

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

May 7, 2002

8:00 A.M.

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

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**CLOSED SESSIONS**

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

- Measure Y Committee, et al vs El Dorado Hills Investors Ltd., et al, El Dorado County Superior Court Case PC20020009.  
No action reported.
- Concerned Citizens of El Dorado County vs County of El Dorado, et al, El Dorado County Superior Court PV004551 (Measure Y).  
No action reported.

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

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**CONSENT CALENDAR**

35. County Counsel recommending Agreement with Tschudin Consulting Group in an amount not to exceed \$265,650 for contract management services for the preparation of a General Plan and General Plan Environmental Impact Report; and Budget Transfer transferring \$265,650 from Contingency for same.  
**RECOMMENDED ACTION:** Authorize Chair to sign. DHBaB S(a)

Board of Supervisors Meeting of May 7, 2002 attached hereto and approved by the Board on May 14, 2002.

APPROVED:



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DAVID A. SOLARO, Chair

ATTEST:

Dixie L. Foote, Clerk of the Board

By Margaret B. Moody  
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, May 7, 2002 - 8:00 A.M.

BOARD OF SUPERVISORS MEETING ROOM  
330 Fair Lane, Building A  
Placerville, California  
530 621-5390  
FAX 622-3645  
co.el-dorado.ca.us/bos

**DAVID A. SOLARO**  
Fifth District  
Chair

**HELEN BAUMANN**  
Second District  
First Vice Chair

**RUSTY DUPRAY**  
First District  
Second Vice Chair

**CARL BORELLI**  
Third District

**PENNY HUMPHREYS**  
Fourth 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 AND CLOSED SESSIONS**

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

**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 April 29, 2002 and Regular Meeting of April 30, 2002.

**RECOMMENDED ACTION:** Approve.

2. Public Health Department requesting authorization to submit letters of support and provide assistance to the El Dorado Union High School District in obtaining a "Safe and Drug-Free Schools Program" grant from the U.S. Department of Education.

**RECOMMENDED ACTION:** Approve and should the Grant application be successful, authorize said Department to provide collaboration and technical assistance in youth development, substance abuse prevention, harm reduction, and asset building for staff, students and the community.

3. Public Health Department submitting "Measuring Our Health: The Health Status of El Dorado County 2002" which examines the current health status of the County.

**RECOMMENDED ACTION:** Receive and file.

4. Public Health Department recommending Amendment 001 to the Breastfeeding Coalition Grant Agreement 010-500-01A-16 with Children and Families Commission extending the term to September 30, 2002 for early childhood development services.

**RECOMMENDED ACTION:** Authorize Chair to sign.

5. Mental Health Department recommending Amendment 001 to Agreement 370-S0110 with Carolyn Sauer, Psy.D. in an amount not to exceed \$20,000 for a term to expire May 1, 2003 for child psychological testing on an "as needed" basis.

**RECOMMENDED ACTION:** Authorize Chair to sign.

6. Community Services Department recommending Resolution authorizing the Chair to sign Agreement 02C-1412 with the State Department of Community Services and Development in the amount of \$38,695 for the term April 1, 2002 through January 31, 2003 for the Department of Energy Weatherization Program.  
**RECOMMENDED ACTION:** Adopt Resolution and authorize Director of said Department to execute subsequent documents relating to same including fiscal and programmatic reports and amendments that do not affect the term or the dollar amount.
7. Community Services Department and Economic Development Coordinator recommending the County co-sponsor the State Department of Housing and Community Development 2002 Community Development Block Grant Conference scheduled for September 18, 19, and 20, 2002 in South Lake Tahoe.  
**RECOMMENDED ACTION:** Approve.
8. Social Services Department recommending Amendment 001 to Agreement 297-S9810 with Michael McFarlane dba McFarlane Mortuary increasing the not to exceed amount to \$15,000 and changing the Contract Administrator to reflect the new Acting Director of said Department.  
**RECOMMENDED ACTION:** Authorize Chair to sign and authorize payment of Invoices 140 and 165 in the amounts of \$525 respectively and any additional invoices received prior to execution of said Amendment for mortuary services for indigent persons on the East Slope.
9. Social Services Department recommending Amendment 002 to Agreement 205-S0111 with New Morning Youth and Family Services, Inc. increasing compensation to \$424,970 for the term July 1, 2000 through September 30, 2002 for counseling for child abuse prevention and treatment services.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
10. Social Services Department recommending Agreement 474-S0211 with Mother Lode Rehabilitation Enterprises, Inc. in an amount not to exceed \$37,359 for the term June 22, 2002 through June 21, 2003 for janitorial services for said Department.  
**RECOMMENDED ACTION:** Authorize Chair to sign.

