

A G E N D A A D D E N D U M N O . 2

Regular Meeting of the Board of Supervisors  
County of El Dorado

JANUARY 25, 2000

8:00 A.M.

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

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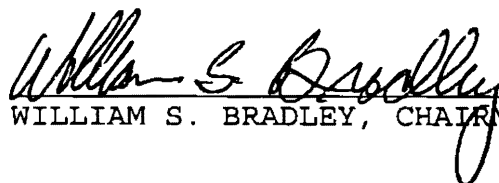
CLOSED SESSION

**Existing litigation** pursuant to Government Code Section 54956.9(a) regarding People vs Philip Morris, et al., Daniel Lungren, Attorney General vs Philip Morris, et al., No. JCCP 4041, Sacramento County No. 97AS03031.

**BOARD ACTION** - By unanimous vote, the Board authorized the County to join in a proposed settlement which would distribute monies achieved in the litigation of that case to the State and the counties, as well as the plaintiff cities, and requires a release to be signed by the County.

Board of Supervisors Meeting of January 25, 2000 attached hereto  
and approved by the Board on February 2, 2000.

APPROVED:

  
\_\_\_\_\_  
WILLIAM S. BRADLEY, CHAIRMAN

ATTEST:

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 County

January 25, 2000

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330 Fair Lane, Building A  
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**CONSENT CALENDAR**

37. County Counsel recommending Resolution authorizing acceptance and deposit of tobacco settlement monies pursuant to the Memorandum of Understanding; and Budget Transfer 20118 appropriating revenues in the amount of \$1,121,526 in General Fund Department 15 with an offsetting increase in appropriations for Fixed Assets/Buildings consistent with previous Board direction to commit Tobacco Settlement revenues to capital projects. (4/5 vote required)

**RECOMMENDED ACTION:** Approve and adopt Resolution 027-2000.  
HSBNuN

38. Planning Department submitting Final Map (TM88-1092) for Highland View Estates, Unit 3B in the El Dorado Hills Area; and Subdivision Improvement Agreement with Lennar Renaissance, Inc. for same.

**RECOMMENDED ACTION:** Approve.

**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, January 25, 2000*

**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>**

**WILLIAM S. BRADLEY**  
Chairman  
First District

**PENNY HUMPHREYS**  
First Vice Chairman  
Fourth District

**DAVID A. SOLARO**  
Second Vice Chairman  
Fifth District

**RAYMOND J. NUTTING**  
Second District  
[rnutting@co.el-dorado.ca.us](mailto:rnutting@co.el-dorado.ca.us)

**J. MARK NIELSEN**  
Third 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.*

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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. - 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. 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 January 11, 2000.  
**RECOMMENDED ACTION:** Approve.
2. Assessment Roll Changes (on file with Clerk).  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
3. Public Health Department recommending Budget Transfer 20114 decreasing fiscal year 1999/2000 Alcohol and Drug Program Estimated Revenue and expenditures by \$32,573 due to the State Alcohol/Drug Program allocation revision. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
4. General Services Department recommending procurement of traffic line paint for the road maintenance program for the Department of Transportation.  
**RECOMMENDED ACTION:** Authorize Purchase Order to Lucy's Sales in the amount of \$72,233.41, including sales tax and delivery.
5. General Services Department recommending Budget Transfer 20112 decreasing Contingency by \$30,000 for payment of moving expenses which exceed auction revenues for surplus property. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve and authorize purchase order to Bar None Enterprises for moving expenses to-date and additional moving expenses for the remainder of fiscal year 1999 / 2000.
6. General Services Department recommending revised format and schedule for the Policy and Procedure for Annual Approval and Authorization of Fire District Development Improvement Fees.  
**RECOMMENDED ACTION:** Approve.

