

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

May 16, 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 - Agenda and Addendum No. 1 thereto adopted with the addition of one closed session, pursuant to Government Code Section 54956.9(b), regarding significant exposure to litigation (refer Closed Session Roster attached). USN B(a)Nu(a)

Closed Session (refer Closed Session Roster attached)

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

OPEN FORUM - Chris Navratil and Veronica Woodards re: financial management of the Public Guardian's Office

10395

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 May 9, 1995. ✓
RECOMMENDED ACTION: Approve
2. County Counsel recommending Chairman be authorized to sign Release of Lien. 11224
RECOMMENDED ACTION: Approve
3. Health Department recommending Chairman be authorized to sign a Proclamation recognizing the California Rescue and Paramedic Association for its dedication to emergency medical services throughout the State. 11222
RECOMMENDED ACTION: Adopt Proclamation
4. Health Department recommending Board approve in concept submission of a grant proposal to the Federal Center for Substance Abuse Prevention for funds to reduce juvenile crime and substance abuse problems. 11021
RECOMMENDED ACTION: Approve
5. Social Services Department recommending approval of the 1994/95 GAIN Plan for submittal to the State. 11338
RECOMMENDED ACTION: Approve (Additionally, Chairman authorized to sign a letter to accompany the Plan, advising that the County intends to engage a more creative review of program results in the future.) SNBU Nu(n)
6. General Services Department recommending award of Bid No. 745-057 for plant mix asphalt concrete for the West Slope. 10435
RECOMMENDED ACTION: Award to the low bidder, American River Asphalt; and authorize Purchasing Agent to issue a purchase order in the amount of \$341,000 including sales tax for same.
7. General Services Department recommending award of Bid No. 745-058 for plant mix asphalt concrete for the East Slope. 10435
RECOMMENDED ACTION: Award to the low bidder, Tahoe Asphalt; and authorize Purchasing Agent to issue a purchase order in the amount of \$96,525 including sales tax for same.
8. General Services Department recommending award of Bid No. 966-051 for various quantities of custom-printed forms used throughout the County. 10916
RECOMMENDED ACTION: Award to the low bidder, Valley Business Forms; and authorize Purchasing Agent to issue a County-wide blanket purchase order in the amount of \$78,691 including tax for same.

9. Environmental Management Department recommending Resolution be adopted authorizing said Department to jointly apply for a chemical emergency response equipment grant with El Dorado County fire agencies and Alpine County. 10918
RECOMMENDED ACTION: Adopt Resolution No. 110-95
10. Transportation Department recommending Resolution be adopted sanctioning the closure of Windplay Drive on Saturday, May 20, 1995 and Sunday, May 21, 1995 between 8:00 a.m. and 5:00 p.m. for the Hangtown Soap Box Derby Race. 11254
RECOMMENDED ACTION: Adopt Resolution No. 111-95
11. County Counsel submitting the Quarterly County Counsel Collections Report for the term January 1, 1995 through March 31, 1995. 11209
RECOMMENDED ACTION: Receive and file
12. Planning Department recommending a hearing be set for June 6, 1995 to consider the Appeal filed by Bernard Carlson on the approval of 34 river use permits for the 1995 season. 9638
RECOMMENDED ACTION: Set hearing for 2:00 p.m., Tuesday, June 6, 1995
13. Social Services Department recommending Chairman be authorized to sign a Memorandum of Understanding with the State Department of Social Services establishing the County as the entity responsible for performing licensing functions for the State with regard to foster family homes located in the County. 11339
RECOMMENDED ACTION: Approve
14. Supervisors Upton and Nutting recommending Chairman be authorized to sign a letter supporting the State Department of Education's request for augmented funding in the amount of \$800,000 for the Child Development Division. 9481
RECOMMENDED ACTION: Approve

BOARD ACTION - Consent Calendar matters approved as recommended with additional direction on item 5 as noted; and Department Matter 52 added to the Consent Calendar and approved as part of same. BSNU

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. Superior Court recommending approval of Budget Transfer No. 721, as modified by the Interim Chief Administrative Officer, transferring \$205,400 from General Fund Contingency, decreasing anticipated revenue by \$60,000 and increasing appropriations by \$145,400 to fund cost overruns and revenue shortfalls anticipated in the current fiscal year. (4/5 vote required) 11328

BOARD ACTION - Approved

NuUBNS

51. Sheriff's Department recommending the following:

a. Receive and file the Cost Recovery and Fee Adjustment Study for said Department;

BOARD ACTION - Study received and filed with Sheriff's Department requested to proceed as soon as possible to pursue establishment of new fees proposed and set forth in the last paragraph on page 14 of the Study. UNuBNS

b. Adopt Resolution, effective July 1, 1995, adjusting fees charged by the Records and the Civil Sections as outlined in said Study; 11041

BOARD ACTION- RESOLUTION NO. 113-95 adopted.

UNuBNS

c. Direct staff to forward that portion of the Study dealing with booking fees to the City of South Lake Tahoe and the City of Placerville for review and comment and return to the Board with a recommendation on June 20, 1995.

BOARD ACTION - Approved

UNuBNS

52. Sheriff's Department requesting a one-time waiver of motor boat prohibition on the American River on May 23 and 24, 1995 for river rescue training. 10723

BOARD ACTION - Added to the Consent Calendar and approved as part of same.

