

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

September 17, 2002

8:00 A.M.

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

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**CLOSED SESSION**

**Existing litigation** pursuant to Government Code Section 54956.9(a) regarding County of El Dorado vs Van Sickle Enterprises, et al, (eminent domain action for the acquisition of some of the land necessary for the South Lake Tahoe Gondola); El Dorado County Case No. SC20000131.

**BOARD ACTION** - By unanimous vote the Chair was authorized to sign a settlement agreement; the basic term is acquisition of the property for a price of \$130,000.00, all of that being borne by other parties; there being no cost to County as a result of the item.

Board of Supervisors Meeting of September 17, 2002 attached hereto and approved by the Board on September 24, 2002.

APPROVED:

  
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DAVID A. SOLARO, Chair

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, September 17, 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 Agenda (Minutes) of September 10, 2002.

**RECOMMENDED ACTION:** Approve.

2. Release of Lien (on file with Clerk)

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

3. Community Services Department recommending the following:

(1) Adopt Resolution authorizing the Chair to execute the California Housing Finance Agency (CHFA) Housing Enabled by Local Partnerships (HELP) \$1.8 million Loan Agreement (HELP-022202-08) and authorizing Director of said Department or the Interim Chief Administrative Officer, or their successors, to execute all other documents required, including any amendments to the Loan Agreement that do not affect the amount or term, for loan to Mercy Housing California for acquisition of property and new construction of a 180-unit workforce family rental housing development as part of White Rock Village in El Dorado Hills;

(2) Authorize Director of said Department or Interim Chief Administrative Officer to execute the HELP Loan Agreement with Mercy Housing California for the County to loan the \$1.8 million allocation to same; and

(3) Approve Budget Transfer 23010 establishing a \$1,800,000 2002/2003 HELP Loan Program Budget within Special Revenue Fund 11-107-001 with HELP Loan Program revenues and offsetting expenditures. (4/5 vote required)

**RECOMMENDED ACTION:** Approve and adopt Resolution No. 229-2002. **Continued to September 24, 2002**, to give County Counsel the opportunity to develop potentially better security instruments. BaBDHS

4. General Services Department recommending adoption of the Mitigated Negative Declaration and Mitigation Monitoring Plan for the El Dorado Trail Project.

**RECOMMENDED ACTION:** Approve.

5. General Services Department recommending award of Bid 03-575-012 for micrographic products and services for use County-wide.

**RECOMMENDED ACTION:** Authorize Purchasing Agent to initiate and execute a contract with Softfile of Sacramento, California in the amount of \$30,000 for same.

6. General Services Department recommending Agreement 073-S0311 with Taylor Systems Engineering, Inc. in an amount not to exceed \$13,500 with an expiration date of 90 days from final execution for engineering services for the Government Center, Buildings A and B Boiler Replacement Project 99-41.

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

7. General Services Department recommending Lease Agreement 157-L0311 with Robert Earl Olson and Martha Waddell Olson in the amount of \$594 per month for the term September 20, 2002 through September 19, 2005, with options for three additional two year terms, for 660 square feet of improved office space located at 415 Placerville Drive, Suite R, Placerville, for the Emergency Medical Services Unit of the Public Health Department.

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

8. General Services Department recommending Lease Agreement 232-L0311 with Charles H. Freeland and Cynthia J. Freeland in the amount of \$2,700 for the term September 20, 2002 through September 19, 2005, with options for three additional three year terms, for warehouse space and 1.67 acres of land located at 3615 China Garden Road (Stage Coach), Diamond Springs, to accommodate the addition of radio staff and services to the Sheriff's Department and storage space for the Sheriff's Boat Patrol and other Department equipment.

