

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, May 22, 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. - INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

PRESENTATION of Certificate of Commendation to Kent Evan Beichley, who has reached the rank of Eagle Scout, Boy Scout Troop 95. BSDBaH

PRESENTATION by the El Dorado Arts Council.

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 Chair.

1. Approval of Board of Supervisors Conformed Agendas (Minutes) of May 8 and 15, 2001.

RECOMMENDED ACTION: Approve.

2. Assessment Roll Changes (on file with the Clerk)

RECOMMENDED ACTION: Authorize Chair to sign.

3. Public Health Department recommending Budget Transfer 21261 increasing Estimated Revenue by \$8,000 to purchase three computers for the Vital Statistics Program. (4/5 vote required)

RECOMMENDED ACTION: Approve.

4. Public Health Department recommending the week of May 20 - 26, 2001 be proclaimed "Emergency Medical Services Week in El Dorado County.

RECOMMENDED ACTION: Adopt Proclamation.

5. General Services Department recommending award of Bid 01-204-062 for 47 desktop computers and 87 monitors for various departments.

RECOMMENDED ACTION: Authorize purchase orders to Cadence Group in the amount of \$28,090 and Amherst Corporate Computer in the amount of \$34,436, including sales tax and delivery.

6. General Services Department recommending Resolution amending Records Disposition Schedule for the Chief Administrative Office (Administration).

RECOMMENDED ACTION: Adopt Resolution 126-2001. DBBaHS

7. General Services Department recommending modification of previously approved vehicle replacements for the Sheriff's Department.

RECOMMENDED ACTION: Authorize purchase order for one additional full size replacement of one crash damaged mid-size sedan; authorize purchase order for one additional full-size SUV from Harrell Motors, Placerville, CA, in the amount of \$32,421; delete one mid-size SUV ordered from Lasher Motors, Elk Grove, CA in the amount of \$21,504; and issue a purchase order for one mid-size sedan from South Shore Motors, South Lake Tahoe, CA, in the amount of \$15,778.

8. General Services Department recommending the following pertaining to the emergency removal of mold and lead from the District Attorney's Office and the cleaning of ducts:

(1) Find the removal and cleaning is an emergency;

(2) Find that pursuant to Section 3.12.132 of the Purchasing Ordinance, competitive bidding is not required for said removal because competitive bidding would not be in the public interest due to the declared emergency;

(3) Direct said Department to negotiate a contract with Selby Environmental, Inc. in the amount of \$50,000 to accomplish same; and

(4) Authorize Interim Director of General Services to execute said contract upon approval from County Counsel and Risk Management.

RECOMMENDED ACTION: Approve. Making the findings set forth in recommendations 1 and 2, the Board authorized staff to execute a contract for cleaning of affected items that are needed by staff immediately (files, evidence room, computers, etc.); to make arrangements for relocation of affected staff; and to report back to the Board on June 12, 2001, on plans and cost for complete remediation. SBaDBH

9. Treasurer-Tax Collector recommending Auditor-Controller be authorized to replenish the change difference fund to its authorized level of \$250.

RECOMMENDED ACTION: Approve.

10. Assessor recommending Resolution, pursuant to Revenue and Taxation Code Section 833, permitting the County Assessor and Auditor-Controller to examine any and all records of the State Board of Equalization.
RECOMMENDED ACTION: Adopt Resolution 127-2001.
11. Auditor-Controller submitting the "Comparison of Actual Tax Proceeds to be Adopted Appropriations Limit" report for prior fiscal periods; and recommending a public hearing be set for 10:00 a.m., June 12, 2001 for adoption of the Appropriations Limit for fiscal year 2001/2002.
RECOMMENDED ACTION: Approve.
12. University of California Cooperative Extension recommending Memorandum of Understanding between The Regents of the University of California and the County to establish a cooperative relationship with respect to implementation of mutual programs designed to prevent employee injury and illness.
RECOMMENDED ACTION: Authorize Chair to sign.
13. Agriculture Department recommending increase of the Placerville Fruit Growers Association purchase order from \$9,900 to \$13,617 for Transline herbicide.
RECOMMENDED ACTION: Approve.
14. Agriculture Department recommending Agreement 01-0038 with the State Department of Food and Agriculture in the amount of \$28,579 for term July 1, 2001 through June 30, 2002 for exotic insect pest trapping in El Dorado and Alpine Counties.
RECOMMENDED ACTION: Authorize Chair to sign.
15. Agriculture Department recommending Budget Transfer 21265 increasing Estimated Revenue by \$5,474 for control of noxious weeds in Alpine County.
RECOMMENDED ACTION: Approve.
16. Agricultural Commissioner requesting authorization to execute a Memorandum of Understanding with Amador County Department of Agriculture, California Department of Food and Agriculture and Oregon Department of Agriculture for biological control of Scotch Broom; and Budget Transfer 21266 increasing Estimated Revenue by \$3,500 for same.
RECOMMENDED ACTION: Approve.