11. General Services Department recommending award of Bid 02-725-093 for telecommunication equipment for the Communications Division.  
**RECOMMENDED ACTION:** Authorize blanket purchase order to Voice and Data Networks, Inc. of Edina, Minnesota in the amount of \$40,000, and authorize an increase to same on an "as needed" basis during the awarded period if funding is available within the requesting department's budget.
  
12. General Services Department recommending Agreement 174-S0211 with Jon Schleicher dba Hangtown Fire Control in an amount not to exceed \$20,000 for a one year term for fire suppression system services on an "as requested" basis for said Department's Facilities Division.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
  
13. District Attorney recommending Agreement with Marshall Hospital in an amount not to exceed \$10,000 for a two year term for forensic medical examinations, for personnel to be made available to testify in court with respect to the Hospital's services, and for the Sexual Assault Response Team (SART) and Child Abuse Regional Evaluation (CARE) team examiners to testify in court.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
  
14. Probation Department recommending Amendment 001 to Agreement 138-S0011 with Susan Wilcox dba ELSAN Associates in an amount not to exceed \$216,173.02 for a four year term ending September 30, 2003 for mandated evaluation component services for the Juvenile Justice Challenge Grant II Program.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
  
15. Probation Department recommending Amendment 001 to Agreement 139-S0011 with Tahoe Youth and Family Services in an amount not to exceed \$182,274 for a four year term ending June 30, 2003 for continued family reunification program services for the Juvenile Justice Challenge Grant II Program.  
**RECOMMENDED ACTION:** Authorize Chair to sign.

16. Information Services Department recommending the following pertaining to computer virus protection:

(1) Dispense with competitive bidding procedures in accordance with Ordinance Chapter 3.12, Section 3.12.080;

(2) Authorize purchase of McAfee Anti-Virus desktop licenses, an E-500 network traffic-scanning appliance, and upgrade protection for said products from Softchoice Corporation of Sacramento; and

(3) Authorize purchase order in an amount not to exceed \$70,000 for same.

**RECOMMENDED ACTION:** Approve.

17. Assessor recommending payment in the amount of \$225 to the El Dorado County Fair Association for a public information assistance booth at the County Fair from June 13, 2002 through June 16, 2002.

**RECOMMENDED ACTION:** Approve.

HDBaB S(a)

18. Agriculture Department, Weights and Measures, recommending Agreement 01-0638 with the State Department of Food and Agriculture in the amount of \$50,000 for the term January 1, 2002 through June 30, 2004 for a cooperative project with other counties to address the spread of noxious weeds by truck shipments along Highway 88 from Nevada to California.

**RECOMMENDED ACTION:** Authorize Chair to sign.

19. Agriculture Department, Weights and Measures, recommending Agreement 01-0599 with the State Department of Food and Agriculture, on behalf of El Dorado County, in the amount of \$49,939 for the term January 1, 2002 through June 30, 2004 to expand various supplemental projects in the County, including Tall Whitetop Eradication, Herbicide Cost-Share Program, Rangeland Reclamation, and Site Advisor Program.

