

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

May 4, 1999

8:00 A.M.

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

CLOSED SESSIONS

Anticipated litigation pursuant to Government Code Section 54956.9(c) regarding El Dorado County vs State Mining and Geology Board and/or Department of Conservation.

BOARD ACTION - By unanimous vote of those present*, the Board authorized initiation of litigation if necessary on up to three items related to pending proceedings before the Board and related matters on mining issues.

Anticipated litigation pursuant to Government Code Section 54956.9(c) regarding County of El Dorado vs Commission on State Mandates, Department of Finance, Director of Finance, State of California.

BOARD ACTION - By unanimous vote of those present*, the Board authorized County Counsel to join in an action with other counties pursuing in Superior Court a claim that the State improperly appropriated County tax revenues under the ERAF tax shift; that claim having been rejected by the State Commission on Mandates.

Anticipated litigation pursuant to Government Code Section 54956.9(c) regarding Kajima/Ray Wilson vs MTA.

BOARD ACTION - By unanimous vote of those present*, the Board authorized County Counsel to participate in amicus if the case is granted a hearing by the Supreme Court.

Existing litigation pursuant to Government Code Section 54956.9(a) regarding U.S. Fish & Wildlife Service vs El Dorado County; Citation No. 449525.

BOARD ACTION - By unanimous vote of those present*, the Board authorized County Counsel to proceed with the defense of the County and Mr. McSorley.

*Supervisors Nutting and Humphreys absent.

CONSENT CALENDAR

17. Supervisor Nutting recommending Board determine that Building Permit 117812 (Kohaut) is not subject to County or State traffic impact mitigation fees; that the second dwelling is an existing building and no new impact is created.

RECOMMENDED ACTION: Approve.

DEPARTMENT MATTERS

52. County Counsel and Planning Director recommending adoption of proposed Ordinances which require limited discretionary review for building permits in the Missouri Flat Area with modifications to current procedures and continue to require such permit applications be reviewed per California Environmental Quality Act (CEQA) until adoption of final policies and regulations to implement the Missouri Flat Road Master Circulation and Funding Plan.

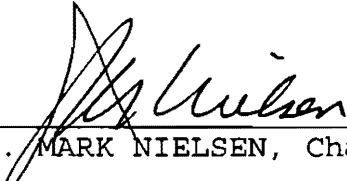
BOARD ACTION - Board waived reading, read by title only, and adopted ORDINANCE NO. 4532 as an urgency measure to become effective immediately; and waived reading, read by title only, and introduced the ordinance in a "regular" format to be brought back by staff for final adoption after seeking public input on same.

BSNuN H(a)

Minutes of the Board of Supervisors meeting of 5-4-99
attached hereto and approved by the Board on 5/11/99.


APPROVED:

ATTEST:



J. MARK NIELSEN, Chairman

Dixie L. Foote, Clerk of the Board

By 
Deputy Clerk

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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
El Dorado County, California

Tuesday, May 4, 1999

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>

J. MARK NIELSEN
Chairman
Third District

WILLIAM S. BRADLEY
First Vice Chairman
First District

PENNY HUMPHREYS
Second Vice Chairman
Fourth District

RAYMOND J. NUTTING
Second District
rnutting@co.el-dorado.ca.us

DAVID A. SOLARO
Fifth 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. - ADOPTION OF AGENDA AND CLOSED SESSIONS

9:00 A.M. - OPEN SESSION

PLEDGE OF ALLEGIANCE TO THE FLAG

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

1. Approval of Board of Supervisors Conformed Agendas (Minutes) of April 26 and 27, 1999.
RECOMMENDED ACTION: Approve.
2. Assessment Roll Changes (on file with Clerk).
RECOMMENDED ACTION: Authorize Chairman to sign.
3. Public Health Department recommending Budget Transfer 99021 increasing Estimated Revenues by \$44,393 based on the Alcohol and Drug Programs Mid-year Allocation revision. (4/5 vote required)
RECOMMENDED ACTION: Approve and authorize Director of said Department to execute any documents relating to same.
4. Community Services Department recommending an application to the State Department of Motor Vehicles (DMV) for the Public Guardian to establish an account and obtain on-line access to DMV records.
RECOMMENDED ACTION: Authorize Public Guardian to sign.
NuSBN H(a)
5. Community Services Department recommending Resolution adopting a policy of zero tolerance for senior abuse in El Dorado County.
RECOMMENDED ACTION: Adopt Resolution 085-99.
6. General Services Department recommending Amendment I to Agreement 337-S9811 with Parsons Harland Bartholomew & Associates, Inc. in an amount not to exceed \$55,500 for a term to expire June 30, 1999 for preparation of a Recreation Facilities Master Plan for the South Lake Tahoe region; and Budget Transfer 99027 increasing Estimated Revenue by \$5,500 transferring said funds from County Service Area No. 003 for same. (4/5 vote required)
RECOMMENDED ACTION: Approve and authorize Chairman to sign.

