

# 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  
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### C O N F O R M E D

### A G E N D A

#### Regular Meeting of the Board of Supervisors

September 12, 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.

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 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 items 53 and 55 continued, and item 57 removed from the Agenda.      SNBNUU

Closed Session (refer Closed Session Roster attached)

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

PRESENTATION by the El Dorado County Farm Trails Association.

PRESENTATION to the Board of Supervisors by the Veterans Coordinating Council.

**OPEN FORUM**

Leon Beers - requesting reconsideration of Board's decision to not renew the Planning Director's employment contract.

Steven Proe - re: Ordinance Code Chapter 9.04 "False Reports" and the inadequate design of roads at or near the Georgetown Airport.

Pat Mathers (last name unclear) - re: impacts of Placerville Nursery "going contract" (relates to Agenda item #30).

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 of August 29 and September 6, 1995. ✓

RECOMMENDED ACTION: Approve

- 2. County Counsel recommending Chairman be authorized to sign a Release of Lien.

RECOMMENDED ACTION: Approve

11224

- 3. County Counsel recommending the following claims be rejected:

- a. James Richard Belding in the amount of \$4,460;
- b. David Jalquin in an amount in excess of \$25,000; and
- c. Kent Kraning in the amount of \$571.53.

RECOMMENDED ACTION: Reject claims

11404

- 4. County Counsel reporting payment of the claim of Ramona Tripp-Verbeck and Anthony L. Valdez in the amount of \$315.

RECOMMENDED ACTION: Receive and file

11404

- 5. County Counsel reporting payment made to George L. Dealey in the sum of \$220.50 pursuant to judgment dated July 27, 1995.

RECOMMENDED ACTION: Receive and file

11404

- 6. County Counsel recommending Chairman be authorized to sign an Agreement with the State Department of Housing and Community Development (CHCD) which obliges the County to use due diligence in recovery efforts to refund the monies to CHCD as a result of the American Traveler Press, Inc.

RECOMMENDED ACTION: Approve

5679

- 7. Public Health Department Annual Report for fiscal year 1994/95.

RECOMMENDED ACTION: Receive and file

11135

8. Public Health Department recommending Chairman be authorized to sign the acceptance of the Grant Award from the State Department of Health Services in the amount of \$10,000 for 1995/96 tuberculosis prevention and control activities. 11465  
**RECOMMENDED ACTION:** Approve
9. Public Health Department recommending Chairman be authorized to sign a Grant Agreement with Sierra Health Foundation in the amount of \$50,000 for term August 1, 1995 through January 31, 1997 for community partnerships for healthy children. 11299  
**RECOMMENDED ACTION:** Approve
10. Public Health Department recommending County departments be authorized to write letters supporting an application to the State Department of Health Services for funds to develop a child safety seat injury prevention program. 11466  
**RECOMMENDED ACTION:** Approve
11. Public Health Department recommending County departments be authorized to write letters supporting an application to the State Department of Health Services for funds to develop and implement an immunization automated database system. 11193  
**RECOMMENDED ACTION:** Approve
12. Public Health Department recommending County departments be authorized to write letters supporting an application to the Foundation of the State Bar of California for funds to implement intervention strategies for juvenile offenders in the Teen Court Program. 11069  
**RECOMMENDED ACTION:** Approve
13. Public Health Department recommending approval in concept of the Grant Application through the March of Dimes for 1995/96 funding in the amount of \$5,000 for the Young Parent Project. 11467  
**RECOMMENDED ACTION:** Approve
14. Public Health Department recommending Chairman sign Amendment No. 2 to Agreement (No. 94-19550) with the State Department of Health Services reducing funding by \$9,983 for the 1994/95 Maternal Child Health - Comprehensive Perinatal Program. 11118  
**RECOMMENDED ACTION:** Approve
15. Mental Health Department recommending participation in the Family Advocate Project at South Lake Tahoe; and Director of said Department be authorized to execute Memorandum of Understanding with Tahoe Prevention Network and Lake Tahoe Union School District to receive funds for bilingual mental health services in the South Lake Tahoe Community. 10523  
**RECOMMENDED ACTION:** Approve

