

# County of El Dorado

BOARD OF SUPERVISORS

WILLIAM S. BRADLEY.....DISTRICT I  
 RAYMOND J. NUTTING.....DISTRICT II  
 J. MARK NIELSEN.....DISTRICT III  
 WILLIAM N. CENTER.....DISTRICT IV  
 JOHN E. UPTON.....DISTRICT V  
 DIXIE L. FOOTE.....CLERK OF THE BOARD

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**

March 9, 1993

8:00 A.M.

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

WILLIAM N. CENTER, Chairman                      Dixie L. Foote, Board Clerk  
 SUPERVISORS: BRADLEY, NUTTING, NIELSEN, 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.

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 HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE  
 INQUIRE WITHIN THE BOARD OF SUPERVISORS OFFICE  
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CALL TO ORDER AND ADOPTION OF AGENDA

**BOARD ACTION** - Agenda adopted with the addition of a closed session, pursuant to Government Code Section 54956.9, regarding litigation initiated formally entitled "Kimzey v. McIntosh". UBNuNC

**8:00 A.M. - Closed Session** concerning pending litigation pursuant to Government Code Section 54956.9 regarding the following:

- a. South Tahoe Public Utilities District vs Larry D. Klaus, El Dorado County Auditor-Controller, et al;
- b. County of Riverside, et al vs Kenneth Kizer, et al - County of San Francisco Case No. 884730; and
- c. El Dorado Council vs Board of Supervisors.

9:00 A.M. INVOCATION - Pastor Sandy Pierce, Federated Church

PLEDGE OF ALLEGIANCE TO THE FLAG

PRESENTATION of two Challenge Awards by California State Association of Counties. 8828

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 1 and 2, 1993 (on file with the Clerk of the Board). ✓  
RECOMMENDED ACTION: Approve
- 2. Assessment Roll Changes submitted by Assessor ( on file with the Clerk of the Board). 10062  
RECOMMENDED ACTION: Approve
- 3. County Counsel recommending the following claims be rejected:
  - a. Betty D. McMicken in the amount of \$275;
  - b. Sherry & Vincent Larrabure in the amount of \$1,865;
  - c. C. W. Owen in the amount of \$197.80; 10067
  - d. Barbara Van Lann in the amount of \$110;
  - e. Carole Risk in the amount of \$1,000,000;
  - f. Eric McKnight in the amount of \$2,200; and
  - g. Mel Phillips in the amount of \$2,200.  
RECOMMENDED ACTION: Reject claims
- 4. Treasurer/Tax Collector recommending cancellation of penalties for taxpayers set forth on the Agenda Transmittal regarding same dated 2/25/93. 10106  
RECOMMENDED ACTION: Approve
- 5. Sheriff's Department and District Attorney's Office recommending approval of Budget Transfer No. 135 transferring \$33,413 to Appropriations for the Sheriff and District Attorney's Marijuana Suppression Program budgets. (4/5 vote required) 10063  
RECOMMENDED ACTION: Approve

6. Senior & Family Services recommending Resolution be adopted amending Authorized Personnel Allocation Resolution No. 336-92 **deleting** one Public Guardian/Service Officer position and Assistant Public Guardian position and **adding** one Chief Deputy Public Guardian position and job specifications for same. **RECOMMENDED ACTION:** Adopt Resolution No. 75-93 (Resolution No. 75-93 **not** adopted; Board confirmed Mr. Ed Castleman's appointment as Public Guardian; and staff requested to bring back appropriate Resolutions and position specifications for Board approved on **March 23, 1993.**) NUBNuC 10048
7. Environmental Management Department recommending the following:
- a. Approve reorganization of said Department;
- b. Approve modifications of job specifications for Environmental Branch Manager and Environmental/Vector Technician;
- c. Adopt Resolution amending Authorized Personnel Allocation Resolution No. 336-92 **deleting** one Environmental Health Specialist I/II position and **adding** one Environmental/Vector Technician position and one Senior Environmental Health Specialist position; and 10077
- d. Authorize the filling of a .5 Senior Office Assistant position.  
**RECOMMENDED ACTION:** Approve and Adopt Resolution No. 76-93
8. Records Management recommending Resolution be adopted approving Records Disposition Schedules for the Purchasing and General Services Departments. 10078  
**RECOMMENDED ACTION:** Adopt Resolution No. 77-93
9. Supervisor Bradley recommending Cesar A. Cuadra be appointed as the District I representative to the Veterans Affairs Commission. 10153  
**RECOMMENDED ACTION:** Approve
10. Supervisor Bradley recommending Chairman be authorized to sign Certificates of Commendation for Michael Birkett and Matthew Krok, who have reached the rank of Eagle Scout, Boy Scouts of America, Troop 454. 10079  
**RECOMMENDED ACTION:** Approve

11. Planning Department recommending Resolution of Intention be adopted setting the hearing for 10:00 a.m., Tuesday, April 6, 1993, to consider the vacation of Nigger Alley, the "Alley", Coloma Street, a portion of North Street, and a portion of North Alley and the "Square" as shown on the original townsite map of Diamond Springs. 10080

