

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
 Fax No. (916) 622-3645



C O N F O R M E D

A G E N D A

Special Meeting of the Board of Supervisors

July 24, 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
 Supervisor Bradley absent

Persons wishing to speak on a Consent Calendar item are requested to so advise the Chairman or Clerk. 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. 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

CALL TO ORDER AND ADOPTION OF AGENDA

BOARD ACTION - Agenda adopted with item 58 removed; with items 12, 14, 28 a. & c., 30, 33, 34, and 35 removed from the Consent Calendar for separate action; and with Department Matters 51, 52, 53, 54 and 56 added to the Consent Calendar and approved as part of same. SUN Nu(n)B(a)

PLEDGE OF ALLEGIANCE TO THE FLAG

OPEN FORUM

Art Marinaccio re: Charter amendment addressing Measure "A",
 the anti-mining initiative
 Glen Campbell re: Bass Lake Hills Specific Plan

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 27, 1995. ✓
RECOMMENDED ACTION: Approve

2. County Counsel recommending Chairman be authorized to sign Releases of Lien (2). 11224
RECOMMENDED ACTION: Approve

3. County Counsel reporting the following claims have been paid:
a. South Lake Tahoe Humane Society in the amount of \$636;
b. Byron Stamate in the amount of \$113.78;
c. Michael Lee Derby in the amount of \$15,000; and 11404
d. Lee Sutton in the amount of \$120.
RECOMMENDED ACTION: Receive and file

4. County Counsel recommending the following claims be rejected:
a. Clifford Johnson and Allstate Insurance Company in the amount \$2,192.43; and 11404
b. Michelle Worthington in the amount of \$212.13;
c. Don Halverson in the amount of \$223.66.
RECOMMENDED ACTION: Reject claims

5. Health Department recommending Resolution be adopted amending Authorized Personnel Allocation Resolution No. 246-94 deleting one Administrative Analyst I/II position and adding one Accountant I/II position to better meet said Department's administrative needs. 11353
RECOMMENDED ACTION: Adopt Resolution No. 187-95

6. Public Health Department recommending Chairman be authorized to sign Amendment No. 2 to Contract (No. 94-19550) with the State Department of Health Services decreasing funding by \$23,585 in the Maternal Child Health Agreement for fiscal year 1994/95. 11118
RECOMMENDED ACTION: Approve

7. Public Health Department recommending the Director of said Department be authorized to sign a Property Management Agreement with Placerville Realty in the amount of \$3,600 for fiscal year 1995/96 for the management of the County-owned property at 941 Spring Street, Suites 3 and 7, Placerville. **RECOMMENDED ACTION:** Approve 10305
8. Public Health Department recommending Chairman be authorized to sign an Application for Rural Health Services Program Funding in the amount of \$119,993 for fiscal year 1995/96. **RECOMMENDED ACTION:** Approve 11084
9. Public Health Department recommending Chairman be authorized to sign Contract (No. 95-22780) with the State Department of Health Services in the amount of \$25,563 for immunization funding for fiscal year 1995/96. **RECOMMENDED ACTION:** Approve 11193
10. Mental Health Department recommending approval of an application for federal Substance Abuse and Mental Health Services Administration (SAMSHA) block grant funds for intensive care for those children in the County at risk for serious decompensation due to serious emotional disturbances. **RECOMMENDED ACTION:** Approve 10983
11. Community Services Department recommending Resolution be adopted authorizing the Chairman to sign Contract (No. 95J-1011) with the State Department of Economic Opportunity in the amount of \$4,040 for the term July 1, 1995 through June 30, 1996 for services to low income homeless persons; and further recommending Director of said Department be authorized to execute further documents relating to same. **RECOMMENDED ACTION:** Adopt Resolution No. 188-95 10604
12. Social Services Department recommending approval of Budget Transfer No. 900 increasing Estimated Revenue by \$22,198 and transferring said amount to Appropriations to assist with start up activities associated with the Cal Learn Program. **RECOMMENDED ACTION:** Approve -- Motion to approve failed due to requirement for a 4/5' vote of the Board. UNS Nu(n)B(a) Matter continued to August 8, 1995. USNuN B(a) 11031
13. General Services Department recommending Resolution be adopted approving the Community Facilities District No. 1992-1 Special Tax Levy Report for Fiscal Year 1995/96 and Levying and Apportioning the Special Tax for Fiscal Year 1995/96. **RECOMMENDED ACTION:** Adopt Resolution No. 189-95 9516

14. General Services and Social Services Departments recommending the following pertaining to the consolidation of the Social Services Complex:

(1) Receive and file reports as outlined in memorandum to the Board dated 7/14/95;

(2) Approve in concept, the consolidation of all west slope Social Services functions into one centralized leased facility;

(3) Direct General Services to complete the California Environmental Quality Act (CEQA) process and finalize negotiations with the owners of the subject real property; and

(4) Return for Board approval the CEQA and lease documents relating to same.