16. General Services Department recommending award of Bid No. 070-028 for one 4-door, all-wheel drive or 4-wheel drive sedan for the Mental Health Children Services Program.  
**RECOMMENDED ACTION:** Award to low bidder, South Shore Motors, and authorize purchase order in amount of \$17,800 for same. 11468
17. General Services Department recommending award of Bid No. 725-027 for six radio systems to be installed in new ambulances operating on the West Slope.  
**RECOMMENDED ACTION:** Award to low bidder, Sierra Electronics, and authorize Purchasing Agent to issue a purchase order in the amount of \$30,500 including tax for same. 11083
18. General Services Department recommending Chairman be authorized to sign Amendment I to Agreements (Nos. 006-S9510 and 007-S9510) with Renate H. Schauble for advisory services to litigants in Small Claims Court at a cost of \$14,640 for the Placerville Municipal Court and \$10,200 for the South Lake Tahoe Municipal Court for 1995/96.  
**RECOMMENDED ACTION:** Approve 11469
19. Elections Department recommending approval of the results of the votes cast in the Mailed Ballot Election held on August 22, 1995 for the Maverick Road Zone of Benefit (County Service Area No. 9, Zone 38).  
**RECOMMENDED ACTION:** Approve 11337
20. Transportation Department recommending release of Labor and Materials Bond No. 156364S in the amount of \$394,885 for Emerald Meadows Subdivision (TM 88-1131).  
**RECOMMENDED ACTION:** Approve 6734
21. Transportation Department recommending Resolution be adopted sanctioning the closure of specified County roads, on Sunday, September 17, 1995, from 8:30 a.m. to 10:00 a.m., for the annual "Ponderosa Sac Attack" a 5K/10K fun run/walk.  
**RECOMMENDED ACTION:** Adopt Resolution No. 250-95 11254
22. Transportation Department recommending Resolution be adopted sanctioning closure of Gold Hill Road between Cold Springs Rd and State Route 49 on Thursday, September 28, 1995, from 10:00 a.m. to 11:30 a.m., for the Gold Trail School Bike-a-Thon.  
**RECOMMENDED ACTION:** Adopt Resolution No. 251-95 11254
23. Transportation Department recommending Resolution be adopted amending Resolution No. 252-81 sanctioning "No Parking School Days 7:00 a.m. - 5:00 p.m." for Elf Wood Lane and Mine Shaft Lane in the vicinity of Ponderosa High School.  
**RECOMMENDED ACTION:** Adopt Resolution No. 252-95 11301

24. Transportation Department recommending Chairman be authorized to sign Certificate of Acceptance and Easement Acquisition Agreement with Walter E. and Jennifer E. Pearson in the amount of \$2,000 for purchase of APN 16-151-17 for the Mountain Drive Erosion Control Project.

RECOMMENDED ACTION: Approve

10907

25. Transportation Department recommending Chairman be authorized to sign the following Certificates of Acceptance and Easement Acquisition Agreements for the Mountain Drive Erosion Control Project:

a. Robert William and Constance M.A. Spencer (APN 16-161-35);

10907

b. William A. and Carolyn Bacigalupi (APN 16-161-21).

RECOMMENDED ACTION: Approve

26. Transportation Department recommending addition of the Southern Pines Water Quality Improvement Project to the Capital Improvement Program list for 1995/96.

RECOMMENDED ACTION: Approve

10343

27. Transportation Department recommending certification of the Negative Declaration for the Latrobe Road Widening Project (CIP 72327).

RECOMMENDED ACTION: Approve

11450

28. Transportation Department recommending Chairman be authorized to sign Road Improvement Agreement with Carter, et al Partnership for improvements to Balsam Drive and Maple Drive in the Pollock Pines Subdivision.

RECOMMENDED ACTION: Approve

11470

29. Supervisor Upton recommending Larry Fox be appointed as the District V Alternate on the Veterans Affairs Commission for a term to expire January 1, 1999.

RECOMMENDED ACTION: Appoint Mr. Fox

10153

30. Supervisor Nutting recommending Chairman be authorized to sign a letter to Congressman John Doolittle supporting the Forest Service maintaining funding of the programs at the Institute of Forest Genetics in Camino.

RECOMMENDED ACTION: Approve

11471

BOARD ACTION - All Consent Calendar matters approved as recommended, and Department Matter 58 added to the Consent Calendar and approved as part of same. NuUBNS

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. Social Services Department recommending award of Request for Proposal No. 952-047 for **child abuse prevention, intervention and treatment services (CAPIT) funds** to CASA El Dorado, Placerville (\$6,127); District Attorney, Placerville (\$15,722); Family Connections, Placerville (\$14,816); New Morning Youth & Family Services, Placerville (\$6,703); and Womenspace Unlimited, Inc., South Lake Tahoe (\$10,008); and the Director of General Services be authorized to execute agreements for same. (Continued 8/29/95, Item 50)

**BOARD ACTION** - Board awarded 50% of the CAPIT funds to the South Lake Tahoe Women's Center, and directed the other 50% be split between the District Attorney's Department and the New Morning Youth and Family Services Youth Shelter in Placerville as it was in 1994/95. UNuNS B(n)

11453

51. General Services Department recommending the following findings for the proposed **relocation of Social Services to the "Blue Shield" Building** on Briw Road:

a. Negative Declaration completed in accordance with California Environmental Quality Act (CEQA);

b. Information in the CEQA Environmental Analysis and Negative Declaration has been reviewed and approved;

c. Negative Declaration reflects the County's independent judgement; and

d. Board certifies the Negative Declaration for same.