**RECOMMENDED ACTION:** Adopt Resolution No. 78-93

12. Chief Administrative Officer recommending approval in concept of the submittal of an application to the Department of Justice, Bureau of Criminal Identification & Information, for federal funds for development of Automated Tape Disposition Reporting as part of the Criminal Justice Information System Project. 9666

**RECOMMENDED ACTION:** Approve

13. Transportation Department recommending award of the Contract for Asphalt Concrete Overlay (Project No. 45100) to the low bidder Teichert Construction Company in the amount of \$475,656 and Chairman be authorized to sign Contract for same. 10159

**RECOMMENDED ACTION:** Approve

14. Transportation Department recommending Resolution be adopted finding that the installation of left turn pockets on Mother Lode Drive at the intersection with Old Frenchtown Road and Greenstone Road are categorically exempt under Section 15301(c) of the California Environmental Quality Act. 10197

**RECOMMENDED ACTION:** Adopt Resolution No. 79-93 NuUBNC

15. Transportation Department requesting Closed Session to discuss acquisition of the following parcels for the Apache Erosion Control Project: 34-070-04 (Peddler Hill Partners); 34-084-10 (Lee R. Harris); 34-094-04 (Doris Lococo); 34-112-08 (Harry J. & S. Wilkinson); 34-132-06 (Herbert P. & A. Caplan Trust); 34-141-13 (Darwin F. & Ellen Wilcox); 34-181-09 (Jerry & Beatrice Pepelis, Pepelis Revoc. Trust of 5/92); 34-181-18 (John M. Tracas); 34-270-21 (Tahoe Land Buyers Group); 34-270-22 (Lake Tahoe Mini Storage); 34-344-01 (Peddler Hill Partners); 34-362-08 (Barbara Purrington); 34-481-20 (Anthony S. & Alice Donato); 34-491-17 (Roche/Boettiger Trust, John D. Roche, Rosemary Roche Boettiger); 34-070-11 (John Bost, Trustee); 34-084-13 (Marietta Parham-Swann); 34-112-06 (Michael L. & Joan Roach); 34-112-11 (Stockton Ceramic Tile, Inc.); 34-141-11 (Robert C. & Barbara D. Baker, Baker 1989 Family Trust); 34-191-13 (Phyllis, Douglas G., Chuck & Vicki Norris); 34-270-51 (Thomas Fields, Trustee Fields Revoc. 1990 Trust); and 34-362-09 (Wells & Bennett Realtors). 10136

**RECOMMENDED ACTION:** Approve

16. Transportation Department requesting Closed Session to discuss acquisition of the following parcels for the North Upper Truckee Erosion Control Project: 33-402-23, -24 (Robert & Joyce Gibson); 33-411-03 (Antoinette Carcello); 33-411-04 (Gene N. Bowen); 33-411-05 (Frank & Rachael Koesis); 33-411-06 (Cynthia J. Lambert); 33-411-07 (Deborah Beaudoux); 33-471-28 (Trust of Ben Koser); 33-475-04 (Macri, Rocco & Denna); 33-475-05, -06 (Ning Cheng, Trustee); 33-481-25 (James & Carolyn Robinson); 33-484-01 (Helen A. Pierce); 34-412-04, -05 (Alfred & Christa Bower); 34-431-04 (William & Barbara Wallace, William & Candace Holbig and Connie & Roy Richner); 34-432-04 (Donald & Agnes MacAulay); 34-443-03 (David & Tamara Madsen); 33-342-01 (Lawrence & Nancy Verna); 33-343-12 (Betty Van Lieden); 33-343-13 (Alan Ross); 33-362-16 (Edward & Evelyn Pool); 34-437-03 (James Bailey, Trustee); 34-437-04 (Michael & Eleanor Prokopakis); 34-443-01 (Forbes Trust); 34-443-02 (Richard Murphey); 34-443-04 (Richard & Christina Jeffers); and 33-344-01 (Sjoberg & Reynolds).

**RECOMMENDED ACTION:** Approve

**BOARD ACTION** - Consent Calendar matters approved as recommended with the exception of item 6 as noted (item 14 also acted upon separately); and with **Department Matter 52** added to the Consent Calendar and approved as part of same.

END MORNING CONSENT CALENDAR

**TIME ALLOCATION - 9:30 A.M.**

50. Frank Mosbacher, Eldorado National Forest, U.S.F.S., reporting on the status of the Cleveland Fire burn area.

**BOARD ACTION** - No action taken.

**DEPARTMENT MATTERS** (At the time the Board acts upon the Consent Calendar, it may select individual Department Matters to be moved to the Consent Calendar for approval, absent objections and/or requests of staff or the public to speak to those matters.)

