

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 7, 1999

8:00 A.M.

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

CLOSED SESSION

Anticipated Litigation pursuant to Government Code Section 54956.9(c) regarding initiation of litigation. Title: County of El Dorado vs Cresleigh Homes and Developers Insurance Company.
BOARD ACTION - By unanimous vote the Board approved an Agreement allocating responsibility for completion of the improvements and payment and various obligations.

Board of Supervisors Meeting of December 7, 1999 attached hereto and approved by the Board on December 14, 1999.

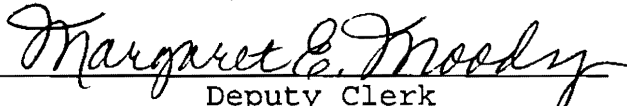
APPROVED:



J. MARK NIELSEN, CHAIRMAN

ATTEST:

Dixie L. Foote, Clerk of the Board

By 
Deputy Clerk

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 7, 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. 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 the Christmas Tree Growers Association.

PRESENTATION by Supervisor Nielsen, on behalf of Golden Sierra Job Training Agency, of three Outstanding Achievement Awards to Angela Davis, Rose Johnson and Charles Eric Wynn.

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 November 23, 1999.

RECOMMENDED ACTION: Approve.

2. Releases of Lien (on file with Clerk).

RECOMMENDED ACTION: Authorize Chairman to sign.

3. Public Health Department recommending Resolution supporting a multi-agency application for a County Medical Services Program (CMSP) Wellness and Prevention Grant for funding for services and programs to improve the health status of the poor and underserved rural populations.

RECOMMENDED ACTION: Adopt Resolution 281-99 designating Georgetown Divide Family Health Care Center, Inc. as fiscal agent for said grant; and authorize said Department to sign a Letter of Commitment with the grant partners.

4. Mental Health Department recommending an application for a Children's System of Care Grant through the State Department of Mental Health; said grant proposal would be a collaborative effort through the Children and Families Network for ongoing funding for increased services to seriously emotionally disturbed children and youth.

RECOMMENDED ACTION: Approve.

5. Social Services Department recommending the Child Abuse Prevention, Intervention and Treatment Plan (CAPIT) for the term July 1, 1999 through June 30, 2002; and requesting Director of said Department be authorized to execute the Standard Agreement with the State Department of Social Services in the total amount of \$241,710 for the renewal of CAPIT funds.
RECOMMENDED ACTION: Approve.

6. General Services Department recommending award of Bid 560-035 for two aerial work platforms to be used by said Department's Facilities Services Division in Placerville and South Lake Tahoe.
RECOMMENDED ACTION: Authorize purchase order to the low bidder, Coast Crane Company, of West Sacramento, in the amount of \$11,944 including applicable sales tax.

7. General Services Department recommending award of Bid 070-024 for 37 various vehicles to be issued County-wide by Fleet Management.
RECOMMENDED ACTION: Authorize purchase orders to Harrell, Lasher, Maita, Shehadi and South Shore Motors in an aggregate amount of \$834,566 including sales tax.

8. General Services Department recommending Lease 242-L0011 with Guy and Susan Stadig for the premises located at 7077 Lewis Avenue, Tahoma, California in the amount of \$1,800 per month for the term December 1, 1999 through March 31, 2000, for temporary housing of the snow removal crew in South Lake Tahoe.
RECOMMENDED ACTION: Authorize Chairman to sign.

9. General Services Department recommending Amendment to Agreement 022-I0011 with El Dorado Rod & Gun Club allowing the Sheriff's Department to use the weapons firing range.
RECOMMENDED ACTION: Authorize Chairman to sign.
Continued to December 14, 1999. BNuNHS

10. General Services Department recommending Amendment I to Agreement 189-S9611 with Sierra Economic Development District in an amount not to exceed \$12,000 for a term to expire December 31, 2000, to complete economic development loans to qualified entities from the Community Development Block Grant revolving fund for the Community Services Department.
RECOMMENDED ACTION: Authorize Chairman to sign.

11. General Services Department recommending Agreement 127-S0011 with Summitview in an amount not to exceed \$80,000 for a one year term for residential and/or group home services for severely mentally disordered minors on an "as requested" basis for the Department of Mental Health.
RECOMMENDED ACTION: Authorize Chairman to sign.