17. District Attorney requesting authorization to execute Agreement 01-98-01 with the State Department of Justice for laboratory analysis of blood and urine samples for alcohol and related services.
RECOMMENDED ACTION: Approve.
18. Transportation Department recommending Resolution amending Resolution 247-81 lowering the existing 50 miles per hour (MPH) posted speed limit to 40 MPH on Green Valley Road from the County Line to Francisco Drive to enhance safety as part of the Green Valley Road Interim Widening Project.
RECOMMENDED ACTION: Adopt Resolution 128-2001.
19. Transportation Department recommending Agreement PSS171 with Harris and Associates, Inc. in an amount not to exceed \$230,639 for a term to expire May 31, 2002 for construction management services for the Highway 049 and Pleasant Valley Road Intersection Realignment Project.
RECOMMENDED ACTION: Accept Statement of Findings and authorize Chair to sign Agreement.
20. Transportation Department recommending Agreement PSS178 with URS Corporation in an amount not to exceed \$30,000 for a term to expire May 31, 2002 on an as-needed basis for performing surveying and construction staking services.
RECOMMENDED ACTION: Authorize Chair to sign.
21. Transportation Department recommending Amendment to the Joint Exercise of Powers Agreement establishing the El Dorado County Transit Authority to allow said Authority to become a legal claimant to Transportation Development Act funds.
RECOMMENDED ACTION: Authorize Chair to sign.
22. Transportation Department requesting authorization for a "sole source" purchase of 400 tons of Polymerized Asphalt Surface Sealer (PASS) and related labor from Main Street Materials of Laguna Niguel, CA, in the amount of \$172,900 for same.
RECOMMENDED ACTION: Approve.

23. Transportation Department recommending Resolution summarily vacating (AOE01-16) a 10-foot wide and two 5-foot wide public utility easements along Lot 27 of Woodleigh Summit, Unit 002, requested by Dale Burleson.

RECOMMENDED ACTION: Adopt Resolution 129-2001.

24. Transportation Department recommending the following pertaining to Cameron Woods Unit 006 (TM87-1061):

(1) Accept improvements as complete;

(2) Adopt Resolution accepting the streets into the County Maintained Mileage System;

(3) Release Irrevocable Letter of Credit 2000-006 in the amount of \$1,528,500 upon submittal to the Clerk of the Board and approval by County Counsel of replacement sureties in the amounts of:

(a) \$509,500 to guarantee payment to persons furnishing labor, material or equipment; and

(b) \$124,500 to guarantee against any defective work, labor done, or defective materials furnished;

(4) Release \$509,500 payment security six months after acceptance, if no claims are made; and

(5) Release \$124,500 warrantee security one year after acceptance, if no defect or warrantee claims.

RECOMMENDED ACTION: Approve and adopt Resolution 130-2001.

25. Transportation Department recommending the following pertaining to Creekside Greens Unit 001 (TM90-1217):

(1) Accept improvements as complete;

(2) Adopt Resolution accepting streets into the County Maintained Mileage System;

(3) Reduce Performance Bond 419087S to \$117,696.20 to guarantee against any defective work, labor done, or defective materials furnished and release in one year after acceptance, if no claims are made; and

(4) Hold posted Laborers and Materialsmen Bond 419087S in the amount of \$588,481 to guarantee payment and release in six months after acceptance, if no claims are made.

RECOMMENDED ACTION: Approve and adopt Resolution 131-2001.

26. Planning Department submitting General Plan Status Report for April 2001.

RECOMMENDED ACTION: Receive and file.

27. Risk Management recommending review, approval in concept, and staff be directed to continue working to implement by July 1, 2001, certain needed changes to the County-sponsored Blue Shield Plan.

RECOMMENDED ACTION: Approve.

28. Risk Management recommending revised contribution rates for County Sponsored Health Benefits, effective July 1, 2001; said rate changes represent a 9.5% increase when compared to current rates.

RECOMMENDED ACTION: Approve.

29. County Service Area 009 appointments to the Emerald Meadows Road Zone of Benefit 080.

RECOMMENDED ACTION: Approve.

