

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 24, 1972

The Board convened in regular meeting. Present: Supervisors John M. Caswell, Thomas M. Goodloe, Jr., Raymond E. Lawyer, Thomas L. Stewart, and William V.D. Johnson. Also present: Ann R. Macy, Board of Supervisors Clerk. Chairman Johnson presided.

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The Pledge of Allegiance to the Flag was led by Supervisor Stewart.

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12-7 The Invocation was offered by Reverend Harvey Hood, Presbyterian Church.

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The Agenda was adopted on motion of Supervisor Stewart, seconded by Supervisor Caswell, and unanimously carried.

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The Minutes of October 17, 1972, were approved as submitted on motion of Supervisor Stewart, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Caswell, Lawyer, Stewart, and Johnson, Abstain: Supervisor Goodloe.

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GENERAL ORDERS

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-P On motion of Supervisor Stewart, seconded by Supervisor Caswell, and carried by the following vote: Ayes: Supervisors Caswell, Lawyer, Stewart, and Johnson; No: Supervisor Goodloe, County Warrant Register Claim No. 63703 in the amount of \$57,000 payable to the Tahoe Regional Planning Agency was cancelled, and the Auditor directed to draw a new warrant in the amount of \$54,000 as budgeted by the County for the fiscal year 1972-73 payment to Tahoe Regional Planning Agency.

* * * *

28
250
50-1 On motion of Supervisor Stewart, seconded by Supervisor Goodloe, and unanimously carried, Warrant No. 63427 to Valley Shipping Supply Company in the amount of \$282.55 was referred to the County Administrative Officer for a report to the Board; Warrant Nos. 63468, 63467, 63538, and 63637 all payable to the Mother Lode Medical Center were held until financial problems with said Medical Center are resolved, and the balance of the Warrant Register Claims, as well as the Claims submitted by the Community Action Council were approved for payment.

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88 At the recommendation of County Counsel, on motion of Supervisor Lawyer, seconded by Supervisor Goodloe, and unanimously carried, the Claim submitted by Attorney Ronald G. Schiess on behalf of Richard L. Ward for personal damages in the amount of \$100,000.00 was denied.

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115
On motion of Supervisor Stewart, seconded by Supervisor Lawyer, and unanimously carried, all personnel matters on the Personnel List dated October 24, 1972, submitted by the County Administrative Officer were approved as recommended by him, with the following exceptions: Effective dates on Items 2 and 10 were changed to October 28, 1972; Item 15 was referred to County Administrative Officer for study; and Item 16 was held. (Personnel List is on file in the Board of Supervisors Office)

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313-1
On motion of Supervisor Goodloe, seconded by Supervisor Lawyer, and unanimously carried, the Board authorized travel expenses, plus \$20.00 per day professional services for Mr. James Mace to attend Boards of Supervisors meetings in the following counties: Calaveras, Mariposa, Tuolumne, Amador, Placer, Nevada, Sierra, Alpine, and Mono, as well as to attend the Mountain Counties Water Resource Assn. meeting on 10/26/72 at Red Bluff, and the County Supervisors Association of California Annual Meeting in Palm Springs on November 14-17, 1972. The subjects for discussion are as follows: (1) Assemblyman Z'Berg's proposed Forest Practices Act Revision (AB 2346) and its effect on Mountain Counties; (2) Mountain Counties' stake in water use and watershed management as being developed by Walter Quality Control Board based on the Porter-Cologne Act; (3) Environment: Is the best use of the land area in the Mountain Counties open space?; (4) Social problems: Should the entire cost of law enforcement for recreationists be borne by local property owners? (5) Report on Mountain Counties Air Pollution District and why it was formed. (Supervisor Johnson announced that he would attend some, or possibly all, of the aforementioned meetings with Mr. Mace.)

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183
On motion of Supervisor Goodloe, seconded by Supervisor Caswell, and carried by the following vote: Ayes: Supervisors Caswell, Goodloe, Lawyer, and Johnson; No: Supervisor Stewart, Superior Court Judge William E. Byrne's request for reconsideration of a request for an additional full-time court reporter was considered and the Board declared their intent to take no action on the matter at this time.

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44-8
Director of Public Works submitted the following Change Orders for the City/County Office Facility at South Lake Tahoe:

Change Order No. 8 - Install heaters in the sally port room, and provide and install electrical outlet in exterior wall of penthouse for a total cost of \$1,869.98

Change Order No. 9 - Install telephone outlet in maximum security corridor for a total cost of \$156.00

Change Order No. 10 - Install an electrical lock on door between maximum security area and corridor leading to the sally port, for a total cost of \$629.36

On motion of Supervisor Caswell, seconded by Supervisor Johnson, and carried (Continued)

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by the following vote: Ayes: Supervisors Caswell, Lawyer, Stewart, and Johnson; Abstain: Supervisor Goodloe, the Change Orders were approved.

12-1 On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board directed their Building Committee to meet with the Architect of the City/County Office Facility at South Lake Tahoe and the Director of Public Works on other problem areas and report their findings to the Board.

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12-4 The Board took no action on the Director of Public Works' request for authorization to purchase two office chairs to be added to Fixed Assets account.

