

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

January 11, 1994

8:00 A.M.

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

JOHN E. UPTON, 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 and Addendum No. 1 thereto adopted.

8:00 A.M. - BNUCU N(a)
Closed Session (Personnel) for Board of Supervisors to give direction to its authorized representatives regarding Operating Engineers, County Employees Association, Deputy Sheriffs Association and Unrepresented Employees. (30 min)

Closed Session pursuant to Government Code Section 54957 to consider the appointment, employment, evaluation of performance, retirement, or dismissal of a public employee. (15 min)

Closed Session pursuant to Government Code Section 54956.9 regarding significant exposure to litigation. (20 min)

Closed Sessions (4) pursuant to Government Code Section 54956.9 regarding the following:

- a. Chet Ansley and Pony Express Realty vs El Dorado County, et al (20 min)
- b. Dan Price vs County of El Dorado (15 min)
- c. County of El Dorado vs Balesteri, et al (5 min)
- d. County of El Dorado vs Stanfill, et al (5 min)

9:00 A.M. - PLEDGE OF ALLEGIANCE TO THE FLAG

PRESENTATION by the Ranch Marketing Community.

PRESENTATION of Proclamation proclaiming the week of January 16-22, 1994, as Eligibility Worker Recognition Week in El Dorado County. NBNuCU

10749

CLOSED SESSION ACTIONS:

Regarding eminent domain actions for the Lotus Road Project, the Board authorized the following:

1. Settlement of County of El Dorado v Stanfill (PV93-3115) by payment of \$20,250 to the Stanfills, and the Chairman was authorized to execute all documents effectuating said settlement. NBNuCU
2. Settlement of County of El Dorado v Balesteri (PV93-3125) by payment of \$18,500 to the Balesteri's and conveyance of 0.03 acre of land on the west side of Lotus Road, and the Chairman was authorized to execute all documents effectuating said settlement. NuCBNU

8217

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 January 4, 1994 (on file with Clerk of the Board). ✓
RECOMMENDED ACTION: Approve
2. Release of Liens (2) submitted by County Counsel (on file with Clerk of the Board). 10736
RECOMMENDED ACTION: Approve
3. County Counsel recommending Chairman be authorized to sign an Agreement with Examen, Inc. for cost containment services. 10076
RECOMMENDED ACTION: Approve
4. Health Department recommending Resolution be adopted authorizing the Chairman to sign Contract No. 93-17898 with the State Department of Health Services in the amount of \$114,340 for 1993/94 HIV Care Consortium. 10508
RECOMMENDED ACTION: Adopt Resolution No. 4-94
5. Community Services Department recommending Resolution be adopted authorizing the Chairman to sign Contract No. 94F-1109 with the State Department of Economic Opportunity in the amount of \$160,000 for 1994 Community Services Block Grant services; and Director of said Department be authorized to execute further documents relating to same. 10431
RECOMMENDED ACTION: Adopt Resolution No. 5-94
6. General Services Department recommending award of Bid No. 121-042 for grader blades for the Department of Transportation at South Lake Tahoe. 10750
RECOMMENDED ACTION: Award to the low bidder, Fresno Wire Rope; and authorize purchase order in the amount of \$15,155 including tax for same.
7. General Services Department requesting authorization to release Request for Proposal No. 943-045 for the removal of dead and dying trees on County-owned land. 10751
RECOMMENDED ACTION: Approve
8. Human Resources Department recommending Chairman be authorized to sign a Contract with William M. Mercer, Inc. in an amount not to exceed \$74,600 for employee benefits consultant services February 1, 1994 - January 31, 1995. 8172
RECOMMENDED ACTION: Approve (Continued to January 25, 1994, at the request of the CAO.) NuUBNC

9. Human Resources Department recommending Chairman be authorized to sign a Memorandum of Understanding setting forth conditions for the Transportation Commission to continue certain employees in the County Health Plan, and an Amendment to the Health Plan which will establish employee eligibility by adding the El Dorado County Transportation Commission as an "Affiliated Employer" in the Health Plan Document effective December 18, 1993. 10553
RECOMMENDED ACTION: Approve
10. Supervisor Center recommending Proclamation be adopted honoring retiring California Highway Patrol Commissioner, Robert P. Rengstorff, for his thirty years of outstanding service to the California Highway Patrol. 10749
RECOMMENDED ACTION: Adopt Proclamation CBNuNU
11. Library Director recommending Chairman be authorized to sign an Agreement with El Dorado Union High School District for the term September 1, 1993 through June 30, 1998 for a permanent joint use library facility located at Oak Ridge High School. 10033
RECOMMENDED ACTION: Approve
12. Refer Agenda Addendum No. 1 (attached)

BOARD ACTION - Consent Calendar matters approved as recommended with the exception of item 8 (item 10 also acted upon separately). BNuNCU

END MORNING CONSENT CALENDAR

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.)

