

County of El Dorado

BOARD OF SUPERVISORS

330 Fair Lane • Placerville, CA 95667
Telephone (916) 621-5390

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



C O N F O R M E D

A G E N D A

Regular Meeting of the Board of Supervisors

June 13, 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.

8:00 A.M. - CALL TO ORDER AND ADOPTION OF AGENDA

BOARD ACTION - Agenda and Addendum No. 1 thereto adopted with item 27 removed from the Agenda and continued to June 20, 1995, and the addition of one closed session pursuant to Government Code Section 94956.9(b) regarding significant exposure to litigation. USBNuN

Closed Session (refer Closed Session Roster attached)

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

PRESENTATION of Proclamation proclaiming June 17-18, 1995 as El Dorado High School's Sober Graduation Days. NBNuSU

11222

OPEN FORUM

Sue Kirkpatrick re: vicious dogs
Steven Proe re: Brown Act (open meeting law) compliance

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 Agenda (Minutes) of June 6, 1995. ✓
RECOMMENDED ACTION: Approve
- 2. County Counsel recommending Chairman be authorized to sign Releases of Lien (3). 11224
RECOMMENDED ACTION: Approve
- 3. County Counsel recommending Resolution be adopted authorizing an action for the recovery of County funds paid out. 11278
RECOMMENDED ACTION: Adopt Resolution No. 145-95
- 4. Public Health Department recommending Chairman be authorized to sign Amendment No. 1 to the 1994/95 Contract (No. 94-19874) with the State Department of Health Services for the HIV Care Consortia, decreasing same by \$5,000; and approval of Budget Transfer No. 742 decreasing Estimated Revenue by \$5,000.00. 10508
11328
RECOMMENDED ACTION: Approve
- 5. Public Health Department recommending Chairman be authorized to sign Amendment No. 1 to the 1994/95 Contract (No. 94-20005) with the State Department of Health Services for HIV education and prevention, increasing the contract by \$10,000; and approval of Budget Transfer No. 741 increasing Estimated Revenue by \$10,000 to purchase a computer and related services. 10508
11328
RECOMMENDED ACTION: Approve
- 6. Community Services Department recommending approval of Budget Transfer No. 748 increasing said Department's revenue and expenditure appropriations by \$81,832 to incorporate new funding for 16 additional Section 8 Housing Assistance Program vouchers, and making year end adjustments to reflect actual revenues and expenditures for said Program. 11328
RECOMMENDED ACTION: Approve
- 7. Mental Health Department recommending approval of an application for 1995/96 federal McKinney Projects for Assistance in Transitions (PATH) grant funds to serve and place homeless, mentally disabled clients. 10604
RECOMMENDED ACTION: Approve
- 8. County Counsel reporting the claim of Michael S. Collins in the amount of \$1,086.41 has been paid. 11312
RECOMMENDED ACTION: Receive and file

9. General Services Department recommending Agreement (No. 209-C9575) with Cerberus Pyrotronics for the upgrade of the fire detection/alarm system at the Placerville Jail at a cost of \$27,363. **11356**
RECOMMENDED ACTION: Approve and authorize Chairman to sign
10. General Services Department recommending Facility Use Agreement (No. 231-09510) with Wilderness Sports for whitewater kayaking safety and rescue training at Henningsen-Lotus Park June through September 1995. **9565**
RECOMMENDED ACTION: Approve and authorize Chairman to sign
11. General Services Department recommending Agreement (No. 234-C9525) with Bill Kearns, dba AAA Hydroseeding in the amount of \$6,834 for hydroseeding at the Camino School ballfield. **11269**
RECOMMENDED ACTION: Approve (Approved and Chairman authorized to sign the Agreement subject to the approval by County Counsel and Risk Management based on the findings set forth in the General Services Director's memorandum to the Board regarding same dated 6/1/95.) UNuBNS
12. General Services Department recommending Agreement (No. 235-C9525) with Misty Mountain Landscape Services in the amount of \$10,100 for installation of a complete irrigation system for the Camino School ballfield. **11269**
RECOMMENDED ACTION: Approve (Approved and Chairman authorized to sign the Agreement subject to the approval by County Counsel and Risk Management based on the findings set forth in the General Services Director's memorandum to the Board regarding same dated 6/1/95.) UNuBNS
13. General Services Department recommending Agreement (No. 236-C9525) with Earthworks Landscaping in the amount of \$12,992 for the planting preparation for the Camino School ballfield. **11269**
RECOMMENDED ACTION: Approve (Approved and Chairman authorized to sign the Agreement subject to the approval by County Counsel and Risk Management based on the findings set forth in the General Services Director's memorandum to the Board regarding same dated 6/1/95.) UNuBNS
14. General Services Department recommending Agreement (No. 237-C9525) with Budget Fence Company in the amount of \$9,590 for the fabrication and installation of a backstop for the Camino School ballfield. **11269**
RECOMMENDED ACTION: Approve (Approved and Chairman authorized to sign the Agreement subject to the approval by County Counsel and Risk Management based on the findings set forth in the General Services Director's memorandum to the Board regarding same dated 6/1/95.) UNuBNS