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

9. Environmental Management Department requesting authorization to conduct staff level workshops on the East and West Slope of the County to review food facility inspection alternatives.  
**RECOMMENDED ACTION:** Approve and direct staff to report back to the Board.
10. Veterans Services Department recommending Chair be authorized to sign the California Department of Veterans Affairs Medi-Cal Certificate of Compliance and Subvention Certificate of Compliance acknowledging said Department is in compliance with the terms and conditions as identified.  
**RECOMMENDED ACTION:** Approve.
11. Transportation Department recommending Resolution accepting Irrevocable Offer of Dedication (IOD2002-07) from Florence Bisagno, Successor Trustee of the John Bisagno, Sr. and Florence Bisagno August 1989 Trust to correct the right of way for a segment of Mosquito Road (APN 050-290-13-100); and Resolution summarily vacating (AOE 2002-27) road and public service easements relinquishing the existing right of way.  
**RECOMMENDED ACTION:** Adopt Resolution Nos. 230-2002 and 231-2002.
12. Transportation Department recommending Resolution accepting Irrevocable Offer of Dedication (IOD2002-20) from El Dorado Hills Investors, Ltd. for a road and public utility easement for APN 108-490-04-100 which is located east of the intersection of Latrobe Road and Golden Foothill Parkway on Monte Verde Drive in El Dorado Hills.  
**RECOMMENDED ACTION:** Adopt Resolution No. 232-2002.
13. Transportation Department recommending Resolution accepting Irrevocable Offer of Dedication (IOD2002-24) from El Dorado Hills Investors, Ltd. for a road and public utility easement for APN 108-490-04-100 which is located on Latrobe Road at the intersection of Latrobe Road and Golden Foothill Parkway in El Dorado Hills.  
**RECOMMENDED ACTION:** Adopt Resolution No. 233-2002.

14. Transportation Department recommending Rental Agreement with NationsRent in an amount not to exceed \$20,000 for the term October 1, 2002 through August 30, 2003 for "as needed" rental equipment.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
15. County Counsel recommending Resolution discharging accountability for unpaid County debt.  
**RECOMMENDED ACTION:** Adopt Resolution No. 234-2002.
16. Human Resources Department recommending implementation of the request of Judge Kingsbury, on behalf of the Judiciary and pursuant to Section 1409 of the Salary and Benefits Resolution, that Barney Scholl, Assistant Chief Probation Officer be designated as Interim Chief Probation Officer at Step 3 of the salary range.  
**RECOMMENDED ACTION:** Approve.
17. Administration recommending Resolution to set aside 15% of federal fiscal year 2003 Federal Forest Reserve funds for projects authorized by Title III of Public Law 106-393, the Secure Rural Schools and Community Self-Determination Act of 2000.  
**RECOMMENDED ACTION:** Adopt Resolution No. 235-2002.
18. Administration recommending Amendment 002 to Agreement with Mercer Human Resource Consulting (formerly known as William M. Mercer, Inc.) in an amount not to exceed \$220,000 effective upon execution by both parties through September 30, 2003 for on-going consulting services related to employee health benefits.  
**RECOMMENDED ACTION:** Authorize Chair to sign.
19. Supervisor Borelli recommending ratification of the Certificate of Recognition for Tom Cumpston who resigned from County Counsel.  
**RECOMMENDED ACTION:** Ratify Chair's signature.

**BOARD ACTION** - Consent Calendar approved with the exception of item 3 which was acted upon separately, and with the addition of Department Matters 52 and 53.

BHDBaS

**END CONSENT CALENDAR**





52. General Services Department recommending Chair be authorized to sign Lease Agreement 112-L0211 with Robert Earl Olson and Martha Waddell Olson in the amount of \$1,165 per month for the term September 20, 2002 through September 19, 2004 for 1,253 square feet of improved office space at 415 Placerville Drive, Suites W and X, Placerville, for the Sheriff's Star Program; and Auditor/Controller be authorized to pay retroactive rent payment in the amount of \$3,106.60 for the period July through September 2002. (*For Policy Consideration of the Board of Supervisors*)  
**ADDED TO CONSENT CALENDAR:** Approved. BHDBaS

53. Auditor/Controller recommending Chair be authorized to sign Amendment 001 to Agreement 202-S0211 with Maximus, Inc. in an amount not to exceed \$51,750 for the term November 19, 2002 through November 18, 2003 for cost claiming services; and Budget Transfer 23007 increasing appropriation in Department 15 in the amount of \$27,000 for same. (Continued 9/10/02, Item 59)  
**ADDED TO CONSENT CALENDAR:** Approved. BHDBaS

54. Adoption of the following:

(1) Ordinance repealing in its entirety Chapter 15.36 of Title 15 of the County Ordinance Code (Abatement of Dangerous Buildings) and replacing it with a new Chapter 15.36 pertaining to same.