50. John Stelzmilller making a presentation on "Home Rule".
BOARD ACTION - Board received the "Petition for Redress of Grievance" submitted by Mr. Stelzmilller this date; and referred to County Counsel for legal review and report back to the Board on February 8, 1994, the following four Resolutions in support of the Petition: NuNBCU

- a. Resolution adopting the Civil Rights Act, 18 U.S.C. 241 et esq;
- b. Resolution adopting the Public Rangelands Improvement Act, 43 U.S.C. section 1901 et seq.;
- c. Resolution to adopt an urgency ordinance establishing an Interim Land Management Plan; and
- d. Resolution adopting the definition of private property as taken from the Attorney General's guidelines for the Evaluation of Risk and Avoidance of Unanticipated Takings dated 6/30/88.

Upon considering the recommendation that the Board appoint a "Land Planning Committee" to complete a comprehensive land plan and, in particular, define El Dorado County's custom, culture, and economic stability, Board members agreed to include the matter in their discussion on February 8, 1994, and to be prepared to make appointments to such a Committee at that time. NuNBCU

10721

51. County Counsel recommending:

a. Planning and County Counsel be authorized to prepare amendments to El Dorado County Code Section 17.06.050(H) (2) and other Ordinances relating to group homes as necessary in a manner conforming with the California Community Care Facilities Act, and process for adoption of same;

BOARD ACTION - Approved

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b. County Legislative Liaison be authorized to contact the County's State legislative representatives and other potentially interested groups to pursue legislative solutions to the issue of local regulation of group homes for wards of the juvenile court.

BOARD ACTION - Approved

NuCBNU

52. Administration recommending Resolution be adopted authorizing the County Recorder/Clerk to increase charges for all filings pursuant to Assembly Bill 130 (Tucker) which assures service to the real estate industry if the Board of Supervisors agree to keep the Recorder/Clerk's Office open for all but legal and judicial holidays and index all recordable documents within two working days.

BOARD ACTION - RESOLUTION NO. 7-94 adopted.

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53. Supervisor Nutting recommending the Board direct the Auditor/Controller to place Proposition 172 Funds, in the amount of \$410,000, in a special account in the General Fund Reserve designated for public safety.

BOARD ACTION - Approved

NuBNCU

10516

54. Consideration of applications for appointment to the County Charter Commission, and determination of which County Department will lend administrative and clerical support to said Commission. (Referred 12/14/93, No. 57)

BOARD ACTION - Board approved appointments to the County Charter Commission as follows, and authorized the District I and II Supervisors to make their remaining appointments on an acting basis to be ratified by the full Board at a later date:

District II - Henry W. Yostmeyer
District III - Douglas Leisz and James R. "Jack" Sweeney
District IV - Jack Anderson and Frank McFarland
District V - Janet McDougall and David Kurtsman

10721

Further, upon determining that the Supervisors' Assistants will provide administrative and clerical support to the Commission, the Board requested that the Assistants work with Commission members to schedule their first meeting within a month of this date, in a facility that will accommodate the participation of the public, and that they invite Professor Alvin D. Sokolow, political scientist at the University of California at Davis, to attend that first meeting. UNuBNC

TIME ALLOCATIONS - 11:00 A.M.

Upon the advice of the Fair Political Practices Commission this date, Supervisor Nutting exited the meeting room, abstaining from participation in agenda item 55.

- 55. Supervisor Nutting recommending the Planning Director be directed to develop, for Board consideration, a General Plan or land use policy which recognizes the need to protect the stability of the local community and economy based on the economic viability of the timber and logging industries within the County; and a notification process wherein all federal agencies are advised that the County wishes to participate in decision-making activities of federal agencies occurring within the County which affect the stability of the local community and economy. (Continued 12/7/93, No. 55)

BOARD ACTION - The County Planning Director was directed to meet with representatives of the U.S. Forest Service (USFS) and the Bureau of Land Management (BLM) to develop a Memorandum of Understanding (MOU) for the County's participation in Federal land use planning efforts; the Chairman was authorized to sign a letter of notification of the County's desire to participate in Federal land use planning efforts, and distribute said letter to the addressees listed on the draft letter submitted by staff this date; and the County Agricultural Commissioner was requested to coordinate with the UC Cooperative Extension, High Sierra Resource and Conservation District, Soil Conservation Service, USFS, California Division of Forestry, private industry, and private citizens, including environmental groups, to develop some type of community forum/steering committee that will help guide the County as a community through this period of rapid change (potential makeup of said committee to be brought back to the Board within a month). CBNU Nu(a)

10722

COMMITTEE REPORTS

LUNCH RECESS

 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.

