

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 28, 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.

UCDGS

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.

Closed Sessions (3) concerning pending litigation, pursuant to Government Code Section 54956.9:

- a. Savoca vs El Dorado County;
- b. WCAB 89 SAC 164518 - Betty A. McKenzie; and
- c. Dobler vs Board/Southfork Camino Properties.

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

9:00 A.M. INVOCATION - Reverend Don O. Herman, First Lutheran Church

PLEDGE OF ALLEGIANCE

PRESENTATION OF RESOLUTION NO. 129-92 SUPPORTING NATIONAL VOLUNTEER WEEK AND RECOGNIZING THE INVALUABLE CONTRIBUTIONS OF VOLUNTEERS AND EFFORTS OF THE VOLUNTEER CENTER.

9605

BOARD ACTION - RESOLUTION NO. 129-92 adopted. SDGCU

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 Agenda (Minutes) of April 21, 1992
RECOMMENDED ACTION: Approve
- 2. Release of Lien submitted by County Counsel.
RECOMMENDED ACTION: Approve
- 3. County Counsel recommending the claim of Michael Rodarte in the amount of \$83,000 be rejected.
RECOMMENDED ACTION: Approve
- 4. County Counsel recommending the claim of Roy Johnson in the amount of \$81,000 be rejected.
RECOMMENDED ACTION: Approve
- 5. Health Department recommending Chairman be authorized to sign an Agreement with the State Department of Health Services in the amount of \$202,639 for fiscal year 1991/92 for rural health services funds.
RECOMMENDED ACTION: Approve
- 6. Elections Department submitting results of votes cast in the Special School Bond Elections held April 14, 1992 for Buckeye Union, Placerville Union, Lake Tahoe Unified and Tahoe Truckee Unified School Districts.
RECOMMENDED ACTION: Approve
- 7. Agricultural Commissioner recommending Chairman be authorized to sign an Agreement with Alpine County for the employment of the El Dorado County Agricultural Commissioner, in an amount not to exceed \$9,555 for fiscal year 1992/93.
RECOMMENDED ACTION: Approve

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8. Library Director recommending Resolution be adopted amending Resolution No. 343-91 adding a \$2 per hour fee for public personal computer use and charging patrons for postage for overdue/collection notices. **9607**
RECOMMENDED ACTION: Adopt Resolution No. 128-92 CDGSU
9. General Services Division requesting the County Master Gardeners be authorized to establish a 200 square foot tree and shrub plot near the Agriculture Building in honor of former County Director-Urban Horticulturist Dick Bethell; and further recommending the project coordination be assigned to said Division. **9386**
RECOMMENDED ACTION: Approve
10. Sheriff's Department recommending the Auditor/Controller be directed to establish a trust fund to receive payments for maintenance of the Sheriff's Weapons Firing Range. **9608**
RECOMMENDED ACTION: Approve (Approved with additional direction that the CAO work with the Auditor-Controller to schedule a Board workshop for discussion of the issue of trust funds and segregated accounts.) SUDGC
11. Sheriff's Department recommending Resolution be adopted authorizing the Civil Section to divert \$3 of the fees collected pursuant to various sections of the Government Code to a special fund to be used to supplement costs of implementing, maintaining and purchasing equipment and furnishings for automated systems or other nonautomated operational equipment and furnishings for the Civil Section; and further recommending the Auditor/Controller be directed to establish a trust fund to receive said fees. **9609**
RECOMMENDED ACTION: Adopt Resolution No. 130-92
12. Transportation Department and General Services Division recommending approval of the transfer of Georgetown Cemetery District (CSA 9, Zone 3) from Transportation Department to General Services Division. **9610**
RECOMMENDED ACTION: Approve
13. Transportation Department recommending Resolution be adopted sanctioning the closure of Pleasant Valley Road between Leisure Lane and Mt. Aukum Road on Saturday, July 4, 1992 between 11:00 a.m. and 11:45 a.m. for the Third Annual Pleasant Valley Days, contingent upon the organizers compliance with Resolution No. 110-79 and conditions set forth in memorandum dated April 13, 1992 from said Department. **9611**
RECOMMENDED ACTION: Adopt Resolution No. 131-92