**BOARD ACTION** - Upon learning the required posting of the Negative Declaration in the County Recorder-Clerk's office was not accomplished, no action taken by the Board this date. (Refer to item 52 for action pertaining to this matter.)

11384

52. General Services Department recommending the following pertaining to the **relocation of Social Services to the "Blue Shield" Building** on Briw Road:

a. Approve and authorize the relocation of all West Slope Social Services functions into the subject facility upon completion by the Lessor of the tenant improvements;

b. Approve the terms of the lease with Briw Office Investors for 29,819 square feet of office space located at 3057 Briw Road, Placerville, at a cost of \$25,047.96 per month for a seven year term with three additional option periods of one year each;

c. Authorize Chairman to sign and forward the Notice of Intent to enter into a lease within the Placerville City limits; and

d. Authorize Chairman to sign said lease documents upon expiration of the 60-day Notice of Intent period, and final approval of all documents by County Counsel.

**BOARD ACTION** - Recommendations approved in concept subject to final review by the General Services Director, Risk Manager, and County Counsel; and General Services Department directed to prepare the required paperwork and undertake the acts necessary for the matter to be finally approved at a later date.  
NuUNS B(n)

11384

53. General Services Department recommending Chairman be authorized to sign Lease Agreement (No. 045-L9611) with Robert Earl and Martha Waddell Olson for 3,060 square feet of office space at 415 Placerville Drive, Suites J, K, and L, at a cost of \$2,600 per month for a five-year term commencing September 1, 1995, through August 31, 2000, for relocation of the **Emergency Medical Services and Ambulance billing functions**. (Continued 8/29/95, Item 7)

**BOARD ACTION** - Continued to September 19, 1995, upon adoption of the Agenda.  
SNBNuU

11458

54. Transportation Department submitting request of the Airport Commission that the commercial hanger site at the **Georgetown Airport** be awarded to Daedalus Aircraft.  
**BOARD ACTION** - Prior to taking action, the Board convened in closed session regarding significant exposure to litigation pursuant to Government Code Section 54956.9(b). BUNu N(n)S(n)

Upon reconvening in open session, the Board directed the Airport Commission to deal with the longer term policy issues as to how the Board should handle these leases in all situations.  
UNuBNS

Lastly, the Board awarded the commercial hangar site to James F. McKeehan dba Daedalus Aircraft and authorized the Chairman to execute the FBO (Fixed Base Operator) Airport Use Agreement with same, contingent upon enactment of an amendment to the existing Ordinance Code to exempt or exclude commercial and industrial leaseholds for airport purposes or purposes incidental to aircraft as read into the record by County Counsel this date; and County Counsel directed to prepare and bring forward the appropriate Ordinance to so amend the Ordinance Code.  
USBNU

11472

55. County Counsel recommending Chairman be authorized to sign an Agreement with Noble Sprunger and Philip H. Weber for collection of 1915 bond delinquencies; and Resolution be adopted ordering judicial foreclosure of delinquent assessments pursuant to the Improvement Bond Act of 1915 and ordering that the Tax Collector be credited with said assessments.

**BOARD ACTION** - Continued to October 3, 1995.

BUNuNS

11473

56. Human Resources Department reporting on the selection process for the **County Counsel position**. (Referred 8/22/95, Item 56)  
**BOARD ACTION** - Board determined that the **current County Counsel's term expires on December 6, 1995**. SNNuU B(n)

Board approved the recruitment protocols for the position of County Counsel submitted by the Director of Human Resources Director this date.  
SUN B(n)Nu(n)

8973



57. Board of Supervisors to consider endorsing and encouraging support of **Ballot Measure B**, an advisory question regarding funding of improvements along **Missouri Flat Road** and at Missouri Flat Road and Highway 50, in the November 7, 1995 election. (Continued 8/29/95, Item 70 Board Action)

**BOARD ACTION** - Removed from the Agenda upon its adoption.

SNBNuU

11350

58. Supervisor Nutting requesting on behalf of Elizabeth Bishop (APNs 038-040-03 and 038-050-18) and George Dean (APN 099-140-05) that **Certificates of Compliance** be issued due to separation of land by a county/state public right of way.

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

NuUBNS

11474

59. Supervisor Bradley requesting consideration of joining Rescue Unified School District and becoming a co-plaintiff challenging the list of **fairy shrimp** as an endangered species.

**BOARD ACTION** - Board authorized the Chairman to sign a letter to the Rescue Union School District expressing support of the District's effort in this regard, and approved the County's participation as signatory on an Amicus Brief being prepared by other Counties.