RECOMMENDED ACTION: Approve -- approved with modification of recommendation (2) to replace the words "approve in concept" with "continue consideration". NuUNS B(a)

15. Library Director recommending approval of the federal grant in the amount of \$34,872 for the Library Literacy Program for the term October 1, 1995 through June 30, 1996; and further recommending adoption of Resolution amending Authorized Personnel Allocation No. 246-94 increasing the Senior Office Assistant allocation from .3 to .5 for the Literacy Program at the South Lake Tahoe Branch Library.

RECOMMENDED ACTION: Adopt Resolution No. 190-95

16. Agriculture/Weights & Measures Department recommending Chairman be authorized to sign an Agreement with the County of Alpine in an amount not to exceed \$9,555 for the term July 1, 1995 through June 30, 1996 for services of El Dorado County's Agricultural Commissioner/Sealer of Weights and Measures.

RECOMMENDED ACTION: Approve

17. Elections Department recommending approval of the results of the votes cast at the Tahoe Paradise Resort Improvement District election held on June 20, 1995.

RECOMMENDED ACTION: Approve

18. Communications and Information Services recommending Chairman be authorized to sign an Agreement with American Cable Entertainment extending the term of the cable TV franchise to January 14, 2001.

RECOMMENDED ACTION: Approve

11384

11405

10456

11406

11407

19. Transportation Department recommending Chairman be authorized to sign a Joint Powers Agreement with Los Rios Community College District to construct road improvements on Green Valley Road.

RECOMMENDED ACTION: Approve

11408

20. Transportation Department recommending Resolution be adopted sanctioning the closure of Main Street in Georgetown from 6:00 a.m. to 5:00 p.m. on Sunday, August 13, 1995 for the annual Founder's Day.

RECOMMENDED ACTION: Adopt Resolution No. 191-95

11254

21. Transportation Department recommending the release of the posted Certificate of Deposit (No. 08771-01637) in the amount of \$21,720 for the Greenstone Country Unit No. 8 (TM86-1059) subdivision.

RECOMMENDED ACTION: Approve

11409

22. Transportation Department recommending the release of Maintenance Bond (No. 1329345) in the amount of \$57,524 for Fairchild Village Unit No. 5 (TM88-1116) subdivision.

RECOMMENDED ACTION: Approve

8970

23. Transportation Department recommending Resolution be adopted authorizing the Chairman to sign Amendment No. 2 to Contract (No. 2-049-250-2) with the State Water Resources Control Board increasing the not to exceed amount to \$69,935 for a term to expire August 31, 1996 for water quality monitoring.

RECOMMENDED ACTION: Adopt Resolution No. 192-95

8449

24. Transportation Department recommending Resolution be adopted summarily vacating (AOE 95-010) road and utility easements in the Meyers Area of the Tahoe Basin, requested by Robert and Bertalee Mahnke.

RECOMMENDED ACTION: Adopt Resolution No. 193-95

11410

25. Sheriff's Department recommending the following pertaining to donations from Fallen Leaf Lake Homeowners Association and Spring Creek Tract Association:

11411

(1) Accept a total donation of \$500 from the Associations;

(2) Approve Budget Transfer No. 800 increasing Estimated Revenue by \$500 and transferring same to appropriations to purchase one patrol bicycle to be used on the beach in Lake Tahoe;

11328

(3) Authorize the Purchasing Agent to purchase said bicycle prior to formal approval of the fiscal year 1995/96 Sheriff's Department budget; and

11411

(4) Direct the Sheriff to send a letter of appreciation and thanks to said Associations.

RECOMMENDED ACTION: Approve NuUNS B(a)

26. County Counsel recommending Resolution be adopted clarifying the Board of Supervisors intent in enacting Section 3 of Ordinance Nos 4262 and 4263 which clarifies that Section 3 did not create any vested property rights in favor of the individuals or class identified in said Section relating to the number of commercial river use permittees and user days allocated to commercial use on the South Fork American River.