14. Transportation Department recommending Resolution be adopted amending Resolution No. 245-81 sanctioning the installation of "Stop" signs at various intersections as outlined in memorandum to the Board dated April 16, 1992. **9612**
RECOMMENDED ACTION: Adopt Resolution No. 132-92
15. Transportation Department recommending Resolution be adopted amending Resolution No. 258-81 sanctioning the posting of a "No Stopping" zone on the north side of Green Valley Road at the Rescue School. **9613**
RECOMMENDED ACTION: Adopt Resolution No. 133-92
16. Planning Division recommending the Board accept the Avigation and Noise Easement in the vicinity of the Cameron Park Airport from Donald and Deborah Tervo; and further recommending Chairman be authorized to sign the Avigation and Noise Easement and Certificate of Acceptance. **9314**
RECOMMENDED ACTION: Approve
17. Personnel Division recommending Chairman be authorized to sign Agreement No. C12-029 with SIGMA Data Systems, Inc. for an applicant tracking system for compliance with Equal Employment Opportunity and Affirmative Action Plans resulting from the acceptance of federal grant funding from the Office of Criminal Justice Planning. **9614**
RECOMMENDED ACTION: Approve SDGCU
18. Supervisor Center recommending Corky Collier be appointed to the vacant Alternate position on the River Management Advisory Committee created by the resignation of Nate Rangel. **9321**
RECOMMENDED ACTION: Approve SCDGU
19. Supervisor Center recommending Proclamation be adopted honoring Memento Lodge No. 37, of the Independent Order of Odd Fellows for their continuing contribution to the betterment of life in El Dorado County. **9316**
RECOMMENDED ACTION: Adopt Proclamation
20. Supervisor Center recommending Proclamation be adopted proclaiming Sunday, May 3, 1992 as "Earth Day" in El Dorado County. **9316**
RECOMMENDED ACTION: Adopt Proclamation
21. Supervisor Gerwer recommending Board approve the El Dorado County Chamber of Commerce as the official representative for the 1992 California State Fair Counties Exhibit Program; and further requesting Chairman be authorized to sign the Counties Exhibits Entry Form for same. **9615**
RECOMMENDED ACTION: Approve

- 22. Supervisor Dorr recommending the Chairman be authorized to sign the Plans and Specifications for the Ponderosa High School Soccer Field Construction Project, upon final review and approval by County Counsel and Risk Manager; and Transportation Department, Park & Recreation Unit, be directed to solicit bids for said Project.
RECOMMENDED ACTION: Approve

8962

- 23. Supervisor Upton recommending Chairman be authorized to sign Hold Harmless Agreement with Alan G. and Sarah Sallie Pierson for Assessor's Parcel No. 025-742-16 in the event repair or replacement is needed for a storm drain pipe.
RECOMMENDED ACTION: Approve

9563

BOARD ACTION - Consent Calendar matters approved as recommended with additional direction on item 10 as noted (items 8, 17, and 18 also acted upon separately). DUGSC

END MORNING CONSENT CALENDAR

TIME ALLOCATION - 9:30 A.M.

- 24. Hearing to consider revision to the Ordinance Code increasing penalties for violations to comply with State requirements for fines and infractions. (Hearing continued 4/14/92, Item 24)
BOARD ACTION - Hearing continued off calendar, and matter referred back to Building Department staff to determine whether the Ordinance is necessary, and to determine whether penalties or fees for extraordinary services can come under a title different than "fines and forfeitures" so the fees remain in the County (rather than go to the State). DSGCU

