

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

February 1, 2000

8:00 A.M.

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

CLOSED SESSIONS

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

a. Workers Compensation Settlement - Palmer vs County of El Dorado, WCAB #SAC 207814.

No action reported.

b. Workers Compensation Settlement - Peterson vs County of El Dorado, WCAB #SAC 243747, 0258112, et al.

No action reported.

c. Concerned Citizens of El Dorado County, et al vs County of El Dorado, et al, (Measure Y) El Dorado County Superior Court Case No. PV-004551.

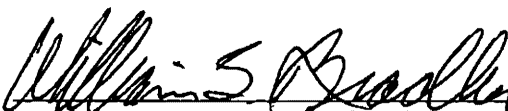
BOARD ACTION - Continued to February 8, 2000.

Public employee discipline/dismissal/release pursuant to Government Code Section 54957.

No action reported.

Board of Supervisors Meeting of February 01, 2000 attached hereto and approved by the Board on February 08, 2000.

APPROVED:



WILLIAM S. BRADLEY, 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, February 1, 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

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.

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. 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 25, 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 20121 increasing Estimated Revenue by \$200,000 for substance abuse treatment services including the "Hand-in-Hand" program. (4/5 vote required)
RECOMMENDED ACTION: Approve and authorize Directors of Public Health and Social Services to execute subsequent documents relating to same.
4. Public Health Department recommending Auditor/Controller pay reimbursement of \$119,973.37 to the State Alcohol/Drug Program due to overpayments of funding received by said Department from the fiscal year 1998/99 allocation.
RECOMMENDED ACTION: Approve. Removed from the Agenda at the request of the Department.
5. Community Services Department recommending proposed Department reorganization and job specifications and adoption of Resolution amending Authorized Personnel Allocation Resolution 229-99 to accomplish same.
RECOMMENDED ACTION: Adopt Resolution 034-2000.
6. Community Services Department recommending Agreement with Serrano Associates, LLC for use of a portion of the Serrano property for the Older Americans Month Celebration scheduled for May 18, 2000.
RECOMMENDED ACTION: Authorize Chairman to sign.
7. General Services Department recommending award of Bid 405-043 for propane to be used by West Slope offices.
RECOMMENDED ACTION: Authorize purchase order to the low bidder Suburban Propane of Placerville in an amount not to exceed \$300,000 including applicable sales tax.

8. General Services Department recommending increase in amount of award of Bid 745-001 for plant mix asphalt concrete from \$233,630 to \$310,630.
RECOMMENDED ACTION: Authorize Blanket Purchase Order BP200159 to American River Asphalt of Folsom in an amount not to exceed \$310,630.
9. General Services Department recommending Amendment II to Agreement 056-S9911 with the Institute of Forensic Sciences Toxicology Laboratory, Inc. for a term to expire October 20, 2000 for selected forensic analysis and toxicology services for the Sheriff's Department.
RECOMMENDED ACTION: Authorize Chairman to sign.
10. Agriculture Commission recommending Bob Penn be appointed to the County Agricultural Commission as representative to the Timber and Related Industries for a term to expire January, 2004.
RECOMMENDED ACTION: Approve.
11. Fair Board of Directors inviting the Board of Supervisors to a joint luncheon meeting on Tuesday, February 8, 2000 at noon in the Board of Directors' Room on the County Fairgrounds.
RECOMMENDED ACTION: Approve.
12. Library Director recommending Budget Transfer 20119 increasing Estimated Revenue by \$4,903 in Library Literacy due to increase in State grants. (4/5 vote required)
RECOMMENDED ACTION: Approve.
13. Transportation Department recommending Statement of Asset Transfer transferring ownership of four remaining transit vehicles that were inadvertently not transferred after the El Dorado Transit Authority was established in 1993 and assumed ownership of all transit assets.
RECOMMENDED ACTION: Authorize Chairman to sign.
14. Transportation Department requesting authorization to submit a grant application to the California Tahoe Conservancy for the Woodland / Tamarack / Lonely Gulch Erosion Control project (JN 95145) in the amount of \$547,200 for site improvements.
RECOMMENDED ACTION: Approve.

