

b. Benson vs County of El Dorado, SV93-C005158
BOARD ACTION - County Counsel granted authority to negotiate a settlement within the terms authorized in closed session and to begin legal action to recover funds from potentially liable parties; specifics will not be addressed at this time; pursuant to Government Code Section 54957.1, legal counsel directed to defend and to initiate action in that action; and, the defendants and other particulars shall, once the action is formally commenced, be disclosed to any person upon inquiry unless to do so would fall into one of the exceptions of the reporting requirements of Government Code. 10890
NNuBCU

c. Akemon vs Becker, et al No. 13638.
BOARD ACTION - County Counsel announced that the Board agreed to a settlement in said case which includes payment by the County to the plaintiff in the amount of \$5000 in exchange for a release of all liability in this civil action against the County and all past or present employees of the County. 10890

d. (added to the Agenda this date) Trent vs. County Service Area No. 9, et al, PV91-0580.
BOARD ACTION - Outside counsel authorized to settle this case, or specific issues in this case, as directed by the Board at the closed session this date; specifics of the authority for settlement not being released at this time, pursuant to Government Code Section 54957.1, as it may substantially impair the settlement process and because final approval rests with the plaintiffs; and when settlement is agreed to, an appropriate announcement will be made. 10890
CBNU Nu(ab)

Closed Session pursuant to Government Code Section 54956.9(c) regarding initiation of litigation.

(Continued 4/19/94)

BOARD ACTION - The Board authorized County Counsel to initiate litigation to enjoin a violation of State solid waste laws and to abate a nuisance; directing that once the action is formally commenced the name of the action, the defendants and other particulars shall be made public pursuant to Government Code Section 54957.1(a)(2). 10731

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

PRESENTATION of Proclamation proclaiming May as the beginning of the annual Ranch Marketing Season in El Dorado County. BNuNCU

10749

PRESENTATION by the Ranch Marketing Community.

PRESENTATION of Proclamation recognizing Cecilia Davies Headington for 65 years of outstanding community service and extending best wishes on her 90th birthday. NBNuCU

10749

PRESENTATION of Proclamation proclaiming Friday, May 6, 1994, as Diaper Bail Day, and commending P.R.I.D.E. and JOY for its continuous commitment to the children of El Dorado County. NNUBCU

10749

CLOSED SESSION REPORTS

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 25 and 26, 1994 (on file with Clerk of the Board).

✓

RECOMMENDED ACTION: Approve

- 2. Approval of Assessment Roll Changes submitted by the Assessor (on file with Clerk of the Board).

10737

RECOMMENDED ACTION: Approve

- 3. Health Department recommending approval in concept of a grant application and County departments be authorized to submit letters supporting said application for High Risk Youth Grant funds to provide an intervention program for high risk youth and their families.

10898

RECOMMENDED ACTION: Approve

- 4. Health Department recommending the following pertaining to intervention services for high risk youth and families:

- a. Budget Transfer No. 134 be approved increasing Estimated Revenue by \$37,750 and transferring said amount to Appropriations for said services; and (4/5 vote required)

10968

- b. Chairman be authorized to sign Contract Amendments (2) with New Morning Youth & Family Services, Inc. in the amount of \$277,327 and Tahoe Youth & Family Services, Inc. in the amount of \$87,579 for intervention services.

10898

RECOMMENDED ACTION: Approve

5. Social Services Department recommending Chairman be authorized to sign an Amendment to a Memorandum of Understanding with the California Indian Manpower Consortium, Inc. for the federally mandated JOBS program for local Indian tribes in cooperation with the GAIN program. 7012
RECOMMENDED ACTION: Approve
6. Community Services Department recommending Chairman be authorized to sign a letter to the Federal Administration on Aging regarding the proposed formula for distribution of Title III Older Americans Act funds. 10557
RECOMMENDED ACTION: Approve
7. General Services Department recommending award of Bid No. 280-068 for selected janitorial paper products for Central Stores. **RECOMMENDED ACTION:** Award to the low bidder, Zellerbach, A Mead Company, of Sacramento; and authorize Purchasing Agent to issue a blanket purchase order not to exceed \$55,000 for same. 10894
8. General Services Department recommending award of Bid No. 760-066 for computer paper for Central Stores inventory. **RECOMMENDED ACTION:** Award to the low bidder, Pro Business Forms; and authorize the Purchasing Agent to issue a purchase order in the amount of \$70,000 for same. 10807
9. General Services Department recommending approval of Budget Transfer No. 155 transferring \$12,439.08 from Reserve Account to Maintenance Fund for El Dorado Hills Landscaping and Lighting District. 10968
RECOMMENDED ACTION: Approve
10. Chamber of Commerce requesting the Chairman be authorized to sign the official Counties Exhibit Entry Form designating the Chamber as the official representative to enter the County Exhibit at the 1994 California State Fair and authorize the California Exposition and State Fair to pay any monies awarded in connection with said exhibit to the Chamber. 10969
RECOMMENDED ACTION: Approve
11. Sheriff's Department recommending Resolution be adopted establishing a fee for the abatement of abandoned vehicles effective June 1, 1994. 8157
RECOMMENDED ACTION: Adopt Resolution No. 99-94
12. Waive reading, read by title only, and adopt Ordinance amending Section 12.64.070 of Chapter 12.64 of Title 12 of the County Code requiring the use of personal flotation devices. (Introduced 4/26/94, Item 51) 10956
RECOMMENDED ACTION: Adopt Ordinance No. 4330