51. Auditor/Controller recommending approval of Budget Transfer No. 136 to align funding sources with projects associated with the Bond Authority's bond proceeds and approve Debt Service and General Administrative cost of the Bond Authority. (4/5 vote required)

**BOARD ACTION** - Approved

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10136

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10063

52. Auditor/Controller recommending Resolution be adopted amending Authorized Personnel Allocation Resolution No. 326-92 ~~deleting~~ 1.25 Supervising Account/Auditor positions, one Accountant/Auditor position, one Fiscal Services Supervisor position, .25 Secretary position, and 1.50 Fiscal Assistant I/II positions and **adding** one Accountant I/II position and one Senior Fiscal Assistant position effective April 30, 1993. 10198  
BOARD ACTION - RESOLUTION NO. 80-93 adopted. UBNUnc

53. Chief Administrative Officer requesting discussion on the conduct of the Board of Supervisors/Department Heads Workshop scheduled for March 12, 1993. 10116  
BOARD ACTION - No action taken.

54. Lakeview Community Services District requesting discussion relating to policy issues jointly affecting Community Services Districts and the County such as standards for subdivisions, development, encroachment standards, and projects that are within Community Services Districts. 10199  
BOARD ACTION - No action taken.

55. Transportation Department recommending adoption of staff's recommendations as outlined in the Department Summary dated 2/25/93 relating to Road Zone of Benefit Program; and further requesting direction as to the methodology to be used in charging non-specific administrative costs to the Zones. UBNUnc  
BOARD ACTION - Board acted as follows:

1. Received and filed the Road Zone of Benefit Committee Report; 9354

2. Reached consensus on the nine recommendations contained in the "Summary of Recommendations" attached to the memorandum to the Board dated March 4, 1993, from George Cuttrell, Deputy Director of Administration, Department of Transportation; and directed staff to prepare and develop specific policies and procedures to implement the staff recommendations presented in the report and modified by the Board this date, and to bring those policies and procedures back to the Board for adoption;

3. Directed staff to bring back a methodology for allocating general policy-related administrative costs to the zones utilizing options presented by staff and modified by the Board this date; and

continued next page . . .

Item 55 continued from page 6:

4. Directed Chief Administrative Officer to pursue legislative proposals for amending County Service Area Law as presented in County Counsel's memorandum dated February 23, 1993.

9354

COMMITTEE REPORTS

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PERSONS INTERESTED IN SERVING ON ANY BOARD OF SUPERVISORS ADVISORY COMMITTEE/COMMISSION ARE ENCOURAGED TO COMPLETE AN APPLICATION FORM (AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD OF SUPERVISORS) AND SUBMIT SAME TO THE COMMITTEE, THE COUNTY DEPARTMENT WHICH SUPPORTS THE COMMITTEE, OR TO THE CLERK OF THE BOARD OF SUPERVISORS.  
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LUNCH RECESS

Closed Session to give instructions to the Board's negotiator for the Apache Erosion Control Project property acquisitions.

BOARD ACTION - Department of Transportation staff directed to proceed with acquisition negotiations, under the parameters discussed in closed session, for parcels listed in Consent Calendar item 15 this date. NuUBNC

10136

Closed Session to give instructions to the Board's negotiator for the North Upper Truckee Erosion Control Project property acquisitions.

BOARD ACTION - Department of Transportation staff directed to proceed with acquisition negotiations, under the parameters discussed in closed session, for parcels listed in Consent Calendar item 16 this date. NuUBNC

10136

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

2:00 P.M. - Board of Supervisors convened as the Air Pollution Control Board of Directors. (Refer separate agenda for same.) ✓

**PLANNING MATTERS - 2:00 P.M.**

80. Hearing to consider the following pertaining to the Rare Plant Preserve Program:

- a. Accept the 3,500 acre preserve system in the Salmon Falls, Pine Hill and Cameron Park areas;
- b. Provide policy direction on the selection of funding mechanism(s) for acquisition of the preserve areas; and
- c. Provide policy direction on the selection of management entity(ies) for on-going operation and maintenance of the preserve sites.

**BOARD ACTION** - Board acted as follows:

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1. Approved creation of four (4) rare plant preserve sites, including private lands, as identified in Planning staff report dated 2/26/93, with the exception of the Cameron Park Preserve Site which was not approved;
  2. Directed Planning staff to bring back to the Board all implementing documents for the creation of said preserves;
  3. Declared its intent not to propose a method of financing on this date;
  4. Requested staff to work with the State Department of Fish & Game, and other entities, to review information discussed this date; and
  5. Directed the Planning Director to bring back for Board discussion, issues regarding projects which have been on "hold" during this time.
- 9602




**CLOSED SESSION REPORT:** Board authorized retention of the law firm of Porter, Scott, Weiberg, Delehant, to represent the County and other named officers and employees as defendants in the matter of "Kimzey v. McIntosh". 10200  
UBNuNC

BOARD OF SUPERVISORS ADJOURNED TO 8:00 A.M., FRIDAY, MARCH 12, 1993 FOR BOS/DEPARTMENT HEADS RETREAT AT THE EL DORADO HILLS BUSINESS PARK.

APPROVED:

  
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WILLIAM N. CENTER, Chairman

ATTEST:

  
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DIXIE L. FOOTE, Clerk of the Board