15. General Services Department recommending Chairman be authorized to sign Contract (No. 238-C9575) with WSA, Inc., dba EMSS in the amount of \$66,000 for the installation of security doors and related work at the Juvenile Hall; and recommending approval of Budget Transfer No. 739 increasing Estimated Revenue by \$10,000 and transferring same to Appropriations to accomplish same. (4/5 vote required) **11357**
RECOMMENDED ACTION: Approve **11328**
16. Treasurer/Tax Collector requesting authorization to upgrade, by the least expensive method, five existing IBM Model 50 personal computers. **11229**
RECOMMENDED ACTION: Approve
17. Social Services Department recommending approval of Budget Transfer Nos. 749, 750 and 753 increasing Estimated Revenue by \$994,887, Appropriations by \$1,212.138 and transferring \$217,251 from General Fund Contingency due to caseload growth and unanticipated charges from the State which resulted in an increase in net county cost for fiscal year 1994/95. (4/5 vote required) **11328**
RECOMMENDED ACTION: Approve USBNuN
18. Library Director recommending Chairman be authorized to sign Agreement (No. 218-S9511) with Berryman and Henigar, Inc. in an amount not to exceed \$18,900 for a term to expire September 1, 1995 for consulting services to assist the Placerville Library with various assessment district reports and projects. **11302**
RECOMMENDED ACTION: Approve
19. Transportation Department recommending the following pertaining to the fuel tank replacement costs associated with the Placerville Airport Improvement Project (No. 3-06-0188-6): **10495**
- a. Chairman be authorized to sign an Agreement with Hodgson General Engineering Contractors, Inc. in the amount of \$875,525; and
- b. Budget Transfer No. 740 transferring \$71,000 from the General Fund Contingency to the Placerville Airport Capital Improvement Fund. (4/5 vote required) **11328**
RECOMMENDED ACTION: Approve (Chairman authorized to sign the Agreement, and Budget Transfer No. 740 approved with the caveat that the fund transfer is a loan from the County Contingency Fund to the Airport Enterprise Fund with staff requested to bring back an agreement to facilitate repayment of the loan within five years.) BSNuU N(n)

20. Transportation Department recommending Resolution be adopted authorizing said Department to file the claim for Transportation Development Act funds for the El Dorado Trail-U.S. 50 Crossing. **11161**
RECOMMENDED ACTION: Adopt Resolution No. 156-95
21. Transportation Department recommending Resolution be adopted sanctioning the closure of the County's maintained portion of Wentworth Springs Road over the Rubicon Trail from 6:00 a.m., Thursday, July 27 through midnight, Sunday, July 30, 1995 and 6:00 a.m., Friday, August 4 through midnight, Sunday, August 6, 1995 for the 43rd Annual Jeepers Jamboree and the 16th Annual Jeep Jamboree. **11254**
RECOMMENDED ACTION: Adopt Resolution No. 147-95
22. Transportation Department recommending Resolution be adopted finding the Capital Improvement Project List is consistent with the goals and objective set forth in the County's General Plan. **11316**
RECOMMENDED ACTION: Adopt Resolution No. 148-95
23. Communications and Information Services Department recommending Resolution be adopted granting permission to the Greenstone Country Owners Association to conduct a fireworks display on July 4, 1995. **10434**
RECOMMENDED ACTION: Adopt Resolution No. 149-95
24. Communications and Information Services Department recommending Resolutions (2) be adopted approving the merger and related transactions between Providence Journal Company and Continental Cablevision, Inc. for the Cameron Park and Sly Park Areas. **11358**
RECOMMENDED ACTION: Adopt Resolutions Nos. 150-95 and 151-95
USBNU
25. Human Resources Department recommending Resolution be adopted regarding severance/re-employment provisions to be effective during organizational downsizing from May 23, 1995 through October 30, 1995. (Continued 6/6/95, Item 34) **11261**
RECOMMENDED ACTION: Adopt Resolution No. 134-95
UBNU(n)S(ab)
26. Supervisor Nielsen recommending approval of the issuance of unconditional Certificate of Compliance requested by Judy Musick for APNs 98-100-63). **11359**
RECOMMENDED ACTION: Approve (Approved based on the finding that prior to implementation of the County's Certificate of Compliance Program, a County-permitted dwelling unit existed on the property.)
NUBNU

27. (Refer Agenda Addendum No. 1)

BOARD ACTION - Consent Calendar matters approved as recommended with additional direction on items 11, 12, 13, 14, and 19 as noted and the continuance of item 27 (items 17, 24, 25, and 26 also acted upon separately). UNBNuS ✓

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. Public Health Department requesting Board direction as to the provision of clinic services as outlined in the memorandum to the Board dated June 6, 1995.

