions proposed by the Parcel Map Hearing Officer and modified by the Board this date, i.e., condition no. 6 modified to read, "Access shall be provided to water for fire protection, and applicant shall participate with the El Dorado County Fire Protection District in any future assessment district formation and shall consult with said District on a fuel modification program.", and conditions nos. 13 and 14 modified as set forth in the Transportation Director's memorandum to the Board regarding same dated 3/23/92; approval based on the findings of the Parcel Map Hearing Officer on 2/20/92. CSDGU

9524

- 48. Hearing to consider the following:

- a. Certification of Environmental Impact Report (EIR) for the Union Mine Landfill; and

- b. Rezoning of lands (Z91-22) in the Diamond Springs/El Dorado Area (Districts II and III) consisting of 200+/- acres from RA-20, Residential Agricultural Twenty-Acre Zone and RE-10, Estate Residential Ten-Acre Zone to A, Agricultural Zone.

BOARD ACTION - Hearing closed, and the Board voted unanimously to approve a motion to continue the matter to April 21, 1992; with direction to staff to prepare written responses, if any are determined necessary, to the materials and testimony provided up to the 3/31/92 open public hearing, and to further give direction to staff as to the conceptual approval for certification of the final EIR before the Board of Supervisors and the proposed Statement of Findings as set forth in the 3/23/92 Staff Report and Planning Commission recommendations; and staff further directed to agendize for contemporaneous Board consideration the rezoning of the lands as set forth in said Staff Report. USDGC

9525

49. (New Business) The Chairman was authorized to sign a letter to be FAXed to State Senator Diane Watson, Chair of the Senate Committee on Health and Human Services, in support of Senate Bill 1573, which addresses the growing problems, which have emerged to the forefront and are impacting small rural counties, caused by the rapidly increasing demands for locating and operating community care facilities. SUDGC

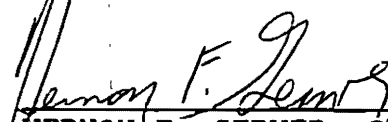
9526

50. (New Business) The Chairman was authorized to sign letters to State Senator Quentin Kopp, member of the Senate Transportation Committee, and to the Director of the State Department of Transportation, expressing concern about the effective implementation of the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA); specifically, stating the positive impacts of ISTEA will be seriously diminished if current implementation legislation language limits the fund distribution through regional agencies to the county and city governments, and urging implementation legislation be written to provide a direct pass-through of federal transportation revenues to cities and counties at a funding level at least equitable to previous Federal Aid Urban (FAU) and Federal Aid Secondary (FAS) programs, including growth. SUDGC

9527


BOARD OF SUPERVISORS ADJOURNED TO 2:00 P.M., MONDAY, APRIL 6, 1992
AT THE BOARD OF SUPERVISORS MEETING ROOM, 330 FAIR LANE,
PLACERVILLE

APPROVED:



 VERNON F. GERWER, Chairman

ATTEST:



 DIXIE L. FOOTE, Clerk of the Board