

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 13, 2001

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) initiation of litigation. (2 cases)

BOARD ACTION - In the first matter the Board authorized initiation of litigation subject to staff's final review of final recommendations by outside counsel and authorized retention of law offices of Martha E. Romero and Associates in connection with that litigation, and Chairman authorized to sign contract with same; details concerning the parties and nature of that litigation would be available upon request once litigation is initiated.

In the second matter, formal action was not taken to initiate litigation, however, in order to further consider the matter, the Board authorized retention of the law firm of Cooper White & Cooper with a cap on initial fees for evaluation of \$5000.00.

Board of Supervisors Meeting of February 13, 2001 attached hereto and approved by the Board on February 27, 2001.

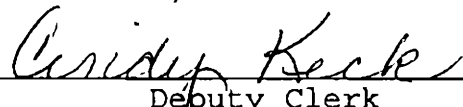
APPROVED:



PENNY HUMPHREYS, Chair

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, February 13, 2001

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>

PENNY HUMPHREYS
Chair
Fourth District

DAVID A. SOLARO
First Vice Chair
Fifth District

HELEN BAUMANN
Second Vice Chair
Second District

RUSTY DUPRAY
First District

CARL BORELLI
Third District

Clerk of the Board
Dixie L. Foote

Interim Chief Administrative Officer
Tom Soike

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. - 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 Agendas (Minutes) of Special Meeting on January 29-30, and Regular Meeting on February 6, 2001.

RECOMMENDED ACTION: Approve.

2. Public Health Department recommending Budget Transfer 21137 increasing Estimated Revenue by \$60,025 for the first year of a five year Comprehensive Drug Court Implementation Grant to be used to augment the Juvenile Court Program in Placerville. (4/5 vote required)

RECOMMENDED ACTION: Approve.

3. Public Health Department recommending Resolution amending Authorized Personnel Allocation Resolution 275-2000 deleting a .75 Administrative Analyst I/II position and one Health Education Coordinator position and adding two Department Analysts I/II positions to meet the needs of said Department.

RECOMMENDED ACTION: Adopt Resolution 031-2001.

4. Public Health Department recommending approval in concept of the participation by County agencies in the submission of letter of intent, grant application, draft memoranda of understanding, and other documentation required from local and County agencies to the State Department of Education for funding to establish Healthy Start Coalition partnerships in the County for services to high risk student populations to improve their educational outcomes.

RECOMMENDED ACTION: Approve.

5. Public Health Department requesting Womenspace Unlimited and El Dorado Women's Center be authorized to request letters of support or memoranda of understanding, as required, from County Department Heads to accompany grant funding applications for fiscal year 2001/2002, and for future years.

RECOMMENDED ACTION: Approve.

6. Public Health Department recommending approval in concept of the submission of letter of intent, grant applications, letters of support from other County agencies and other documents required by the Request for Proposal issued by the Children and Families Commission, to secure grants funded by Proposition 10 (tobacco taxes) for projects promoting, supporting and improving early childhood development for pregnant women and children in the birth through five years old population.
RECOMMENDED ACTION: Approve.
7. Mental Health Department recommending Agreement 7223-01-003 with the County of Sacramento in the amount of \$100,000 for the term February 15, 2001 through February 14, 2002 for compensation for psychiatric inpatient care to Sacramento County residents.
RECOMMENDED ACTION: Authorize Chair to sign.
8. Community Services Department recommending the 2000/2001 California Department of Aging Area Plan Budget Revision 001, incorporating \$21,691 new Federal One-Time-Only funding, \$84,438 increased donations and line item adjustments; Budget Transfer 21140 increasing Estimated Revenue by \$106,130; and purchase of fixed assets, including \$6,535 increased funds for a previously approved vehicle purchase and one \$21,000 additional new vehicle purchase for the Senior Nutrition Program. (4/5 vote required)
RECOMMENDED ACTION: Approve.
9. General Services Department recommending Bid 01-070-057 for a new 4x4 SUV for the Supervising Probation Officer as part of the new County School Resource Program in compliance with the Schiff-Cardenas Crime Prevention Act of 2000.
RECOMMENDED ACTION: Authorize purchase order in the amount of \$25,207 including tax to Harrell Motors, Placerville.