12. General Services Department recommending Amendment I to Agreement 200-S9911 with Milhous Children's Services, Inc. in an amount not to exceed \$287,500 for residential and/or group home services for severely mentally disordered minors on an "as requested" basis for the Department of Mental Health.
RECOMMENDED ACTION: Authorize Chairman to sign.

13. General Services Department recommending Resolution of Intention to Sell Real Property located at 2881 Tam O'Shanter Drive, El Dorado Hills (APN 112-043-02).
RECOMMENDED ACTION: Adopt Resolution 282-99 declaring intention to sell real property at the Board of Supervisors meeting on Tuesday, January 4, 2000, at 11:00 a.m.

14. Treasurer/Tax Collector recommending introduction of Ordinance amending Chapter 3.28 of Title 3 of the County Ordinance Code regarding transient occupancy tax.
RECOMMENDED ACTION: Waive reading, read by title only, and continue to December 14, 1999, for adoption.

15. General Services Department recommendation on Notice of Completion of Project 97-41 under contract to C.E. Green Corporation for removal and replacement of underground storage tanks at the Department of Transportation at South Lake Tahoe. (Continued 11/23/99, Item 8)
RECOMMENDED ACTION: Continue to December 14, 1999.

16. Sheriff Department recommending COPS MORE 96 award renewal to fund 3.5 Community Services Officers and a Departmental Systems Coordinator to be the systems administrator for the new automated criminal information system.
RECOMMENDED ACTION: Authorize Chairman to sign.
17. Fair Manager recommending El Dorado County Fair 2000 Budget in the amount of \$957,004; and Budget Transfer 99-1 in the amount of \$109,175.
RECOMMENDED ACTION: Authorize Chairman to sign.
18. Environmental Management recommending letter to Tom Metzger and Walt Harmon expressing conceptual support of a potential El Dorado County composting facility.
RECOMMENDED ACTION: Authorize Chairman to sign. NuNBHS
19. Environmental Management recommending Resolution amending Authorized Personnel Allocation Resolution 229-99 adding one Deputy Director of Environmental Management position and deleting one Manager of Waste Management position and establishing the salary range and bargaining unit for the Deputy Director position.
RECOMMENDED ACTION: Adopt Resolution 283-99.
20. Transportation Department recommendation on Notice of Termination to HDR Engineering, Inc. terminating Agreement 71317 relating to the Missouri Flat Road / U.S. Highway 50 Interchange Project Study Report / Project Report.
RECOMMENDED ACTION: Continue to December 14, 1999.
21. Transportation Department recommending Offer of Dedication (IOD 99-035) from Serrano Associates, LLC and Certificate of Acceptance for a traffic signalization easement over, under, and across real property for traffic signal facilities at El Dorado Hills Boulevard and Park Drive.
RECOMMENDED ACTION: Authorize Chairman to sign.

22. Transportation Department recommending Offer of Dedication (IOD 99-036) from Micnan, LLC and Certificate of Acceptance for a traffic signalization easement over, under, and across real property for traffic signal facilities at El Dorado Hills Boulevard and Saratoga Way.
RECOMMENDED ACTION: Authorize Chairman to sign.
23. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance from Thomas Findleton and Pamela Findleton; Bobetta H. Rush; and Genstar Southwest El Dorado, LLC for property in the vicinity of Cameron Park Airport.
RECOMMENDED ACTION: Approve.
24. Auditor/Controller recommending Agreements for Services 091-S0011 and 092-S0011 with DMG Maximus, Inc. in an amount not to exceed \$23,100 and \$5,000 for a one year term for cost claiming services and preparation of a cost allocation plan respectively.
RECOMMENDED ACTION: Authorize Chairman to sign.
25. County Counsel recommending Agreement with McDonough, Holland and Allen in an amount not to exceed \$10,000 for summary review of All Star Investments lease.
RECOMMENDED ACTION: Authorize Chairman to execute Agreement as revised to include a limited waiver of conflict.
26. Chief Administrative Officer submitting Friends of the Library letter withdrawing request for additional funding for a bookmobile in the 1999/2000 Library budget. (Continued 11/9/99, Item 22)
RECOMMENDED ACTION: Approve.
27. Chief Administrative Officer recommending Resolution authorizing the Chairman to execute a Memorandum of Understanding providing for the County's participation in the California State Association of Counties (CSAC) Excess Insurance Authority (EIA) Property Program.
RECOMMENDED ACTION: Adopt Resolution 284-99.