30. Transportation Department recommending the following for the Green Valley Road Widening Project 72353:

(1) Purchase and Sale Agreements with Dianna J. Anders for APNs 067-260-29, -78, -79, and -80 in the amounts of \$12,050, \$14,100, \$25,725 and \$12,575 respectively;

(2) Certificates of Acceptance for the Deeds associated with each Agreement;

(3) Quitclaim Deeds from Linda Mazzocchi and Ralpie Brown for the Anders property (APN 067-260-79); and

(4) Certificates of Acceptance for each Quitclaim Deed.

RECOMMENDED ACTION: Authorize Chair to sign.

31. Transportation Department recommending Easement Acquisition Agreement and Certificate of Acceptance from Stephen T. Spellman and Lisa Spellman for a Public Service Easement in the amount of \$9,095 and a Temporary Access Easement in the amount of \$3,314 for a portion of APN 067-260-35 for the Green Valley Road Widening Project 72353.

RECOMMENDED ACTION: Authorize Chair to sign.

32. Transportation Department recommending Grant of Easement and Certificate of Acceptance from the U.S. Department of the Interior, Bureau of Reclamation, for the Green Valley Road Interim Widening Project 72339.

RECOMMENDED ACTION: Authorize Chair to sign.

33. Planning Department submitting Final Map for Serrano, Village I / Lot A (TM00-1368) in the El Dorado Hills area; and Agreement to Make Subdivision Improvements, Agreement for the Performance Bond, Agreement for Laborers and Materialsmen Bond, Agreement on Conditions for Acceptance of Drainage Easements, and Agreement on Conditions for Acceptance of Roads.

RECOMMENDED ACTION: Authorize Chair to sign.

BOARD ACTION - Consent Calendar approved with items 6 and 8 acted upon separately, and with Department Matter 61 added for continuation off calendar. 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. Fair Board President requesting support of tourism promotion for 2001 El Dorado County Fair for the printing and mailing of brochures to all residences on the Western Slope of El Dorado County including, Folsom zip codes, listing family oriented recreation and entertainment opportunities at the June 14-17 event at a cost of \$21,350. (Interim Chief Administrative Officer recommending this matter be deferred to the final budget hearing for consideration for funding next year.)

BOARD ACTION - Board agreed to pay half the cost, approving an appropriation not to exceed \$11,000 from a funding source to be identified by the Interim CAO within the Department 15, General Operations, Other Operations Budget. DSBaBH

Note: Supervisor Baumann requested the Fair Board report back to the Board on the effectiveness of the promotional mailer.

51. Transportation Department recommending approval of the proposed program of projects for the fiscal year 2001/2002 asphalt overlay program; and requesting authorization to begin implementation of the chip seal program on July 1, 2001, in advance of the budget addenda process, in order to expedite delivery of improvements.

BOARD ACTION - Approved.

BBaDHS

52. Transportation Department recommending the Board accept Statement of Findings and Chair be authorized to sign the following Agreements:

(1) PSS172 with Willdan in an amount not to exceed \$500,000 for as-needed construction inspection consultant services;

(2) PSS173 with Kleinfelder, Inc. in an amount not to exceed \$600,000 for as-needed geotechnical, geological, environmental and construction engineering (inspection) consultant services; and

(3) PSS174 with Signet Testing Laboratories, Inc. in an amount not to exceed \$75,000 for as-needed geotechnical, geological, and environmental engineering consultant services.

BOARD ACTION - Approved.

DBBaHS

53. Award of contract for State Route 049 and Pleasant Valley Road Intersection Realignment Project 73346.

BOARD ACTION - Construction contract awarded to the lowest responsive bidder, Yubacon, Inc., in the amount of \$1,026,350.45, and Chair authorized to sign same.

BDBaHS

54. Supervisors Baumann and Borelli recommending an Amendment to the Agreement with Smith, Kempton, and Watts not to exceed an increment of \$10,000 to accomplish additional data collection of 300 responses for a possible variable State Highway 050 Corridor Traffic Impact Mitigation Fee. (Continued 5/15/01, Item 55)

BOARD ACTION - Chair authorized to sign the Agreement Amendment not to exceed an increment of \$5000. DBaBHS

55. Supervisor Borelli recommending review of the policy for adopting County Goals in a timely manner each year and consider a means by which the status of the goals adopted be reported to the public.

BOARD ACTION - No action taken.

56. Final report on the Study of Vested Status of Approved Development Projects. (Referred 4/24/01, Item 74, and County Counsel requesting continuance to June 5, 2001.)

Continued to June 5, 2001, by order of the Chair.

TIME ALLOCATION - 10:00 A.M.