7. General Services Department recommending Resolution superceding Resolution 263-99 approving the El Dorado County Fire Protection District Annual Report and Development Improvement Fees which contained reference to Lake Valley Fire Protection District in error.  
**RECOMMENDED ACTION:** Adopt Resolution 022-2000.
8. General Services Department recommending Resolution superceding Resolution 234-99 approving the El Dorado Hills Community Services District Annual Report and Park and Recreation Impact Fees which contained reference to an incorrect code section and a typographical error.  
**RECOMMENDED ACTION:** Adopt Resolution 023-2000.
9. General Services Department recommending procurement of traffic beads (glass spheres) used with traffic line paint by the Department of Transportation.  
**RECOMMENDED ACTION:** Authorize purchase order to State contract vendor, Potter Industries, Inc., of Kingman, Arizona in the amount of \$27,382.21 including sales tax and delivery.
10. General Services Department recommending Budget Transfer 20113 transferring \$57,150 from Contingency for replacement of the back-up generator at the South Lake Tahoe Government Center. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
11. General Services Department recommending Agreement 361-S9911 with Identix Incorporated, not to exceed \$23,600 annually, for term July 1, 1999 through June 30, 2001, for equipment maintenance on LIVESCAN fingerprint machines in the Sheriff's Department.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.
12. General Services Department recommending Lease Agreement 241-L0011 with Robert Earl Olson and Martha Waddell Olson in the amount of \$2,662.20 per month for term January 1, 2000 to December 31, 2002 for office space at 415 Placerville Drive, Suites J, K and L, for Public Health Department EMS Ambulance Billing.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.

13. General Services Department recommending procurement of bond/miscellaneous paper, can liners, janitorial paper goods and janitorial utensils for Central Stores Inventory through County Office of Education "stockless purchasing" contract.  
**RECOMMENDED ACTION:** Authorize blanket purchase order to Unisource Corporation, West Sacramento, two to J.C. Nelson, Sacramento, and one to Waxie Sanitary Supply, Hayward, in a combined amount not to exceed \$175,000 including sales tax.
14. General Services Department recommending award of Bid 070-045 for one 4X4, half-ton, extended cab pickup truck to be issued to the Sheriff's Department.  
**RECOMMENDED ACTION:** Authorize purchase order to Harrell Motors, Placerville, in an amount not to exceed \$25,669 including sales tax.
15. Auditor/Controller recommending Budget Transfer 20107 transferring \$2,185.35 from Estimated Revenue and release of \$500,155.97 from Family Support Excess Revenue trusts to revert to California Department of Social Services. (4/5 vote required)  
**RECOMMENDED ACTION:** Approve.
16. Auditor/Controller Report of Special Tax Delinquencies for Community Facilities District No. 1992-1.  
**RECOMMENDED ACTION:** Receive and file.
17. Treasurer-Tax Collector recommending Agreement with BNY Western Trust Company for custody of financial securities.  
**RECOMMENDED ACTION:** Authorize Chairman to sign. Withdrawn from Agenda by the Treasurer-Tax Collector.
18. Treasurer-Tax Collector recommending Auditor-Controller be authorized to replenish the change difference fund to its authorized level of \$250.  
**RECOMMENDED ACTION:** Approve.
19. Building Department recommending Resolution amending Authorized Personnel Allocation Resolution 229-99 deleting one Engineering Technician position and adding one Building Inspector I/II position.  
**RECOMMENDED ACTION:** Adopt Resolution 024-2000.

20. U.C. Cooperative Extension recommending Budget Transfer 20091 increasing Estimated Revenue by \$30,000 for clerical support staff and Division of Agriculture and Natural Resources Program Leader. (4/5 vote required)

RECOMMENDED ACTION: Approve.

NuHBNS

21. Transportation Department recommending letter supporting selection of the Highway 050 Carpool Lane Project for a design-sequencing pilot program which would expedite said Project's completion by one year.

RECOMMENDED ACTION: Authorize Chairman to sign.

22. Transportation Department recommendations for Otter Creek Estates Rural Subdivision (TM92-1258) as follows: (Continued 1/11/00, Item 19)

(1) Accept improvements as complete;

(2) Adopt Resolution accepting street improvements on Volcanoville Road and Wentworth Springs Road into the County Maintained Mileage System;

(3) Release Certificate of Deposit 31-59-317927 in the amount of \$105,000;

(4) Hold posted Irrevocable Letter of Credit 92568 in the amount of \$52,500 guaranteeing payment to persons furnishing labor, materials, or equipment, and release in six months if no claims are made; and

(5) Accept Irrevocable Letter of Credit 92975 in the amount of \$10,500 and release in one year if no claims are made.

RECOMMENDED ACTION: Adopt Resolution 003-2000.

23. Planning Department recommending Chairman be authorized to sign Avigation and Noise Easements and Certificates of Acceptance from Fred K. Thompson, Kenneth L. Kirby and Paula D. Kirby, Jeff G and Carol D. Pirrello, Daniel A. and Katherine A. Pinski, Gary Carter, and Edward H. James and Laurie L. James for property in the vicinity of the Cameron Park Airport.

RECOMMENDED ACTION: Approve.



