

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

Regular Meeting of the Board of Supervisors

August 19, 1997

8:00 A.M.

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

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. (Adopted 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 three 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 UNNuS B(a)

CLOSED SESSION (Refer Closed Session Roster)

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

INVOCATION

Determination of matters to be added to or removed from the Consent Calendar and Board action on the Consent Calendar. (Discussion and action on items removed from the Consent Calendar will be after Presentations and Open Forum.)

OPEN FORUM

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 Board of Supervisors Conformed Agendas (Minutes) of August 11 and 12, 1997. ✓
RECOMMENDED ACTION: Approve.
2. General Services recommending Agreement (No. 050-S9811) with Long Beach Genetics Testing Center, Inc., in an amount not to exceed \$30,000 for a one-year term for selected paternity testing on an "as requested" basis for the District Attorney Family Support Division. 11157
RECOMMENDED ACTION: Approve, and authorize Chairman to sign.
3. County Service Area Nos. 2 and 9 recommending appointments to Advisory Committees for road zones as outlined in the memorandum to the Board dated August 7, 1997. 12225
RECOMMENDED ACTION: Approve appointments.
4. County Counsel advising the claim of Karen F. Ruiloba in the amount of \$374.96 has been paid. 12100
RECOMMENDED ACTION: Approve.
5. County Counsel recommending the claim of Lev and Marianna Rikoff in an amount in excess of \$25,000 be rejected. 12100
RECOMMENDED ACTION: Reject claim.
6. County Counsel recommending Resolution superseding Resolution No. 172-93 increasing the imprest revolving fund to \$3,000 and extending its authorized use to include routine costs associated with the general litigation activities in the legal office. 10115
RECOMMENDED ACTION: Adopt Resolution No. 194-97.
7. Elections Department recommending approval of the results of the votes cast in the Special Election held on August 5, 1997, for the West El Largo Community Services District. 11543
RECOMMENDED ACTION: Approve.
8. Sheriff's Department recommending Chief Administrative Officer be authorized to sign the Federal Annual Certification Report as the Board's designee. 12226
RECOMMENDED ACTION: Approve.
9. Agriculture Commission advising that it has no recommendation regarding El Dorado County being declared the home of the "Yotee". 12147
RECOMMENDED ACTION: Receive and file.

10. Treasurer/Tax Collector recommending Resolution rescinding the 1987 tax sale of property (APN 034-183-01-100) to the California Tahoe Conservancy. **12227**
RECOMMENDED ACTION: Adopt Resolution No. 195-97.
11. Transportation Department recommending Board consider request of Sue Demidoff, owner of The Gables LLC, for a waiver of traffic impact mitigation (TIM) fees in the amount of \$1,300. **12142**
RECOMMENDED ACTION: Reduce fees to \$833.
12. Transportation Department recommending summary vacation (AOE 97-009) of a variety of road and public utility easements in the Eastwood Park Subdivision; and authorization to record Certificates of Correction. **11940**
RECOMMENDED ACTION: Adopt Resolution Nos. 196-97, 197-97 and 198-97.
13. Transportation Department recommending summary vacation (AOE 97-016) of utility easement lying along the rear 10' of the property line (APN 110-232-02) requested by Robert Johnson and Shelley Barnaby; and authorization to record Certificate of Correction. **11940**
RECOMMENDED ACTION: Adopt Resolution No. 199-97.
14. Transportation Department recommending Plans and Specifications for Latrobe Road Intersection Improvements at Investment Boulevard and Golden Foothill Parkway (Contract No. 72338) for bids to be opened September 11, 1997, at 2:00 p.m. **12228**
RECOMMENDED ACTION: Approve, and authorize Chairman to sign.
15. Transportation Department recommending pursuant to Public Contract Code Section 22050 Board determine need to continue action taken in Resolution No. 12-97 adopted January 14, 1997, authorizing letting of contract without bidding process. **12002**
RECOMMENDED ACTION: Approve.
16. Planning Department recommending Final Map for Village D-1 of Unit 4 in the El Dorado Hills Area; and Subdivision Improvement Agreement with Serrano Partners, Agreement on Conditions for Acceptance of Roads and Agreement on Conditions for Acceptance of Drainage Easements with El Dorado Hills Development Company. (Continued 8/5/97, Item 10) **7135**
RECOMMENDED ACTION: Approve, and authorize Chairman to sign.

17. Planning Department recommending Final Map for Cameron Woods, Unit No. 5 in the Cameron Park Area; Agreement to Make Subdivision Improvements with Darol B. Rasmussen; and Unconditional Waiver and Release Upon Progress Payment letters which cover the prime contractor, subcontractors, and material suppliers.

11507

RECOMMENDED ACTION: Approve, authorize Chairman to sign, and accept and record Unconditional Waiver and Release.

18. Risk Management recommending Amendment to Group Benefit Agreement with FHP, Inc.

10895

RECOMMENDED ACTION: Authorize Chairman to sign.

19. Supervisor Upton recommending County building permit fees collected for APNs 081-131-13 and 034-161-41 at South Lake Tahoe be credited toward future building permit fees on another parcel. (Continued 8/12/97, Item 29)

12204

RECOMMENDED ACTION: Authorize refund of County building permit fees for APN 081-131-13 in the amount of \$515.00 (50% of total), and for APN 034-161-41 in the amount of \$726.76 (50% of total); in addition, if the owner chooses to use either or both of the sets of plans on future construction on another parcel, the plan check fee one time only (for each set of plans) will be billed at \$30 per hour for actual time spent performing plan check services; and, beyond a single time, normal plan check fees for these plans will be charged.