7. General Services Department recommending Budget Transfer 99029 increasing Estimated Revenue by \$77,360.49 for the payment of amounts due to the California Conservation Corp for work on the County's energy retrofit program. (4/5 vote required)
RECOMMENDED ACTION: Approve.
8. General Services Department recommending purchase of five laptop and two desktop computers for the Sheriff's Department.
RECOMMENDED ACTION: Authorize purchase order to Basix Computers of Placerville, CA in the amount of \$15,351, and Laptop Solutions of Irvine, CA, in the amount of \$1,169, both including applicable sales tax and delivery. NuBNS H(a)
9. General Services Department recommending purchase of 20 hand-held radios for the Sheriff's Department.
RECOMMENDED ACTION: Authorize purchase order to Mid Mountain Mobile Communications of South Lake Tahoe, in the amount of \$14,104 including sales tax and delivery.
10. Recorder-Clerk recommending "Deputy for a Day" program which enables the public to perform a marriage ceremony for friends or relatives; and recommending a fee of \$40 for said Program.
RECOMMENDED ACTION: Approve. NuSBN H(a)
11. Treasurer-Tax Collector recommending the Auditor-Controller be authorized to replenish the cash difference fund to its authorized level of \$250.
RECOMMENDED ACTION: Approve.
12. Probation Department recommending Resolution be adopted for the Office of Criminal Justice Planning (OCJP) Challenge Activities Program.
RECOMMENDED ACTION: Adopt Resolution 086-99.
13. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance of same from Cindy Brooks, and Roland and Teresa Hofmeister for property in the vicinity of Cameron Park Airport.
RECOMMENDED ACTION: Approve.

14. Planning Department recommending Final Map (TM98-1344) for Serrano Manor Homes; abandonment of existing 10-foot drainage easement along the northeasterly property line and creation of a replacement southwesterly of the adjusted line; and Subdivision Improvement Agreement with Bellarusso Development LLC.
RECOMMENDED ACTION: Approve and authorize Chairman to sign.

15. Human Resources Department recommending Board receive and file a notice of intent to provide additional service credit benefit to specified classifications and provide public notice of costs in accordance with Public Employees Retirement System (PERS) requirements.
RECOMMENDED ACTION: Approve. BSN Nu(n)H(a)

16. Supervisor Solaro submitting by-laws and membership changes as recommended by the El Dorado County Child Care and Planning Council. (Continued 4/27/99, Item 49)
RECOMMENDED ACTION: Approve and authorize Chairman to sign.

17. Refer Agenda Addendum No. 1 attached.

BOARD ACTION - Consent Calendar approved with items 4, 8 and 10 acted upon separately, and Supervisor Nutting registering a "no" vote on item 15. BSNuN H(a)

END CONSENT CALENDAR

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. Chief Administrative Officer (CAO) recommending Board consider additional payment in the amount of \$2,307.50 to Marty Boyer of Communication Advantages for services performed on the General Plan review process; and approve transfer of funds from contingency for same. (4/5 vote required) (Item 64, 4/27/99)

BOARD ACTION - Payment approved, and CAO requested to determine the funding source. SNuN B(n)H(a)

51. Reconsideration of Board's of approval of Agreement with Smith & Kempton, as amended to fund only the first five public outreach tasks for strategic planning for the preparation of a transportation sales tax measure for the County. (Reconsideration approved 4/27/99, Item 65)

BOARD ACTION - Continued to **May 11, 1999**, with direction that the Agreement not be signed nor payments made in the interim. HBNuNS

52. Refer Agenda Addendum No. 1 attached.

TIME ALLOCATION - 10:00 A.M.

60. Update presentation on the County Y2K Plan.
BOARD ACTION - No action taken.

LUNCH RECESS

TIME ALLOCATIONS - 2:00 P.M.

Board of Supervisors convened as the Air Pollution Control District Board of Directors for the following:

70. Presentation by the American Lung Association of Sacramento-Emigrant Trails.
BOARD ACTION - No action taken.

Air Pollution Control District Board of Directors adjourned and Board of Supervisors reconvened.

80. Hearing to consider an amendment to the County Ordinance Code, Chapter 16.28, Procedure for Final Maps, adding Section 16.28.050, Filing Procedure Fees.
BOARD ACTION - Hearing no protests, Board waived reading, read by title only, and introduced the Ordinance for adoption on May 11, 1999. HNBNU S

81. Hearing to consider the following appeals on the approval of the Garden Valley Aggregate reclamation plan (RP98-01) and mitigated negative declaration, submitted by John Tynes:

a. Garden Valley Community Association and Melissa Vargas; and

b. Richard Thalhammer, Office of the State Attorney General, representing the California Department of Conservation.

BOARD ACTION - Board granted the Appeals of the Department of Conservation and Melissa Vargas in so far as they challenge the environmental review but not the content of the reclamation plan, on the grounds that there are many questions which have been raised today and last week concerning the environmental impacts; and the reclamation plan was sent back to the Planning staff and Planning Commission for further consideration of the environmental impacts of the reclamation activities related to asbestos and, in the event there is further environmental work to be done, the cost of that is to be borne by the County of El Dorado subject to potential further recoupment from the industry but at County cost even if that does not materialize rather than the applicant's sole cost.

HSBNuN

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

May 4, 1999

8:00 A.M.

Conference with Real Property Negotiator pursuant to Government Code Section 54956.8 to give instructions to the Board's negotiator regarding real property described as North side of Cascade Road at Sugar Pine Road (APN 18-281-07). The person or persons with whom the negotiator may negotiate with Marian Hammond. Instructions to negotiator will concern price and terms of payment.

BOARD ACTION - No action reported.