

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

September 14, 1999

8:00 A.M.

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

CLOSED SESSIONS

Public Employee Performance Evaluation pursuant to Government Code Section 54957. Title: Director of General Services.

BOARD ACTION - No action reported.

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

a. El Dorado County Taxpayers for Quality Growth, et al vs El Dorado County Board of Supervisors, et al. (Carson Creek) El Dorado County Superior Court Case No. PV-002584;

BOARD ACTION - No action reported.

b. El Dorado County Taxpayers for Quality Growth, et al vs El Dorado County, et al (General Plan), Sacramento County Superior Court Case No. 96-01290;

BOARD ACTION - Board indicated it did not intend to appeal the litigation, however, authorized a cross-appeal in the event that an appeal is filed by the petitioners.

c. Parkview Heights Coalition, et al vs County of El Dorado, et al (Promontory), El Dorado County Superior Court Case No. PV-003115.

BOARD ACTION - No action reported.

Anticipated litigation pursuant to Government Code Section 54956.9(b) regarding significant exposure to litigation.

BOARD ACTION - No action reported.

Anticipated litigation pursuant to Government Code Section 54956.9(b) regarding significant exposure to litigation.

BOARD ACTION - No action reported.

CONSENT CALENDAR

33. Supervisor Bradley recommending Certificates of Commendation for Joshua and Jeremy Green who have achieved the rank of Eagle Scout, Boy Scouts of America - Troop 728, on May 17, 1999.

RECOMMENDED ACTION: Approve.

34. Supervisor Bradley recommending approval of the Assessor's recommendation to rebate \$31,331.85 for 1998/99 property taxes collected by El Dorado County from California Precision Molding, Inc. in accordance with Revenue and Taxation Code 5108 - Economic Revitalization and Water Agency Policy adopted May 25, 1999.

RECOMMENDED ACTION: Approve.

35. County Service Area No. 007 (CSA 007) consideration of rebate of 1998/99 property taxes in the amount of \$1,882.64 collected from California Precision Molding, Inc. in accordance with Revenue and Taxation Code 5108 Economic Revitalization and CSA 7 Policy adopted May 25, 1999.

RECOMMENDED ACTION: Approve.

TIME ALLOCATION - 10:30 A.M.

53. Supervisors Bradley and Nutting recommending acceptance of a granite monument to commemorate the Duroc (sic) Station of the Pony Express to be placed on Durock Road by the Pony Express Trail Association, and consideration of alternatives to implement same.

BOARD ACTION - Board accepted the gift; waived the County encroachment permit fee; and authorized payment of \$300 to have the County name on the plaque.

BNuNHS

Board of Supervisors Meeting of September 14, 1999 attached hereto and approved by the Board on September 21, 1999, 1999.

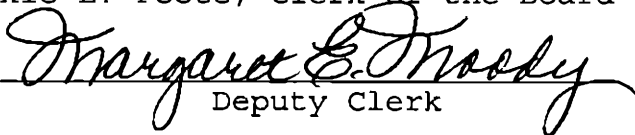
APPROVED:



J. MARK NIELSEN, CHAIRMAN

ATTEST:

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, September 14, 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

PRESENTATION BY APPLE HILL GROWERS ASSOCIATION

CONSENT CALENDAR: Determination of matters to be added to or removed from the Consent Calendar and Board action on the Consent Calendar approval will be taken up at a time determined by the Chairman.

1. Approval of Board of Supervisors Conformed Agenda (Minutes) of August 31, 1999.
RECOMMENDED ACTION: Approve.
2. Releases of Lien (on file with Clerk).
RECOMMENDED ACTION: Authorize Chairman to sign.
3. Assessment Roll Changes (on file with Clerk).
RECOMMENDED ACTION: Authorize Chairman to sign.
4. Mental Health Department recommending Agreement 21958 with the State Department of Rehabilitation in an amount not to exceed \$45,567 for fiscal year 1999/2000 for collaborative vocational rehabilitation services to individuals in the Tahoe Basin.
RECOMMENDED ACTION: Authorize Chairman to sign.
5. Community Services Department requesting authorization to dispose of obsolete computer equipment and peripheral hardware on an ongoing basis by donating such items to various local school districts for use in County grammar schools.
RECOMMENDED ACTION: Approve, with Camino School District receiving equipment currently awaiting disposal.
6. General Services Department recommending award of Bid 204-013 for computer hardware to implement an electronic document imaging system for the District Attorney's Family Support Division; and Budget Transfer 20021 increasing Estimated Revenue in the amount of \$91,170 for same. (4/5 vote required)
RECOMMENDED ACTION: Authorize Purchase Order to the low qualified bidder, GE Capital ITS of Sacramento, in the amount of \$91,170 including applicable sales tax.