10. General Services Department recommending extending the term for Lease 278-L9811 with Robert Earl Olson and Martha Waddell Olson for one year commencing March 1, 2001, with a one-year additional option, for office space located at 415 Placerville Drive, Suite N, Placerville for the Public Health Department, Vital Statistics.
RECOMMENDED ACTION: Approve.
11. General Services Department recommending Agreement 105-S0111 with Marshall Hospital in an amount not to exceed \$16,575 for the term February 1, 2001 through June 30, 2002 for routine physical health care services for mentally disordered adults on an "as requested" basis for the Department of Mental Health.
RECOMMENDED ACTION: Authorize Chair to sign.
12. General Services Department recommending Agreement 341-V0111 with CIMS Lab, Inc. in an amount not to exceed \$24,795.12 for a five year term commencing July 1, 2000 for a proprietary software license and maintenance for the County mainframe resource management and reporting software program for the Information Services Department.
RECOMMENDED ACTION: Authorize Chair to sign.
13. Building Department requesting one-year extension on the expiration date for Permit Application 119626 for Sierra Ski Ranch, Inc.
RECOMMENDED ACTION: Approve. HSDBaB
14. Building Department requesting six-month extension on the expiration date for Permit Applications 124065 and 124067, requested by the Planning Department on behalf of the applicant: Ellinghouse.
RECOMMENDED ACTION: Approve. HBDBaS
15. Elections Department submitting results of votes cast at the Mail Ballot Election held on January 30, 2001 for County Service Area 003 - Tahoe West Shore Area Ambulance Services.
RECOMMENDED ACTION: Approve.

16. Library Director recommending approval in concept of the submission of letter of intent, grant applications, and other documents required by the Request for Proposal issued by the Children and Families Commission for grants which are funded by Proposition 10 (tobacco taxes) for books and literacy training and support for caregivers of children from birth through five years of age.
RECOMMENDED ACTION: Approve.
17. Auditor/Controller requesting authorization to disburse excess proceeds from tax deeded land sale held November 5, 1999 to those parties as outlined in Agenda Transmittal dated February 1, 2001.
RECOMMENDED ACTION: Approve.
18. District Attorney recommending Budget Transfer 21135 modifying estimated revenues and expenses in the amount of \$116,628 for Family Support in line with budget increases made by the State. (4/5 vote required)
RECOMMENDED ACTION: Approve.
19. Environmental Management Department recommending competitive bidding would not be in the public interest due to the unique nature of the property to be acquired; and recommending purchase order to Costner Industries Nevada Inc. for one bilge pump-out unit in the amount of \$32,870.78 and authorize modification of the fixed asset list for Fund Type 12 by adding same.
RECOMMENDED ACTION: Approve.
20. Transportation Department recommending Caltrans Cooperative Agreement 03-0167 providing \$474,799 in funding for the Caltrans share of construction, construction engineering, and contingency cost of the Cascade Erosion Control Project.
RECOMMENDED ACTION: Authorize Chair to sign.

