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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, October 30, 2001 - 8:00 A.M.

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

Fourth District
Chair

DAVID A. SOLARO

Fifth District
First Vice Chair

HELEN BAUMANN

Second District
Second Vice Chair

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.

For purposes of the Brown Act (Government Code Section 54954.2(a), the numbered items on this Agenda give a brief general description of each item of business to be transacted or discussed. The recommendations of the staff, as shown, do not prevent the Board of Supervisors from taking other action.

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE

The Board of Supervisors is concerned that large amounts of written information submitted to the Board the day of the Board meeting may not receive the attention it deserves. To ensure timely delivery, written information from the public must be received by the Board Clerk by Thursday prior to the meeting. The Board Clerk cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Board prior to action on the subject matter.

8:00 A.M. - CALL TO ORDER (Chair Humphreys absent; First Vice Chair Solaro presiding) AND CLOSED SESSIONS

**9:00 A.M. - INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG
ADOPTION OF AGENDA
CLOSED SESSION REPORTS**

PRESENTATION proclaiming November 2001 as the El Dorado County "Gives from the Heart" United Way Campaign Month.

DBBaS H(a)

PRESENTATION of Proclamation recognizing the Mountain Democrat for 150 years of publishing.

BDBaS H(a)

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 Special Meeting of October 22 and 23, 2001 and Regular Meeting of October 23, 2001.

RECOMMENDED ACTION: Approve.

2. Releases of Lien (on file with Clerk)

RECOMMENDED ACTION: Authorize Chair to sign.

3. Public Health Department recommending Vicki Schaefer and Jeanne Conca be hired at Step 5 of the salary range for the Physical Therapists positions supporting the California Children Services Program in South Lake Tahoe and on the Western Slope.

RECOMMENDED ACTION: Approve.

4. Public Health Department recommending Amendment 001 to Agreement 142-S0111 with Koefran Industries in an amount not to exceed \$33,000 increasing the term to October 25, 2002 to collect and dispose of all small animal carcasses collected by the East and West Slope Animal Control Facilities.

RECOMMENDED ACTION: Authorize Chair to sign.

5. Social Services Department recommending appointments to the In-Home Supportive Services Advisory Committee; and payment of expenses associated with serving on said Committee for all appointed members.

RECOMMENDED ACTION: Approve and appoint Christall Christopher, Robert Cooper, Marie Harlow, Patricia Ives, Christopher Pippard, Richard Schreiber and Marta Zangari.

6. Community Services Department recommending Budget Transfer 22034 increasing Estimated Revenue by \$225,000 to establish a fiscal year 2001/2002 budget within the Housing, Community and Economic Development Division for Community Development Block Grant (CDBG) rehabilitation services, with corresponding federal CDBG rehabilitation revenues and offsetting expenditures. (4/5 vote required)
RECOMMENDED ACTION: Approve.
7. Community Services Department recommending Agreement 005-S0211 with Ivacare, Inc. in an amount not to exceed \$14,000 for a term to expire June 30, 2002 for in-home health care equipment and services on an "as requested" basis for clients enrolled in the Multi-Purpose Senior Services Program and Linkages Program.
RECOMMENDED ACTION: Authorize Chair to sign.
8. General Services Department recommending Resolution approving the Records Disposition Schedule for the Psychiatric Health Facility Unit of the Mental Health Department.
RECOMMENDED ACTION: Adopt Resolution 279-2001.
9. General Services Department recommending the Board waive the competitive bid process and approve the purchase and installation County-wide of "Ergosolutions" keyboard trays.
RECOMMENDED ACTION: Authorize blanket purchase order to Walker's Office Supplies, Inc. of Placerville, California in the amount of \$20,000 for same.
10. General Services Department recommending Amendment 002 to Agreement 386-S0111 with Design Workshop, Inc. in an amount not to exceed \$120,650 for landscape architectural services for the proposed new ballfields to be located at the Lake Tahoe Community College.
RECOMMENDED ACTION: Authorize Chair to sign.
11. General Services Department recommending Agreement 253-S0211 with El Dorado Arts Council in an amount not to exceed \$37,200 for the term July 1, 2001 through June 30, 2002 to obtain a contractor for promotional services to encourage participation in the arts to promote the local economy and enhance the quality of life in the region.

RECOMMENDED ACTION: Authorize Chair to sign.

12. General Services Department presenting list of property surplus to the needs of the County and recommending Board so declare and authorize disposal of same.

RECOMMENDED ACTION: Approve.

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

RECOMMENDED ACTION: Approve.

14. Elections Department recommending the Board approve the results of the votes cast for the Special Election held October 16, 2001 for the Cameron Park Airport District.

