

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

April 20, 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.

 HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE
 INQUIRE WITHIN THE BOARD OF SUPERVISORS OFFICE

CALL TO ORDER AND ADOPTION OF AGENDA

BOARD ACTION - Agenda adopted with the addition of one new business item (refer agenda item 64); and the addition of a closed session, pursuant to Government Code Section 54957, to consider the appointment, employment, evaluation of performance, retirement, or dismissal of a public employee. UBNuNC

8:00 A.M. - Closed Session concerning pending litigation pursuant to Government Code Section 54956.9: Significant exposure to litigation.

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.

INVOCATION - Pastor Bobby C. Jones, El Dorado Assembly of God

PLEDGE OF ALLEGIANCE TO THE FLAG

PRESENTATION of Certificates of Commendation to the 1993 Ponderosa High School Wrestling Team and Proclamation to Ponderosa High School. (Continued off calendar.)

10318

PRESENTATION of Plaques/Certificates to the winners of the 1993 Employee Excellence Awards.

10318

PRESENTATION of checks and Certificates of Commendation to Ed Carpenter and Jeff Adams for their cost saving Employee Suggestion.

10178

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 April 12 and 13, 1993 (on file with the Clerk of the Board).
RECOMMENDED ACTION: Approve

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2. Assessment Roll Changes submitted by the Assessor (on file with the Clerk of the Board).
RECOMMENDED ACTION: Approve

10062

3. Release of Lien submitted by County Counsel (on file with the Clerk of the Board).
RECOMMENDED ACTION: Approve

10087

4. County Counsel recommending the following claims be rejected:

a. Megan L. Bucko in the amount of \$6,308; and

10283

b. Jenkinson Lake Estates and Park Vista Estates Home Owners Association in the amount of \$265.
RECOMMENDED ACTION: Reject claims

5. Health Department recommending Chairman be authorized to sign a letter supporting Assembly Bill 13 (Friedman) which would prohibit smoking in all work places in California.
RECOMMENDED ACTION: Approve

10320

CUBNuN

6. Waive reading, read by title only, and adopt Ordinance adding Chapter 8.70 to the County Ordinance Code prohibiting the sale of tobacco products from vending machines in El Dorado County; and Health Department recommending Resolution be adopted supporting prohibition of sale of tobacco products from vending machines. (Ordinance introduced 4/6/93, Item 52) **9290**
RECOMMENDED ACTION: Adopt Ordinance and Resolution No. 108-93 (ORDINANCE NO. 4291 and Resolution No. 108-93 adopted.) NUBNCU
7. Purchasing Department recommending Chairman be authorized to sign Agreement No. C23-025 with Mercy Medical Foundation of Sacramento in an amount not to exceed \$17,500 to provide selected pre-employment physical examinations for the Sheriff's Department through June 30, 1994. **10321**
RECOMMENDED ACTION: Approve
8. Purchasing Department requesting authorization to purchase 10 Sheriff's patrol vehicles in the amount of \$173,456 prior to the adoption of the 1993/94 budget. **10322**
RECOMMENDED ACTION: Approve
9. General Services Department recommending Resolution be adopted amending the Authorized Personnel Allocation Resolution No. 336-92 deleting one Building Operations Leadworker position and adding one Building Maintenance Worker I/II position and amending the allocation for the Architectural Drafter position from .75 FTE to .80 FTE. **10323**
RECOMMENDED ACTION: Adopt Resolution No. 109-93
10. Sheriff's Department requesting the Sheriff be authorized to execute a Memorandum of Understanding to join the Sacramento Area Explosive Ordinance Disposal Unit; and further requesting authorization for two Deputy Sheriffs to attend the FBI's Hazardous Device School in Huntsville, Alabama from July 11 to August 6, 1993. (Chief Administrative Officer recommending approval in concept and Memorandum of Understanding be brought back to the Board for approval.) **10324**
RECOMMENDED ACTION: Approve NuBNCU
11. Transportation Department recommending Chairman be authorized to sign Plans and Specifications for the Corporation Yard Fueling Facility Contract No. 89105; and further requesting authorization to advertise for bids to be received on May 14, 1993 at 2:00 p.m. **10325**
RECOMMENDED ACTION: Approve

