

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

REGULAR MEETING OF THE BOARD OF SUPERVISORS

July 26, 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 Supervisors 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 Addenda Nos. 1 and 2 thereto adopted with the addition of one closed session, pursuant to Government Code Section 54956.9, regarding litigation entitled "Deputy Sheriffs Association v. County of El Dorado". NuNBCU

8:00 A.M. - **Closed Sessions (5)** pursuant to Government Code Section 54956.9(c) regarding initiation of litigation.
BOARD ACTION - Continued to August 9, 1994.

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

PRESENTATION of Proclamation to Donald W. Kennedy for 12 years of dedicated service to the County of El Dorado. UBCNuN

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 July 18 and 19, 1994 (on file with Clerk of the Board). ✓
RECOMMENDED ACTION: Approve
2. Health Department recommending Chairman be authorized to sign an Application with the State Department of Health Services in the amount of \$111,392 for fiscal year 1994/95 for rural health services funding. 11084
RECOMMENDED ACTION: Approve
3. Health Department recommending Chairman be authorized to sign Agreement No. 94-19874 with the State Department of Health Services in an amount not to exceed \$692,706 for the term July 1, 1994 through June 30, 1997 for the HIV Care Consortia. 10508
RECOMMENDED ACTION: Approve
4. County Counsel recommending the claim submitted by Anthony B. Smith in the amount of \$14.95 be paid. 11073
RECOMMENDED ACTION: Pay claim
5. County Counsel recommending the claim submitted by Linda M. Reynolds in the amount of \$12,000 plus be rejected. 11073
RECOMMENDED ACTION: Reject claim
6. County Counsel submitting the Second Quarterly Collection Report. 10115
RECOMMENDED ACTION: Receive and file
7. General Services Department recommending Chairman be authorized to sign Amendment No. 1 to Agreement No. 34-038 with Golden Sierra Job Training Agency in a total amount not to exceed \$23,886 for the term June 30, 1994 through June 30, 1995 for a learning center at the South Lake Tahoe GAIN facility. 10770
RECOMMENDED ACTION: Approve
8. General Services Department recommending award of Request for Proposal No. 164-081 to D.Z., Inc. for aviation fuel and related services; and further recommending Chairman be authorized to execute a contract upon final approval by Risk Management and County Counsel. 11085
RECOMMENDED ACTION: Approve

9. General Services Department recommending Chairman be authorized to sign Amendment No. 1 to Agreement No. C34-027 with Law Enforcement Psychological Services in the amount of \$17,500 for the term July 1, 1994 through June 30, 1995 for pre-employment psychological examinations for the Sheriff's Department. 10717
RECOMMENDED ACTION: Approve
10. General Services Department recommending Chairman be authorized to sign Agreements (2) (Nos. 025-S9511 and 026-S9511) with the County of Sacramento, Systems and Data Processing in the amount of \$53,700 and \$12,300 for on-line exchange of confidential criminal offender record information and other criminal justice information to the Sheriff's Department. 11086
RECOMMENDED ACTION: Approve
11. General Services Department recommending award of Bid No. 265-089 for crumb rubber soil additive to be used at the Ponderosa High School soccer field. (Continued 7/12/94, Item 12) 8962
RECOMMENDED ACTION: Award to the low bidder, Cen-Cal Tire Recycling; and authorize Purchasing Agent to issue a purchase order in the amount of \$30,680 including tax for same. (Continued to August 9, 1994, at the request of Supervisor Nielsen.) NBNuCU
12. Elections Department recommending Resolution be adopted authorizing the consolidation of elections for various districts, as outlined in said Resolution, with the Statewide Gubernatorial General Election to be held Tuesday, November 8, 1994. 11087
RECOMMENDED ACTION: Adopt Resolution No. 185-94
13. Planning Department submitting Tentative Parcel Map 92-23 creating 3 parcels with design waivers on 19.88 acres in the Shingle Springs Area (District II) (Applicant: Jack Rice/Mike Callahan). 11088
RECOMMENDED ACTION: Receive and file
14. Planning Department submitting Tentative Parcel Map 89-189 creating 2 parcels with design waivers on 2.6 acres in the Georgetown Area (District IV) (Applicant: Ron Pizer). 11089
RECOMMENDED ACTION: Receive and file
- BOARD ACTION** - Consent Calendar matters approved as recommended with the exception of item 11 as noted. NNUBCU

END MORNING CONSENT CALENDAR

TIME ALLOCATION - 10:00 a.m.

50. Board to reconsider its action of July 12, 1994, wherein it granted Mr. Michael Zaun a 60-day extension of time to complete the conditions imposed by the Board on May 3, 1994, on Special Use Permit No. 91-32 for a cabinet-making shop in an accessory structure on property (APN 101-141-51) in Pollock Pines. (Reconsideration approved 7/19/94, Item 55)

BOARD ACTION - Board reconsidered the 60-day extension requested by Mr. Zaun on July 12, 1994, and declined to grant said extension. NuBCU N(n)

10978

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. Supervisor Nutting submitting request of Mr. Charles Cruthers that County Counsel be directed to develop an ordinance declaring all or any portion of any slough, river, or stream traversing through public lands to be a public highway for the purpose of fishing.