24. Planning Department recommending Avigation and Noise Easement and Certificate of Acceptance from Stanley N. and Joan E. Fujikawa for property in vicinity of Lake Tahoe Airport.  
**RECOMMENDED ACTION:** Approve.
25. Planning Department recommending Avigation and Noise Easement and Certificate of Acceptance from Richard L. V. Smith for property in the vicinity of Cameron Park Airport.  
**RECOMMENDED ACTION:** Approve.
26. District Attorney requesting authorization to execute Agreement 99-98-01 with State Department of Justice for the term July 1, 1999 through June 30, 2000 for laboratory analysis of blood and urine samples for alcohol and related services.  
**RECOMMENDED ACTION:** Approve.
27. Human Resources Department recommending Resolution amending Salary Table and implementing salary ranges for Sheriff's Clerk classifications covered by Charter Section 504 and related classifications covered by Memorandum of Understanding with County Employees Association Local 001, effective January 1, 2000.  
**RECOMMENDED ACTION:** Adopt Resolution 025-2000.
28. Human Resources Department recommending Resolution amending the Salary Table and Salary and Benefits Resolution for Unrepresented Elected Department Heads effective January 1, 2000.  
**RECOMMENDED ACTION:** Adopt Resolution 026-2000.
29. Human Resources Department recommending Resolution amending Authorized Personnel Allocation Resolution 229-99 deleting one Executive Secretary position and adding one Administrative Technician position in the General Services Department effective the first full pay period following approval. (Continued 1/11/00, Item 22)  
**RECOMMENDED ACTION:** Adopt Resolution 016-2000.
30. Administration recommending Agreements with Kaiser and PacifiCare for group health care plan options offered to County employees and retirees for the year 2000 coverage period.  
**RECOMMENDED ACTION:** Authorize Chairman to sign.

31. Administration recommending purchase of Airport Liability Insurance through Old Republic Insurance Company in the amount of \$10,382 for the term February 5, 2000 to February 5, 2001 for the Placerville and Georgetown Airports.  
**RECOMMENDED ACTION:** Approve.
32. Chief Administrative Officer (CAO) requesting authorization to execute Amendment 002 with All Star Investments in the amount of \$725,000 for the Courts and Sheriff's Facility and \$425,000 for the Juvenile Hall Facility for detailed plans and specifications for the Justice Center complex.  
**RECOMMENDED ACTION:** Approve. Continued to February 1, 2000, at the request of the CAO.
33. Supervisor Bradley recommending letter supporting Proposition 26, "Let's Fix Our Schools" initiative.  
**RECOMMENDED ACTION:** Approve. BHNS Nu(n)
34. Supervisor Nutting recommending Proclamation recognizing February 8, 2000 as "El Dorado County Friends of NRA Day".  
**RECOMMENDED ACTION:** Adopt Proclamation. HNuBNS
35. County Service Area 009 consideration of use of funds from the Georgetown Cemetery Zone of Benefit (98503) for a reward for information regarding recent events at the Georgetown Pioneer Cemetery.  
**RECOMMENDED ACTION:** Approve.
36. Supervisor Bradley recommending a one year extension (January 23, 2001) of Building Permit 115573 allowing design review and collection of remaining fees.  
**RECOMMENDED ACTION:** Approve.
37. (Refer Agenda Addendum No. 1 attached.)
38. (Refer Agenda Addendum No. 1 attached.)

**BOARD ACTION** - Consent Calendar approved with the exception of items 17 and 32 as noted, and with items 20, 33, 34 and 37 acted upon separately. NHBNU S

**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. General Services Department recommending Board evaluate the River Trust Fund deficit and current reimbursement schedule to the Fleet Management Internal Services Fund and the General Fund, and consider a fee increase of \$1 to accelerate said reimbursement.

BOARD ACTION - Continued to July 25, 2000. HNBNU S

51. Sheriff recommending Board act as follows to accomplish reorganization of the Sheriff's Department:

Find good cause for designation of the Assistant Sheriff as an unclassified position "at will" and that such designation is a de minimis change pursuant to County Charter Section 502.1;

Waive reading, read by title only, and introduce Ordinance for adoption on February 1, 2000, amending Civil Service Ordinance 2.60.060 and 2.60.065 adding the class of Assistant Sheriff to those classes exempt from civil service provisions and establishing limited return to civil service status rights for that same class;

Adopt RESOLUTION NO. 033-2000 adopting classification specifications for Assistant Sheriff, Sheriff's Director of Administrative Services and Assistant Coroner, establishing salary range and designating bargaining unit for same, and amending applicable Authorized Personnel Allocation Resolutions.

