

Closed Sessions (7) pursuant to Government Code Section 54956.9 regarding the following:

a. Gloria Rill vs Animal Control, #PV93-3559
BOARD ACTION - Board ratified payment of court judgement in the amount of \$1900 plus court costs in the amount of \$20.
CBNuNU

10797

b. Chiozza vs El Dorado County, #CIV-S-93-1243
BOARD ACTION - Board authorized retention of outside counsel, Caulfield Davies & Donahue, to defend the County and its named officers and employees.
NuCBNU

10798

c. Elkington vs El Dorado County, #PV94-3784
BOARD ACTION - Board authorized retention of outside counsel, Barkett Gumpert & Reiner, to defend the County and its named officers and employees.
NuCBNU

10799

d. Buri vs El Dorado County, #PV93C00535
BOARD ACTION - Board authorized retention of outside counsel, Barkett Gumpert & Reiner, to defend the County and its named officers and employees.
NuCBNU

10799

e. Chris Welton vs County of El Dorado
BOARD ACTION - No action reported.

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f. Charles Bacchi and Judy Bacchi vs El Dorado County, #PV94-0006;
BOARD ACTION - Board authorized retention of outside counsel, Barkett Gumpert & Reiner, to defend the County and its named officers and employees.
NuCBNU

10799

g. Kimzey vs Neasham, et al; El Dorado County Superior Court Case #PV93-3751;
BOARD ACTION - No action reported.

✓

h. Boling vs El Dorado County #PV94-3843.
BOARD ACTION - Board authorized retention of outside counsel, Mason & Thomas, to defend the County and its named officers and employees.
NuCBNU

10800

CLOSED SESSION ACTION: Board authorized the Chairman to sign a Retainer Agreement with the firm Olson, Hagel, Fong, Leidigh, Waters & Fishburn for legal advice to the Board regarding a potential conflict of interest of one Supervisor, with payment of funds to be through the third party administrator and Risk Management. CNUbNU

10561

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

PRESENTATION by the Ranch Marketing Community.

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PRESENTATION of Proclamation designating March 1994, as Social Worker Recognition Month in El Dorado County. NuCBNU

10749

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 February 15, 1994 (on file with Clerk of the Board).
RECOMMENDED ACTION: Approve

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

10737

3. County Counsel recommending Resolutions (2) be adopted authorizing an action for the recovery of County funds paid out (on file with the Clerk of the Board).
RECOMMENDED ACTION: Adopt Resolution Nos. 45-94 and 46-94 respectively

10755

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

10736

5. County Counsel recommending the claim of Peggy Bila in the amount of \$39 be rejected.
RECOMMENDED ACTION: Reject claim NNUBCU

10756

6. Superior Court Judges recommending arbitrators be compensated two hundred dollars (\$200) per case or two hundred dollars per day, whichever is greater.
RECOMMENDED ACTION: Approve

10802

7. Administration recommending Resolution be adopted to opt into the Trial Court Funding Program for fiscal year 1994/95.
RECOMMENDED ACTION: Adopt Resolution No. 47-94 10803
8. District Attorney recommending approval of Budget Transfer No. 110 transferring \$93,000 within Appropriations to cover unanticipated costs for the trials and hearings of four murder cases. (4/5 vote required)
RECOMMENDED ACTION: Approve 10739
9. Sheriff's Department recommending Resolution be adopted amending Authorized Personnel Allocation Resolution No. 274-093 deleting one Deputy Sheriff Custodial position and adding one Community Service Officer position.
RECOMMENDED ACTION: Adopt Resolution No. 48-94 10804
10. General Services Department recommending Chairman be authorized to sign Agreement (No. 34-033) with Gregor Professional Corporation in an amount not to exceed \$12,498 for a term to expire June 30, 1994, for professional accounting services for the Mental Health Department.
RECOMMENDED ACTION: Approve 10805
11. General Services Department recommending Chairman be authorized to sign an Amendment to the Lease with Pioneer Plaza, Ltd. for office space for the Mental Health Department at 344 Placerville Drive, at the current rent of \$4,276.30 per month for term March 1, 1994, through February 28, 1996, with three additional periods of one year each.
RECOMMENDED ACTION: Approve 7853
12. General Services Department recommending award of Bid No. 107-055 for one 3/4 ton, 4x4 pick-up truck with extended cab for the Sheriff's Boat Patrol Unit.
RECOMMENDED ACTION: Award to the low bidder, Lasher Auto Center of Woodland; and authorize the Purchasing Agent to issue a purchase order in the amount of \$18,642.27, including sales tax for same. NuNBCU 10806
13. General Services Department recommending award of Bid No. 760-052 for the annual supply of various continuous-construction computer papers stocked and issued through Central Stores.
RECOMMENDED ACTION: Award to the low bidder, Zellerbach of Sacramento; and authorize the Purchasing Agent to issue a purchase order in the amount of \$64,120, including sales tax for same. 10807