15. Transportation Department requesting authorization to submit a grant application to the California Tahoe Conservancy for the Pioneer Trail III Erosion Control project (JN 95139) in the amount of \$392,800 for monitoring of site improvements.
RECOMMENDED ACTION: Approve.
16. Transportation Department requesting authorization to submit a grant application to the California Tahoe Conservancy for the Silvertip Erosion Control project (JN 95141) in the amount of \$212,600 for site improvements.
RECOMMENDED ACTION: Approve.
17. Transportation Department requesting authorization to submit a grant application to the California Tahoe Conservancy for the Apalachee Erosion Control project (JN 95154) in the amount of \$658,600 for site improvements and \$98,260 for right-of-way acquisitions.
RECOMMENDED ACTION: Approve and adopt Resolution 035-2000 for Maintenance for said project.
18. Transportation Department recommending Certificate of Acceptance for the Offer of Dedication (IOD99-038), from NGH California One, LP, for Glenview Apartments in Cameron Park.
RECOMMENDED ACTION: Authorize Chairman to sign.
19. Planning Department submitting Final Map (TM86-0151) for Pioneer Place, Unit 002 in the Cameron Park Area, Applicant: Kyle Smith; and recommending Agreement to Make Subdivision Improvements with Lloyd Cymrot.
RECOMMENDED ACTION: Approve, and authorize Chairman to sign.
20. County Counsel recommending Resolution superceding Resolution 49-79 governing service charges for bad checks presented to County offices.
RECOMMENDED ACTION: Adopt Resolution 036-2000.
21. Supervisor Nutting recommending adoption of the Regional Council of Rural Counties' comments to the United States Forest Service's proposed rule change of 36 CFR Parts 217 and 219 as El Dorado County's comments.
RECOMMENDED ACTION: Approve.

22. Supervisor Nielsen recommending Davia Weiner be appointed as the District III representative to the Children and Families First Commission.
RECOMMENDED ACTION: Approve.
23. Transportation Department recommending Resolution amending Resolution 247-81 adding speed restrictions on various roads as outlined in same.
RECOMMENDED ACTION: Adopt Resolution 037-2000.
24. Transportation Department recommending Resolution amending Resolution 252-81 adding parking prohibited signs along various streets as outlined in same.
RECOMMENDED ACTION: Adopt Resolution 038-2000.
25. Transportation Department recommending Resolution amending Resolution 137-82 adding a tow away zone on Happy Valley Cutoff Road.
RECOMMENDED ACTION: Adopt Resolution 039-2000. HSBNuN
26. Transportation Department recommending Resolution amending Resolution 245-81 sanctioning the installation of STOP signs at various intersections as outlined in same.
RECOMMENDE ACTION: Adopt Resolution 040-2000.
27. Transportation Department recommending Resolution amending Resolution 250-81 establishing one Through Highway at Lindberg Avenue from Mother Lode Drive to Forni Road, thereby sanctioning the installation of STOP signs.
RECOMMENDED ACTION: Adopt Resolution 041-2000.
28. Transportation Department recommending Resolution summarily vacating (AOE99-043) a ten foot public utility easement running along the northeasterly side of Lot 097 in the Eastwood Park Subdivision, Unit 002, requested by Taylor and Laura Howe.
RECOMMENDED ACTION: Adopt Resolution 042-2000.

BOARD ACTION - Consent Calendar items approved with the exception of item 4 as noted (item 25 acted upon separately).
SHBNU N

END CONSENT CALENDAR

PRESENTATION of Certificates of Recognition to the following County employees who are retiring:

Sandra A. Martin, Mental Health Department, 25 years
Marilyn Henderson, District Attorney's Office, 15 years
Donna J. Bergmeister, District Attorney's Office, 14 years
Terrance Brown, District Attorney's Office, 8 years

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 requesting Board reconsider its action of June 8, 1999 on Certificate of Compliance (COC99-19) for APN 089-150-21 on the north side of Bear Rock Road for Richard Woltering.

BOARD ACTION - Board approved reconsideration of the matter on a date to be determined by County Counsel.