**RECOMMENDED ACTION:** Authorize Chair to sign.



20. Agriculture Department, Weights and Measures, recommending Agreement 01-0616 with the State Department of Food and Agriculture, on behalf of Alpine County, in the amount of \$48,000 for the term January 1, 2002 through June 30, 2004 for services to control yellow starthistle and other noxious and invasive weed species with mapping and education; said services to be performed in accordance with the Alpine County/Upper Carson River Integrated Weed Management Plan.

**RECOMMENDED ACTION:** Authorize Chair to sign.

21. Sheriff Department recommending revised spending plan for the Rural and Small County Law Enforcement Local Assistance Program; and Budget Transfer 22201 increasing Estimated Revenue by \$126,886 for same. (4/5 vote required)

**RECOMMENDED ACTION:** Approve. Approved with additional action to dispense with competitive bidding procedures and authorize the Purchasing Agent to utilize informal competitive bidding procedures, award the bids, and issue the resulting purchase orders to the awarded bidders. DBBAH S(a)

22. Transportation Department recommending Agreement with Mother Lode Union School District for the installation and maintenance of flashing beacons at Indian Creek Elementary School.

**RECOMMENDED ACTION:** Authorize Chair to sign.

23. Transportation Department recommending the following pertaining to Cascade Erosion Control Project (JN 95156):

- (1) Find that construction must be performed by an independent contractor;
- (2) Set the Disadvantaged Business Enterprise (DBE) goal at 10%;
- (3) Allow said Department to modify the DBE provisions for said Contract;
- (4) Approve bid protest procedure;
- (5) Approve Plans and Contract documents and authorize Chair to sign Plans;
- (6) Authorize advertisement for bids; and
- (7) Award the contract on June 11, 2002.

**RECOMMENDED ACTION:** Approve.

24. Transportation Department recommending Easement Acquisition Agreements and Certificates of Acceptance with Laura J. Alegria, Trustee of the Alegria Family Living Trust dated April 2, 2001 in the amount of \$500 per easement acquisition on APNs 18-191-17, 18-191-20 and 18-191-21 for the Cascade Erosion Control Project JN95056.

**RECOMMENDED ACTION:** Authorize Chair to sign.

25. Planning Department recommending Amendment 003 to Agreement PLS-00-04 with Pacific Municipal Consultants, Inc. in an amount not to exceed \$240,000 for environmental impact assessment services on an as-needed basis to assist said Department in meeting critical project review and construction deadlines in a timely manner; and Budget Transfer 22207 increasing Estimated Revenue by \$90,000 for same.

**RECOMMENDED ACTION:** Approve.

26. Planning Department recommending Avigation and Noise Easements and Certificates of Acceptance with Robert J. Gerstle and Kathy M. Gerstle; Daniel A. Pinski and Katherine A. Pinski; A. P. Crispell and Barbara Crispell; Jason Marinko and Hilda Marinko; Richard F. Mangel, III and Teri L. Mangel; Brian W. Young and Rosibel Young; Kori Clemmer and Monica H. Clemmer; James K. Glaab and Cindy M. Glaab, and Brad C. Miller and Eva Lee Miller; and Mathew Dull and Sara Dull for property in the vicinity of the Cameron Park Airport.

**RECOMMENDED ACTION:** Approve.

27. Planning Department recommending Avigation and Noise Easements and Certificates of Acceptance with Michael Irish; Clifford E. Olmstead and Lou Anna Olmstead; Acri Construction and Realty, Inc.; Diane E. O'Connor and Cathie Becker; and Carina McCounaughy for property in the vicinity of the Lake Tahoe Airport.

**RECOMMENDED ACTION:** Approve.

28. Planning Department recommending Avigation and Noise Easements and Certificates of Acceptance with Ralph D. Chaney and Mary E. Chaney, and Sherryl Morgan for property in the vicinity of the Georgetown Airport.