9638

RECOMMENDED ACTION: Adopt Resolution No. 194-95

27. Administration requesting authorization to purchase a computer and upgraded software at a cost of \$3,560.41.

11412

RECOMMENDED ACTION: Approve

28. Approval of the following Contingency Fund transfers to cover cost overruns in the 1994/95 fiscal year:

a. Budget Transfer No. 797 transferring \$10,286 from Contingency to Board of Supervisors appropriations;

BOARD ACTION - Motion to approved failed due to requirement for a 4/5's vote of the Board. NSU Nu(n)B(a)

b. Budget Transfer No. 798 appropriating \$47,100 in over realized revenue and \$40,000 from Contingency to Superior Court appropriations;

11328

BOARD ACTION - Approved USNuN B(a)

c. Budget Transfer No. 801 transferring \$5,579 from Contingency and \$14,044 from Estimated Revenue to Surveyor's appropriations.

RECOMMENDED ACTION: Approve NuSNU B(a)

29. Human Resources Department recommending the Board receive and file the claim of Wayne Saylor vs Cameron Park Community Services District which was resolved by Compromise and Release in the amount of \$32,500.

RECOMMENDED ACTION: Receive and file

11404

30. Human Resources Department recommending purchase of a zone of benefit insurance policy from California State Association of Counties (CSAC) Excess Insurance Authority (EIA) which protects the County from liability claims that may occur on roads within said zones for the term July 1, 1995 through July 1, 1996.

RECOMMENDED ACTION: Approve -- Board approved purchase of a policy with a \$10,000 deductible at a cost of \$12,000.

SNNuU B(a)

9354

31. Human Resources Department recommending the following pertaining to two years additional Public Employees' Retirement Systems (PERS) credit:

a. Resolutions (3) be adopted superseding Resolution Nos. 135-95, 136-95 and 137-95 granting an additional designated period for two years additional service credit for the Sr. Building Inspector, Sr. Environmental Health Specialist, and Sr. Agriculture Biologist/Standards Inspector II positions;

b. Resolution (3) be adopted superseding Resolution Nos. 138-95, 139-95 and 140-95 authorizing PERS to grant an additional designated period from July 26, 1995 through October 26, 1995 for two years service credit for the County;

c. Certification of Compliance with Section 20818 Government Code be executed by the Chairman for each position; and

d. Certification of Compliance with Section 7507 Government Code be executed by the Chairman for each position.

RECOMMENDED ACTION: Adopt Resolutions Nos. 195-95 - 200-95

11236

32. Human Resources Department recommending Resolution be adopted updating the Salary Range Schedule effective July 8, 1995.

RECOMMENDED ACTION: Adopt Resolution No. 201-95

11266

33. Supervisor Nutting recommending Resolution be adopted requesting the State Legislature to place an initiative (Proposition 117) on the March 1996 ballot to repeal the Mountain Lion Preservation Act.

RECOMMENDED ACTION: Adopt Resolution No. 202-95 NuNSU B(a)

11321

- 34. Supervisor Nutting recommending Resolution be adopted supporting an amendment to the California Constitution prohibiting the State of California from imposing unfunded mandates on local government.

11126

RECOMMENDED ACTION: Adopt Resolution No. 203-95 -- adopted as modified this date. SUNuN B(a)

- 35. Supervisor Nielsen recommending the Board authorize "meet and confer" proceedings with affected employee organizations concerning possible Charter amendment(s) to clarify that the Charter's expanded scope of "contract services" and its attendant special findings does not affect or limit contract services already allowed by general law.

10721

RECOMMENDED ACTION: Approve -- approved with modification of the proposed Charter amendment. SNuNU B(a)

- 36. Supervisor Nielsen recommending the Board authorize "meet and confer" proceedings concerning possible Charter amendments to clarify Chief Administrative Officer powers to **exclude** annual evaluations of elected officials.

10721

RECOMMENDED ACTION: Approve

- 37. Supervisor Nielsen recommending the Board authorize "meet and confer" proceedings concerning possible Charter amendments to clarify Chief Administrative Officer powers to **exclude** annual evaluations of County Counsel.

10721

RECOMMENDED ACTION: Approve

- 38. Supervisor Nielsen recommending staff be directed to meet and confer with affected employee organizations and meet with affected unrepresented employees for the purpose of revising the formula for setting salaries of Sheriff's personnel to replace the City of Placerville with the County of Amador.