BOARD ACTION - Consent Calendar items approved as recommended; and Department Matter 50 added to the Consent Calendar and approved as part of same. UNNuS 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. Adoption of Ordinance for mileage expense reimbursement for members of the Grand Jury. (Introduced 8/12/97, Item 18)

12219

BOARD ACTION - ORDINANCE NO. 4462 adopted. UNNuS B(a)

51. Supervisor Nutting recommending Resolution opposing Assembly Bills 488 and 23 and Senate Bill 500 pertaining to firearms.

12229

BOARD ACTION - RESOLUTION NO. 200-97 adopted as modified.

NuSU N(n)B(a)

TIME ALLOCATIONS - 10:00 A.M.

60. Transportation Department recommendation regarding award of construction contract for the Wildwood Way Bridge Replacement Project (JN 48561). (Continued 8/12/97, Item 52) **12/67**

BOARD ACTION - Construction contract awarded to the lowest bidder, Answell Construction, in the amount of \$554,790.00.
NuUNS B(a)

61. Transportation Department recommending Board receive a project status report on the El Dorado Hills Boulevard/US 50 Interchange Project and provide staff guidance on the ongoing planning effort, and approve staff recommendations for changes in the work program. **11/211**

BOARD ACTION - Department of Transportation staff requested to bring the matter back to the Board in approximately two months after conducting a series of informal meetings with affected parties to identify a preferred alternative, and the Director of Transportation was authorized to expend up to \$10,000 of Transportation Impact Mitigation (TIM) Fees or other road funds to engage a mediator in an effort to reach an effective level of communication.
NUNuS B(a)

Board of Supervisors to recess and convene as the Air Pollution Control Board to consider the following:

70. Environmental Management Department recommending Letter of Intent to participate in the Mow Down Air Pollution 1998 Program, and contribution of \$2,500 to said Program conducted by Sacramento Metropolitan Air Quality Management District and its partner agencies. (Continued 8/5/97, Item 53) **12/211**

BOARD ACTION - Board accepted the Environmental Management Department's withdrawal of the item from the Agenda.

NUNuS B(a)

Adjournment of the Air Pollution Control Board and Board of Supervisors to reconvene.

COMMITTEE REPORTS

Water Agency Meeting (refer to separate agenda)

LUNCH RECESS

TIME ALLOCATIONS - 2:00 P.M.

80. Hearing to consider rezoning (Z97-02) of 3.159 acres in the Barnett Business Park Area from COP-DC, Professional Office Commercial-Design Control to CG-DC, General Commercial-Design Control, petitioned by KFRD Investments (District I) **12230**
BOARD ACTION - Board adopted the Negative Declaration as prepared; and waived reading, read by title only, and adopted ORDINANCE NO. 4463 approving the rezoning; based on the findings of the Planning Commission on 7-24-97 and subject to the recording of a Notice of Restriction proposed by the Planning Commission (Planning Department staff advised said Notice was recorded earlier this date). UNuNS B(a)
81. Hearing to consider the following petitioned by Jeffrey Marsh (Agent: Carlton Engineering) **12231**
a. Rezoning (Z97-04) of 41.15 acres in the Gold Hill Area from RA-40, Estate Agricultural Forty-acre to RE-10, Estate Residential Ten-acre; and
b. Appeal on denial of Tentative Parcel Map 97-03 creating 3 parcels with design waivers on said 41.15 acres.
BOARD ACTION - Rezoning and Appeal denied. USNu N(n)B(a)
82. Hearing to consider abatement of abandoned vehicles located on property at 2820 Alder Drive, Cedar Grove. (Continued **12193**
7/22/97, Item 70)
BOARD ACTION - Public hearing continued to September 9, 1997, at 2:00 p.m. (to be the first item heard at 2:00 p.m. that date) to allow the exercise of courses of action described by County Counsel this date. NUNuS B(a)

TIME ALLOCATION - 3:00 P.M.

83. Deliberation and action on Appeals heard August 5, 1997, on Special Use Permit S96-26 which would allow the construction of a landfill gas collection system, flare station, and electric generation facility on 208.6 acres in the Diamond Springs/El Dorado Area, Applicant: Minnesota Methane LLC (District II): 12215

a. Appeal submitted by Patrick Frost on approval of the negative declaration and Condition 15; and

b. Appeal submitted by Steven Proe, et al Neighbors/Citizens of CA on approval of the Special Use Permit. (Public hearing closed with public record held open 8/5/97, Item 82.)

BOARD ACTION -Appeals denied based on the findings of the Planning Commission. NNuSU B(a)

ADJOURNMENT

APPROVED:



WALTER L. SHULTZ

ATTEST:



Dixie L. Foote, Clerk of the Board

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

August 19, 1997

8:00 A.M.

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

CLOSED SESSIONS

Conference with legal counsel, pursuant to Government Code Section 54956.9, regarding existing litigation: Proceeding by State Mining and Geology Board re: lead agency status. (No action reported.) ✓

Conference with legal counsel regarding anticipated litigation, pursuant to Government Code Section 54956.9(b), significant exposure to litigation: Weber Creek Mine Reclamation Plan. (No action reported.) ✓

Conference with legal counsel regarding anticipated litigation, pursuant to Government Code Section 54956.9(c), initiation of litigation: one (1) potential case. (No action reported.) ✓