21. Planning Department recommending Avigation and Noise Easements and Certificates of Acceptance with Richard L. Munoz and Alicia Munoz; Timothy W. Mendenhall; Thomas Findleton and Pamela Findleton, and Gayle P. Dyer and Ivydell K. Dyer; Albert J. Youngwerth and Gloria L. Youngwerth; Jeffrey Stock; Dovcon L.P., a California Limited Partnership; David K. Vinson; David Jacobsen and Janice Jacobsen for property in the vicinity of Cameron Park Airport.
RECOMMENDED ACTION: Approve.
22. Planning Department submitting comment letter dated January 25, 2001, to the U.S. Fish and Wildlife Service pertaining to the Draft Recovery Plan for Gabbro Soil Plants of the Sierra Nevada Foothills.
RECOMMENDED ACTION: Receive and file.
23. Planning Department submitting comment letter dated January 22, 2001, to the U.S. Fish and Wildlife Service pertaining to the Draft Economic Analysis of Critical Habitat Designation for the California Red-Legged Frog.
RECOMMENDED ACTION: Receive and file.
24. Administration recommending Memorandum of Understanding with El Dorado County Transit Authority to continue as an Affiliated Employer under the County's employee health benefits program.
RECOMMENDED ACTION: Authorize Chair to sign. Approved with additional proposal that all new future affiliated employers be on notice that should they leave the County's self-insurance program, Risk Management will not recommend their return to the program for a period of at least 3 years. BSDBaH
25. Supervisor Baumann recommending Tulen Emery, District II Supervisor's Assistant, be appointed as her alternate to the Community Action Council.
RECOMMENDED ACTION: Approve.

26. Supervisor Humphreys requesting appropriation of \$600 each from Environmental Management and Board of Supervisors Departments for airfare and two nights lodging for two County representatives, Jon Morgan and Connie Zelinsky, to tour the Herhof composting facilities in Frankfurt, Germany to investigate composting technology chosen by Mariposa County and Integrated Recycling, Inc.

RECOMMENDED ACTION: Approve.

BBaDHS

27. County Service Area 010 consideration of Budget Transfer 21136 increasing Estimated Revenue by \$39,638 to comply with contractual commitments of a grant obtained from the California Department of Conservation, Division of Recycling.

RECOMMENDED ACTION: Approve.

BOARD ACTION - Consent Calendar approved with items 13, 14, 24 and 26 acted upon separately. BSDBAH

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 the following pertaining to the South Lake Tahoe Juvenile Facility:

(1) Receive and file the Needs Assessment completed by Suzie Cohen & Associates in December, 2000;

(2) Authorize and direct General Services Director to submit an application to the State Board of Corrections for a Juvenile Local Detention Facility Construction Grant; and

(3) Adopt Resolution providing authorizations and assurances as specified for same.

BOARD ACTION - Approved, and RESOLUTION NO. 032-2001 adopted. SDBaBH

51. Planning Department recommending the following:

(1) Receive and adopt "Meeting Summary - El Dorado County Board of Supervisors Retreat - January 29-30, 2001" prepared by CDR Associates as the official transcript of minutes for same.

BOARD ACTION - Approved.

DBBaHS

(2) Determine which option to proceed with regarding a collaborative decision-making process aimed at addressing land use issues as outlined in Agenda Transmittal letter dated February 7, 2001.

BOARD ACTION - Board approved Option II with deletion of the second "bullet" and addition of the first "bullet" contained in Option III, i.e., Board approved Option II as modified to read as follows:

DBBaHS

Option II - Conduct a convening process to determine what form of collaborative process would be most successful.

- Board decides to conduct a convening process that would result in specific recommendations about what form of collaborative process, if any, offers reasonable prospects for success.
- The convening yields answers to the five key questions identified during the Board retreat:
 - > What outcomes or results are desired?
 - > What forums are appropriate?
 - > What processes are most likely to yield the desired outcomes?
 - > What stakeholder representation is realistic?
 - > What are the key steps for implementation?
- As part of convening address coordination / integration of collaborative problem solving with formal processes, including preparation of the EIR and the Planning Commission processes.
- Establish a coordination team among County staff to support the convening effort.
- Use a neutral expert to conduct the convening and report back to the Board.

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- Set realistic time frames to complete the convening (Note: once a contract is in place, and assuming two skilled experts are involved, 4-6 weeks would be a reasonable though aggressive time frame).
- As part of the convening, interview Supervisors individually with a specific focus on desired outcomes and results, and also potential obstacles.
- Make a decision about whether to proceed with a collaborative approach, and if so in what form, after receiving the convening report and recommendation.
- Board, with staff input, create two categories of land use issues. The first category is issues that will be addressed outside a collaborative process, and the second is issues that are proposed for collaborative problem solving. The criteria for Category One could include (1) require immediate action by Board, or (2) inappropriate for collaborative problem solving due to degree of polarization and limited options for decision.

