

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, December 8, 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
1st Vice Chairman
Third District

RAYMOND J. NUTTING
2nd Vice Chairman
Second District
nutting@inforum.net

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.

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE
INQUIRE WITHIN THE BOARD OF SUPERVISORS OFFICE

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 November 24, 1998.
RECOMMENDED ACTION: Approve.
2. Assessment Roll Changes (on file with Clerk).
RECOMMENDED ACTION: Authorize Chairman to sign.
3. Public Health Department recommending Budget Transfer 2161 increasing Estimated Revenue by \$7,522 for the El Dorado County Emergency Medical Services (EMS) Agency Program Coordination Coalition. (4/5 vote required)
RECOMMENDED ACTION: Approve.
4. Community Services Department recommending Budget Transfer increasing Estimated Revenue by \$92,500 for the Greenwood Community Center Construction Project grant and two Planning and Technical Assistance grants. (4/5 vote required)
RECOMMENDED ACTION: Approve.
5. Community Services Department recommending 1998/99 Area Plan Update.
RECOMMENDED ACTION: Authorize Chairman to sign transmittal letters for submission to State Department of Aging.
6. General Services Department recommending award of Bid 760-021 for grader blades for the Department of Transportation.
RECOMMENDED ACTION: Award to the low bidder, Fresno Wire Rope and Rigging of Fresno, and authorize purchase order in the amount of \$20,800 including applicable sales tax.

7. General Services Department recommending procurement of proprietary mainframe software to be used by Information Services.
RECOMMENDED ACTION: Authorize blanket purchase order to Platinum Technology Inc., of Oakbrook, Illinois in the amount of \$103,689 including applicable sales tax.
8. General Services Department recommending Agreement 191-D9911 with Joseph Thomas Janczyk, dba Empire Economics in an amount not to exceed \$16,000 for a term to expire March 31, 1999, to update the Market and Absorption and Water Studies for the El Dorado Hills Community Facilities District.
RECOMMENDED ACTION: Authorize Chairman to sign.
9. General Services Department recommending Agreement 054-S9911 with County of Del Norte in an amount not to exceed \$62,360 for a term to expire June 30, 1999 to provide housing at the Bar-O-Boys Ranch for juvenile court wards on an "as needed" basis for the Probation Department.
RECOMMENDED ACTION: Authorize Chairman to sign.
10. General Services Department recommending Agreement 149-S9911 with Judith V. Brown, dba Tahoe Manor Guest Home in an amount not to exceed \$20,500 for the term July 1, 1998 through June 30, 1999 for supplemental residential care services for mentally disordered adults on an "as requested" basis for Department of Mental Health.
RECOMMENDED ACTION: Authorize Chairman to sign.
11. General Services Department recommending Amendment 001 to Agreement 082-S9910 with Barry and Randolph in an amount not to exceed \$70,000 for a term to expire July 31, 2000 for discrimination complaint and sexual harassment investigative services on an "as needed" basis for the Human Resources Department.
RECOMMENDED ACTION: Authorize Chairman to sign.

12. General Services Department recommending Agreement 086-S9911 with Amado and Carmelita Santos, dba St. Mary's Home and New Horizons Guest Home in an amount not to exceed \$60,000 for the term July 1, 1998 through June 30, 1999 for residential care services for mentally disordered adults on an "as requested" basis for the Department of Mental Health.
RECOMMENDED ACTION: Authorize Chairman to sign.
13. Treasurer/Tax Collector recommending Resolution approving the sale of property, as outlined in same, that has been tax-defaulted for five or more years.
RECOMMENDED ACTION: Adopt Resolution 294-98.
14. Treasurer/Tax Collector recommending amendment to the Investment Policy.
RECOMMENDED ACTION: Approve.
15. Transportation Department recommending Purchase and Sale Agreement with N. Bruce Ashwill and Barbara A. Ashwill in the amount of \$18,600 for right of way for the Green Valley Road Widening Project 72124.
RECOMMENDED ACTION: Authorize Chairman to sign Agreement and Certificate of Acceptance.
16. Planning Department recommending final map for Bass Lake Village, Unit B, Large Lot Map, (TM96-1322) creating 7 lots for financing purposes in the El Dorado Hills Area, Applicant: Prospect Properties.
RECOMMENDED ACTION: Approve.
17. Planning Department recommending final map for Bass Lake Village, Unit A (TM84-0193) creating two large lots corresponding with the approved phasing plan in the El Dorado Hills Area, Applicant: Prospect Properties, Inc.
RECOMMENDED ACTION: Approve.