60. Supervisor Humphreys recommending the following pertaining to the 2001 El Dorado County Harvest Fair:

(1) Authorize Agricultural Commissioner to be the facilitator for said Fair;

(2) Direct Interim Chief Administrative Officer to include the Agricultural Commissioner's proposed Fair budget in the amount of \$109,150 in the 2001/2002 Proposed Budget;

(3) Authorize said Commissioner to hire three additional Extra Help Harvest Fair Coordinators;

(4) Direct Interim Chief Administrative Officer to transfer Harvest Fair funds in the amount of \$25,000 designated for the El Dorado County Fair Board (approved 12/5/00, Item 27) to the said Commissioner's Harvest Fair Budget;

(5) Director Auditor-Controller to establish a Trust Fund for the Harvest Fair allowing funds to be carried over for the Harvest Fair for the following year;

(6) Adopt Resolution No. 132-2001 authorizing the Agricultural Commissioner to sign Harvest Fair revenue contracts not exceeding \$5,000;

(7) Approve fee schedule for same; and

(8) Authorize Agricultural Commissioner to execute contract with the El Dorado County Fair Board for use of the fairgrounds in an amount not to exceed \$10,000.

BOARD ACTION - Approved and, in addition, Resolution No. 133-2001 adopted in support of the Harvest Fair.

BSDBaH

TIME ALLOCATION - 11:00 A.M.

61. Presentation on Sudden Oak Death by Mark Stanley, California Department of Forestry.
BOARD ACTION - Continued off calendar, due to Mr. Stanley being unable to be present this date. BSDBaH

12:00 NOON - 2:00 P.M.

El Dorado County Historical Museum Commission hosting an informational luncheon meeting with the Board of Supervisors at the El Dorado County Museum, 104 Placerville Drive, Placerville, California.

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATIONS - 2:00 P.M.

80. Hearing to consider the half-street closure on Ridgeview Drive at Gillette Drive in El Dorado Hills.
BOARD ACTION - Staff directed to remove the barrier and consider alternative traffic calming measures that may have a greater degree of acceptance by the broader community. DBBaHS
81. Hearing to consider Appeal of the approval of a one-year time extension on tentative maps (TM95-1298E and TM95-1299E) for Marble Valley in the El Dorado Hills area; Appellant: Cameron Estates Community Services District; Applicant: S.H. Cowell Foundation (District I) (Continued 5/8/01, Item 81)
BOARD ACTION - Board accepted the appellant's withdrawal of the Appeal. DBBaHS

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

May 22, 2001

8:00 A.M.

Board to meet in Closed Session to confer with or receive advice from Counsel on the following pursuant to Government Code Sections cited:

Section 54956.9(a), Existing litigation:

- El Dorado County and El Dorado County Board of Supervisors vs El Dorado County Grand Jury, El Dorado County Superior Court Case SC20010006.
BOARD ACTION - Acting on a four-to-one vote (Supervisor Humphreys voting "no"), the Board voted not to appeal the decision of the trial court.
- El Dorado County Taxpayers for Quality Growth et al vs El Dorado County (General Plan Lawsuit) Sacramento County Superior Court 96-CS-01290.
No action reported.

Section 54956.9(b), Anticipated litigation:

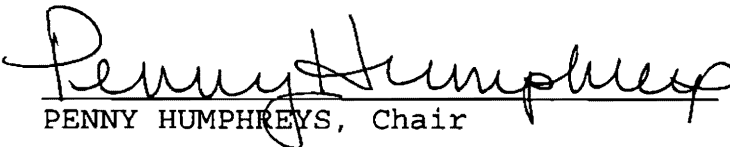
- Significant exposure to litigation - Title: Residents of Upper Ridgeview Community vs County of El Dorado.
No action reported.

Section 54956.8, Conference with Real Property Negotiator:

- Give instructions to negotiator regarding real property described as 2480 Amy's Lane and 340 Green Valley Road or APNs 067-260-27 and 067-260-30. The person or persons with whom the negotiator may negotiate are George A. Sherman and Francis P. Sherman, Trustees of the Sherman Family Living Trust, and Louis S. Sherman. Instructions to negotiator will concern price and terms of payment. Julie Duscherer, Right-of-Way Agent, will be the County's negotiator.
No action reported.


Board of Supervisors Meeting of May 22, 2001 attached hereto
and approved by the Board on June 5, 2001.

APPROVED:


Penny Humphreys, Chair

ATTEST:

Dixie L. Foote, Clerk of the Board

By 
Margaret E. Moody
Deputy Clerk