12. Transportation Department requesting authorization to submit a Transportation Enhancement Activities grant application to Tahoe Regional Planning Agency in the amount of \$140,059 for the Pat Lowe Memorial Bike Trail and Erosion Project; and recommending Chairman be authorized to sign the grant contract when funding is approved. **9313**
RECOMMENDED ACTION: Approve
13. Transportation Department recommending approval of the Plans and Specifications for the North Upper Truckee Erosion Control Project, Phase II; and requesting authorization to advertise for bids to be received on May 14, 1993 at 2:00 p.m. with award of same on May 25, 1993. **8400**
RECOMMENDED ACTION: Approve
14. Administration recommending approval of the Court Housekeeping Legislation List dated March 22, 1993 submitted by the Court Administrator. **10326**
RECOMMENDED ACTION: Approve
15. Administration recommending Resolution be adopted endorsing "A Vision for Resource Management" and urge President Clinton, the administration, members of the Northwest delegation and other participants of the Forest Summit to use it to determine future forest management options. **10327**
RECOMMENDED ACTION: Adopt Resolution No. 110-93 (Continued to May 4, 1993, at 10:00 a.m.) NuUBNC
16. Supervisor Nutting recommending Chairman be authorized to sign a letter to the Regional Council of Rural Counties supporting the establishment of a Joint Powers Authority. **10328**
RECOMMENDED ACTION: Approve

BOARD ACTION - Consent Calendar matters approved as recommended with the exception of item 15 as noted (items 5, 6, and 10 also acted upon separately); and **Department Matters 53, 58, 61, and 62** added to the Consent Calendar and approved as part of same. UNBNuC

END MORNING CONSENT CALENDAR

TIME ALLOCATION - 10:00 A.M.

50. Supervisor Bradley submitting request of the Foothills Pastor's Fellowship that the Board examine the issue of temporary usage of facilities for churches in the El Dorado Hills area. 10329

BOARD ACTION - Board took the position that church facilities are compatible with the R & D (Research and Development) Zone, with said facilities subject to the special use permit process. Nnubcu

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. Lanny Langston, Program Manager, Golden Sierra Job Training Agency, advising the Board of said Agency's current projects in El Dorado County. 10330

BOARD ACTION - No action taken.

52. Ed Ellis, Combined Health Appeal of California, requesting Board consider an annual health campaign, to be run in conjunction with the County's United Way Campaign. 10331

BOARD ACTION - Request approved with the understanding that Combined Health Appeal of California is not to be subordinated to the United Way, but the campaigns are to run concurrently.

NBNuCU

53. Purchasing Department recommending Bid No. 940-073, for office trailer, with optional ramp/railing and base "skirt" to be installed at Animal Control in Placerville, be awarded to the low bidder Space Leasing Company; and Purchasing Agent be authorized to issue a purchase order in the amount of \$24,520 including sales tax for same. (Continued 4/6/93, Item 9) 10282

BOARD ACTION - Approved

UNBNuC

54. General Services Department recommending Chairman be authorized to sign Change Order No. 16 to the Building "A" Expansion Project No. 06 under contract to Carter/Kelly, Inc., increasing the contract sum by \$61,620 to modify a portion of the lower floor of Building "C" for the Information Services and Support Department. 9030

BOARD ACTION - Continued to May 4, 1993, or later if needed (to be brought back by the CAO). UBNUnc

55. General Services Department recommending approval of the Plans and Specifications for the Building "B" Renovation Project No. 92-0013; and recommending Chairman be authorized to sign Notice to Contractors for advertising of said Project. 9270

BOARD ACTION - Continued to May 4, 1993, or later if needed (to be brought back by the CAO). UBNUnc

56. General Services Department recommending Chairman be authorized to sign a Lease with James Traub and Michael Mannion for 3,024 square feet of space located at 7553 Green Valley Road, Placerville for a two-year term beginning March 15, 1993 through March 14, 1995 to accommodate Veterans Services and Adult Protective Services programs. 9946

BOARD ACTION - Continued to May 4, 1993, or later if needed (to be brought back by the CAO). UBNUnc

57. Assessment District Screening Committee recommending Sturgis, Ness, Brunsell & Assaf be designated as bond counsel for land secured financing in El Dorado County. (Chief Administrative Officer recommending denial.)

BOARD ACTION - Resolution No. 104-92, "Resolution Adopting Rules and Procedures of the Assessment and Community Facilities District Screening Committee", was referred to County Counsel and the Committee for amendment, pursuant to Board discussion this date*, to be brought back for Board adoption when rewritten. Nnubcu

(*clarified by County Counsel on 4/27/93 to be "Chapter VI, Section 1, of the Resolution be amended to provide that County Counsel after consultation with the Committee, recommend bond counsel to be retained by the County, and that the Committee recommend vice retain other professional and specialized services to be retained by the County in accordance with legal requirements".) 9515

58. Health Department recommending Resolution be adopted authorizing the Chairman to sign Agreement No. 92-16055 with the State Department of Health Services in the amount of \$5,000 for targeted management services to Medi-Cal beneficiaries for fiscal year 1992/93; and approval of Budget Transfer No. 152 transferring \$5,000 from Estimated Revenue to Contingency for same. (Continued 4/13/93, Item 8)
BOARD ACTION - RESOLUTION NO. 111-93 adopted. UNBNuC