18. County Counsel submitting for introduction an Ordinance amending Section 2.12.04 of Chapter 2 of Title 2 of the Ordinance Code regarding eligibility criteria for Treasurer/Tax Collector candidates and appointees.
RECOMMENDED ACTION: Waive reading, read by title only, and continue to December 15, 1998 for adoption.
19. Chief Administrative Officer recommending Group Medical and Hospital Service Agreement with Kaiser Foundation Health Plan, Inc.
RECOMMENDED ACTION: Authorize Chairman to sign.
20. Supervisor Nutting requesting the Board determine Don and Beverly Boriolo's covered deck/laundry room (APN 094-210-15) is a legal non-conforming structure.
RECOMMENDED ACTION: Approve.
21. Supervisor Nielsen recommending approval, in principle, of possible placement of a Veteran's Memorial site, facility, or project on County property.
RECOMMENDED ACTION: Approve, and authorize General Services Director to work in concert with Veteran's Service Officer and Rich Buchanan, or his designee, toward bringing a recommendation to the Board for further action as appropriate.
22. Clerk of the Board of Supervisors submitting proposed schedule of Board of Supervisors meetings in 1999 in accordance with past practice.
RECOMMENDED ACTION: Approve.
23. Releases of Lien (on file with Clerk).
RECOMMENDED ACTION: Authorize Chairman to sign.
24. County Service Areas (CSAs) Nos. 003 and 007 consideration of Budget Transfer 2163 decreasing Estimated Revenue and Appropriations and increasing CSA 007 Contingency by \$11,425 to reflect the reduction of the Fiscal Technician position from a 1.0 FTE to a .67 FTE. (4/5 vote required)
RECOMMENDED ACTION: Approve. SBNU

25. County Service Area No. 007 consideration of Budget Transfer 2164 transferring \$146,789 from Contingency to the El Dorado County Regional Prehospital Emergency Services Operations Authority to establish a reserve account to cover unfunded liabilities as of December 31, 1996. (4/5 vote required)
RECOMMENDED ACTION: Approve. BSNuNU

26. County Service Area No. 010 consideration of Amendment to Retainer Agreement with Bruen and Gordon increasing maximum amount to \$320,000 for legal support in solid and hazardous waste management.
RECOMMENDED ACTION: Authorize Chairman to sign.

27. (Refer Agenda Addendum No. 1 attached.)

28. (Refer Agenda Addendum No. 1 attached.)

BOARD ACTION - Consent Calendar approved with items 24 and 25 acted upon separately; and Department Matter 52 added to the Consent Calendar and approved. NBNuSU

END CONSENT CALENDAR

PRESENTATION by the Christmas Tree Growers Association.

OPEN FORUM

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. Community Services Department submitting County Commission on Aging recommendation for implementation of a one year pilot project, to be known as the El Dorado County Senior Citizen Property Tax Work-Off Program, enabling senior property owners to volunteer time and expertise within County government and receive credit against their property tax liability.
BOARD ACTION - Chief Administrative Officer, in consultation with County Counsel, requested to report back on **January 26, 1999**, with an analysis, along with commentary from the County Auditor-Controller and Treasurer-Tax Collector as to any impacts on their offices. SBNU
51. General Services Department reporting and requesting direction on the process to select a development team for the design/build/financing of the proposed new Criminal Justice Facilities. (Continued 11/10/98, Item 50)
BOARD ACTION - As recommended by the General Services Director in memorandum dated 12/3/98, the Board selected the development team of All Star Investments, LLC, in association with Nacht & Lewis Architects, J.R. Roberts Corporation, and the SGS Group, to provide for design, construction and financing of an approximate 50,000 square-foot courthouse and a Sheriff's Headquarters Facility to be constructed on the site adjacent to the County Jail; and staff directed to, in consultation with the Courts, enter into negotiations with All Star Investments, LLC, and bring results back to the Board for approval. NNUBSU
52. General Services Department recommending Agreement 163-S9911 with Court Appointed Special Advocate (CASA) for services for neglected and abused children at a cost not to exceed \$55,328 for term ending June 30, 1999. (Continued 11/24/98, Item 13)
BOARD ACTION - Approved. NBNU