SNuBNH

51. Adoption of Ordinance amending Civil Service Ordinance 2.60.060 and 2.60.065 adding the classification of Assistant Sheriff to those exempt from Civil Service provisions and establishing limited return to Civil Service status rights for that same; and Resolution adopting classification specifications for Sheriff's Director of Administrative Services, establishing salary range and designating bargaining unit for same, and amending applicable Authorized Personnel Allocation Resolution. (Introduced and continued from 1/25/00, Item 51)

BOARD ACTION - Board waived reading, read by title only, and adopted ORDINANCE NO. 4549, and adopted RESOLUTION NO. 043-2000 as presented.

NuHBNS

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 elected department heads and provides a methodology for Board consideration setting a policy for future Board salary increases. (Continued 1/25/00, Item 52)

BOARD ACTION - Motion to approve failed.

HN B(n)Nu(n)S(N)

53. Reconsideration of Board's action of December 7, 1999 on Measure Y interpretation Issue #7.

BOARD ACTION - Upon being advised by County Counsel that reconsideration protocol requires the Board to vote again on the motion it passed on December 7, 1999, which adopted the following response to Issue #7: "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)."; the Board again voted on the motion and it failed. BH Nu(n)N(n)S(n)

The Board adopted the following response to Issue #7: "Cumulative impact, which includes latent demand, must as a matter of policy be considered when establishing a road plan and fee under Policy 3.2.2.4 which says cumulative impacts are to be considered, but neither cumulative impacts nor latent demand are mentioned in Policy 3.5.1.6.1 and therefore are not part of Policy 3.5.1.6.1."

NuNS B(n)H(n)

54. Supervisor Nutting requesting discussion of the Criminal Justice Center project and the estimated annual payments to local governments from tobacco settlement; consideration of using the tobacco settlement payments for much needed road improvements; and consideration of using information from All Star Investments and staff to place the matter of construction of a new criminal justice center on the November 2000 ballot.

BOARD ACTION - Board directed the following:

Chief Administrative Officer (CAO) to bring back to the Board a potential ballot measure dealing with the Criminal Justice Center;

Department of Transportation to look at the needs at Latrobe Road and Missouri Flat Road, and road maintenance in general, and give Board suggestions on how it best can utilize the "tobacco settlement" monies;

CAO to proceed by continuing on with the Juvenile Hall facility, with the site being expandable into a full blown justice facility wherein the courthouse would have adequate provision for growth including but not limited to presence of the District Attorney and Public Defender and the normal array of court facilities and participants.

NuNB H(n)S(n)

55. Chief Administrative Officer (CAO) requesting authorization to sign an interim agreement with All Star Investment, Inc. for detailed construction plans and specifications for the new Justice Center complex. (Continued 1/25/00, Item 32)

BOARD ACTION - Removed from the Agenda at the request of the CAO.

TIME ALLOCATIONS - 11:00 A.M.

60. Supervisor Nutting presenting the Sacramento Mother Lode Regional Association of Supervisors 1999 Erwin E. Meier Award to Senator Tim Leslie.

61. Administration recommending property tax redistribution for LAFCO Project 97-04, Cameron Park Community Services District Reorganization, Cameron Valley Estates; said boundary change will be considered by LAFCO at a later date.

BOARD ACTION - Making the determination there will be no exchange for fire districts; the matter was referred back to the Chief Administrative Officer for further negotiations on a redistribution of property tax for recreation services. NSNuH B(n)

TIME ALLOCATION - 2:00 P.M.

80. 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. (Continued 1/25/00, Item 82)

BOARD ACTION - Hearing continued to February 8, 2000, at 2:00 p.m. NuHBNS

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

February 1, 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 1/25/00)
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 1/25/00)
No action reported.

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 1/25/00)
No action reported.

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 1/25/00)
No action reported.

Existing litigation pursuant to Government Code Section 54956.9(a) regarding 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 8, 2000.

Conference with Labor Negotiator pursuant to Government Code Section 54957.6; County Negotiator: Director and Deputy Director of Human Resources; and Employee Negotiator: El Dorado County Employee's Association, Local No. 001, Operating Engineers Local Union No. 003, and unrepresented employees.

No action reported.

Added to the agenda upon its adoption:

Pending litigation, Cimmarusti vs Atwood.

No action taken.