RECOMMENDED ACTION: Approve.

15. Probation Department recommending Resolution amending Authorized Personnel Allocation Resolution 261-2001 adding one Probation Officer I/II position for the Community Alliance to Reduce Truancy (CART) Program.

RECOMMENDED ACTION: Adopt Resolution 280-2001.

16. Information Services Department recommending Chair and Interim Chief Administrative Officer be authorized to sign an Agreement with the Superior Court of El Dorado County in an amount not to exceed \$12,500 commencing October 1, 2001 for limited project management services on a limited basis to help with technology projects including but not limited to the Courts case management system implementation.

RECOMMENDED ACTION: Approve.

17. Transportation Department recommending Resolution sanctioning the closure of various County roads, as outlined in said Resolution, on Sunday, November 4, 2001 between 8:00 a.m. and 11:15 a.m. for the "Apple Hill Harvest Run" activities.

RECOMMENDED ACTION: Adopt Resolution 281-2001.

18. Transportation Department recommending Resolution sanctioning the closure of Church Street between School Street and Highway 193 and partial closure of Placer Street, Orleans Street and Harkness Alley, on Wednesday, October 31, 2001, between 5:00 p.m. and 8:00 p.m. for Georgetown's Safe Halloween "Trick or Treat" activities.

RECOMMENDED ACTION: Adopt Resolution 282-2001.

19. Transportation Department recommending Resolution amending Authorized Personnel Allocation Resolution 261-2001 **adding** one Administrative Technician position and **deleting** one Fiscal Services Supervisor position; said position to be relocated from Building C to the Headington Road location to assist with the complex purchasing issues.

RECOMMENDED ACTION: Adopt Resolution 283-2001.

20. Transportation Department recommending Resolution amending Authorized Personnel Allocation Resolution 261-2001 **adding** one Senior Engineering Technician and one Administrative Secretary position and **deleting** .50 Associate Civil Engineer position for the National Pollutant Discharge Elimination System Permit Requirements - Phase II Storm Water Program.

RECOMMENDED ACTION: Adopt Resolution 284-2001 and authorize increase in the Net County Cost for the County Engineer by \$57,243 for staff and related equipment / training costs for the remainder of fiscal year 2001/2002. **Approved with additional direction approving transfer of \$57,243 from the Contingency Fund to the County Engineer budget.** BaBDS H(a)

21. Transportation Department recommending the following pertaining to Royal Equestrian Estates Unit 002 Subdivision (TM86-1060):

(1) Accept improvements as complete;

(2) Release U.S. Bank Certificate of Deposit 353403298527 in the amount of \$1,010,000 upon submittal to the Clerk of the Board and approval of County Counsel of replacement sureties in the amounts of \$336,343 to guarantee payment to persons furnishing labor, material or equipment and \$67,268.60 to guarantee against defects;

(3) Authorize release of \$336,343 payment security six months after acceptance, if no claims are made; and

(4) Authorize release of \$67,268.60 warranty security one year after acceptance, if there are no defects or warranty claims.

RECOMMENDED ACTION: Approve.

22. Transportation Department recommending the following pertaining to Bass Lake Village, Unit 14 (TM84-0193):

(1) Accept improvements as complete;

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

(3) Reduce Performance Bond 865558S to \$122,461.60 to guarantee against any defective work, labor done or defective materials furnished and release \$122,461.60 one year after acceptance, if no defects or warranty claims; and

(4) Hold posted Laborers and Materialsmen Bond 865558S in the amount of \$612,308 to guarantee payment to persons furnishing labor, materials or equipment, and release in six months after acceptance if no claims are made.

RECOMMENDED ACTION: Approve and adopt Resolution 285-2001.

23. Transportation Department recommending the following pertaining to Serrano Village K3 (TM97-1327):

(1) Accept subdivision improvements as complete;

(2) Reduce Performance Bond 392501 to \$64,607.29 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance, if no defects or warranty claims; and

(3) Hold posted Laborers and Materialsmen Bond 392501 in the amount of \$323,036.47 to guarantee payment to persons furnishing labor, materials or equipment and release six months after acceptance if no claims are made.

RECOMMENDED ACTION: Approve.

24. Transportation Department recommending the following pertaining to Serrano Village K4 (TM97-1327):

(1) Accept subdivision improvements as complete;

(2) Reduce Performance Bond 929118934 to \$43,024.94 to guarantee against any defective work, labor done, or defective materials furnished and release one year after acceptance, if no defects or warranty claims; and

(3) Hold posted Laborers and Materialsmen Bond 929118934 in the amount of \$215,124.72 to guarantee payment to persons furnishing labor, materials or equipment and authorize release in six months after acceptance if no claims are made.

