

County of El Dorado

BOARD OF SUPERVISORS

WILLIAM S. BRADLEY DISTRICT I
RAYMOND J. NUTTING DISTRICT II
J. MARK NIELSEN DISTRICT III
WALTER L. SHULTZ 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

March 28, 1995

8:00 A.M.

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

J. MARK NIELSEN, Chairman Dixie L. Foote, Board Clerk
SUPERVISORS: BRADLEY, NUTTING, NIELSEN, SHULTZ AND UPTON
All Supervisors present

Persons wishing to speak on a Consent Calendar item are requested to so advise the Chairman or Clerk prior to 9:00 a.m. Public testimony will be received on each agenda item as it is called. Principal party on each side of an issue (where applicable) is allocated 10 minutes to speak, individual comments are limited to 3 minutes, and individuals representing a group are allocated 5 minutes. (Adptd 8/10/93) Matters not on the agenda may be addressed by the general public during the Open Forum at 9:00 a.m. Public comments during Open Forum are limited to five minutes per person. The Board reserves the right to waive said rules by a majority vote.

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

8:00 A.M. - CALL TO ORDER AND ADOPTION OF AGENDA
BOARD ACTION - Item 57 removed from the Agenda. SUNuN B(n)
Agenda and Addendum No. 1 thereto adopted, as modified by previous
action deleting item 57, with the addition of one New Business item
(#61). USNuN B(n)

Closed Session (refer Closed Session Roster attached)

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

PRESENTATION of Proclamation proclaiming April as the "Month of the Young Child" in El Dorado County. BUNuNs 11222

OPEN FORUM

Florence Steele and Debra Real re: Pioneer Park
Jim Cameron and Steven Proe re: evening meeting on item #81

10395

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 Agenda (Minutes) of March 21, 1995, on file with Clerk of the Board. ✓
RECOMMENDED ACTION: Approve

- 2. Assessor recommending Chairman be authorized to sign Assessment Roll Changes on file with Clerk of the Board. 11223
RECOMMENDED ACTION: Approve

- 3. County Counsel recommending the claim of Pacific Bell in the estimated amount of \$5,000 be rejected. 11225
RECOMMENDED ACTION: Reject claim

- 4. General Services Department recommending approval of Budget Transfer No. 684 increasing Estimated Revenue by \$100,000 and transferring said amount to Appropriations to establish a new trust fund entitled "Parks-Boating & Waterways Grant" for improvements at Henningsen-Lotus Park. (4/5 vote required) 11231
RECOMMENDED ACTION: Approve BSNU Nu(a)

- 5. Municipal Court Administration recommending approval of Budget Transfer No. 663 increasing Estimated Revenue by \$1,625 and transferring said amount to Appropriations for microphones, fax machine, and an encave mirror for the South Lake Tahoe Municipal Court Branch. (4/5 vote required) 11231
RECOMMENDED ACTION: Approve

- 6. Transportation Department recommending release of Labor and Materials Bond No. 229911S for the completed storm drain system in the Emerald Meadows Subdivision (TM 88-1131). 6734
RECOMMENDED ACTION: Approve SUBN Nu(a)

7. Transportation Department recommending the following pertaining to Silva Valley and Serrano Parkways:
- a. Resolution be adopted accepting an Irrevocable Offer of Dedication as presented by the project developer and accepting the roads into the County Maintained Road System;
 - b. Chairman be authorized to sign Certificate of Acceptance;
 - c. Director of said Department be authorized to sign an Encroachment/Road Improvement Agreement with El Dorado Hills Development Company for construction of various road and landscape improvements within the subject accepted right of way; and **9237**
 - d. Resolution be adopted closing Silva Valley Parkway and Serrano Parkway for public safety during the construction of various road and landscape improvements.
RECOMMENDED ACTION: Approve and adopt Resolutions Nos. 76-95 and 77-95 accordingly. **BUNS Nu(a)**
8. Planning Department recommending Chairman be authorized to sign the Certificate of Acceptance and Avigation and Noise Easement in the vicinity of the Cameron Park Airport from Philip Mueller, Teresa Mueller, Wendell Hall, D. Gay Berge, Anita B. Berge, and Henry F. Berge. **10374**
RECOMMENDED ACTION: Approve **BUNS Nu(a)**
9. Planning Department submitting Planned Development (PD94-07) to allow a 2,500 square foot metal warehouse building addition in the Diamond Springs Area, submitted by Daryl Zierke. **11306**
RECOMMENDED ACTION: Receive and file
10. Supervisor Shultz recommending Chairman be authorized to sign a letter of greeting to the City Officials and residents of the City of Aiku Wakamatsu, the ancestral home of Japanese Princess Okei buried with honor in Gold Hill. **11307**
RECOMMENDED ACTION: Approve
11. Waive reading, read by title only, and adopt Ordinance rezoning (Z94-20) property in the El Dorado Hills Area, Applicant: El Dorado Land Survey Company. **11303**
RECOMMENDED ACTION: Adopt Ordinance No. 4360 (Refer Addendum No. 1 for correction of this item which is a rezoning in POLLOCK PINES requested by MARK STEWART.)