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

2:00 P.M. - Board of Equalization Meeting (refer to separate agenda for same) after which Board of Supervisors will reconvene.

PLANNING MATTERS - 2:00 P.M.

80. Planning Department submitting a status report on the General Plan and Environmental Impact Report and recommending the following:

(1) Receive and file said Status Report; BOARD ACTION - Report received and filed. CBNU Nu

(2) Accept the Public Review Draft General Plan as the Interim General Plan which satisfies Task 10.5; BOARD ACTION - Public Review Draft General Plan accepted as the Interim General Plan with the following modifications to the map: CBNU Nu(n)

a. The "Lawless" property at Lotus Rd and Springvale Rd (APN's 102-140-13, the south 15-acre portion of 102-140-46, 102-140-51, and 102-140-52) as shown on Exhibit "A" attached, be designated Industrial (I) and RE-5 with the understanding a PD zoning is being processed;

b. Area highlighted on Exhibit "B", attached, be designated Medium Density Residential (MDR) and included within the Georgetown Rural Center;

c. Area located west of Salmon Falls Road from the New York Creek Bridge to Salmon Falls State Park be removed from inclusion within the Community Region and included within the Rural Region as shown on Exhibit "C" attached;

d. Land use designation for the "Cinnabar" residential development proposal site, shown on Exhibit "D", reserved for further consideration and possible modification by the Board of Supervisors on February 1, 1994, at 2:00 p.m.

e. Plan Text modified to move Policy 2.5.1.3, located under Goal 2.5 in the Land Use Element, and relocate said Policy under Goal 2.4 and renumber it Policy 2.4.1.6.

9399

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9399

Agenda Item 80 (continued from page 9):

(3) Direct staff to advise the Governor's Office of Planning and Research of the Board's action to accept the Public Review Draft;

BOARD ACTION - Staff so directed.

CBNUU

(4) Accept the General Plan Alternative as proposed with any changes directed by the Board.

BOARD ACTION - General Plan Alternative accepted as proposed with the following modifications to the map:

CBNUU

9399

a. Kanaka Valley lands located within the proposed ecological preserve indicated as EP(1) on Exhibit "E" be designated Low Density Residential (LDR) consistent with the Project Description and Public Review Draft maps;

b. Lands located east of the future Bass Lake Road alignment to the existing Bass Lake Road, north of Bass Lake and south of Green Valley Road, be designated Low Density Residential (LDR) as shown on Exhibit "F".

On February 1, 1994, at 2:00 p.m., the Board will consider the land use designation for the "Cinnabar" residential development proposal site on the Public Review Draft General Plan Map; development proponents having requested this date a designation of Low Density Residential (LDR), Rural Residential (RR) and Natural Resource (NR).


9821


NuNBCU

BOARD OF SUPERVISORS ADJOURNED

APPROVED:

ATTEST:


JOHN E. UPTON, Chairman


DIXIE L. FOOTE, Clerk of the Board

Board members have been invited to attend the Star Program Graduation at 7:00 p.m., Friday, January 21, 1994 at the Lions Hall.

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A G E N D A A D D E N D U M N O . 1

Regular Meeting of the Board of Supervisors

January 11, 1994

8:00 A.M.