(Continued 1/11/00, Item 51)

BOARD ACTION - Sheriff's recommendations approved with reservation of holding until February 1, 2000, action on the classification of Sheriff's Director of Administrative Services. NBNU H(n)S(n)

52. Human Resources Department recommending Ordinance amending County Ordinance Code Section 2.57.030 setting salary for members of the Board of Supervisors; said amendment implements the average percentage salary increase provided to other department heads and provides a methodology for Board consideration setting a policy for future Board salary increases.

**BOARD ACTION** - Supervisor Nielsen's motion to waive reading, read by title only, and introduce the Ordinance, failed. NH B(n)Nu(n)S(n)

At the request of Supervisor Nielsen, the matter was "trailed" for further deliberation later in the day.

Later in the day, noting the absence of Supervisors Bradley and Nielsen, Chair Pro Tem Humphreys ordered the matter continued to **February 1, 2000**.

53. Supervisor Nutting requesting Board reconsider its action of December 7, 1999 on Measure Y interpretation Issue #7.

**BOARD ACTION** - Reconsideration approved; matter to be reconsidered on **February 1, 2000**. NuSN B(n)H(n)

54. Supervisor Nutting recommending Resolution supporting Proposition 13 the Safe Drinking Water, Clean Water, Watershed Protection and Flood Protection Act of 1999 that will be on the March 2000 ballot.

**BOARD ACTION** - RESOLUTION NO. 031-2000 adopted.

NuSBH N(n)

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

60. Smith & Kempton presenting an analysis of the results of a survey designed to test public opinion relating to selected transportation issues and projects.

**BOARD ACTION** - No action taken.

61. Year 2000 Committee report on the year end and remaining problems to be dealt with in the coming year; and presentation of Certificates of Appreciation for each member of the Committee.

**BOARD ACTION** - No action taken.

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

62. Hearing to consider Resolutions approving the Rescue, Pioneer, and Cameron Park Fire Protection Districts' Annual Reports and adoption of the Development Improvement Fees for same.

**BOARD ACTION** - Hearing no protests, Board adopted RESOLUTIONS NOS. 028-2000, 029-2000 and 030-2000, respectively. NHBNuS

63. Hearing to consider Resolution forming Rancho Dorado Zone of Benefit 98603 within County Service Area 009 providing road and drainage improvement and maintenance services.

**BOARD ACTION** - Withdrawn by General Services Department.

64. Resolution setting for election a measure to establish a special tax for the Rancho Dorado Road and Drainage Zone of Benefit 98603 within County Service Area 009.

**BOARD ACTION** - Withdrawn by General Services Department.

**NEW BUSINESS**

65. Upon being advised that the State Legislature will be considering re-ratification of the Tribal-State Compact between the State and the Shingle Springs Miwok Band of Indians on Thursday, January 27, 2000, the Board added to the agenda, consideration of a Resolution not supporting same. NuNBHS

RESOLUTION NO. 032-2000 adopted supporting Assemblyman Bruce Thompson's motion to not ratify the compact, finding the new compact is written to allow convicted felons to be hired by the Tribe to work and run the casino, and that operation of an Indian gaming facility would be detrimental to the surrounding community. NuSH B(a)N(a)

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

80. Hearing to consider map correction for the final map for Black Oak Estates, Unit 002 (TM87-1062) in the Cameron Park Area, adjusting the lot lines of Lots 40 through 43 and adding Lot 44. (District I) (Continued 1/4/00, Item 80)

**BOARD ACTION** - Board approved the map correction finding the action to be in compliance with the writ of mandate on the General Plan lawsuit, specifically that the proposal is a modification of a previously issued approval, and it does not expand the use nor increase the intensity of the use as originally approved, pursuant to subparagraph (4)(b); further, the action will not significantly impair the County's ability to adopt and implement a new General Plan, it complies with all other requirements of law, and it is consistent with both the Public Review Draft General Plan and the 1996 General Plan. BSNuH N(a)

81. Hearing to consider Appeal of Bill Center on approval of Special Use Permit 93-03R for Coloma Resort; Applicant: Fred Faieta; and Planning Department submitting revised conditions of approval, rationale for the recommended changes to said conditions, and Department of Transportation information regarding Mt. Murphy Bridge mitigation. (Continued 11/23/99/Item 83)

**BOARD ACTION** - Hearing continued to **February 15, 2000.**  
SNuH B(a)N(a)

82. Hearing to consider Appeal of Steven Proe, agent for El Dorado County Taxpayers for Quality Growth, The Friends of Placer County, Environmental Planning and Information Council, Sierra Club of Placer County, and the Center for Sierra Nevada Conservation, on the approval of the reclamation plan for Cool Cave Quarry (RP98-03); Applicant: Spreckels Limestone Products Company.