(3) Direct staff to proceed with implementation of the preferred option.

BOARD ACTION - Approved with Planning Director requested to seek professional advice from CDR Associates on how the Board can move forward on implementation of Measure Y. DBBaHS

52. Administration recommending the dates of February 22, 23, 28 or March 2, 2001 for a Board workshop with all County Department Heads; and direction to the Interim Chief Administrative Officer to engage the services of Dennis Crabb as the facilitator for same.

BOARD ACTION - Board determined to conduct the workshop, facilitated by Dennis Crabb, on Friday, February 23, 2001, commencing at noon with lunch provided for Board members and staff. BSDBaH

- 53. County Counsel submitting for adoption Resolution establishing the Supervisorial District Boundary Study Committee; and Board to appoint members thereto.

BOARD ACTION - RESOLUTION NO. 033-2001 adopted. BSDBaH

Following appointments made to said Committee:

District I	Sam Bradley	DBBaHS
District II	Jerry Waldie	BaDBHS
District III	Jack Sweeney	BDBaHS
District IV	Charlie Rose	HBDBaS
District V	David Kurtzman	SBDBaH

- 54. Supervisor Dupray requesting Board discuss having an invocation at the beginning of each of its regularly-scheduled meetings. (Continued 2/6/01, Item 51)

BOARD ACTION - Board re-instated the practice of an invocation preceding each regular Board of Supervisors meeting effective February 27, 2001. DBaBHS

- 55. County Service Area 010 consideration of Resolution conditionally supporting compost matching funds up to \$30,000 for a County compost research center and processing facility for the ultimate benefit of County residents.

BOARD ACTION - Motion to adopt the Resolution failed. BD Ba(n)H(n)S(n)

TIME ALLOCATION - 11:00 A.M.

- 60. Hearing to consider adoption of Resolution approving the Annual Report and adopting El Dorado Hills Community Services District Park and Recreation Impact Fees.

BOARD ACTION - RESOLUTION NO. 034-2001 adopted. DBBaHS

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATIONS - 2:00 P.M.

80. Hearing to consider rezone (AZ87-24) of properties in the Diamond Springs/El Dorado area (APN 327-130-20) from RE-5, Estate Residential Five-acre zone to C-PD, Commercial-Planned Development zone, requested by Carol J. Russell (District III).

BOARD ACTION - Board adopted the Negative Declaration as prepared and approved the rezone, adopting ORDINANCE NO. 4574, based on the findings of the Planning Commission. BSDBaH

BOARD OF SUPERVISORS RECESSED AND RECONVENED AT THE LOGAN BUILDING, 768 PLEASANT VALLEY ROAD, DIAMOND SPRINGS, FOR A TOUR OF SAID FACILITY.

ADJOURNMENT

CLOSED SESSION ROSTER**Regular Meeting of the Board of Supervisors****February 13, 2001****8:00 A.M.**

Conference with Real Property Negotiator pursuant to Government Code Section 54956.8 regarding instructions to negotiator regarding real property described as a portion of APN 025-010-52. The person with whom the negotiator may negotiate is the Superintendent of the Lake Tahoe Unified School District (LTUSD). Instructions to negotiator will concern price and terms of payment.

No action reported.

Conference with Real Property Negotiator pursuant to Government Code Section 54956.8 regarding instructions to negotiator regarding real property described as Cascade and Sugar Pine Road (APNs 018-090-13, 018-090-26, 018-090-27, 018-090-57, 018-090-58, and 018-090-59. The persons with whom the negotiator may negotiate are Brig Ebright, Shrimp Ebright and Harold R. Ebright Jr., et al. Instructions to negotiator will concern price and terms of payment.

No action reported.