7. General Services Department recommending Chairman be authorized to sign an Application of Land for Recreation or Public Purposes, Commitments and Indemnification Provision to the Bureau of Land Management to acquire a patent for two parcels of land contiguous with Henningsen-Lotus Park; and Resolution dedicating said parcels for public park purposes.
RECOMMENDED ACTION: Approve and adopt Resolution 208-99.
8. General Services Department recommending Resolution approving the Records Disposition Schedule for the Building Department.
RECOMMENDED ACTION: Adopt Resolution 209-99.
9. General Services Department recommending the following for the Criminal Justice Facility relocation:
 - a. Agreement 070-S0011 with Fehr & Peers Associates, Inc. in an amount not to exceed \$44,600 for a one year term for a site-specific traffic impact analysis;
 - b. Agreement 071-S0011 with EDAW, Inc. in an amount not to exceed \$33,018 for a one year term for a biology, air quality, noise, and cultural resources impact analysis;
 - c. Agreement 072-S0011 with Economic and Planning Systems, Inc. in an amount not to exceed \$15,000 for a one year term for an economic impact analysis on the City of Placerville and Cameron Park; and
 - d. Budget Transfer 20023 increasing appropriations in the Planning Department's budget for same. (4/5 vote required)
RECOMMENDED ACTION: Authorize Chairman to sign.
10. General Services Department recommending Amendment I to Agreement 056-S9911 with Institute of Forensic Sciences Toxicology Laboratory, Inc. in an amount not to exceed \$22,500 for selected forensic analysis and toxicology services for the Sheriff's Department.
RECOMMENDED ACTION: Authorize Chairman to sign.

11. General Services Department recommending Agreement 269-S9911 with Computer Works, Inc. in an amount not to exceed \$91,243.25 for an InterTrac for HealthCare tracking and management of client data necessary to ensure quality care to Medi-Cal eligible clients for the Mental Health Department.
RECOMMENDED ACTION: Authorize Chairman to sign.
12. General Services Department recommending Amendment I to Agreement 097-S0011 with the State of California, Employment Development Department increasing the Subgrant amount by \$1,500 for the Job One Advocacy Program for the Department of Social Services.
RECOMMENDED ACTION: Authorize Chairman to sign.
13. Probation Department recommending approval of boiler plate contract for the Juvenile Court Work Program.
RECOMMENDED ACTION: Approve. (Supervisor Nielsen suggested used of the term "standardized" in place of "boiler plate".)
14. District Attorney recommending Budget Transfer 20022 increasing Estimated Revenue by \$428,222.70 for excess child support incentive revenues; and authorizing Auditor-Controller to transfer said amount out of the General Fund to Family Support Excess Revenue Trusts. (4/5 vote required)
RECOMMENDED ACTION: Approve.
15. Assessor submitting Annual Report of Separately Assessed Timeshare Projects Subject to Fees.
RECOMMENDED ACTION: Receive and file.
16. Agriculture Department recommending Budget Transfer 20014 returning \$10,547 to General Fund Contingency and authorizing the reduction of Appropriations by same.
RECOMMENDED ACTION: Approve.
17. Elections Department requesting re-issuance of Purchase Order (PO991328) for acquisition of SCO UNIX operating system v5.0.5, omitting the second page containing El Dorado County's Y2K compliance statement.
RECOMMENDED ACTION: Approve.

18. Information Services recommending a Purchase Order for a Master License for use during a one year period to Novell, Inc. in the amount of \$16,259.67, including applicable sales tax.
RECOMMENDED ACTION: Approve.
19. Treasurer-Tax Collector recommending Agreement 064-S0011 with Professional Consultancy International, Inc. in an amount not to exceed \$136,275 for a one year term for a cashiering system, including hardware, software and maintenance for recording transactions to the EnterPrise Server and providing reports for balancing daily receipts.
RECOMMENDED ACTION: Authorize Chairman to sign.
20. Building Department recommending policies allowing customers to obtain outside professional plan review and/or inspection services and receive a credit toward their permit fees. (Continued 8/31/99, Item 10)
RECOMMENDED ACTION: Approve.
21. Transportation Department recommending Resolution summarily vacating (AOE99-030) 20 foot public utility easement running along the easterly side of APN 101-172-01 to accommodate planned construction, requested by William and Margaret Rickard.
RECOMMENDED ACTION: Adopt Resolution 210-99.
22. Transportation Department requesting authorization to begin negotiations with respective property owners and open escrow accounts to purchase required properties for State Route 049 and Fowler Lane Intersection Realignment and Signalization Project.
RECOMMENDED ACTION: Approve.
23. Transportation Department recommending Chairman be authorized to sign Notice of Completion for Marshall Road Storm Damage Repairs Project 78812 under contract to White Rock Construction.
RECOMMENDED ACTION: Approve.
24. Transportation Department recommending Chairman be authorized to sign Notice of Completion for White Meadows Road Storm Damage Repair Project 78601 under contract to White Rock Construction.
RECOMMENDED ACTION: Approve.