14. Auditor-Controller recommending Resolution be adopted amending Authorized Personnel Allocation Resolution No. 274-93 deleting .5 Benefits Specialist position and one Fiscal Assistant I/II position and adding one Senior Fiscal Assistant position and .25 Secretary position for reorganization of accounting activities for the flexible benefit program. **10808**
RECOMMENDED ACTION: Adopt Resolution No. 49-94
15. Environmental Management Department recommending the week of May 2- 6, 1994, be proclaimed Environmental Health Week in El Dorado County. **10749**
RECOMMENDED ACTION: Adopt Proclamation
16. Communications and Emergency Services recommending Chairman be authorized to sign an Agreement with the City of Placerville for use of the Sacramento Hill public safety radio site. **10809**
RECOMMENDED ACTION: Approve
17. Transportation Department recommending Chairman be authorized to sign Notice of Completion for the Cameron Park Drive Improvements and Signalization Project constructed by M&M Electric, Inc. **9551**
RECOMMENDED ACTION: Approve
18. Transportation Department recommending Chairman be authorized to sign Agreements (4) with the California Department of Forestry and Fire Protection for installation of informational signs in the County right of way at four locations. **10810**
RECOMMENDED ACTION: Approve
19. Information Services and Support recommending approval of Budget Transfer No. 103 decreasing contingencies by \$36,775 and increasing various appropriations by same for expenses related to the leased space for staff for the term October 1, 1993 through April 30, 1994 and for the Training Facility through June 30, 1994. (4/5 vote required) (Continued 2/15/94, No. 10) **10739**
RECOMMENDED ACTION: Approve (Continued to March 8, 1994, at the recommendation of the CAO.) NuCBNU
20. Human Resources Department recommending Resolution be adopted finding that Barry Pauli is incapacitated, within the meaning of the Public Employees' Retirement Law for performance of his duties in the position of Correctional Officer II, effective March 1, 1994. **10792**
RECOMMENDED ACTION: Adopt Resolution No. 50-94 (Continued to March 15, 1994, at the request of the CAO.) BNuNCU

21. Veteran's Services recommending adoption of Resolutions, and ratification of Chairman's signatures on same, honoring Robert Tootle and Karl Jackson for service in World War I. **RECOMMENDED ACTION:** Adopt Resolution Nos. 42-94 and 43-94, and ratify Chairman's signature on same. 10633
22. Planning Department recommending the Board receive and file Tentative Parcel Map P93-22 creating 4 parcels, with design waiver, in the Rescue Area, Applicant: Harry Jones. (Pursuant to Board action on February 15, 1994, pertaining to Highway 50 impacts mitigation, staff recommends Condition 29 be removed). **RECOMMENDED ACTION:** Remove Condition 29 and receive and file NuBNCU 10811
23. Planning Department recommending the Board receive and file Tentative Parcel Map P92-51 creating 3 parcels, with design waiver, in the Diamond Springs/El Dorado Area, Applicant: Sarah Pender. (Pursuant to Board action on February 15, 1994, pertaining to Highway 50 impacts mitigation, staff recommends Condition 19 be removed). **RECOMMENDED ACTION:** Remove Condition 19 and receive and file BNuNCU 10812
24. Planning Department recommending the Board accept the final negative declaration filed for the Meyers Community Plan, and adopt the Resolution amending the County General Plan to include the Meyers Community Plan. **RECOMMENDED ACTION:** Adopt Resolution No. 51-94 NuUBNC 10612
25. Supervisor Center recommending Mary Noel be reappointed to the Alta California Regional Center Board. **RECOMMENDED ACTION:** Approve 10813

BOARD ACTION - Consent Calendar matters approved as recommended with the exception of items 19 and 20 as noted (items 5, 12, 22, 23, and 24 also acted upon separately).