**RECOMMENDED ACTION:** Approve.

29. Planning Department recommending Avigation and Noise Easements and Certificates of Acceptance with Earl B. Boocks and Kimberly Ann Boocks; and Burl A. Skaggs and Carol Skaggs for property in the vicinity of the Cameron Park Airport.

**RECOMMENDED ACTION:** Approve.

30. Planning Department recommending Avigation and Noise Easement and Certificate of Acceptance with Randall E. Wigart for property in the vicinity of the Lake Tahoe Airport.

**RECOMMENDED ACTION:** Approve.

31. Planning Department recommending Amendment 003 to Agreement PLS-00-03 with Dean Carrier extending the term for one year to review proposed listing petitions for certain species and to develop strategies for compliance with potential restrictions while minimizing effects to private lands in El Dorado County.

**RECOMMENDED ACTION:** Authorize Chair to sign.

32. Supervisor Humphreys, on behalf of Mother Lode Church, requesting an extension of Permit Application 103424 to January 16, 2004 for APN 006-341-14.

**RECOMMENDED ACTION:** Approve.

33. Supervisors Solaro and Baumann recommending adoption of El Dorado County Goals and Code of Ethics.

**RECOMMENDED ACTION:** Approve.

34. County Service Area 009 appointment of members to various Zones of Benefit Advisory Committees as outlined in Agenda Transmittal dated April 25, 2002.

**RECOMMENDED ACTION:** Approve.

35. (Refer Agenda Addendum No. 2 attached.)

**BOARD ACTION** - Consent Calendar approved with the addition of item 40 for continuation to June 4, 2002, and removal of items 17, 21 and 35 for separate action.

BDBaH S(a)

**END CONSENT CALENDAR**

**PRESENTATION** proclaiming May, 2002 as Mental Health Month in El Dorado County. DHBaB S(a)

**PRESENTATION** celebrating the 4-H Centennial.

**OPEN FORUM**

**TIME ALLOCATION - 9:00 A.M.**

40. Hearing to determine distribution of excess proceeds in a total amount of \$34,039.85 from Tax Deeded Land Sale on November 3, 2000 (APN 060-050-46-100). Auditor/Controller recommending distribution as follows: State of California, Franchise Tax Board - \$34,039.85; County of El Dorado, County Counsel Collection - \$0; Daniel F. Wissler - \$0; and Cynthia Lee Glatz - \$0. (Continued 4/30/02, Item 71)  
**BOARD ACTION** - Hearing continued to **June 4, 2002, at 9:00 a.m.**, at the request of the Auditor-Controller.  
BDBaH S(a)

**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. Public Health Department recommending appointment of the following to the El Dorado County Local Enforcement Agency Independent Hearing Panel for a two year term to assist the Local Enforcement Agency in addressing solid waste management issues: Patrice Webb, Public at Large member, Dan Sokol, Technical Expert, and a member of the Board of Supervisors to serve as the third member to said Panel.  
**BOARD ACTION** - Approved, and Supervisor Solaro appointed as the Board's representative on said Panel for a term expiring in January 2004. BBaDH S(a)

51. General Services Department recommending the following for more product choices and greater flexibility in meeting the County's Information Technology needs:

(1) Dispense with competitive bidding procedures in accordance with County Ordinance Code Section 3.12.132(c);

(2) Authorize Purchasing Agent to utilize the Western States Contracting Alliance (WSCA) Master Pricing Agreement for the purchase of computer hardware and related peripherals;

(3) Authorize Purchasing Agent to execute participating addendums to the Master Pricing Agreement upon review and approval by County Counsel;

(4) Authorize purchase orders "as needed" with WSCA Authorized Contractors through September 2, 2003.