12. Supervisors Upton and Nielsen recommending Board direct the Fair Relocation Task Force to consider alternate Fairgrounds relocation sites in its continuing study of the Veerkamp Ranch site*, and to engage the services offered by the State Department of Food and Agriculture in this regard.

RECOMMENDED ACTION: Approve, and so direct the Task Force.

USBN Nu(a)

*Additionally, the Board determined it will consider the recommendation of Supervisor Shultz that the Veerkamp Ranch site be **excluded** from further study of alternate fairgrounds sites, on April 11, 1995, at 10:00 a.m. 8708

SNU B(n)Nu(a)

BOARD ACTION - Consent Calendar matters approved as recommended with additional direction on item 12 as noted (items 4, 6, 7, 8 and 11 also acted upon separately); and Department Matters 51, 58, 59 and 60 added to the Consent Calendar and approved as part of same. SUBN Nu(a)

END 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. General Services Department recommending no change be made in the recommendations and resulting direction of the Board on January 31, 1995, pertaining to road zones of benefit insurance reserve fund; and recommending County Counsel be directed to render an opinion regarding election requirements, if any, of County Charter Amendment C regarding increasing assessments to Zones of Benefit. (Referred 1/31/95, Item 54) 9354

BOARD ACTION - Continued to April 11, 1995, at the request of General Services. USBN Nu(a)

51. General Services Department recommending Chairman be authorized to sign Amendment No. 4 to the Contract with Peter J. Wolfe increasing the Contract amount by \$12,000 for architectural and construction administration services for the Cameron Park Library Project. 8271

BOARD ACTION - Approved

SUBN Nu(a)

52. General Services Department recommending Board appoint five of the seven nominees from the list dated March 3, 1995 to the Georgetown Cemetery Zone of Benefit (CSA 9, Zone 3).
BOARD ACTION - Board appointed **all seven** nominees with the concurrence of the Director of General Services. SBNU Nu(a) 9610
53. Superior Court recommending approval of Budget Transfer No. 668 transferring \$9,900 from Contingency Reserve to Appropriations for the Grand Jury. (4/5 vote required) (Continued 3/14/95, Item 9) 11231
BOARD ACTION - Motion to approve **failed** due to requirement for a 4/5 vote to approve. NuBU N(n)S(n)
54. Transportation Department recommending Resolution No. 65-95 be adopted summarily vacating (AOE 94-005) a 550 foot portion of Forgotten Loop Road which exits onto State Highway 49 in the Pilot Hill Area. (Continued 3/14/95, Item 15) 11295
BOARD ACTION - RESOLUTION NO. 65-95 adopted. SUN B(n)Nu(a)
55. Board of Supervisors to appoint a fruit and nut farming representative to the Agricultural Commission. (Continued 3/14/95, Item 50) 10143
BOARD ACTION - Edio Delfino appointed. NuBNU S(n)
56. County Counsel submitting for Board direction a proposal to obtain local legal counsel to collect unpaid assessments for the El Dorado Hills Business Park. 8641
BOARD ACTION - Continued to **April 18, 1995**, to allow the Interim CAO an opportunity to confer with County Counsel and the Auditor-Controller on the revenue implications associated with recovery through County Counsel's office vs outside legal counsel. SUBN Nu(a)
57. County Counsel requesting Board consideration of notice pursuant to Section 403, El Dorado County Charter, for reappointment to a successive term as County Counsel. 8973
BOARD ACTION - **Removed from the Agenda.** SUNuN B(n)
58. Chief Administrative Officer submitting request of Georgetown Fire District for a waiver of fees in the amount of \$208 for a project on Harkness and Main Streets. 11268
BOARD ACTION - Board approved the requested waiver of fees. SUBN Nu(a)

59. Supervisor Upton requesting transfer of building permit allocation to Lot 339 in the Montgomery Estates area of South Lake Tahoe in order to shift construction location between willing lot owners/neighbors to maintain open space.

