

C O N F O R M E D A G E N D A

Regular Meeting of the Board of Supervisors  
El Dorado County, California

Tuesday, February 24, 1998

BOARD OF SUPERVISORS MEETING ROOM

330 Fair Lane, Building A

Placerville, California

530 621-5390

FAX 622-3645

<http://co.el-dorado.ca.us/bos>

JOHN E. UPTON

Chairman

Fifth District

J. MARK NIELSEN

1<sup>st</sup> Vice Chairman

Third District

RAYMOND J. NUTTING

2<sup>nd</sup> Vice Chairman

Second District

WILLIAM S. BRADLEY

First District

WALTER L. SHULTZ

Fourth District

Clerk of the Board

Dixie L. Foote

Chief Administrative Officer

Michael B. Hanford

County Counsel

Louis B. Green

*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 speaking for 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.*

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HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE  
INQUIRE WITHIN THE BOARD OF SUPERVISORS OFFICE  
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8:00 A.M. - CALL TO ORDER, ADOPTION OF AGENDA AND CLOSED SESSIONS

9:00 A.M. - OPEN SESSION

PLEDGE OF ALLEGIANCE TO THE FLAG

INVOCATION

**CONSENT CALENDAR:** Determination of matters to be added to or removed from the Consent Calendar and Board action on the Consent Calendar. Consent Calendar matters not approved in the omnibus Consent Calendar approval will be taken up at a time determined by the Chairman.

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of February 10, 1998. ✓

RECOMMENDED ACTION: Approve.

2. Release of Liens (2). 12350

RECOMMENDED ACTION: Authorize Chairman to sign.

BNuNSU

3. Assessment Roll Changes. 12402

RECOMMENDED ACTION: Authorize Chairman to sign.

4. Public Health Department recommending letters of appreciation for generosity of unsolicited contributions to the Animal Control Division. 12235

RECOMMENDED ACTION: Authorize Chairman to sign.

5. Community Services Department recommending Agreement with County of Santa Cruz for participation in and receipt of federal reimbursement for Targeted Case Management Services. 12404

RECOMMENDED ACTION: Authorize Chairman to execute said Agreement and Director of said Department to execute related documents or amendments.

6. Community Services Department recommending 1997-98 Area Plan Budget Revision No. 1 for submission to the State Department of Aging. 11780

RECOMMENDED ACTION: Receive and file.

7. General Services Department recommending Agreement (No. 266-S9811) with International Law Enforcement Training & Consulting Inc. in an amount not to exceed \$18,125 for a term to expire June 30, 1998 for officer safety/survival and advanced SWAT training for the Sheriff's Department. 11729

RECOMMENDED ACTION: Authorize Chairman to sign.

8. General Services Director requesting Auditor/Controller be directed to release \$2,500 to City of Placerville for construction of public restroom facilities in downtown Placerville. *12045*  
RECOMMENDED ACTION: Approve.
9. Probation Department recommending Resolution authorizing an application to the Board of Corrections for funding from the Violent Offender Incarceration Grant Program in the amount of \$1,462,920, matched by \$359,029 from the County's Criminal Justice Construction Trust Fund for 12 new custody beds to the existing Juvenile Hall. *12285*  
RECOMMENDED ACTION: Adopt Resolution No. 024-98.
10. Recorder-Clerk recommending Budget Transfer No. 1826 transferring \$1,000 from Trust Fund to Estimated Revenue (Travel and Transportation) for the Recorder-Clerk to speak as requested by the State Department of Vital Statistics Division. (4/5 vote required) *12351*  
RECOMMENDED ACTION: Approve.
11. Elections Department recommending Resolution superseding Resolution No. 33-97 amending the disclosure categories for designated employees for the 1998 Conflict of Interest Code. *10823*  
RECOMMENDED ACTION: Adopt Resolution No. 025-98.
12. Elections Department recommending Resolution consolidating local elections with the upcoming statewide election to be held June 2, 1998. *11230*  
RECOMMENDED ACTION: Adopt Resolution No. 026-98.
13. Transportation Department recommending Purchase and Sale Agreement with Kathryn B. Keith in the amount of \$12,000 for APN 327-210-141 and Certificate of Acceptance for property acquisition for the Missouri Flat Road Widening Project, Phase II. *9555*  
RECOMMENDED ACTION: Authorize Chairman to sign.