BSNuNU

- 53. Supervisor Nutting recommending Board grant the request of Dan Cargill for a temporary permit to encroach onto Sly Park Road resulting in the temporary suspension of the non-vehicular access easement affecting said property (APN 42-700-20).

BOARD ACTION - Request approved with direction to the Department of Transportation (DOT) to condition the encroachment permit to require the posting of security in the form of a bond or cash equivalent, in an amount to be determined by DOT, to cover the cost of repairing any damage to the County-owned road right-of-way, and to require traffic controls (flagmen) for safety purposes when work is being done.

11340

NUBNUS

Supervisor Nutting's motion to amend the original motion to delete the requirement for posting of a security in the form of a bond or cash equivalent failed.

NuN(n)B(n)S(n)U

TIME ALLOCATIONS - 11:00 A.M.

County Service Area No. 9 Meeting (refer to separate agenda)

County Service Area No. 10 Meeting (refer to separate agenda)

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.

PLANNING MATTERS - 2:00 P.M.

- 80. Hearing to consider Appeal submitted by Agnes H. Porter on the findings and conditions of approval for Special Use Permit 94-22 allowing conversion of an existing residential garage into a light manufacturing shop in the Rescue Area.

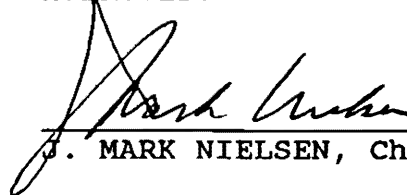
BOARD ACTION - Board granted the Appeal in part, upholding the issuance of Special Use Permit 94-22 based on the findings and conditions of the Planning Commission on 4/13/95 and imposing the following additional conditions: permittee required to improve Yellow Pine Road to Oak Lane to a fire safe, gravel road within 90 days, and suppliers required to use Oak Lane for ingress and egress; all other conditions must be met within 90 days; number of employees limited to three, i.e., allowing the owner/permittee, two employees on site, and one employee to make deliveries; and the permittee is required to obtain a current business license.

11341

B(n)NuNSU

MEETING ADJOURNED

APPROVED:



J. MARK NIELSEN, Chairman

ATTEST:



DIXIE L. FOOTE, Clerk of the Board

The Board of Supervisors has been invited to attend an all day event on May 18, 1995 celebrating Older American Month at the Community Services District Pavilion, 1021 Harvard Way, El Dorado Hills.

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

May 16, 1995

8:00 A.M.

- 1. **Existing litigation** pursuant to Government Code Section 54956.9 regarding the following:
 - a. El Dorado County vs Darrell Arnold, PV94-0073; and
 - b. **Hanson Brothers Enterprises vs Board of Supervisors of Nevada County, et al (1994), 30Cal. 4th 23. Request for Amicus Joinder.**
BOARD ACTION - No action to report out. ✓

- 2. **Anticipated litigation (2)** pursuant to Government Code Section 54956.9(b) regarding significant exposure to litigation.
BOARD ACTION - No action to report out. ✓

- 3. **Anticipated litigation** pursuant to Government Code Section 54956.9(c) regarding initiation of litigation.
BOARD ACTION - No action to report out. ✓

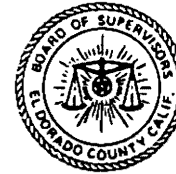
- 4. **Closed Session added to the Agenda** this date upon its adoption, pursuant to Government Code Section 94956.9(b) regarding significant exposure to litigation.
BOARD ACTION - Being in receipt of a letter dated May 2, 1995, from the El Dorado County Employees Association, Local #1, "demanding a cure" of violations of the Brown Act it believes occurred when the Board acted on measures relating to the **1995-96 County budget** on April 25, 1995 (Agenda item 70), the Board determined it will reconsider the matter on **May 23, 1995, at 9:30 a.m.** UBNU N(n)S(n) 11261

County of El Dorado

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

May 16, 1995

8:00 A.M.

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

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

BOARD ACTION - No action to report out.

CONSENT CALENDAR

15. Transportation Department recommending Chairman be authorized to sign Bicycle Easement Agreement with El Dorado Hills Development Company and Certificate of Acceptance to create an easement over a 40 foot strip of land along the east side of El Dorado Hills Boulevard for use as a pedestrian/bicycle path in the El Dorado Hills Area. 9554

RECOMMENDED ACTION: Approve

16. Transportation Department recommending Chairman be authorized to sign the Extension to Agreement to Make Subdivision Improvements with Fallen Leaf Lake Associates granting an expiration date of November 15, 1995. 9886

RECOMMENDED ACTION: Approve (Approved upon approval of the consent calendar; however, at the request of County Counsel later in the meeting, the Board took an additional action to ratify the revision to the Agreement which was agreed to by all parties and submitted to the Board this date. NuUBNS)

DEPARTMENT MATTERS

54. Supervisor Shultz requesting the Board determine if it will reconsider its action of May 9, 1995 wherein it denied the waiver of fees requested by Environmental Traveling Companions; and further recommending if said reconsideration is approved it be scheduled for 10:00 a.m., Tuesday, May 23, 1995. 11268

BOARD ACTION - Request for reconsideration at 10:00 a.m. on May 23, 1995, approved. SUNuB(n)N(n)