**BOARD ACTION - ORDINANCE NO. 4609 adopted.** BHDBaS

(2) Ordinance adding Chapter 9.02 of Title 9 to the County Ordinance Code, creating a new and comprehensive Nuisance Abatement Ordinance.

**BOARD ACTION - ORDINANCE NO. 4610 adopted.** BHDBaS

(3) Ordinance adding Chapter 2.20 of Title 2 creating a "Nuisance Abatement Hearing Board" empowered to hear appeals from nuisance abatement enforcement actions commenced under County Ordinance Code Chapters 15.36 and 9.02. (Ordinances introduced 9/10/02, Item 70)

**BOARD ACTION - ORDINANCE NO. 4611 adopted.** BHDBaS

**TIME ALLOCATION - 10:00 A.M.**

60. Hearing to consider Resolution for the general vacation of County Road 2011 (old Mt. Aukum Road and bridge) located in the Mt. Aukum area (APNs 093-031-97-100 and 093-031-98-100). (Resolution of Intention adopted 8/13/02, Item 43)  
**No action taken.**

**TIME ALLOCATION - 11:00 A.M.**

61. Interim Chief Administrative Officer recommending the Board approve the Final Draft Response to the 2001/2002 Grand Jury Report and Chair be authorized to sign the letter to the Presiding Judge transmitting the Final Report; distribution of same to include the County Library, posting on the County's public internet site and publication in the Mountain Democrat, Georgetown Gazette and the Tahoe Tribune.  
**BOARD ACTION - Approved.** BBaS D(a)H(a)

**ITEMS TO/FROM SUPERVISORS**

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

80. Hearing to consider Resolution **237-2002** to establish a new Agricultural Preserve (No. 285/Williamson Act Contract 02-01) on 99.72 acres (APNs 070-210-55, -32, and 070-131-53, -55, and -56) in the Shingle Springs area (District IV), and adoption of Ordinance **4607** to rezone (Z02-03) a portion of same from RE-5, Estate Residential Five-acre to AE, Exclusive Agricultural (APN 070-210-55), requested by Richard Davis.  
**BOARD ACTION -** Hearing no protests, Resolution 237-2002 and Ordinance 4607 adopted. HBDBaS

81. Hearing to consider an Appeal on the approval of Special Use Permit S02-11 for the development of a two-story 4,000 square foot building to be used for automotive repair and replacement of parts in the Cameron Park area (District I), Applicant: S&D Automotive, Scott Pyle. Appellant: Marc A. Hoover. (Appellant requests continuance to October 1, 2002.)  
**BOARD ACTION** - Hearing continued to **October 1, 2002**, at the request of the appellant, and Board advised this is the only continuance that will be granted to the appellant. HBaDBS
82. Hearing to consider amending the recorded final map for Village I, Lot A, consisting of 62 lots on 19.07 acres (APNs 113-490-01 through -71) in the El Dorado Hills area; the size and configuration of lots have been modified requiring re-monumentation of the new property lines and parcel configurations, Applicant: Serrano Associates, LLC. (District I)  
**BOARD ACTION** - Hearing continued to **October 1, 2002**, at the request of the Planning Department. DBBaHS
83. Hearing to consider the adoption of the mitigated negative declaration, response to comments, and mitigation measure monitoring and reporting program, which together comprise the Final Mitigated Negative Declaration for the Green Valley Road Widening Project.  
**BOARD ACTION** - Approved as presented by staff. BHDBaS

**ADJOURNMENT**

**CLOSED SESSION ROSTER**

**Regular Meeting of the Board of Supervisors**

**September 17, 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(b), Anticipated litigation:**

- Significant exposure to litigation (2 cases)

Title: General Plan Process.

**No action reported.**

Title: Valley Slurry Seal Company dba VSS

Emultech vs County of El Dorado (bid protest).

**BOARD ACTION** - By unanimous vote County Counsel was authorized to defend the action.