14. Transportation Department recommending Purchase and Sale Agreement with Frederick J. Wentz Sr. and Ethel E. Wentz in the amount of \$13,250 for APN 327-210-051 and Certificate of Acceptance for property acquisition for the Missouri Flat Road Widening Project, Phase II. **9555**  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
15. Transportation Department recommending Resolution authorizing Chairman to sign Program Supplement No. 005-M to Agency-State Agreement (No. 03-5925) for restoration of Green Valley Road adjacent to 7227 damaged during the December 28, 1996 disaster. **12403**  
**RECOMMENDED ACTION:** Adopt Resolution No. 027-98.
16. Transportation Department (DOT) recommending a Reciprocal Ingress-Egress Easement with El Dorado Hills Investors, Ltd. and Big O Development, Inc. and Certificate of Acceptance fulfilling a condition of the purchase of the property upon which the Multi-Modal Transfer Facility is located. **10459**  
**RECOMMENDED ACTION:** Authorize Chairman to sign. Continued to March 3, 1998.
17. Planning Department submitting Planned Development (PD97-04) for 10 commercial lots in the Diamond Springs/El Dorado area, Applicant: Allan Lindsey (Missouri Flat Venture). (District III) **12425**  
**RECOMMENDED ACTION:** Receive and file. Continued to March 3, 1998.
18. Planning Department submitting Planned Development (PD96-01R) for Village D1, Lot A, to accommodate standard single-family amenities on smaller lots ranging in size from 4,750 to 5,700 square feet in the El Dorado Hills area, Applicant: Serrano Partners. (District I) **12405**  
**RECOMMENDED ACTION:** Receive and file.
19. Planning Department submitting Planned Development (PD91-06R) for Village A in the El Dorado Hills area. (District I) **7135**  
**RECOMMENDED ACTION:** Receive and file.

20. Planning Department recommending Cost Reimbursement Agreement with RCR Investments requiring RCR to pay \$17,000 to the County Water Agency toward the cost of the now completed Economic Feasibility Study for the El Dorado County Ecological Preserves (Final Report) as required by the mitigation measures for Tentative Subdivision Map (TM 96-1319). **11958**  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
21. County Counsel recommending acceptance of the voluntary acquisition of a road easement from Dallas L. Self and Laura M. Self, Trustees and Richard L. Self for the Diamond Springs Material Recovery Facility. **9784**  
**RECOMMENDED ACTION:** Authorize Chairman to execute all real estate transfer and acceptance documents.
22. County Counsel recommending Board adopt findings and reaffirm its approval of contracts with Remy, Thomas and Moose; HDR Engineering, Inc.; Economic & Planning Systems, Inc.; and Resource Management International, Inc.; and adopt interpretation policy that no additional economic and feasible findings are necessary for contracts in which there is no net County cost and County is reimbursed from a third-party source. (Continued 2/3/98, item 23) **12370**  
**RECOMMENDED ACTION:** Continue off calendar (recommendation of County Counsel on 2/24/98).
23. Human Resources Department recommending Resolution amending Personnel Allocation Resolution No. 230-97 deleting one Public Health Laboratory Tech I/II position and adding one Public Health Microbiologist position; and Job Specification, Salary Range and Bargaining Unit for same. **12406**  
**RECOMMENDED ACTION:** Adopt Resolution No. 028-98.
24. Human Resources Department recommending Resolution amending Personnel Allocation Resolution No. 230-97 reclassifying personnel in the Sheriff's Department effective the first full pay period following Board approval. (Continued 2/10/98, Item 8) **12368**  
**RECOMMENDED ACTION:** Remove from Agenda at the request of Human Resources Department.

25. Supervisor Upton recommending Chairman be authorized to sign ballot argument and/or rebuttal against Measure A. **12407**  
**RECOMMENDED ACTION:** Approve. NSNuU B(n)

26. Chief Administrative Officer (CAO) recommendations on proposed amendments to the following sections of the County Charter (Referred 1/27/98, Item 53): **10721**

(1) Section 210.a(3) regarding appointment and terms of members of County boards and commissions and the Court Executive Officer, or successor position(s): CAO recommends approval of language set forth in County Counsel's memorandum to the Board regarding same dated February 17, 1998.

(2) Section 210.a(10) regarding financial participation in organizations paid by the County for its officers and employees: CAO recommends no change in the existing language but, rather, recommends he be directed to bring back to the Board a proposed policy dealing with the matter.

(3) Section 210.b(6) regarding the County entering into contracts for the performance of work by independent contractors: CAO recommends action of the Board be deferred until March 10, 1998.