NuCBNU

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. Mental Health Department recommending Board schedule a workshop during the first week of April, 1994, for a presentation pertaining to the Managed Care Proposal and its impact on the County. 10814

BOARD ACTION - Presentation scheduled for Tuesday, April 12, 1994, at 2:00 p.m. CNBNuU

51. Board of Supervisors to consider the following pertaining to "Home Rule":

a. County Counsel's legal review of the following:

1. Resolution adopting the Civil Rights Act, 18 U.S.C. 241 et seq.;

2. Resolution adopting the Public Rangelands Improvement Act, 43 U.S.C. section 1901 et seq.;

3. Resolution to adopt an urgency ordinance establishing an Interim Land Management Plan; and 10752

4. 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; and

b. Proposal to establish a "Land Planning Committee" to complete a comprehensive land plan and, in particular, define El Dorado County's custom, culture, and economic stability. (Continued 2/8/94, No. 51)

BOARD ACTION - Continued to March 22, 1994, at 2:00 p.m.

NuCBNU

52. Supervisor Nutting submitting request of applicants that Department of Transportation receive further clarification on Conditions 11 and 23 on Certificates of Compliance Nos. 91-60 through 91-70 for parcels on Sand Ridge Road; Applicants: Weiner and Smith.

BOARD ACTION - Board found that condition 11 on Certificates of Compliance Nos. 91-60 through 91-70 has been satisfied, and condition 23 is satisfied as amended on page 4 of the Transportation Department's memorandum to the Board regarding same dated 2/28/94. 9149

NCBNuU

53. Supervisors Nielsen and Nutting recommending the Charter Commission members be reimbursed mileage costs retroactive to January 27, 1994.

BOARD ACTION - Board ordered that the County's standard mileage reimbursement rate (\$0.29 per mile) be extended to members of the County Charter Commission for meetings from this date forward; authorized reimbursement of mileage, meal and accommodation expenses to Mr. George Gaekle, in accordance with standard County reimbursement procedures and policies, for his scheduled appearance before the Commission; directed County Counsel to bring back a Resolution formalizing the mileage and other expense reimbursements to Commissioners and witnesses; directed the CAO to bring back budget transfers and/or other documents addressing financial dimensions as appropriate; and requested County Counsel to continue providing legal counsel to the Commission and to prepare the charter document as necessary. 10721

NNuBCU

54. Supervisor Upton submitting request of Bruce Davis to transfer the commercial square footage from a parcel on Sawmill Road (County unincorporated area) to a parcel off Tahoe Keys Boulevard (inside the City of South Lake Tahoe). (Continued 2/15/94, No. 52) 10785

BOARD ACTION - Continued to March 15, 1994.

UNuBNC

55. Supervisor Upton recommending a Board member be appointed to the Sacramento Area Council of Governments' (SACOG) ad hoc Policy Advisory Committee to provide policy-level direction to the SACOG staff and consultants; one issue, among other issues, being the local concerns regarding the impact of car pool lanes on other types of transportation improvements. 10746

BOARD ACTION - Board appointed Supervisor Bradley, and designated Supervisor Center as his alternate.

NUBNuC

56. Elections Department advising that the El Dorado County Water Planning Initiative has been certified as sufficient and is being submitted for further action pursuant to Elections Code Section 3711.

BOARD ACTION - A motion by Supervisor Bradley, seconded by Supervisor Center, to receive and file the Registrar of Voters' certification of the petition, and to set the matter for election in June, 1994, failed. BC Nu(n)N(n)U(n)

The Board received and filed the Registrar of Voters' certification that the petition is sufficient; waived reading, read by title only, and introduced an Ordinance entitled, "El Dorado County Public Water Planning Initiative", to be considered for adoption on March 8, 1994; directed staff to report back on March 8, 1994, with written responses to questions raised by Board members in writing and verbally this date; and directed that if the Ordinance is not adopted on March 8, 1994, the Initiative will be placed on the ballot for the June, 1994, election. NuBNCU

10685

TIME ALLOCATIONS - 11:00 A.M.