10301

59. County Counsel submitting for Board consideration, approval and ratification, a report on outside legal counsel practices. (Continued 4/13/93, Item 56).
BOARD ACTION - Continued off calendar. UBNuNC

10315

60. County Counsel recommending, pursuant to Board direction, the following pertaining to a plan to establish a Comprehensive Collection Program as authorized by Penal Code Section 1463.007:

a. Adoption of Resolution authorizing the establishment of the County Comprehensive Collection Program;

b. Approval of a Memorandum of Understanding between County Counsel and the Probation Department accomplishing an interdepartmental transfer of collection activities; and

10115

c. Adoption of Resolution amending the Authorized Personnel Allocation Resolution relating to same. (Continued from 4/13/93, Item 58)

BOARD ACTION - Approved, and RESOLUTIONS NOS. 112-93 and 113-93 adopted accordingly. NUBNuC

61. Administration recommending County Counsel be directed to draft amendments to the Agricultural Facilities Feasibility Study Contract with the Economic Development Corporation (EDC) reflecting a change in the timing of payments and that EDC will subcontract for the performance study; and recommending Chairman be authorized to sign said amendments.
BOARD ACTION - Approved UNBNuC

5679

62. Supervisor Nutting recommending Chairman be authorized to sign a License Agreement with Great Western Resorts, Inc., dba Ghost Mountain Resort, for the leasing of an excess right of way as a site for a replacement directional sign.
BOARD ACTION - Approved UNBNuC

10332

63. Supervisor Nielsen submitting request of Jack Sweeney that Board consider the removal of Conditions 2 and 3 on Certificate of Compliance 92-010.

BOARD ACTION - Board determined that the 1982 building permit (#35827), for remodeling of the house and reconstruction of a flume, were "improvements to the property"; and directed that Certificate of Compliance 92-010 be referred back to the Surveyor for his reconsideration. NBNuCU

10333

64. (New Business) The Board approved the County Medical Services Program (CMSP) legislative platform presented by the Director of Health Services this date, and authorized Board members, the CAO, County Counsel, and the County Health Officer to advocate this position with the State Legislature and State Administration. UNBNuC

10334

COMMITTEE REPORTS

LUNCH RECESS

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

2:00 P.M. - PRESENTATION of Proclamation honoring Community Services volunteers for their dedicated, selfless and compassionate efforts; and presentation of a plaque to Nat and Bonita Sinclair for their exceptional volunteer efforts in the Tahoe Basin.

10335

PLANNING MATTERS - 2:00 P.M.

80. Hearing to consider the Appeal filed by Paul Thompson on denial of Special Use Permit 91-12 for a 48-unit mobile home park on 12.19 acres in the Somerset/Fairplay/Mt. Aukum Area (District II). (Continued 3/30/93, Item 81)

BOARD ACTION - Board upheld the action of the Planning Commission, denying the Appeal without prejudice, as the Board's intent is to allow the applicant to reapply at any time, based on the findings set forth in the staff report before the Board this date. NuBC N(n)U(n)

10275

81. Hearing to consider the following pertaining to properties consisting of the northerly 1.05 acre portion of a 3.39 acre parcel in the Cool/Pilot Hill Area, Applicants: Hank Luebbert and Roberta Lovejoy (District IV):

a. Amendment to the land use designation from Single Family Residential-Medium Density (1 d.u./1-4.9 acres) to Commercial; and

10336

b. Waive reading, read by title only, and introduce Ordinance relating to rezoning (AZ92-03) of said lands from R2A, Single-family Two-Acre Residential Zone to CG, General Commercial Zone.

BOARD ACTION - Board approved the Negative Declaration; declared its intent to approve the General Plan Amendment; and waived reading, read by title only, and introduced the Ordinance rezoning said lands; based on the findings of the Planning Commission on 3-25-93. CUBNuN

82. Hearing to consider the following pertaining to properties consisting of 40 acres in the Rescue Area, Applicants: Joe Accettura, Walter and Barbara Johnson, Darel and Polly Walker (District IV):

a. Amendment to the land use designation from Residential Agricultural 10-Acre Minimum to Residential Agricultural Five Acre Minimum; and

10337

b. Waive reading, read by title only, and introduce Ordinance relating to rezoning (AZ92-19) of said lands from RE-10, Estate Residential Ten-Acre Zone to RE-5, Estate Residential Five-Acre Zone.

BOARD ACTION - Board approved the Negative Declaration; declared its intent to approve the General Plan Amendment; and waived reading, read by title only, and introduced the Ordinance rezoning said lands; based on the findings of the Planning Commission on 3-25-93. CNuBU N(a)

APPROVED:

William N. Center
WILLIAM N. CENTER, Chairman

ATTEST:

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

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.