BOARD ACTION - Board directed the current staff be maintained until budget hearings when clinic expansion can be reviewed within the overall context of available net County cost; and the Board expressed support of continued discussion with hospitals and private physicians in an effort to identify systems to better serve medically underserved and unserved populations (any adjustments to the 1995/96 Public Health Department budget will be addressed as part of the Budget Addenda process during budget hearings). SBNUU 11261

51. Public Health Department requesting Board direction as to which of the five options to pursue for the provision of the Local Enforcement Agency (LEA) function as outlined in the memorandum to the Board dated June 5, 1995.

BOARD ACTION - Board took the following actions:

- (1) Directed the Health Department to immediately begin negotiations with Placer County for LEA contractual services, with said negotiations to include a discussion of Placer/Nevada Counties hiring El Dorado County staff, and to maintain the existing one (1) FTE (full-time equivalent) LEA position until further Board direction; 8277
- (2) Directed staff to immediately submit a waiver request to the State for reduction of the full-time staffing requirements for the LEA Program; and
- (3) Directed the Human Resources Director to begin the meet and confer process with the affected Employees Association. SBNuU

52. Public Health Department recommending Resolution be adopted authorizing the Director of said Department to execute all documents relating to the Local Enforcement Assistance Grant Application for fiscal year 1995/96.

BOARD ACTION - RESOLUTION NO. 155-95 adopted with the understanding that if the Grant is awarded, the Chairman is authorized to sign the Agreement for same. UNBNuS

8277

53. Supervisor Bradley recommending Chairman be authorized to sign a letter requesting Senator Tim Leslie add to Transportation Omnibus Bill SB726/727 an official scenic highways designation for Highway 50 from the Sacramento/El Dorado County line to Placerville as previously adopted by Board Resolution No. 343-87. (Continued 6/6/95, Item 36)

BOARD ACTION - Board did not concur in Supervisor Bradley's recommendation, stating its preference to address the issue in the County's General Plan process. NuNSU B(n)

8338

54. Supervisor Shultz recommending Resolution be adopted rescinding Resolution No. 343-87 which requested the State Legislature to include State Highway 50 from the Sacramento County line to Placerville in the Master Plan of State Highways Eligible for Official Scenic Highway Designation.

BOARD ACTION - Board did not concur in Supervisor Shultz's recommendation, stating its preference to address the issue in the County's General Plan process. NuSNU B(n)

8338

55. County Counsel reporting on the status of efforts to retain Remy and Thomas, and if said firm found to be unavailable, to provide names of alternate firms to act as independent counsel to advise the Planning Commission during its deliberations/completion of the proposed General Plan and refinement of the related Environmental Impact Report. (Referred 6/6/95, Item 56)

BOARD ACTION - Board ratified the Chairman's signature on the Agreement with Remy and Thomas, which was authorized by the Board and signed by the Chairman on June 6, 1995, based on the finding the work can be done more economically and feasibly by the contractor supported by the four facts set forth in County Counsel's memorandum to the Board regarding same dated 6/12/95. NSBU Nu(n)

9399

56. Supervisor Shultz recommending discussion of the potential violation of Special Use Permit S70-82 for the Chili Bar Outdoor Center.

BOARD ACTION - Continued to June 27, 1995, for reports and recommendations from County Counsel, the Department of Transportation, and Planning Department staff; specifically on any actions taken by Planning Department staff and/or the Planning Commission, and options available to the Board of Supervisors at that time. SNBNuU

11360

57. Supervisor Shultz recommending Risk Manager report directly to the Board of Supervisors, on an interim basis, during the analysis of the Risk Management function currently underway.