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

CONSENT CALENDAR

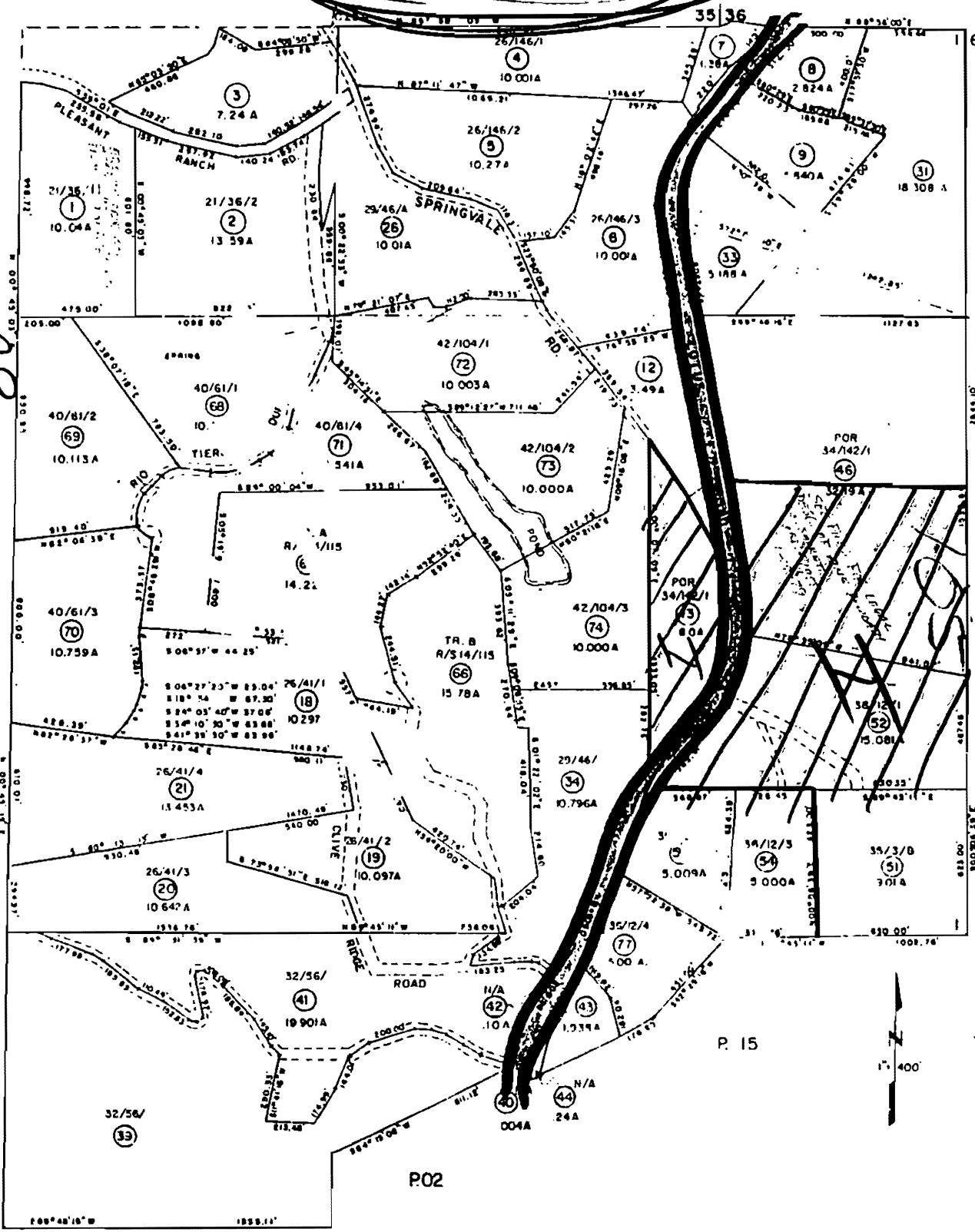
12. Chief Administrative Officer recommending Board adopt Resolution supporting the El Dorado Arts Council's application for grant funding from the California Arts Council, and designating the El Dorado Arts Council to execute the 1994/95 State/Local Partnership Program Grant Contract contingent upon approval of said application.

RECOMMENDED ACTION: Adopt Resolution No. 6-94

10659

EXHIBIT A

ASSASSIN'S
 ASSASSIN'S
 ASSASSIN'S



Rescue A.P.

P. 13

NOTE: Assessor's Map Number System in File
 Assessor's Parcel Number System in Circuit