RECOMMENDED ACTION: Approve.

25. Transportation Department recommending an Extension to Agreement to Make Subdivision Improvements with Southpointe Joint Venture, a California Limited Partnership extending the completion date to December 31, 2001, and accept Performance and Laborers Materialsmen Bonds 3SM99045400 in the amounts of \$1,607,594 and \$1,780,023 respectively.

RECOMMENDED ACTION: Authorize Chair to sign.

26. Planning Department recommending Amendment 001 to Agreement with Remy, Thomas and Moose to allow payments for legal services associated with the Missouri Flat Road Circulation and Financing Plan from the Missouri Flat Special Revenue Fund at no increase to net County cost.
RECOMMENDED ACTION: Authorize Chair to sign.
27. Human Resources Department recommending Letter of Understanding amending the Agreement with the El Dorado County Employees Association, Public Employees Union Local 001 representing employees in the General, Professional and Supervisory Bargaining Units for incentive pay for possession of an Intermediate or higher Peace Officer Standards and Training (P.O.S.T.) Certificate for the classification of Senior Investigator (Public Defender) through the term of the Agreement.
RECOMMENDED ACTION: Authorize Chair to sign.
28. Fish and Game Committee recommending Budget Transfer 22032 increasing Estimated Revenue by \$4,500 for fishing derbies and other expected expenditures. (4/5 vote required)
RECOMMENDED ACTION: Approve.
29. Supervisor Baumann recommending a waiver of Building Permit and Environmental Management fees for a minor remodeling project to one room in the Pollock Pines - Camino Community Center building (APN 101-210-56-100) to accommodate a Family Resource Center.
RECOMMENDED ACTION: Approve.
30. Supervisor Borelli recommending the Board's regular meeting on December 4, 2001, be held at the Town Hall in Placerville (Supervisorial District III) and weather and staffing permitting, a walking tour of downtown Placerville in its holiday décor to be provided following the meeting.
RECOMMENDED ACTION: Approve.
31. Supervisor Humphreys recommending Resolution permitting fireworks at the football field for the Ponderosa High School Homecoming Half-Time on November 2, 2001.
RECOMMENDED ACTION: Adopt Resolution 286-2001.

32. Sheriff Department recommending Auditor-Controller be authorized to pay three invoices totaling \$53,537 from Sacramento County for housing 24 female prisoners pursuant to Section 3.12.080 of the Purchasing Ordinance. (Continued 10/16/01, Item 12)

RECOMMENDED ACTION: Approve.

BOARD ACTION - Consent Calendar approved with the addition of Department Matter 52 and removal of item 20 for separate action. DBBaS H(a)

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. Social Services Department recommending the Auditor-Controller be directed to process the claim for the Hangtown Motel in the amount of approximately \$2,816.50 for housing services for two Department of Social Services clients.

BOARD ACTION - Approved. DBaBS H(a)

51. General Services Department recommending the Board evaluate funding options for the County's River Management Program and the repayment of a \$77,000 loan from the General Fund to the River Trust Fund.

BOARD ACTION - Continued to **November 20, 2001**, upon adoption of the Agenda, at the request of General Services. BDBaS H(a)

52. Transportation Department recommending Eskaton, a non-profit agency sponsor for Abraham Lincoln Manor II, pay \$105,210 in Traffic Impact Mitigation (TIM) fees upon certificate of occupancy instead of through the five year deferral program as previously directed by the Board of Supervisors. (Continued 9/25/01/Item 15)

BOARD ACTION - Approved. DBBaS H(a)

53. Supervisors Borelli and Baumann requesting the Board consider the panel of experts recommended by Wagerman Associates, Inc. and select a tentative date and time for a public information workshop on State and Federal Indian Gaming and Tribal Law.
BOARD ACTION - By informal consensus, Board tentatively (subject to Chair Humphreys availability) scheduled a special meeting on **Monday, December 10, 2001, at 2:00 p.m.**, for said public information workshop.
54. Supervisor Borelli requesting Board consider costs associated with implementation, refinement, modifications and on-going maintenance of the County's proposed information web site for the General Plan and, after discussing same, determine whether to go forward with implementation of the proposed site.
BOARD ACTION - By informal consensus, Board agreed to a continuance to **November 6, 2001**, requested by Supervisor Borelli.

TIME ALLOCATIONS - 11:00 A.M.