**RECOMMENDED ACTION:** Approve recommendations of the CAO. Board approved recommendations of the CAO, modifying the deferral date for recommendation (3) to **March 3, 1998.** NuNBSU

**BOARD ACTION** - Consent Calendar items approved as recommended with the exception of items 16 and 17 and modification of items 22 and 26 as noted. NuSBNU

**END CONSENT CALENDAR**

**OPEN FORUM** (Public comments during Open Forum are limited to three minutes per person.)

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. Supervisor Shultz requesting the Board revisit County bidding **12258**  
and purchasing procedures for meat, poultry and fish.  
(Continued 2/10/98, Item 52)  
**BOARD ACTION** - Having approved the request for reconsideration, the Board continued the matter off calendar and requested Mr. Tom Metzger to submit in writing a specific outline of protocols he is proposing to the Director of General Services who, upon receipt and review of same, will bring the matter back to the Board. NSU B(n)Nu(n)
51. Placerville Downtown Revitalization Committee advising of **12408**  
establishment of a **Property and Business Improvement District**;  
and requesting consideration of proposed assessments on County owned buildings (District Attorney's Office, Superior Court, Public Defender's Office, and Chamber of Commerce) in same.  
**BOARD ACTION** - Board cast its ballot in favor of the proposed assessment of \$8311 annually for five years on County owned buildings in said District. NUBNuS
52. Planning Department submitting Planned Development (PD97-06) **12388**  
for the expansion of the **Lucky Supermarket** in the Missouri Flat area, Applicant: HPBA II-Placerville Associates, LLC.  
(District III) (Continued 2/10/98, Item 50)  
**BOARD ACTION** - Continued to March 10, 1998. NNUBSU
53. Transportation Department recommendations for award of **12397**  
construction contract for **Intersection Improvements at Green Valley Road and Francisco Drive** with Road and Utility Improvements on Green Valley Road. (Continued 2/10/98, Item 51)  
**BOARD ACTION** - Continued to March 3, 1998. BSNuNU

54. Board consideration of adoption of an Urgency Ordinance dealing with substantive issues related to the River Management Plan. (Continued 2/10/98, Item 60) **9638**  
 BOARD ACTION - Continued off calendar, i.e., no action this date and no action anticipated unless brought back to the Board. NuBNSU

55. Administration (CAO) recommending the following pertaining to the 1997/98 Mid-Year Budget Report: **12409**

(1) Receive and file said Report on the Expenditure and Revenue Projections made at the mid-point of 1997/98 fiscal year; **12409**

(2) Adopt Budget Transfer No. 1827 moving funds from employee benefits budget to cover costs associated with salary equity adjustments and cost-of-living salary increases for General Fund departments and adjusting for unemployment insurance; **12351**

(3) Instruct Auditor/Controller to effectuate Budget Transfer No. 1828 returning to departments 25% of savings in last year's Net Cost Allocation Fund Balances with the continuation of previous guidelines indicating such funds must be utilized within a two year time frame for non-recurring expenses or be returned to the General Fund; **12351**

(4) Adopt Budget Calendar for fiscal year 1998/99; **12409**

(5) Request District Attorney, Probation, and Sheriff Departments return to the Board with further budget status reports in April 1998 to review continuing issues affecting those departments; and **12409**

(6) Adopt goals for the Board of Supervisors, pursuant to Charter provisions. **12409**

BOARD ACTION - Board approved the recommendations of the CAO as modified this date to amend Budget Transfer No. 1828 to delete the Building Department from same. NBNuSU



- 56. Supervisor Nutting submitting request of Ross Toliver, Agent **12410** for Armida Frias, for discussion and issuance of Certificate of Compliance for APN 077-021-23.  
 BOARD ACTION - Continued to March 17, 1998 (to allow the District Supervisor to "walk the property" with the applicant and Fire Department personnel). SNBNuU

57. (Refer Agenda Addendum attached.)