P. 02

Assessor's Map Bk. 102 - Pg. 14
 County of El Dorado, California

P. 17

BK. 37

FOR SECS. 1 & 2 TION R 9 E M D M

GOLD HILL A.P.
 ZONING EFF. 8/22/76 Code

P. 15



102:14

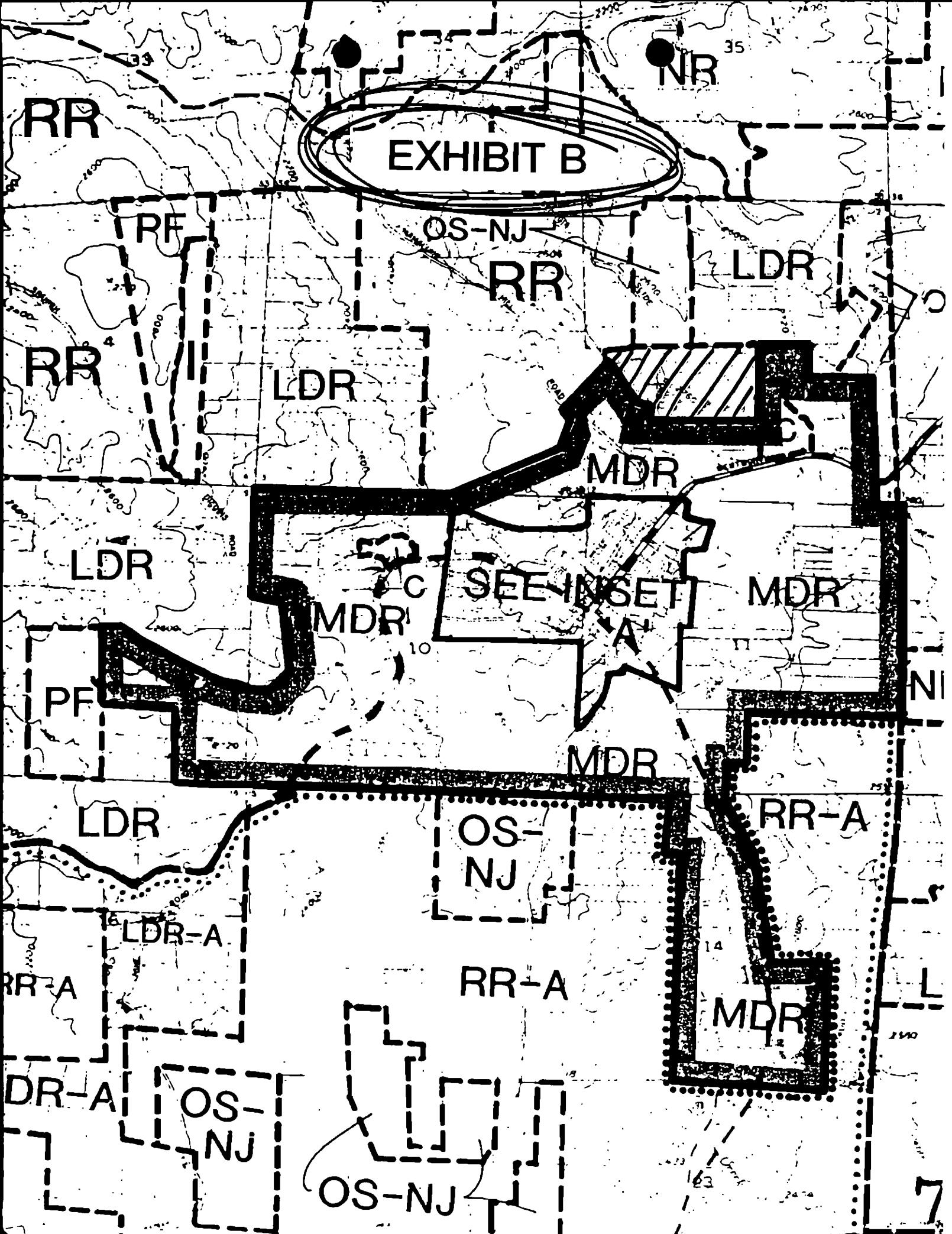
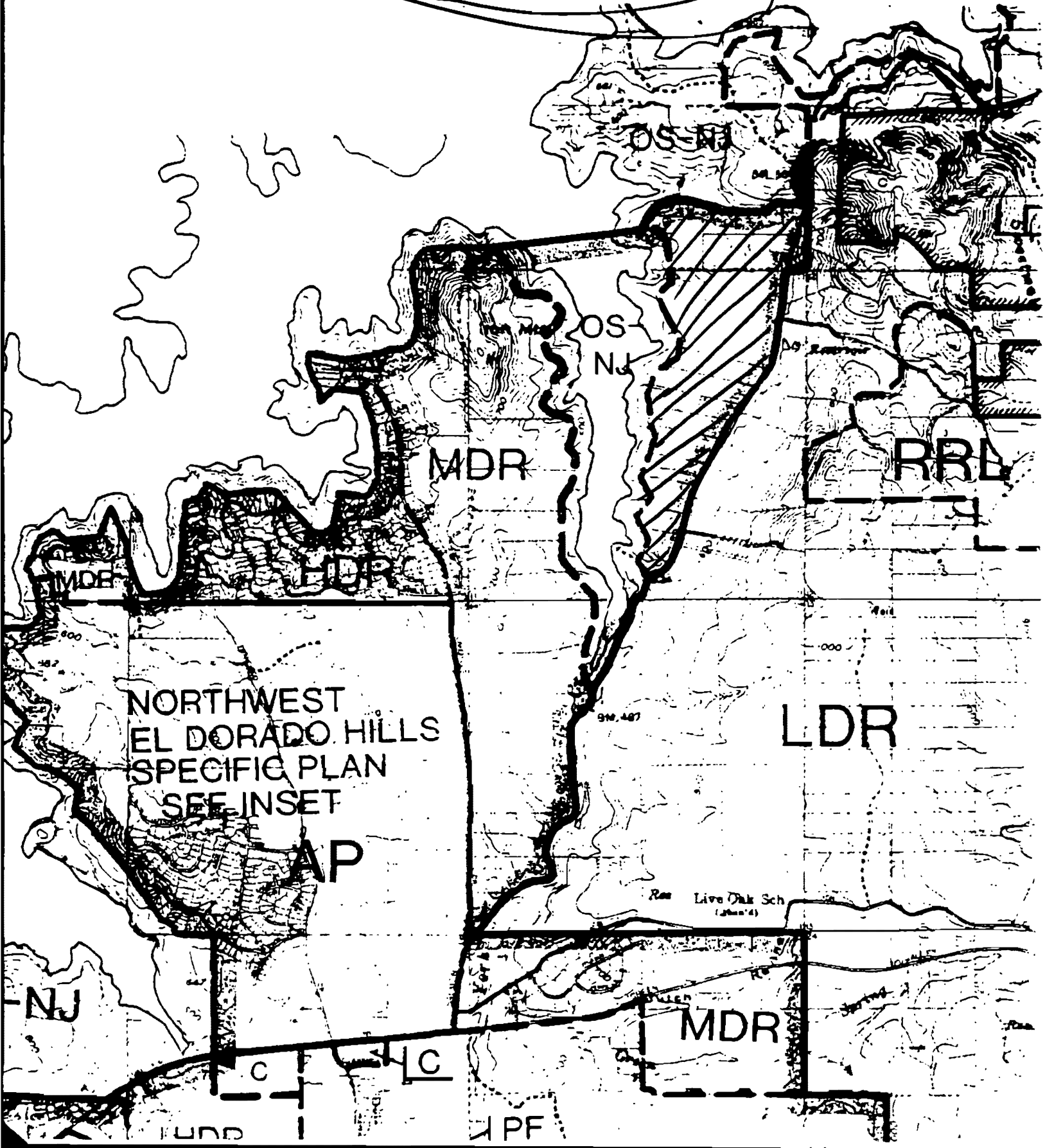