13. Transportation Department recommending release of Performance Bond No. 79053390 in the amount of \$575,238 and Laborer and Materialsmen Bond No. 7900533901 in the amount of \$287,619 for Fairchild Village Unit No. 5 (TM 88-1116).
RECOMMENDED ACTION: Approve

8970

14. Transportation Department recommending release of Performance Bond No. 2669036 in the amount of \$420,545 and Laborer and Materialsmen Bond in the amount of \$210,273 for Fairchild Village Unit No. 6 (TM 88-1116).
RECOMMENDED ACTION: Approve

8970

15. Transportation Department recommending Chairman be authorized to sign Easement Acquisition Agreements with the following, and Certificates of Acceptance, for purchase of easements for the Apache Erosion Control Project:

8449

a. Ellen Wilcox (APN 34-141-13), in the amount of \$1,150 and

b. John M. Tracas (APN 34-181-18) in the amount of \$550.

RECOMMENDED ACTION: Approve

16. Transportation Department recommending approval of the Plans and Specifications for the 1994 Apache Erosion Control Project, Phase II (Contract No. 9512669), and authorization to open bids for same at 2:00 p.m. on Friday, June 3, 1994 with award of bid on Tuesday, June 14, 1994; and recommending authorization of construction detours and a temporary partial road closure for use as the Contractor's staging area.
RECOMMENDED ACTION: Approve

8449

17. Waive reading, read by title only, and adopt Ordinance rezoning (Z93-15) lands in the Rescue Area (Applicant: Kathleen M. Lewis-Moore). (Introduced 4/26/94, Item 17)
RECOMMENDED ACTION: Adopt Ordinance No. 4331

10963

18. Planning Department submitting Tentative Parcel Map 91-59 with design waiver for 4 acres in the Cameron Park/Shingle Springs Area, Applicant: Stephen and Jan Brown.

RECOMMENDED ACTION: Receive and file (Removed from the Consent Calendar and set for public hearing on June 7, 1994, at 2:00 p.m.; and Department of Transportation requested to provide the Board a statement of issues and policies relating to same.)
NuBNCU

10970

19. Planning Department submitting Tentative Parcel Map 92-28 with design waiver for 4+ acres in the Diamond Springs/El Dorado Area, Applicant: Bobbi Newell.
RECOMMENDED ACTION: Receive and file

10971

20. Planning Department submitting Tentative Parcel Map 93-30 creating 2 parcels from 10 acres, with design waiver, for property located in the Somerset/Fairplay/Mt.Aukum Area, Applicant: Dennis and Laurel Nystrom/Keith and Diana Nystrom. **RECOMMENDED ACTION:** Receive and file 10972
21. Planning Department recommending Resolution be adopted summarily vacating (AOE 94-02) a 20-foot drainage easement located through the center of Lot 7 of the Governor Village, Unit No. 9, and relocating said easement to follow the existing drainage course, requested by David E. and Velia J. Brown. **RECOMMENDED ACTION:** Adopt Resolution No. 100-94 (Resolution No. 100-94 adopted as amended to remove Exhibit A1.) BNNUCU 10973
22. Planning Department recommending Resolution be adopted summarily vacating (AOE 94-03) two five-foot wide public utility easements located adjacent and contiguous to the interior side property lines of Parcels 21 and 22 of Gold Ridge, Unit No. 2, requested by Ray and Elizabeth DeGraw. **RECOMMENDED ACTION:** Adopt Resolution No. 101-94 10974
23. Planning Department recommending approval of Boundary Line Adjustment 94-17 subject to conditions of approval as outlined in its memorandum to the Board dated 4/21/94, requested by Harvey J. and Kathryn Hall/David F. and Karen Waddell. (Referred 4/19/94, Item 84) **RECOMMENDED ACTION:** Approve 10948
24. Administration recommending Chairman be authorized to sign a letter supporting Assembly Bill 3084 (Quackenbush) which would clarify the liability of persons involved in equine activities. **RECOMMENDED ACTION:** Approve 10828
25. Administration recommending ratification of Chairman's signature on a letter supporting Senate Bill 1463 relating to threats to public officials. **RECOMMENDED ACTION:** Ratify Chairman's signature 10828
26. Health Department recommending Board approve in concept a grant submission to the State Office of Traffic Safety to fund an Impaired Driving Program in El Dorado County. **RECOMMENDED ACTION:** Approve 10975