28. Human Resources Department recommending Resolution establishing salary ranges and designating bargaining units for new classifications approved in the fiscal year 1999/2000 budget.
RECOMMENDED ACTION: Adopt Resolution 285-99 and approve respective job specifications.
29. Human Resources Department recommending Letter of Understanding with the El Dorado County Deputy Sheriffs Association for changes to the benefits and other terms of employment for the specified Deputy Sheriff (SA) Bargaining Unit employees in the Sheriff's Department and District Attorney's Office.
RECOMMENDED ACTION: Authorize Chairman to sign.
30. Human Resources Department recommending Resolution amending the Salary and Benefits Resolution for Unrepresented Department Heads, Administrative Management, Confidential Employees, and Unrepresented Attorneys, effective December 16, 1999, unless otherwise stated.
RECOMMENDED ACTION: Adopt Resolution 286-99. Approved and CAO, Auditor-Controller, and Board Chairman authorized to execute Budget Transfer appropriating funds to departments affected. BSNuNH
31. Supervisor Nielsen recommending Chief Administrative Officer and County Counsel be directed, after reviewing with all appropriate state and federal agencies, including but not limited to Caltrans, the Cities of Placerville and South Lake Tahoe, El Dorado County Transportation Commission, and affected County departments, to propose amendments to the El Dorado County Toll Tunnel Authority Act to expand scope of projects to include all non-tunnel portions of Highway 050 within the County of El Dorado.
RECOMMENDED ACTION: Approve. Approved with additional direction to staff to seek input from the Visitors Authority at South Lake Tahoe, the Chambers of Commerce in the County, and agricultural organizations and the Agricultural Commission via the Agricultural Department. NBNuHS

32. County Service Area 003 consideration of Budget Transfer 20062 increasing Estimated Revenue by \$91,000 for funding additional ambulance services during the Millenium Celebration. (4/5 vote required)
RECOMMENDED ACTION: Approve and authorize the Public Health Director to execute contracts and/or other documents necessary to provide special services relating to same. BNNuHS
33. County Service Areas 003 and 007 consideration of Budget Transfer 20063 increasing Estimated Revenue by \$61,224 for first responder funding for medical services during the Millennium week. (4/5 vote required)
RECOMMENDED ACTION: Approve and authorize the Public Health Department to process a contract amendment with the Joint Powers Authority as fiscal agent for said services. BNNuHS
34. County Service Area 010 consideration of the request of Environmental Management Department to submit an Environmental Education Grant Application to the Federal Environmental Protection Agency (EPA) on the subject of naturally occurring asbestos.
RECOMMENDED ACTION: Approve, and authorize Environmental Management Department to bring proposed agreement back to the Board for consideration if approved by the EPA.
35. General Services Department recommending the following pertaining to the Village Green Government Center property:
- (1) Accept the Offer of Dedication by Serrano Associates, LLC;
 - (2) Find said property is in compliance with the provisions of the El Dorado Hills Specific Plan and Development Agreement; and
 - (3) Authorize the Chairman to execute the Dedication Agreement, Grant Deed and Certificate of Acceptance.
- RECOMMENDED ACTION:** Approve.

BOARD ACTION - Consent Calendar approved with items 15 and 20 continued to December 14, 1999, and items 9, 18, 30, 31, 32 and 33 removed to be acted upon separately. NuHBNS

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. County Counsel, Planning Department and Department of Transportation submitting analyses which outline options available for Measure Y interpretation issues; and requesting Board provide guidance on same.