**BOARD ACTION** - Approved.

DBBaH S(a)

52. Interim Chief Administrative Officer requesting direction pertaining to the request of the Metropolitan Arts Partnership (MAP) for an annual workplace-giving campaign to be held concurrently with the annual United Way campaign; and MAP further requesting the County Payroll Department be authorized to collect and process donations to MAP and/or its affiliate organizations. (Continued 4/30/02, Item 61)

**BOARD ACTION** - Supervisor Humphreys made a motion, seconded by Supervisor Baumann, to approve the request of the Metropolitan Arts Partnership contingent upon it amending its bylaws and articles of incorporation to reflect it is a regional organization and that it will include the El Dorado County Friends of the Library as a clear choice (not a "write in") for employee donations. The motion did not carry due to a two-two vote.

HBa D(n)B(n) S(a)

By order of Chair Pro Tem Baumann, the Board will reconsider the request on June 4, 2002, and the Metropolitan Arts Partnership was requested to bring back its revised bylaws and articles of incorporation at that time.

53. Supervisor Baumann recommending the Building Department be directed to review Department policies and procedures to identify where changes can be made to improve its level of service provided to the public; and recommending said Department report back to the Board by **June 11, 2002** with a methodology describing the improvements identified by same.  
**BOARD ACTION** - Approved. BaHDB S(a)
54. Supervisor Borelli recommending Community Enhancement Funds in the amount of \$25,000 be approved for the Hangtown Grange No. 464; said funds to be re-allocated from enhancement funds rejected by the Veterans' House Committee.  
**BOARD ACTION** - Approved for the purposes of improving heating and cooling systems, adding insulation, and providing new, more energy efficient windows for the building. BDBaH S(a)
55. Adoption of Ordinance adding Chapter 9.17 to Title 9 of El Dorado County Ordinance Code regarding pleasure boat motor noise at Lake Tahoe. (Introduced 4/30/02, Item 44)  
**BOARD ACTION** - Hearing no protests, the Board waived reading, read by title only, and adopted ORDINANCE NO. 4598. DBBaH S(a)
56. Supervisors Dupray and Baumann recommending Board approve \$25,000 for the purpose of retaining private legal counsel, replacing current counsel, to defend Local Agency Formation Commission (LAFCO)/El Dorado Irrigation District (EID) contract, should it become necessary to do so.  
**BOARD ACTION** - Board authorized a sum up to \$25,000 for transfer to LAFCO upon the request of LAFCO for the purpose of it (LAFCO) retaining outside counsel to assist in evaluating the opinions and legal situation that exists, and authorized as necessary a transfer from Contingency of those funds. BaDBH S(a)

**ITEMS TO/FROM SUPERVISORS**

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

80. Hearing to consider an Appeal on the approval of Special Use Permit S01-19 for the Cambridge Mini-Storage Facility in the Cameron Park area (District I), Appellant: David L. Leippe. (Continued 4/16/02, Item 80)

**BOARD ACTION** - Board denied the Appeal, thereby upholding the Planning Commission's conditional approval of the special use permit. BDH Ba(n)S(a)

81. Hearing to consider an Appeal on condition of approval imposed on Special Use Permit S01-18 for the Green Valley Storage Facility in the Cameron Park area (District I), Appellants: Karla Duarte and Shane McCall.

**BOARD ACTION** - Board denied the Appeal, thereby upholding the Planning Commission's conditional approval of the special use permit. DHBaB S(a)

**ADJOURNMENT**

**CLOSED SESSION ROSTER**

**Regular Meeting of the Board of Supervisors**

**May 7, 2002**

**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**

- Silicon Crystals vs County of El Dorado, Board of Supervisors for El Dorado County, El Dorado County Superior Court Case PC20000470.  
No action reported.

**Section 54957.6, Conference with Labor Negotiator**

- County negotiator: Human Resources Director  
Employee organization: Deputy Sheriffs' Association, El Dorado County Employees' Association Local 1, Operating Engineers Local 3, and All Unrepresented Employees.  
No action reported.

**WHEN ADOPTING THE AGENDA COUNTY COUNSEL ADVISED THERE WOULD ALSO BE DISCUSSION ON ITEM 56 IN CLOSED SESSION.**