25. Transportation Department recommending Resolution authorizing said Department to file claims in the amount of \$231,771.08 for Transportation Development Act Article 8 funds for fiscal year 1999/2000 for road maintenance.
RECOMMENDED ACTION: Adopt Resolution 211-99.
26. Transportation Department recommending Agreement PS 101 with Youngdahl & Associates, Inc. in an amount not to exceed \$35,000 for a one year term for "as-needed" geotechnical engineering and materials testing services.
RECOMMENDED ACTION: Authorize Chairman to sign.
27. Transportation Department recommending Agreement with El Dorado Hills Business Park Owners Association providing a donation of \$37,500 to the County over the next three years to be used to fund one half of the cost of a slurry seal application in the business park.
RECOMMENDED ACTION: Authorize Chairman to sign.
28. Planning Department submitting Final Map (TM97-1337) for Golf Course View Estates in the Camino Area, Applicant: Ed Mathews; and recommending Agreement to Make Subdivision Improvements with Ed Mathews Incorporated and H. Lee Harmon, D.D.S., as trustee of the H. Lee Harmon, D.D.S., Inc. Pension Trust.
RECOMMENDED ACTION: Approve, and authorize Chairman to sign.
29. Human Resources Department recommending Resolution correcting salary equity rates for various Unrepresented Management classes effective January 1, 2000 and General, Professional and Supervisory classes effective April 8, 2000.
RECOMMENDED ACTION: Adopt Resolution 212-99.
30. Supervisor Bradley recommending Supervisor Humphreys be appointed as his alternate to the Transportation Commission.
RECOMMENDED ACTION: Approve.

31. County Service Area No. 009 consideration of Resolution ratifying election results and setting a special tax for Highland View Drainage Zone of Benefit 097.

RECOMMENDED ACTION: Adopt Resolution 213-99.

32. County Service Area No. 010 consideration of Agreement with Phillip Transportation and Remediation, Inc. in an amount not to exceed \$50,000 for a two year term for hazardous waste processing, transportation, recycling and disposal services.

RECOMMENDED ACTION: Authorize Chairman to sign.

33. Refer Agenda Addendum No. 1 attached.
34. Refer Agenda Addendum No. 1 attached.
35. Refer Agenda Addendum No. 1 attached.

BOARD ACTION - Consent Calendar approved.

BSNuNH

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. Transportation Department recommending award of construction contract for the El Dorado Hills Boulevard/U.S. 050 Interchange Eastbound Ramp Signal Project to the lowest responsive, responsible bidder.

BOARD ACTION - Board waived irregularities of all bids and awarded the contract to the low bidder, Biondi Paving based on findings read into the record by County Counsel this date.

SNuBNH

51. County Counsel, Planning and Transportation Departments recommending a joint Board of Supervisors and Planning Commission workshop/meeting regarding Measure Y issues on Monday, September 27, 1999 at 3:00 p.m.

BOARD ACTION - Board determined the matter is to be considered by the Planning Commission at its regular meeting on September 23, 1999, and then to be considered by the Board of Supervisors on a separate occasion and, if the Board considers the matter at a special meeting on Monday, September 27, 1999, that meeting is to be scheduled at a time not to interfere with the Water Agency meeting scheduled for 1 - 3 p.m. that date; in addition, the matter is to be placed on the agenda for the Board of Supervisors regular meeting on Tuesday, September 28, 1999. SHN B(n)Nu(n)

52. County Counsel recommending denial of University of California, Davis Campus, property tax refund claim in the amount of \$3,691.30 on APN 327-210-63-100 owned by Robert and Cheryl Bayer. (Continued 8/17/99, Item 52)
BOARD ACTION - Claim denied. NuBHS N(n)

53. Refer Agenda Addendum No. 1 attached.

TIME ALLOCATION - 11:00 A.M.