BOARD ACTION - Board authorized the Risk Manager and the subordinate personnel constituting the Risk Management Unit in the Human Resources Department to report directly to the Board of Supervisors during the period of said analysis. NuSBNU

11348

58. Planning Department advising of the status of the General Plan Environmental Impact Report (EIR).

BOARD ACTION - At the request of County Counsel the Board scheduled a special meeting on Monday, June 19, 1995, at 1:00 p.m., for a closed session, pursuant to Government Code Section 54956.9(b), significant exposure to litigation. BNUNSU

9399

At the request of the Planning Director, the Board put on the record its request that the Planning Commission deliberate and forward to the Board its recommendations on certification of the Final General Plan EIR. UNuBNS

TIME ALLOCATION - 9:30 A.M.

70. Hearing as required by State law (Beilenson Act) to consider proposed reduction and/or elimination of public health services provided by El Dorado County in 1995/96.

BOARD ACTION - Board determined it would make no cuts in the Public Health Department, and continued the Beilenson Act Hearing to budget hearings commencing August 8, 1995. UNuBNS

11261

TIME ALLOCATION - 10:00 A.M.

71. Hearing to consider adoption of Resolution establishing the 1995/96 Proposition 4 Gann Spending Limit for the County of El Dorado in the amount of \$79,496,381.

BOARD ACTION - RESOLUTION NO. 153-94 adopted.

UNBNuS

10491

TIME ALLOCATIONS - 11:00 A.M.

- 72. Hearing to consider adoption of Resolution dissolving the El Dorado Hills Business Park Landscaping and Lighting District No. 1. (Continued 6/6/95, Item 71)
BOARD ACTION - RESOLUTION NO. 154-95 adopted. BUNuNS

8641

County Service Area No. 7 Meeting (refer to separate Agenda)

COMMITTEE REPORTS

LUNCH RECESS

TIME ALLOCATION - 2:00 P.M.

- 80. Hearing to consider the following for Creekside Greens Subdivision on 56.2 acres in the El Dorado Hills Area (District I), Applicant: Jack Rice:
 - a. Adoption of Ordinance, after waiver of reading and reading by title only, rezoning (Z94-24) said lands from RM, Multifamily Residential Zone to R2-PD, Limited Multifamily Residential-Planned Development Zone;
 - b. Development Plan 94-11;
 - c. Tentative Subdivision Map 90-1217 creating 201 single-family residential lots, 8 open space parcels, and 1 park parcel, with design waivers to permit lots less than the minimum lot size and reduction of sidewalk width;
 - d. Tentative Parcel Map 89-08 creating 3 parcels for financing purposes.

11361

BOARD ACTION - Board directed that a new condition be added to the Tentative Subdivision Map to require some form of indemnification of the County by the project proponent.

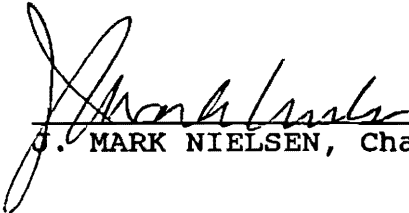
NuBNSU

Hearing closed, and the Board conceptually approved the rezoning, development plan, tentative subdivision map with design waivers, and tentative parcel map subject to conditions as modified by the Board this date; and directed staff bring back the conditions in final form on June 27, 1995 for final approval of the project.

SUNuN B(n)


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

June 13, 1995

8:00 A.M.

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

1. **Anticipated litigation (2)** pursuant to Government Code Section 54956.9(b) regarding significant exposure to litigation.
BOARD ACTION - In the matter of the grievance filed by Lorraine Moore, an employee in the Sheriff's Department, the Board authorized the Chairman to sign the settlement agreement granting Ms. Moore accrued sick leave and vacation leave as of April 30, 1994, and full-time, permanent employee benefits as of April 25, 1995; and directed the Auditor-Controller to make payment under the provisions of the agreement. UNBNuS

11304

No action to report on the second matter.

2. **Conference with labor negotiator** pursuant to Government Code Section 54957.6 - Director of Human Resources and Local 1.
BOARD ACTION - No action to report.

✓

3. **Anticipated litigation (1)** (added to the Agenda upon its adoption).
BOARD ACTION - In the matter of the grievance/appeal filed by Brad Boehm, an employee in the Building Department, the Chairman was authorized to sign an Agreement whereby Mr. Boehm would resign from County service and withdraw both his grievance and appeal in exchange for the County not seeking repayment of certification pay Mr. Boehm improperly received. USBNuN

11304

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

June 13, 1995

8:00 A.M.

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

CONSENT CALENDAR

27. Chief Administrative Officer recommending Board authorize the Auditor/Controller to borrow internally from the Risk Management Fund to cover cash flow issues. ✓
- RECOMMENDED ACTION:** Approve (This item was removed from the Agenda upon its adoption and continued to June 20, 1995).

USBNUUN