53. General Services Department recommending the Board favorably consider accepting the offer of property adjacent to Shingle Springs Park and agree to rename the park Bradford Park upon acceptance of the property. (Continued 11/10/98, Item 51)
BOARD ACTION - As recommended by the Director of General Services, the Board expressed support on a conceptual basis given the resolution of the issues and the commitment of the homeowners association to the project. NUNBSU
54. Adoption of Ordinance implementing amendments to Government Code Section 26945 regarding the qualifications of the County Auditor. (Introduced 11/24/98, Item 39)
BOARD ACTION - Board waived reading, read by title only, and adopted ORDINANCE NO. 4515. NNUBSU
55. Supervisor Shultz recommending review and discussion of the County Abandoned Vehicle Abatement Program as requested by Steven Neal Thomas.
BOARD ACTION - Continued to January 1999; to be brought back after receiving Mr. Thomas' concerns in writing and County Counsel having an opportunity to review same. SNUBNU
56. (Refer Agenda Addendum No. 1 attached.)

TIME ALLOCATION - 10:00 A.M.

70. Year 2000 (Y2K) Committee reporting on current status of efforts to ensure El Dorado County will be compliant in accordance with Y2K standards.
BOARD ACTION - No action taken.

TIME ALLOCATION - 10:30 A.M.

71. Chief Administrative Officer recommending the following for the Public Outreach-General Plan Review Process:

- a. Receive findings and draft plan as presented by Marty Boyer, Communication Advantage;
- b. Direct this matter be returned to the Board on January 26, 1999;
- c. Direct staff and Ms. Boyer to develop a specific proposal as to time-lines and strategies to be employed in accomplishing the recommended goals, reaching necessary target audiences, and communicating key messages during the General Plan update process.

BOARD ACTION - Approved.

SNuNU B(a)

TIME ALLOCATIONS - 2:00 P.M.

80. Hearing to consider petition submitted by Larry Morales to rezone (Z98-12) 400.99 acres APNs 092-021-42, 092-520-01, 092-030-14, -15, and -16 in the Somerset/Fairplay Area from RA-40, Residential Agricultural Forty-acre zone and RA-80, Residential Agricultural Eighty-acre zone to AE, Exclusive Agricultural zone, establishing a new agricultural preserve (WAC98-05); and to rezone APNs 092-040-15, -17, -18, -19, -22, -24, -29, -32, -52 and -57 from RE-5, Estate Residential Five-acre zone, RA-20, Residential Agricultural Twenty-acre zone, and RA-40, Residential Agricultural Forty-acre zone to AE, Exclusive Agricultural zone, and add said properties to existing Agricultural Preserve 226 to total approximately 658.28 acres.

BOARD ACTION - Board certified the project is Categorical Exempt pursuant to Section 15317 of California Environmental Quality Act (CEQA) Guidelines; waived reading, read by title only, and adopted ORDINANCE NO. 4516 rezoning the properties as proposed; adopted RESOLUTION NO. 296-98 establishing Agricultural Preserve 275; and adopted RESOLUTION NO. 297-98 adding approximately 500.18 acres to Agricultural Preserve 226.

NuBNSU

81. Board of Supervisors to take final action on the following:
(Continued 11/24/98, Item 80)

a. Environmental Impact Report (EIR) for the Missouri Flat Area Master Circulation and Funding Plan (MC&FP);

b. General Plan Amendment A98-07, amending the table in General Plan Policy 3.5.1.6;

c. EIR, Planned Development PD97-12, and Development Agreement DA98-02 for El Dorado Villages Shopping Center; and

d. EIR, Zoning Boundary Amendment Z97-22, Planned Development PD97-17, Development Agreement DA98-01, and Tentative Parcel Map 97-17 for Sundance Plaza.

BOARD ACTION - Condition approved by the Board on November 24, 1998, was modified to designate the General Services Director as the "lead", in consultation with the El Dorado County Pioneer Cemeteries Association and El Dorado County Cultural Resources Preservation Commission, in the matter of impacts on cemeteries.

NuSBNU

Hearing closed and final action on recommendations "a" through "d" continued to December 15, 1998, for County Counsel's preparation of final language for conditions and findings in accordance with his memorandum to the Board regarding same dated 12/4/98; and for agendizing the matter of direction to staff to conduct another comprehensive review of the Traffic Impact Mitigation (TIM) Fee program in light of passage of Measure Y.