60. Hearing to review and approve a \$1,100,000 Home Investment Partnership Program (HOME) application for submission to the California Department of Housing and Community Development, for the new construction by the Mercy Housing California of a 180-unit workforce family rental housing development as part of White Rock Village in El Dorado Hills; and Resolution authorizing the Director of Community Services or the Chief Administrative Officer to execute the HOME application, and if funded, the Standard Agreement and accompanying documents and amendments thereto.
BOARD ACTION - Hearing continued to **November 20, 2001**, at the request of Supervisor Baumann, for consideration by the full Board, and staff requested to report back at that time regarding the issue of water capacity in the area. (No public testimony offered this date.)

BaBDS H(a)

61. Hearing to consider approval of the following staff-recommended Title III Projects under PL106-393, Secure Rural Schools and Community Self-Determination Act of 2000 (Federal Forest Reserve Funds):

- (1) Sheriff's Department Search, Rescue and Emergency Services;
- (2) Fire Prevention and County Planning; and
- (3) Easement Purchases

Interim Chief Administrative Officer recommending Auditor-Controller be directed to establish a Special Revenue Fund for the receipt and disbursement of Title III funds, and authorize the transfer of \$560,000 from the General Fund to the newly established Title III Special Revenue Fund; and Budget Transfer 22041 increasing Estimated Revenues by \$579,125 for fiscal year 2001/2002.

BOARD ACTION - Staff's recommendations approved.

DBBaS H(a)

END 11:00 A.M. TIME ALLOCATIONS

BOARD OF SUPERVISORS CONVENED AS THE EL DORADO COUNTY AIR POLLUTION CONTROL DISTRICT BOARD OF DIRECTORS TO CONSIDER THE FOLLOWING:

70. Environmental Management Department recommending Agreement 056-A-01/02-10 with Johnson, Smith and Hobbs, Incorporated dba JHME Advertising, Incorporated in an amount not to exceed \$5,000 for a two year term to coordinate the Mow Down Air Pollution Control event for participation in a multi-jurisdictional program to provide discounts on electric mulching lawnmowers to residents.

BOARD ACTION - Approved.

DBBaS H(a)

71. Environmental Management Department recommending the Air Pollution Control Officer be authorized to sign and submit the Fiscal Year 2002 subvention application to the Air Resources Board.

BOARD ACTION - Approved.

DBBaS H(a)

AIR POLLUTION CONTROL DISTRICT BOARD ADJOURNED.

ITEMS TO/FROM SUPERVISORS

TIME ALLOCATIONS - 2:00 P.M.

80. Hearing to consider rezone (Z01-02) from R3A, Single-family Three-acre Residential Zone to C-PD, Commercial-Planned Development Zone on APN 327-090-06 in the Diamond Springs/El Dorado area (District III), requested by El Dorado Savings Bank.

BOARD ACTION - Hearing no protests, the Board adopted the Negative Declaration as prepared and waived reading, read by title only and adopted ORDINANCE NO. 4592 approving the rezoning based on the findings of the Planning Commission. DBBaS H(a)

81. Hearing to consider Zoning Ordinance Amendment (Z01-05) to Section 17.38.041(C) to allow second residential units within Safety Area 2 of the Georgetown Airport, initiated by El Dorado County Board of Supervisors.

(To be continued to November 20, 2001 at 2:00 P.M. at the request of the District Supervisor and Property Owner)

BOARD ACTION - Hearing continued to **November 20, 2001.** (No public testimony received this date.) BDBaS H(a)

ADJOURNMENT

CLOSED SESSION ROSTER

Regular Meeting of the Board of Supervisors

October 30, 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 Section cited:

Section 54956.9(a), Existing litigation:

- Roxann Sackett vs County of El Dorado, et al, Case No. PC20010535.

No action reported.

- Selby Environmental, Inc. vs Gudge/Yancy Roofing, Inc. County of El Dorado, et al, El Dorado County Superior Court Case No. PC20010590.

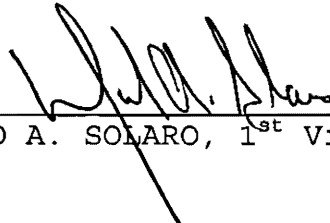
BOARD ACTION - By unanimous vote, with Supervisor Humphreys absent, the Board authorized defense of the matter by County Counsel's Office.

- El Dorado County Taxpayers for Quality Growth vs El Dorado County Board of Supervisors, Case No. PV-004739.

No action reported.

Board of Supervisors Meeting of October 30, 2001 attached hereto and approved by the Board on November 6, 2001.

APPROVED:



DAVID A. SOLARO, 1st Vice-Chair

ATTEST:

Dixie L. Foote, Clerk of the Board

By Margaret B. Moody
Deputy Clerk