BUNuNS

11475

60. Adoption of Ordinance adding Chapter 12.10 covering the construction, maintenance or utilization of any fence, wall, barrier, or any structure on any parcel of real property adjacent to the County right of way and responsibilities thereof, relative to **snow removal**. (Introduced 8/22/95, Item 53)

**BOARD ACTION** - Continued to October 3, 1995.

USBNuN

11454

61. (Refer Agenda Addendum No. 1)  
62. (Refer Agenda Addendum No. 1)

**TIME ALLOCATIONS - 11:00 A.M.**

70. Risk Management recommending Chairman be authorized to sign a Liability Claims Administration Contract with **George Hills Company, Inc.** in the amount of \$62 per hour for the term July 25, 1995 through July 24, 1996 for claims adjusting services. (Continued 8/29/95, Item 10)

**BOARD ACTION** - Board extended the existing contract with George Hills Company, Inc., through December 6, 1995. USBNuN

8785

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

Public Housing Authority (refer to separate agenda)

Water Agency (refer to separate agenda)

LUNCH RECESS

TIME ALLOCATIONS - 2:00 P.M.

80. Hearing to consider a petition submitted by Edward P. and Lindalee M. Akin to add 55.89 acres in the Gold Hill Area to an existing **Williamson Act Contract** (Preserve No. 1); and rezoning of said property from RA-20, Residential Agricultural Twenty-acre zone to AE, Exclusive Agricultural zone. (Resolution and Ordinance required)

**BOARD ACTION** - The Board certified the project is Categorically Exempt pursuant to Section 15317 of the California Environmental Quality Act (CEQA) Guidelines; adopted **RESOLUTION NO. 255-95** adding the 55.89 acres to Agricultural Preserve No. 1; and adopted **ORDINANCE NO. 4388** rezoning said property from RA-20 Zone to AE Zone; based on the findings of the Planning Commission on 8/10/95. BNUNSU

11476

81. Supervisor Nielsen recommending Board request an opinion from County Counsel and/or the Attorney General on the proposal by Mr. Clarence Dilts that a Charter amendment be placed on the March 26, 1996 Primary Election ballot which, if passed, would prohibit the County from approving a land development project unless a demonstrable method exists for financing the roads, schools, water and sewer facilities necessary to serve the development project; specifically, that the opinion address whether the proposal is:

a. Compatible or permissible in light of laws or statutes governing other aspects of regulating, approving, or financing "development projects"; and

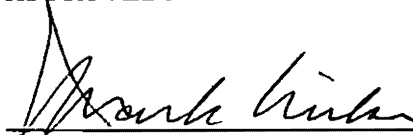
11477

b. Permissible as a possible County Charter measure.


**BOARD ACTION** - Board referred the question to the Attorney General, and requested County Counsel to assist in the process of obtaining the Attorney General's opinion. USBNuN

MEETING ADJOURNED

APPROVED:

  
\_\_\_\_\_  
J. MARK NIELSEN, Chairman

ATTEST:

  
\_\_\_\_\_  
DIXIE L. FOOTE, Clerk of the Board

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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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**CLOSED SESSION ROSTER**

**Regular Meeting of the Board of Supervisors**

September 12, 1995

8:00 A.M.

1. **Existing litigation** pursuant to Government Code Section 54956.9 regarding the following:

- a. John E. Wolgram vs El Dorado County, Larry Klaus, Joe Harn, Cheryl Raffety;

- b. State of California vs Mary Kay and Marshall Brogie; Mary Kay and Marshall Brogie vs Lake Tahoe Unified School District and El Dorado County, Case No. SL92C00495; and

- c. El Dorado Council vs Board of Supervisors, El Dorado County Superior Court Case No. PV91-0736.

**BOARD ACTION** - No action reported.

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

September 12, 1995

8:00 A.M.

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

#### DEPARTMENT MATTERS

61. Supervisor Shultz recommending Board initiate a rezoning from R1A to Commercial for property described as APN 110-010-36, Lot 40, Green Valley Acres, Unit No. 1, requested by Randy Sobierajski. 11478

BOARD ACTION - No action taken.

62. Supervisor Nielsen requesting Board consider the request of the General Services Director to solicit additional proposals for the River Management Plan Update and Environmental Impact Report on the South Fork of the American River.

BOARD ACTION - At the recommendation of the Director of General Services, the Board determined to allow the late proposer, RMI, to resubmit its proposal no later than 8:30 a.m. on September 13, 1995; and to request both proposers, RMI and Environmental Science Associates, to resubmit their costs no later than 5:00 p.m. on Friday, September 15, 1995, in a separate envelope to be held by General Services. 9638

BUNuNS