**TIME ALLOCATION - 9:00 A.M.**

- 60. Hearing to determine the party or parties of interest entitled **12384** to the excess proceeds from tax deeded land sale (APN 009-330-0710) on November 1, 1996 (Tax Sale No. 85, Default 31522).  
 BOARD ACTION - Board approved County Counsel's recommendation that the entire amount of the excess proceeds be distributed to the County of El Dorado, and that distribution be withheld for a period of 90 days from the date of the decision of the Board of Supervisors and if no judicial review has been commenced by that time, the excess be paid over by the Auditor-Controller. NNuBSU

**TIME ALLOCATION - 10:00 A.M.**

- 61. Supervisor Upton recommending Resolution establishing a Local **12411** Child Care and Development Planning Council in partnership with the County Superintendent of Schools; and recommending advertisement of membership vacancies on same.  
 BOARD ACTION - RESOLUTION NO. 29-98 adopted. UBNuNS

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

- 62. Hearing to consider adoption of Resolution forming Cameron **12412** Valley Zone of Benefit (CSA 9, Zone 92) to provide drainage improvement and maintenance services.  
 BOARD ACTION - RESOLUTION NO. 30-98 adopted. SBNuNU

9415

63. Hearing to consider adoption of the following:

a. Resolution No. 202-96 amending Transportation Impact Fee for the State System's Capacity and Interchanges;  
BOARD ACTION - RESOLUTION NO. 31-98 adopted. BNNuSU

b. Resolution No. 201-96 amending the West Slope Area of Benefit Traffic Impact Fees;  
BOARD ACTION - RESOLUTION NO. 32-98 adopted. BNNuSU

c. Resolution No. 175-96 amending El Dorado Hills/Salmon Falls Area Road Impact Fees.  
BOARD ACTION - RESOLUTION NO. 33-98 adopted. BNNuSU

COMMITTEE REPORTS

LUNCH RECESS

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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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## TIME ALLOCATIONS - 2:00 P.M.

80. Hearing to consider the following petition (WAC 97-05/Z97-18) **12413**  
submitted by Charles B. Mitchell for property in the South  
County Area (District II):

a. Resolution establishing Agricultural Preserve No. 272  
consisting of 39.610 acres (APN 094-010-16);

b. Ordinance rezoning said property from RA-40, Residential  
Agricultural Forty-acre Zone to AE, Exclusive Agricultural  
Zone.

**BOARD ACTION** - Board certified the project is Categorically  
Exempt pursuant to Section 15317 of the California  
Environmental Quality Act (CEQA) Guidelines; adopted  
**RESOLUTION NO. 34-98** establishing Agricultural Preserve No.  
272; and waived reading, read by title only, and adopted  
**ORDINANCE NO. 4483** approving the petitioned rezoning; based on  
the findings of the Planning Commission on 1/22/98. NuSBNU

81. Hearing to consider rezoning (Z97-15) of 20 acres in the **12414**  
Cameron Park Area from RE-10, Estate Residential Ten-acre zone  
to R2, Limited Multifamily Residential Zone, petitioned by  
Kenneth Brown, et al. (District III) (Hearing to be continued  
to March 10, 1998, pursuant to Board action on 2/10/98.)  
**BOARD ACTION** - Hearing continued to 2:00 p.m. on March 17,  
1998, and staff requested to make appropriate notification to  
those present when the Board acted on this matter on February  
10, 1998. NSNuU B(n)

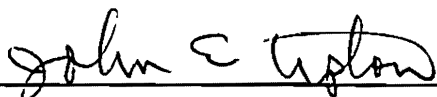
82. Hearing to consider the Development Agreement (Ordinance) for the Carson Creek Specific Plan in the El Dorado Hills Area. (District I) 11281


**BOARD ACTION** - Board found that the final Environmental Impact Report (EIR) for the Carson Creek Specific Plan is adequate for said Development Agreement; and waived reading, read by title only and adopted **ORDINANCE NO. 4484** adopting the Development Agreement with corrections and additions on pages 2 and 5 of same, respectively; based on the findings of the Planning Commission on 1/22/98. NNuSU B(n)

**ADJOURNMENT**

APPROVED:

ATTEST:

  
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JOHN E. UPTON, Chairman

  
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Dixie L. Foote, Clerk of the Board

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

February 24, 1998

8:00 A.M.

CLOSED SESSION pursuant to Government Code cited:

Anticipated litigation pursuant to Government Code Section 54956.9(b) regarding significant exposure to litigation relating to a potential methane gas collection project. ✓  
No action reported.

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

Regular Meeting of the Board of Supervisors

February 24, 1998

8:00 A.M.

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

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DEPARTMENT MATTERS

57. Adoption of Urgency Ordinance amending Section 10.12.184 of the County Ordinance Code relating to parking in the Lake Tahoe Watershed Area during snow conditions. **12315**  
BOARD ACTION - ORDINANCE NO. 4482 adopted. NUBNuU