**BOARD ACTION** - At the request of the appellants' agent, and by order of Chair Pro Tem Humphreys, hearing continued to **February 1, 2000**, with direction it be the first hearing at 2:00 p.m. that date.

**ADJOURNMENT**

**CLOSED SESSION ROSTER****Regular Meeting of the Board of Supervisors**

January 25, 2000

8:00 A.M.

Conference with Real Property Negotiator pursuant to Government Code Section 54956.8 regarding instructions to Board negotiator regarding real property described as APN 054-342-171. The person or persons with whom the negotiator may negotiate is Paul C. Savage, a married man, as his sole and separate property (partial acquisition, owner has option for a full acquisition). Instructions to negotiator will concern price and terms of payment. (Continued 1/11/00)

**BOARD ACTION** - Continued to February 1, 2000.

Conference with Real Property Negotiator pursuant to Government Code Section 54956.8 regarding instructions to Board negotiator regarding real property described as APN 054-391-051. The person or persons with whom the negotiator may negotiate are Carlan and Susan Meyer, husband and wife as joint tenants (partial acquisition). Instructions to negotiator will concern price and terms of payment. (Continued 1/11/00)

No action reported.

Conference with Real Property Negotiator pursuant to Government Code Section 54956.8 regarding instruction to Board negotiator regarding real property described as APN 054-342-191. The person or persons with whom the negotiator may negotiate is First Federal Properties, Inc. (partial acquisition). Instructions to negotiator will concern price and terms of payment. (Continued 1/11/00)

**BOARD ACTION** - Continued to February 1, 2000.

Conference with Real Property Negotiator pursuant to Government code Section 54956.8 regarding instructions to Board negotiator regarding real property described as APN 054-342-181. The person or persons with whom the negotiator may negotiate is First Federal Properties, Inc. (partial acquisition, owner has option for a full acquisition). Instructions to negotiator will concern price and terms of payment. (Continued 1/11/00)

**BOARD ACTION** - Continued to February 1, 2000.

Conference with Real Property Negotiator pursuant to Government Code Section 54956.8 regarding instructions to Board negotiator regarding real property described as APN 054-342-161. The person or persons with whom the negotiator may negotiate is First Federal Properties, Inc. (partial acquisition, owner has option for a full acquisition). Instructions to negotiator will concern price and terms of payment. (Continued 1/11/00)  
**BOARD ACTION - Continued to February 1, 2000.**

Conference with Real Property Negotiator pursuant to Government Code Section 54956.8 regarding instructions to Board negotiator regarding real property described as 16-acre parcel of land owned by the County on Coach Lane in Cameron Park or Industries on Bass Lake Road in El Dorado Hills or APN 103-010-11 and 103-010-13. The person or persons with whom the negotiator may negotiate include L.B. Industries or its representatives. Instructions to negotiator will concern price and terms of payment. The Chief Administrative Officer, or his designee, shall be the negotiator for the County.  
**No action reported.**

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

a. Goldzband vs El Dorado County and Loring Brunius - El Dorado County Superior Court Case Nos. PV-002958 and PV-002959 (2 cases); El Dorado County vs Goldzband (Public Records Act) - Sacramento County Superior Court Case No. 98CS01478; El Dorado County vs State Mining and Geology Board - Sacramento County Superior Court Case No. 99AS02789; El Dorado County vs Department of Conservation; Administrative Proceedings - 45-day notice by State Mining and Geology Board vs El Dorado County; anticipated litigation against State Mining and Geology Board; and all related matters.

**BOARD ACTION - Continued to February 1, 2000.**

b. El Dorado County Taxpayers for Quality Growth, et al vs El Dorado County, et al. (General Plan), Sacramento County Superior Court Case No. 96CS01290.  
**No action reported.**

c. Bernard Carlson vs County of El Dorado, El Dorado County Superior Court Case No. PV-005440.  
**No action reported.**



Public Employee Appointment pursuant to Government Code  
Section 54957: Title: General Services Director.  
No action reported.