County Service Area No. 3 Meeting (refer to separate agenda for same) ✓

County Service Area No. 7 Meeting (refer to separate agenda for same) ✓

County Service Area No. 9 Meeting (refer to separate agenda for same) after which Board of Supervisors will reconvene. ✓

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

PLANNING MATTERS - 2:00 P.M.

80. Hearing to consider introduction of Ordinance amending Sections 17.58.160 through 17.58.190 of the County Ordinance Code, adding three specialized commercial districts, one specialized industrial district, and one residential district to accommodate the five distinct commercial and industrial communities within the Meyers Community Plan Area; and adding Section 17.74.045 to the Design Review Ordinance establishing the review process for all projects within said area. **10612**
- BOARD ACTION** - Board waived reading, read by title only, and introduced the Ordinance as presented; adoption of same scheduled for **March 8, 1994.** NuUBNC
81. Planning Department recommending the Board certify the Meyers Town Council Project is categorically exempt from the California Environmental Quality Act (CEQA), pursuant to Section 15320; and submitting for introduction an Ordinance adding Chapter 2.28 to the Ordinance Code establishing the Meyers Town Planning Council. **10612**
- BOARD ACTION** - Board certified the Project is categorically exempt from CEQA; waived reading, read by title only, and introduced the Ordinance establishing the Meyers Town Planning Council; adoption of said Ordinance scheduled for **March 8, 1994.** NuUBNC
82. Hearing to consider an Appeal filed by M. Tony Smeaton, Trustee for the Malatesta Trust, on the denial of Tentative Parcel Map 93-17 in the Volcaneoville Area (District IV). **10815**
- BOARD ACTION** - Board denied the Appeal, upholding the action of the Zoning Administrator denying Tentative Parcel Map 93-17. CBNu N(n)U(n)

Supervisor Bradley announced that he could not participate in deliberation and action on item 83 due to a Fair Political Practices Commission ruling that he has a conflict of interest in the matter, and he exited the meeting room.*

- 83. Hearing to consider introduction of an Ordinance adding Chapter 19.19 to the County Ordinance Code establishing review procedures and standards for issuance of permits for family day care centers as provided in the State Health and Safety Code.

BOARD ACTION - Board adopted the Negative Declaration; waived reading, read by title only, and introduced the Ordinance referred to as "Option A - No Regulation" which will allow family day care homes as a permitted accessory use in all zone districts which list single family dwellings as a permitted use; said Ordinance scheduled for adoption on March 8, 1994.

NCNuU *B(a)

10816

- 84. Board's deliberation on the matter of the land use designation on the Public Review Draft General Plan Map for lands on which the Cinnabar residential development is proposed. (Public testimony phase closed 2/15/94, No. 80)

BOARD ACTION - The Board adopted the Planning Department's recommendations for the land use designations for lands previously reserved for Board action on January 11, 1994; said recommendations iterated below:

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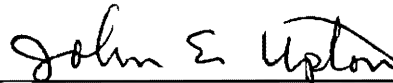
ALTERNATIVE TO MEET PROJECT DENSITY FOR PUBLIC REVIEW DRAFT:

9821

18%	LDR (5 - 20)	1400 acres	70 - 280 units
73%	RR (20 - 40)	5654 acres	141 - 282 units
9%	NR (40 - 160)	714 acres	4 - 17 units
Total:		7768 acres	215 - 579 units

Note: With the exception of the NR designation which is location specific, RR and LDR may be applied according to the indicated percentages.

APPROVED:



JOHN E. UPTON, Chairman

ATTEST:



DIXIE L. FOOTE, Clerk of the Board

The Board has been invited to attend a reception for Marine Corps Lieutenant General Christmas and Major General Steele, U.S.M.C., Ret., at 5:30 p.m., March 4, 1994, in the Alexandria Room at the Best Western Placerville Inn.

The Literacy Action Council has invited the Board to attend a special event to acknowledge those involved in the El Dorado County Adult Literacy Program, at 2:00 p.m., March 6, 1994 at the El Dorado County Library.