8972

- 25. Chief Administrative Officer (CAO) recommending approval of the recommendation of the Special District Augmentation Fund (SDAF) Distribution Committee to codify existing SDAF allocations with the caveat the existing allocation to Boards governing Lighting Districts be allocated to County Service Area No. 7; and recommending the Legislative Liaison be directed to work with the State to accomplish same.
BOARD ACTION - The Board approved (in concept) the allocation of SDAF funds for 1992-93 as set forth in Column 1 (the 1991-92 SDAF Allocation) on Attachment I to the Auditor-Controller's memorandum to Paul McIntosh, CAO, regarding same, dated 4/20/92; and referred the matter back to staff and the Special District Augmentation Fund Distribution Committee for consideration of bringing it forth as an Ordinance and/or policy with their comments regarding codification. SUDGC

8453

DEPARTMENT MATTERS

26. Public Defender recommending approval of Budget Transfer No. 261 transferring \$58,416 from Contingency to cover underbudgeted labor costs, management leave payoff, temporary help and investigation services. (4/5 vote required)
(Continued 4/14/92, Item 25)

9586

BOARD ACTION - Approved

SDGCU

27. Purchasing Agent and Public Defender recommending Chairman be authorized to sign Amendment No. 1 to the Contract with Silverado Investigations for investigative services to the Public Defender, increasing the amount of same from \$10,000 to \$17,000. (Continued 4/14/92, Item 26)

9470

BOARD ACTION - Approved

SDGCU

28. Introduction of Ordinance revising Chapter 17.74 of the County Ordinance Code to establish clear responsibilities for design review advisory committees. (Hearing closed 4/14/92, Item 33)

9590

BOARD ACTION - Introduced with modifications, to be brought back in final form for adoption at a later date. (County Counsel to review provisions regarding establishment of districts.)

DCGSU

29. Law Librarian and Law Library Board of Trustees requesting additional County funding for lease costs, utilities, janitorial services, and furnishings associated with proposed expansion of the Law Library. (Chief Administrative Officer recommending request be denied and take actions as outlined in his memorandum to the Board dated April 21, 1992.)

9616

BOARD ACTION - Continued off calendar.

DUGSC

30. Supervisor Sweeney recommending fees for copies from County Departments be set at 10 cents per page.

9617

BOARD ACTION - Board directed that, where not otherwise set by statute, the cost of standard documents will be ten cents (\$0.10) per copy.

SUGC D(n)

COMMITTEE REPORTS

At the request of Scott Chadd, Director of Transportation, the Board agreed to meet on Thursday, May 21, 1992, at 8:30 a.m., to award the bid for construction of Miller Hill Park.

8961

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

AFTERNOON SESSION - 2:00 P.M.

As a result of closed session this date, the Board authorized the Chairman to sign necessary documents to effectuate that certain Settlement Agreement among the Board of Equalization, Attorney General, Counties, and State Assessors, and authorized the Chairman to execute such other documents necessary to effectuate that Settlement Agreement comprising and settling the related AT&T litigation; all said settlement documents as prepared by the CSAC/CAO/County Counsel Task Force and approved by County Counsel regarding the subject claims and litigation. DCGSU

9618

As a result of closed session this date, the Board, in view of its wishes to consider waiver of open recruitment for Welfare Director and direct appointment of Natalie Jodar, authorized the Chief Administrative Officer to meet with Natalie Jodar and discuss terms and conditions of prospective appointment as Welfare Director, and thereafter to bring the matter back to the Board with recommendations for action and consideration. SDGCU

8525

At the request of Supervisor Sweeney, the Board informally agreed to revisit, on May 5, 1992, the issue of public access to maps showing the specific location of rare and endangered plants within the County; said maps having been created as a part of a County-funded rare and endangered plant study and being based on confidential plant information received from the State Department of Fish and Game. (considered by the Board on 4/21/92)

9602

31. Hearing to consider the following:

a. Amendment to the County General Plan (AZ91-39) for 10.9 acres in the Camino/Fruitridge Area, from Rural Residential Agricultural Ten to One Hundred Sixty-Acre (1 d.u./10-160 acres) and Single Family Residential-Medium Density (1 d.u./1-acre minimum) to Single Family Residential-Low Density (1 d.u./5-acre minimum); and

b. Rezoning of said lands from RE-10, Estate Residential Ten-Acre Zone to RE-5, Estate Residential Five-Acre Zone, requested by Ken Nelson. (Planning Commission recommends approval.)