EXHIBIT C



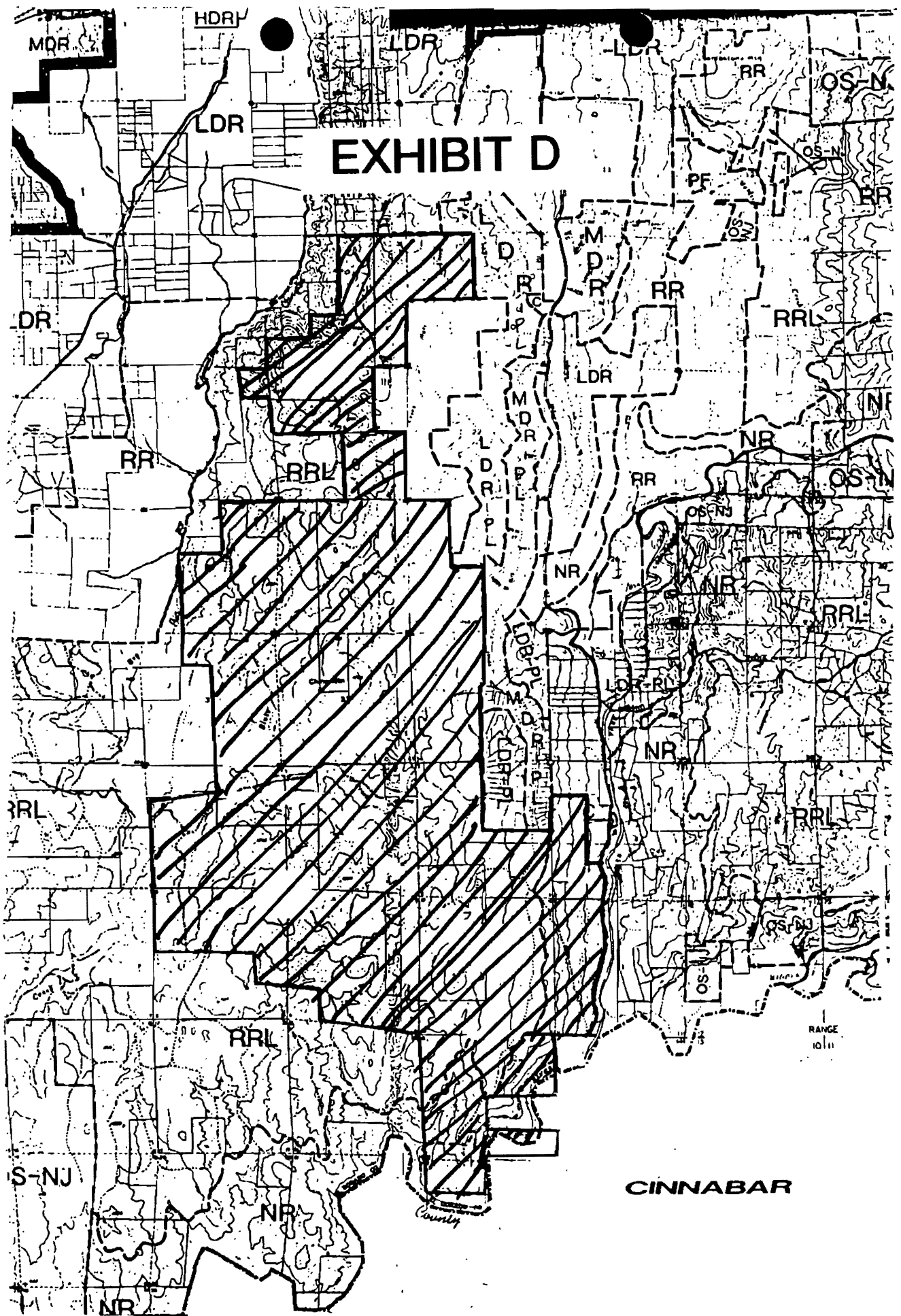


EXHIBIT D

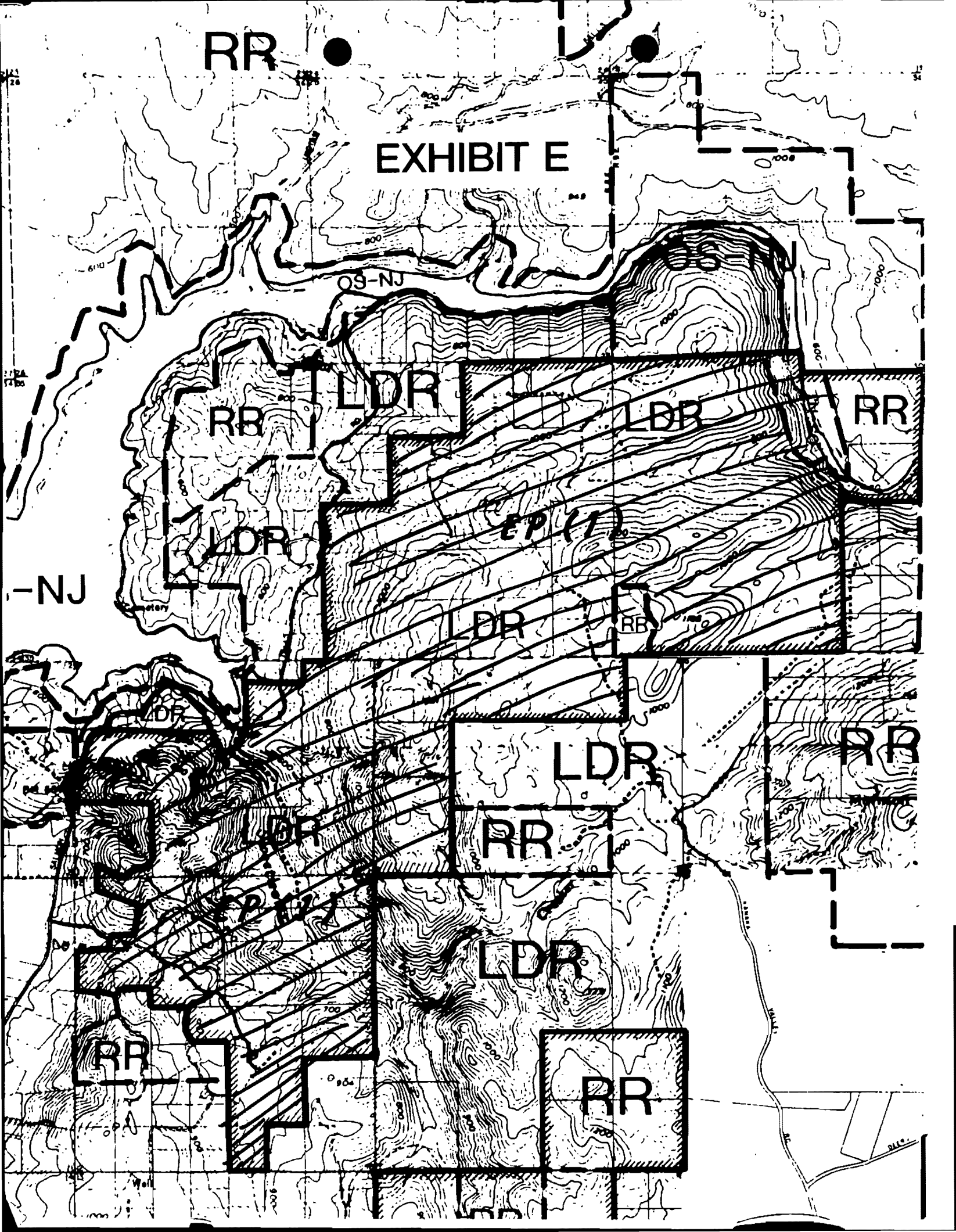
CINNABAR

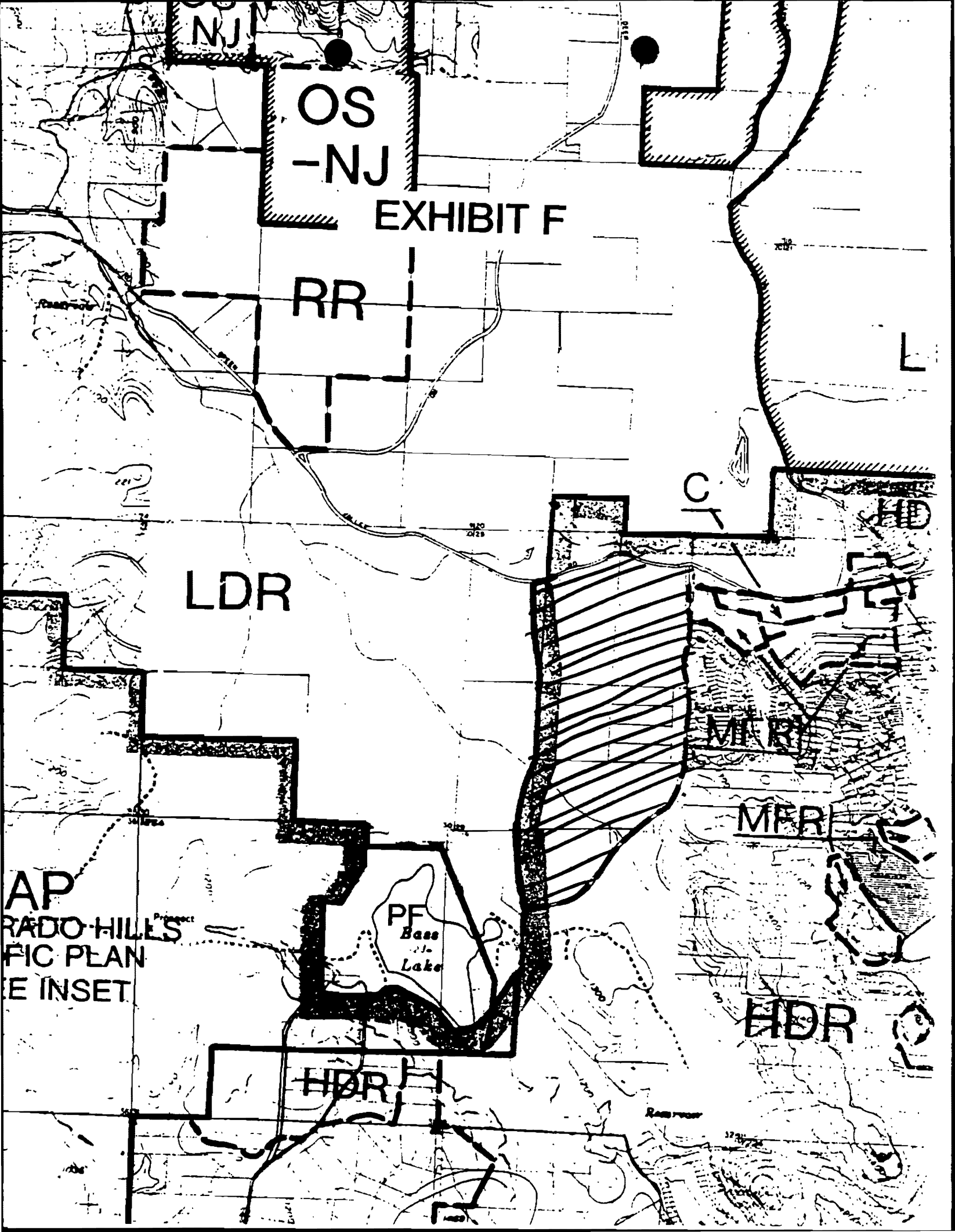
RANGE
1011

County

RR

EXHIBIT E





NJ

OS
-NJ

EXHIBIT F

RR

LDR

AP
RADIO HILLS
SPECIFIC PLAN
INSET

PF
Bass
Lake

HDR

MFR

MFR

HDR

Railroad

320