60. Hearing to consider renewal of C&C Cable, the cable television franchise in Strawberry and Kyburz areas. (Continued 8/31/99, Item 60)
BOARD ACTION - No protests; hearing closed; no action taken by the Board this date (renewal agreement to be brought forward by staff at a later date).

BOARD OF SUPERVISORS RECESSED AND CONVENEED AS AIR POLLUTION CONTROL DISTRICT BOARD OF DIRECTORS TO CONSIDER THE FOLLOWING:

61. Environmental Management recommending Air Pollution Control Officer be authorized to make payment for the purchase and installation of six electric charging units at the County's Multi-Modal Transfer Facility in El Dorado Hills in the amount of \$30,716.60, as provided in the approved Electric Vehicle Charging Station Agreement between Sacramento Municipal Utility District, El Dorado Transit and the County.
- BOARD ACTION - Approved.** NuBNHS

BOARD OF SUPERVISORS RECONVENED

TIME ALLOCATIONS - 2:00 P.M.

80. Board deliberation on the Appeal of Steve and Stacy Nieman on the denial of the portion of Variance 99-03 to allow a building encroachment into a side yard setback to accommodate an existing residence on an irregular shaped lot in the Rescue Area. (Hearing closed 8/31/99, Item 80)
- BOARD ACTION - Continued to September 28, 1999. NuBNHS**
81. Hearing to consider the Appeal of Beazer Homes on the denial of a finding of consistency with the County General Plan for the abandonment of roads (AOE98-29) in Shadow Hawk Subdivision, for public road purposes only, and denial of Special Use Permit 98-33 to allow three gated entries for said Subdivision in the Latrobe Area.
- BOARD ACTION - Board granted the Appeal, approving Special Use Permit 98-33 to allow three gated entries for Shadow Hawk Subdivision subject to conditions set forth in Attachment 2 to the Planning Department Staff Report and as modified this date, and based on findings set forth in Attachment 1 to the Planning Department Staff Report and as modified this date.**
- SNNu B(n)H(n)

82. Hearing to consider petition (AZ98-06 - Meyers Community Plan) submitted by Tahoe Properties, LLC to change the text of the Meyers Community Plan to allow "Nursing and Personal Care", with a maximum density of 25 persons per acre, as a use allowed by special use permit in the Yank's Station Land Use District of the Meyers Community Plan; and rezone to change text of Section 17.58.180(A) to add "Nursing and Personal Care" as a use allowed by special use permit in the MCP-1 zone district.

BOARD ACTION - Chairman opened the hearing and, hearing no protests, the Board certified the project as categorically exempt pursuant to Section 15301 of the California Environmental Quality Act Guidelines; adopted RESOLUTION NO. 217-99 amending the Meyers Community Plan; adopted ORDINANCE NO. 4537 amending the County Ordinance Code to add "Nursing and Personal Care" as a use allowed by special use permit; and adopted ORDINANCE NO. 4538 amending the Meyers Community Plan Zoning Map. NuSBNH

- 83A. Hearing to consider an Appeal submitted by Supervisor Sam Bradley on the approval and conditions of approval for Tentative Map TM98-1356, Promontory, Villages 1-5 in the El Dorado Hills Area; Applicant: Palisades Properties. (Continued 8/31/99, Item 81A)

BOARD ACTION - Hearing continued to **September 28, 1999.** BHNS Nu(a)

- 83B. Hearing to consider an Appeal submitted by El Dorado County Taxpayers for Quality Growth on the approval of Tentative Map TM98-1356, Promontory, Villages 1-5 in the El Dorado Hills Area; Applicant: Palisades Properties. (Continued 8/31/99, Item 81B)

BOARD ACTION - Hearing continued to **September 28, 1999.** BHNS Nu(a)

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

September 14, 1999

8:00 A.M.

Anticipated litigation pursuant to Government Code Section 54956.9(b) regarding significant exposure to litigation; Woltering vs County of El Dorado.
BOARD ACTION - No action reported.

Anticipated litigation pursuant to Government Code Section 54956.9(c) regarding initiation of litigation.
BOARD ACTION - Board authorized initiation of one matter of litigation, the nature of same to be made public as soon as the litigation is initiated.

At the request of County Counsel, the Board added to the Agenda a closed session regarding the matter of "Zweck vs the County".
BOARD ACTION - No action reported.