BOARD ACTION - Consent Calendar matters approved as recommended with the exception of items 18 and 21 as noted.

NuBNCU

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. Auditor/Controller recommending denial of the Information Systems and Support Department's travel request to attend a conference in Houston, Texas. (Chief Administrative Officer recommending the Board allow his approval of the travel request to stand.)

BOARD ACTION - Board denied subject travel request. NuNBCU 10976

Additionally, the Board will consider possible revisions to the County travel policy on May 10, 1994, followed by consideration of other cost control measures as they are brought forth. NCBNUU

51. Environmental Management submitting for introduction an Ordinance adding a new Chapter 8.40 to the County Ordinance Code pertaining to underground storage tanks.

BOARD ACTION - Board waived reading, read by title only, and introduced the Ordinance, to be brought back for adoption on May 10, 1994. NuNBCU 10977

52. Administration submitting for introduction an Ordinance amending Section 2.12.050 of Chapter 2.12 of the Ordinance Code delegating authority to appoint the Public Guardian to the Director of Community Services. (Continued 4/19/94/Item 16)

BOARD ACTION - Board waived reading, read by title only, and introduced the Ordinance, to be brought back for adoption on May 10, 1994. BCU Nu(n)N(n) 10763

53. Administrative Officer recommending discussion of impacts that recent revisions to the Brown Act have on activities of the Home Rule Advisory Committee, and requesting determination of appropriate staffing assignments in order to comply with same.

BOARD ACTION - Board authorized the Home Rule Advisory Committee to expend up to \$25 per meeting for meeting-related expenses, including secretarial services; directing that if a person is hired to provide secretarial services, that person will report to the Clerk of the Board of Supervisors for direction and receive technical assistance from Supervisors' Assistants; and requested the Committee recommend someone to provide needed secretarial services, seeking assistance from the County Human Resources Department and/or County Volunteer Center if needed. NuNBCU 10752

54. County Counsel submitting for Board consideration a policy regarding the confidentiality of bills for legal services submitted from outside counsel. 10076
BOARD ACTION - Continued to May 17, 1994. CBNU

55. Supervisors Nutting and Upton to announce nominations for appointment to the Meyers Town Planning Council and requesting ratification of same.
BOARD ACTION - Board conformed the appointments as follows:

John Fellows, District II, term to expire 1/1/97
 Gregory Kuzniar, District II, term to expire 1/1/97

Carl Fair, District V, term to expire 1/1/95
 Dena Schwarte, District V, term to expire 1/1/95

Shirley Taylor, jointly appointed, term to expire 1/1/97. 10612

Board rescheduled the public hearing on the Meyers Community Plan Zoning to 7:00 p.m. on Tuesday, May 24, 1994, in the South Lake Tahoe City Council Chambers (previously set for 2:00 p.m. that date in the Board of Supervisors meeting room in Placerville); and the Chairman stated that said hearing will be conducted as a joint meeting of the Board of Supervisors and the Meyers Town Planning Council. NuUBNC

TIME ALLOCATION - 11:00 A.M.

County Service Area No. 10 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 the Appeal submitted by Michael Zaun on the revocation of Special Use Permit 91-32 allowing the operation of a cabinet making shop, in an accessory structure, as a home occupation on property in the Pollock Pines Area (District II).

BOARD ACTION - Motion to deny the Appeal and uphold the Zoning Administrator's revocation of Special Use Permit 91-32 failed by a three/two vote. NuB N(n)C(n)U(n)

10978

Hearing closed, and staff directed to bring back for Board approval on the Consent Calendar on May 10, 1994, modified conditions addressing the issues of noise, spraying of lacquer, and outdoor storage of materials; and requiring compliance with all conditions by July 1, 1994, or automatic revocation of the special use permit will occur. CNUBNU

BOARD OF SUPERVISORS ADJOURNED

APPROVED:

ATTEST:

John E. Upton
JOHN E. UPTON, Chairman

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