BOARD ACTION - Board approved the Negative Declaration; declared its intent to approve the General Plan amendment; and approved the rezoning by adoption of ORDINANCE NO. 4224, to become effective 30 days following the effective date of the General Plan amendment; based on the findings of the Planning Commission on 3/26/92. CDGSU

9619

32. Hearing to consider amendment to the County General Plan (AZ90-75) for 115.4 acres in the Camino/Fruitridge Area, from Rural Residential Agricultural Ten to One Hundred Sixty-Acre to Single Family Residential-Low Density (1 d.u./5 acres), requested by Bayco Investment Company. (Planning Commission recommends approval. Rezoning continued off-calendar by Planning Commission.)

BOARD ACTION - Board approved the Negative Declaration and declared its intent to approve the General Plan amendment, based on the findings of the Planning Commission on 3/12/92; and determined that the boundary that runs roughly 150 feet to the north of Iowa Creek be used as the approximate boundary line to be designated at a later date. GUDSC

9620

33. Hearing to consider the following:

a. Amendment to the County General Plan (AZ91-21) for 39.23 acres in the Cool/Pilot Hill Area, from Single Family Residential-Low Density (1 d.u./5-9.9 acres) to Rural Residential Agricultural Ten to One Hundred Sixty-Acre (1 d.u./10-160 acres); and

b. Rezoning of said lands from RE-5, Estate Residential Five-Acre Zone to RA-40, Residential Agricultural Forty-Acre Zone, requested by El Dorado County Board of Supervisors. (Planning Commission recommends approval.)

BOARD ACTION - Board certified the project as exempt from the California Environmental Quality Act (CEQA); declared its intent to approve the General Plan amendment; and approved the rezoning by adoption of ORDINANCE NO. 4225, to become effective 30 days following the effective date of the General Plan amendment; based on the findings of the Planning Commission on 3/12/92. CDGSU

9621

34. Hearing to consider the following:

a. Shift the boundary line between the Shingle Springs and Barnett Ranch Area Plans to place APNs 109-240-03 and -04 consisting of 4.7 acres into the Shingle Springs Area Plan; BOARD ACTION - Boundary line adjustment approved as recommended. DCGSU

b. Amendment to the County General Plan (A91-53) for 8.7 acres in the Shingle Springs and Barnett Ranch Area Plans, from Single Family Residential Low Density (1 d.u./5.0-9.9 acres) (4.0-acre northern portion) and Industrial (4.7-acre southern portion) to Multifamily Residential (5.1-20 d.u./acre), requested by Cameron Park Associates/El Dorado County Planning Commission. (Planning Commission recommends approval.)

BOARD ACTION - Board approved the Negative Declaration, and declared its intent to approve the General Plan amendment as modified this date to exclude parcel 4, based on the findings of the Planning Commission on 3/12/92. DCGSU

9622

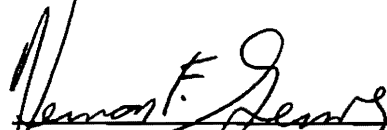
- 35. Hearing to consider an amendment to the River Management Plan (A92-01) amending Pages 37, 37.1 and 39, clarifying the capacity system and the definition of user day, requested by River Management Advisory Committee and the County Parks and Recreation Office.

BOARD ACTION - Board certified the project as exempt from the California Environmental Quality Act (CEQA), and declared its intent to approve the General Plan amendment to amend the River Management Plan, based on the findings of the Planning Commission on 2/27/92. SDGU C(ab)

9623


BOARD OF SUPERVISORS ADJOURNED TO 1:00 P.M., MONDAY, MAY 4, 1992

APPROVED:



 VERNON F. GERWER, Chairman

ATTEST:



 DIXIE L. FOOTE, Clerk of the Board