BOARD ACTION - Approved

SUBN Nu(a)

11308

60. Board may consider adoption of a Resolution declaring a local emergency if it is found that conditions of extreme peril to the safety of persons and property exists.

BOARD ACTION - RESOLUTION NO. 78-95 adopted.

SUBN Nu(a)

11258

61. (New Business) At the request of Supervisor Upton the Board clarified its position regarding departmental fund balances at the end of the 1994/95 fiscal year by determining the following:

(a) For any savings accomplished in the balance of the 1994/95 fiscal year, departments can expect a benefit not to exceed 25% of any savings above the projected fund balance identified in the mid-year report and as adjusted by targets adopted by the Board on 3/21/95; and

(b) It is the Board's intent to look further at the next budget cycle for possible expanded budget savings returned to the departments, along with a look at adjustments in service levels where possible.

UNBS Nu(a)

11261

TIME ALLOCATION - 10:00 A.M.

70. Supervisor Nielsen recommending a consultant be engaged to work through the River Management Advisory Committee to identify those areas of the River Management Plan in need of updating or re-evaluation, with the process to include an initial study and public scoping session to determine the scope of an environmental impact report that may be required as a result of amending the Plan, and the effort to be confined to evaluation of whitewater recreational activities on the South Fork of the American River; and consultant be directed to report back to the Board with a scope of work, estimated costs, and possible funding sources.

BOARD ACTION - Approved with Bernard Carlson and Nate Rangel designated as a committee requested to submit recommended consultants for Board consideration with the next four weeks.

BUNS Nu(a)

9638

TIME ALLOCATION - 11:00 A.M.**County Service Area No. 10 meeting (refer to separate agenda)****COMMITTEE REPORTS****LUNCH RECESS****PLANNING MATTERS - 2:00 P.M.**

80. Hearing to consider the following for 1.35 acres in the El Dorado Hills Area (District I), Applicant: Margaret Reeves:

a. Rezoning (Z94-13) from R&D, Research and Development to R&D-PD, Research and Development-Planned Development;

b. Development Plan (PD94-06) for the construction of three, 5,200 square foot office buildings with a common parking area; and

c. Waive reading, read by title only, and adopt Ordinance to effect said rezoning.

BOARD ACTION - Board adopted the Negative Declaration; approved the rezoning by adoption of **ORDINANCE NO. 4361**; and approved Development Plan 94-06 as the official Development Plan subject to conditions recommended by the Planning Commission; based on the findings of the Planning Commission on 2/23/95. SBNU Nu(a)

11309

81. Hearing to consider the following for 18.5 acres in the Cameron Park/Rescue Area (District IV), Applicant: Clifford Shaw (Starbuck Ranch):

a. Rezoning (Z93-16) from RE-10, Estate Residential Ten-acre zone and RE-5, Estate Residential Five-acre zone to R1, One-family Residential;

b. Tentative Map (T93-1282) creating 49 parcels ranging in size from 10,000 to 30,400 square feet; and

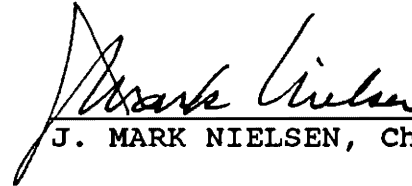
c. Waive reading, read by title only, and adopt Ordinance to effect said rezoning.

BOARD ACTION - After taking public testimony from those present this date, the public hearing was continued to Tuesday, April 4, 1995, at 7:00 p.m. SBNU

11310


MEETING ADJOURNED

APPROVED:



J. MARK NIELSEN, 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.

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

March 28, 1995

8:00 A.M.

Closed Sessions have been scheduled to discuss the following pursuant to Government Codes cited:

1. **Existing litigation** pursuant to Government Code Section 54956.9 regarding the following:
 - a. Class Action 150 U.S. States, District of Columbia, No. Mariana Islands vs 8 Airlines and Airline Tariff Publishing Co., Civil No. 94-2429;
 - b. EDC vs Loring Brunius, et al No. 55047;
 - c. Connie Farr vs County of El Dorado, El Dorado County Superior Court Case No. PV-000741; and
 - d. El Dorado County vs David Maxwell, PV92-0435.
BOARD ACTION - No actions reported.

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

March 28, 1995

8:00 A.M.

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

CONSENT CALENDAR CORRECTION

11. Waive reading, read by title only, and adopt Ordinance rezoning (Z94-20) property in the Pollock Pines Area (District II), applicant: Mark Stewart. (rezoning approved 3/21/95, item 81) **11303**

RECOMMENDED ACTION: Adopt Ordinance No. 4360 BUNS Nu(a)