BOARD ACTION - County Counsel requested to review the proposal, with said review to include a determination of whether it would expand the powers or rights of the State Fish and Game Department to assert interests that may conflict with those of the County's, and to draft the Ordinance and bring same back to the Board for introduction. NuNBCU

11090

52. Transportation Department reporting on the Sacramento-Placerville Transportation Corridor Joint Powers Authority cost sharing acquisition of the Southern Pacific Corridor from Nimbus to Diamond Springs. (Continued 7/19/94, Item 51)

BOARD ACTION - Continued to August 2, 1994. NuCNBU

8206

53. (Refer Agenda Addendum No. 1)

54. (Refer Agenda Addendum No. 1)

55. (Refer Agenda Addendum No. 2)

COMMITTEE REPORTS**LUNCH RECESS**

1:50 P.M. - OPEN FORUM

Cheryl Trainer re: lack of physical therapy services for disabled children 10395

AFTERNOON MATTERS - 2:00 P.M.

80. Board to consider the following pertaining to Ridgeview East, Unit No. I located in the El Dorado Hills Area (District I) (Applicant: Latrobe Road Associates):

a. Rezoning (Z94-02) of said lands from RE-10, Estate Residential Ten-Acre Zone to R1, One-family Residential Zone;

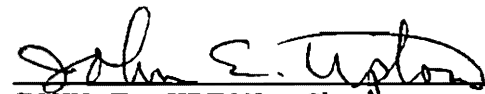
b. Waive reading, read by title only, and introduce Ordinance approving same; and 11091

c. Tentative Map 94-1288 creating 14 parcels with design waivers on 8.57 acres.


BOARD ACTION - Hearing continued off calendar with the applicant's concurrence, with the understanding it will be placed back on the calendar upon the request of the applicant. NuBNCU

MEETING ADJOURNED

APPROVED:


JOHN E. UPTON, Chairman

ATTEST:


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.

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

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8:00 A.M.

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DEPARTMENT MATTERS

53. Transportation Department recommending Chairman be authorized to sign a letter to the U.S. Environmental Protection Agency regarding the Federal Implementation Plan for Clean Air; and further requesting California State Association of Counties (CSAC) endorse same.
BOARD ACTION - Chairman authorized to sign letters to the Agency's regional office and Washington D.C. office; and Board's representative on the CSAC Board of Directors requested to transmit the Board's position to CSAC. NuBNCU 10986
54. Chief Administrative Officer (CAO) submitting report regarding the impacts of the Auditor/Controller's revised funds accrual policy.
BOARD ACTION - Board requested the Auditor-Controller to prepare and bring forward three, final, 1993-94 General Fund balances (Schedule I) that would be available for financing purposes given a 180-day, 120-day, and 60-day accrual policy; and requested the CAO to prepare a 1994-95 budget based on the existing 180-day accrual policy, and to examine additional cuts that would put the County in the position of having a cash balance at the close of fiscal year 1994-95 that is \$1 million more than the current year balance, and to provide the Board a list of possible cuts totalling \$2 million for consideration during budget hearings. CNuBU N(n) 10776

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DEPARTMENT MATTERS

55. Supervisor Upton recommending Board give explicit instruction to County Counsel to allow the Treasurer/Tax Collector to act as an agent of the Board of Supervisors to examine the Risk Management files fully without waiving the attorney/client privilege.

BOARD ACTION - Supervisor Upton made a motion, seconded by Supervisor Bradley, to approve the four recommendations of County Counsel set forth on page 2 of his memorandum to the Board dated 7/25/94, as follows:

- * The LPS conservatorship file not be reviewed by the Treasurer-Tax Collector due to statutory confidentiality and privacy considerations and the little, if any, relevance to the purpose at hand;
- * The twenty-seven (27) litigation cases and claims be reviewed with specific access granted to the Treasurer-Tax Collector acting as an agent of the Board and the Board's expression of its intent not to waive the attorney-client or other applicable privileges;
- * The Board give specific instruction that applicable privileges be maintained by the Treasurer-Tax Collector concerning information obtained in her review of the subject files; and
- * Direction that if additional claims and case file review is desired for the Treasurer-Tax Collector's report, the matter be brought back for specific Board authority.

10776

continued on page 2 . . .

(continued from page 1)

Supervisor Nielsen made a motion, seconded by Supervisor Nutting, to amend Supervisor Upton's motion to authorize the Treasurer-Tax Collector access to those files of the County Counsel that are subject to Risk Management undertakings, further reserving to County Counsel the right to decline to make available those files that, in his opinion, have a special statutory privilege attached to them, with the understanding that any disagreements between County Counsel and the Treasurer-Tax Collector regarding same would be brought back to the Board for final resolution.

10776

The Chairman called for the vote on the amendment which passed on a three-two vote. NNUC B(n)U(n)

The Chairman then called for the vote on the original motion which passed unanimously. UBNUC