NSNuU B(n)

82. Hearing to consider the following for the Valley View Specific Plan:
- a. Environmental Impact Report;
 - b. Amendment of General Plan designation (AZ98-01) from LDR, Low-Density Residential Zone, HDR, High-Density Residential Zone, R&D, Research and Development Zone, and MFR, Multi-Family Residential Zone to AP, Adopted Plan;
 - c. Amendment of General Plan to Policy 4.2.1.1;
 - d. Rezoning from RE-10, Estate Residential Ten-acre zone, R2-PD, Limited Multi-Family Residential-Planned Development Zone, RM, Multi-Family Residential Zone, and R&D, Research and Development Zone to ER-LL, Estate Residential-Large Lot, ER-1, Estate Residential-1 Unit/Acre, ER-2, Estate Residential-2 Units/Acre, SFR, Single Family Residential, MFR, Multi-Family Residential, CR, Core Residential, VC, Village Center, MU, Mixed Use, MOS, Multi-Use Open Space, OS, Open Space, and SCH, School Site (MOS District) as reflected in the Valley View Specific Plan;
 - e. Specific Plan and Development Standards; and
 - f. Development Agreement and Public Facilities and Services Plan.

BOARD ACTION - Incorporating Chairman's statements describing the history of the project to date, and without prejudice to any development agreements that may currently exist, the Board approved the project, approving the six (6) recommendations of the Planning Commission set forth on Page 3 of Planning Department's Agenda Transmittal dated November 30, 1998, incorporating changes contained in Planning Department's memorandums dated December 4 and December 7, 1998, as well as modifications recommended by legal counsels this date; and waived reading, read by title only, and adopted ORDINANCE NO. 4517 accomplishing the requested rezoning. NUNuS B(n)

83. Hearing to consider an Appeal on denial of Special Use Permit S98-04 for a preschool (Shingle Springs Montessori School) for 36 children on 2.02 acres in the Shingle Springs Area, Appellant: Candy Coats.

BOARD ACTION - Board denied the Appeal, upholding the Planning Commission's denial of Special Use Permit 98-04. NBS U(n)Nu(a)

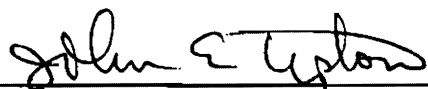
84. Resolution amending the County General Plan pursuant to Amendment applications approved on November 3, 10 and December 8, 1998. (Continued 11/24/98, Item 81)

BOARD ACTION - RESOLUTION NO. 298-98 adopted with deletion of amendment #10 contained therein; and Planning Department staff requested to look at the issue of allowable density ranges using on-site septic systems. BNSU Nu(a)

ADJOURNMENT

APPROVED:

ATTEST:



JOHN E. UPTON, Chairman

DIXIE L. FOOTE, Clerk of the Board

By 

Deputy Clerk

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

Regular Meeting of the Board of Supervisors
County of El Dorado

December 8, 1998

8:00 A.M.

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

CLOSED SESSION

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

- a. Stull vs Bank of America, et al;
BOARD ACTION - Board voted unanimously to join in the settlement of same.

- b. California Sportfishing Protection Alliance vs County of El Dorado Case No. CIV S-97-0645 DFL PAN.
BOARD ACTION - Board voted four to one (Supervisor Nutting voting "no") to accept the settlement offer.

CONSENT CALENDAR

- 27. Transportation Department recommending the following pertaining to Eastwood Park, Unit 2 Subdivision (TM89-1147):
 - a. Accept said Subdivision as complete;

 - b. Adopt Resolution accepting streets into the County Maintained Road System;

 - c. Release Performance Bond 1502040 in the amount of \$1,624,056;

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d. Hold posted Laborers and Materials Bond 1502040 in the amount of \$812,028, and authorize said Department to release after six months, if no claims are made; and

e. Hold posted Maintenance Bond 1502040 in the amount of \$162,406, and authorize said Department to release after one year, if no defects or warranty claims.

RECOMMENDED ACTION: Approve and adopt Resolution 295-98.

28. General Services Department recommending procurement of computer hardware and software by the Information Services Department, and add a lease "Supplement" to the existing Master Lease Agreement with Calease.

RECOMMENDED ACTION: Authorize purchase orders to Vanstar of Livermore, in a total amount of \$269,817 including sales tax; and authorize Chairman to execute lease supplement.

DEPARTMENT MATTERS

56. County Counsel recommending adoption of Urgency Ordinance adding Chapter 8.65 to Title 8 of the El Dorado County Ordinance Code creating the Children and Families First Commission.

BOARD ACTION - ORDINANCE NO. 4514 adopted.

NuNBSU