10721

RECOMMENDED ACTION: Approve

- 39. Supervisor Nielsen recommending Resolution be adopted in recognition of the 1995 El Dorado County "Berry Extraordinary" Fair.

11222

RECOMMENDED ACTION: Adopt Resolution No. 204-95

BOARD ACTION - Consent Calendar matters approved as recommended with the exception of items 12, 14, 28 a., 34 and 35 as noted (items 25, 28 b. & c., 30 and 33 also acted upon separately; and Department Matters 51, 52, 53, 54, and 56 added to the Consent Calendar and approved as part of same.

SUNNu(n)B(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. Agriculture/Weights and Measures, Animal Control Division, submitting for introduction an Ordinance **adding** Subsection C to Section 6.08.013 of Chapter 6.08 of Title 6 and Section 6.20.055 to Chapter 6.20 of the County Ordinance Code regarding right of appeal of impounded animals. **11413**

BOARD ACTION - Board waived reading, read by title only, and introduced the Ordinance for adoption on **August 1, 1995**.

NuUNSB(a)

51. Library Director recommending the Board accept resignation of Director of Library Services, effective August 25, 1995; and further recommending appointment of Jeanne Amos as Acting Library Director, at Step 1 of the Director of Library Services salary range. **11098**

BOARD ACTION - Approved

SUN Nu(n)B(a)

52. Sheriff's Department recommending the Board receive and file the amended Cost Recovery and Fee Adjustment Study of the El Dorado County Sheriff Department's Booking Fees for the cities of South Lake Tahoe and Placerville; and direct staff to report back to the Board on **August 8, 1995** with recommended fee adjustments. (Continued 6/27/95, Item 3) **11041**

BOARD ACTION - Approved

SUN Nu(n)B(a)

53. Sheriff's Department recommending Resolution be adopted which permits designated employees of said Department to acquire surplus federal property for official use by the Department. (CAO concurs subject to modifications as outlined in memorandum to the Board dated 7/13/95). **11414**

BOARD ACTION - RESOLUTION NO. 205-95 adopted as modified in accordance with the recommendation of the Interim CAO.

SUN Nu(n)B(a)

54. Sheriff's Department recommending the Purchasing Agent be authorized to purchase a facsimile machine for the new El Dorado Hills Community Office prior to formal approval of the fiscal year 1995/96 Sheriff's Department Budget. **11414**

BOARD ACTION - Approved

SUN Nu(n)B(a)

- 55. County Counsel submitting report regarding designation of streams traversing public lands as public highways for fishing.

BOARD ACTION - Board waived reading, read by title only, and introduced an Ordinance adding Chapter 12.72, "Public Highways for Fishing", to Title 12 of the County Ordinance Code; said Ordinance to be considered for adoption on August 1, 1995.

SNUU N(n)B(a)

11090

- 56. Administration advising that if the State budget has not been adopted as of July 24, 1995, staff be directed to reschedule budget hearings to September 6 -15, 1995.

BOARD ACTION - Hearings on the 1995/96 County Budget rescheduled for September 11 - 22, 1995.

UNNuS B(a)

11261

- 57. Clerk of the Board of Supervisors submitting request of the South Lake Tahoe City Council that a joint meeting be held with the Board and the City of Placerville; and recommending the Board schedule a time and date at its earliest convenience.

BOARD ACTION - Clerk of the Board authorized to work with the City Clerks to schedule said meeting.

NuUNuS B(a)

11415

- 58. Supervisor Bradley recommending Board request from the District Attorney, on the County's behalf, a copy of the accusation filed in July, 1995 by the 1994-95 El Dorado County Grand Jury, be sent to the El Dorado County Board of Supervisors for further consideration.

BOARD ACTION - Removed from the Agenda upon its adoption.

NSU Nu(n)B(a)

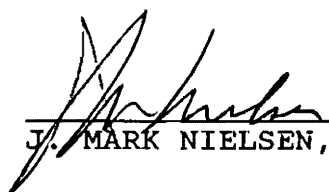
11416

TIME ALLOCATION - 1:00 P.M.

County Redevelopment Agency Special Meeting


MEETING ADJOURNED

APPROVED:



 J. MARK NIELSEN, Chairman

ATTEST:



 DIXIE L. FOOTE, Clerk of the Board