BOARD ACTION - Board acted as follows on the seven issues presented this date:

ISSUE #1: Board adopted Option No. 2 recommended by the Planning Commission with additional language proposed by the Measure Y Committee: " 'County tax revenues' include grants and other funding sources which could be used to address existing roadway problems and to pay for future capacity improvements that are needed to accommodate increases in pass through trips. (Excluding special taxes, Mello-Roos Districts and grants which are restricted to providing new capacity)." NuBH N(n)S(n)

ISSUE #2: Board adopted Option No. 3 recommended by the Planning Commission with additional language read into the record by County Counsel: " 'County tax revenues' may be used in an amount proportionate to the relationship the existing deficiencies bear to the overall benefit to be derived from the improvements. Notwithstanding the foregoing, State and Federal grant funds may be used to fund that portion of the cost attributable to new development provided that expenditures are to be reimbursed through reimbursement agreements, Transportation Impact Mitigation (TIM) fees, or other developer paid sources." BHNuNS

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ISSUE #3: Board adopted Option No. 3 as recommended by the Planning Commission: "Policy 3.2.2.4 prohibits the use of revenue sources other than those which are supported by the new development. This would allow the use of Mello-Roos districts, assessment districts and special taxes, and would allow use of grants and other funding sources which are restricted to new capacity improvements and could not be used to improve existing roadway conditions." BNUHNS

ISSUE #4: Board approved Option No. 2 as recommended by the Planning Commission: "Level of Service standards established pursuant to the 1996 General Plan as it existed on November 3, 1998." NuSN B(n)H(n)

ISSUE #5: Board adopted Option No. 2 as recommended by the Planning Commission: "'Worsen' means to increase traffic by some measurable amount which is deemed by traffic engineering standards to have perceptible impact on traffic congestion." BNNuHS

ISSUE #6: Board adopted Option No. 3 as recommended by the Planning Commission: "The development project may proceed if the mitigation measures and roadway improvements are shown in the roadway plan adopted pursuant to General Plan Policy 3.5.1.1, are included in a Capital Improvement Plan which calls for the completion of the improvements within an identified, reasonable period of time, and funding sources have been identified for the full funding of the improvements and are reasonably anticipated to be available." SNNu B(n)H(n)

ISSUE #7: Board adopted Option No. 2 (not recommended by the Planning Commission) as modified to delete the last sentence and read as follows: "Policy 3.5.1.6.1 requires consideration of the direct impacts of the project along with future development of latent demand (i.e. development of existing vacant parcels or projects which have already obtained discretionary approvals)." BHNU N(n)S(n)

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

December 7, 1999

8:00 A.M.

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

(1) Joseph R. Williams, Jr., et al vs El Dorado County Local Agency Formation Commission (LAFCO), et al (Bass Lake Hills), El Dorado County Superior Court Case No. JPV-005822.

BOARD ACTION - Continued to December 14, 1999.

(2) Workers' Compensation Settlement - Chaucer vs County of El Dorado; WCAB #: SAC 230547; SAC 231175; SAC 265124.
No action reported.

(3) Workers' Compensation Settlement - Cunha vs County of El Dorado; WCAB #: SFO 377442.
No action reported.

(4) Workers' Compensation Settlement - Brown vs County of El Dorado, WCAB #: SAC 270159, Claim #1001523.
No action reported.

Public Employee Performance Evaluation pursuant to Government Code Section 54957; Title: Public Defender.

BOARD ACTION - Continued to December 14, 1999.

Conference with Labor Negotiator pursuant to Government Code Section 54957.6; County Negotiators: Director and Deputy Director of Human Resources; Employee Organization: El Dorado County Employee's Association, Local 1.

No action reported.

51. Chief Administrative Officer submitting for Board approval requested actions outlined in his memorandum to the Board dated December 1, 1999, representing a policy change by shifting financial support of tourism promotion in fiscal year 2000/2001 from the County Chamber of Commerce to a proposed, new community non-profit organization formed solely for the purpose of out of county promotion of tourism destinations within El Dorado County.

BOARD ACTION - Approved.

BSNuNH

TIME ALLOCATION - 10:00 A.M.

60. Sierra Business Council representatives presenting the Sierra Nevada Wealth Index and explanation of goals of the Council and the value of membership in same.

BOARD ACTION - No action taken.

TIME ALLOCATION - 11:00 A.M.

61. Hearing to consider Resolutions adopting new rates for El Dorado Disposal Service, Inc. and Western El Dorado Recovery Systems, Inc., effective January 1, 2000.

BOARD ACTION - RESOLUTIONS NOS. 287-99 and 288-99 adopted.

SNBNuH

LUNCH RECESS

TIME ALLOCATION - 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. (District I) (Hearing closed 8/31/99, Continued 11/23/99, Item 82)

BOARD ACTION - Continued off calendar.

BHNuNS

ADJOURNMENT