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11-4 Purchasing Agent requested that a resolution be adopted authorizing the purchase of seventeen desks through the State Department of General Services' Cooperative Purchasing Program, and further requested that the formal bidding procedure be waived.

On motion of Supervisor Lawyer, seconded by Supervisor Caswell, and unanimously carried, formal bidding procedure was waived and the following resolution was adopted:

✓
RESOLUTION NO. 543-72

AUTHORIZING STATE DEPARTMENT OF GENERAL SERVICES TO PURCHASE DESKS
AND AUTHORIZING CHAIRMAN TO SIGN NECESSARY DOCUMENTS
IN CONNECTION THEREWITH

(For contents, see original resolution)

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80-1 Office of Economic Opportunity, Region IX Office, submitted a letter stating that they concur with findings of the California State Personnel Board regarding salary increases, and advising the Board that retroactive salary increases as of July 1972, are permissible for the employees of the El Dorado Community Action Council, Inc.

On motion of Supervisor Goodloe, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Caswell, Goodloe, Lawyer, and Johnson; Abstain: Supervisor Stewart, the Board Clerk was directed to acknowledge the letter from OEO, and the Personnel Officer was authorized to institute the necessary paperwork to allow retroactive salary increases for the Community Action Council employees to July 1972, as approved by the Board on September 19, 1972.

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Executive Director, Community Action Council, submitted a request that resolutions be adopted authorizing the Chairman to sign the following amendments:

543
Amendment to PEP V Agreement with the State Human Resources and Development Agency extending the Agreement from November 15, 1972, to December 15, 1972, at an additional Federal cost of \$40,326.00

Amendment to PEP VI Agreement with the State Human Resources and Development Agency extending the Agreement from October 31, 1972, to November 30, 1972, at an additional cost of \$17,696.00.

On motion of Supervisor Lawyer, seconded by Supervisor Goodloe, and unanimously carried, the Amendments to the Agreements were approved and the following resolutions were adopted:

✓
RESOLUTION NO. 544-72

AUTHORIZING CHAIRMAN TO SIGN AMENDMENT TO PEP V AGREEMENT

(For contents, see original resolution)

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✓
RESOLUTION NO. 545-72

AUTHORIZING CHAIRMAN TO SIGN AMENDMENT TO PEP VI AGREEMENT

(For contents, see original resolution)

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(114-7)
296-3
At the request of the Purchasing Agent, on motion of Supervisor Stewart, seconded by Supervisor Lawyer, and unanimously carried, the Board approved specifications and authorized the Purchasing Agent to advertise for bid opening on November 6, 1972, with award by the Board on or after November 21, 1972, for the following bids: Bid No. 438, Electrostatic Copier for the Public Works Department, and Bid No. 439, Snow Removal for the Library and Court Facility at South Lake Tahoe.

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114-4
Purchasing Agent submitted a request for approval of specifications and authorization to advertise bid opening on November 6, 1972, and award by the Board on or after November 21, 1972, for Bid Nos. 420 through 433, for 1972 Vehicles. (Continued from October 17, 1972)

On motion of Supervisor Stewart, seconded by Supervisor Goodloe, and carried by the following vote: Ayes: Supervisors Goodloe, Lawyer, and Stewart; Noes: Supervisors Caswell and Johnson, the Specifications were approved to include the addition of air conditioning for Bid #420, and deletion of radios in Bid Nos. 420, 423, and 426, as well as other changes included in the Addendum, and the Purchasing Agent was authorized to advertise as requested.

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114-7
Purchasing Agent submitted results of Bid No. 417, Dog Licenses for Animal Control, and bids were received from The Keyes Davis Co., Battle Creek, Michigan, and Patrick & Company, San Francisco. (Original bids are on file in the Board of Supervisors Office)

At the recommendation of the Purchasing Agent, on motion of Supervisor Lawyer, seconded by Supervisor Goodloe, and unanimously carried, Bid No. 417 was awarded to low bidder, The Keyes Davis Company, Battle Creek, Michigan, for the total bid of \$374.15.

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2. B
Assistant County Counsel submitted a letter recommending that the Board authorize the County Auditor to transfer \$1,495.17 from the General Fund to the Clerk's Trust Fund for the purpose of securing immediate possession of certain lands in the Tahoe Hills Unit No. 2 Assessment District which were taken by a condemnation action -- County of El Dorado vs Farley (LaForge Parcel - No. 17144).

On motion of Supervisor Caswell, seconded by Supervisor Johnson, and unanimously carried, the following resolution was adopted:

RESOLUTION NO. 546-72

AUTHORIZING COUNTY AUDITOR TO TRANSFER FUNDS TO PAY
FOR LAND TAKEN IN A CONDEMNATION ACTION

(For contents, see original resolution)

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415
(417)
On motion of Supervisor Stewart, seconded by Supervisor Goodloe, and unanimously carried, the County Assessor was authorized to file an application for State payment of certain funds in the maximum entitlement of \$31,009.32 to the County of El Dorado as compensation by the State of California, pursuant to the Open Space Subvention Act, as set forth in Title 14, Division 6, of the California Administrative Code; said compensation entitlement is for loss in tax revenue for parcels of land wherein the owners have entered into Williamson Act Contracts for Agricultural Preserves, and the following resolution was adopted:

RESOLUTION NO. 547-72

AUTHORIZING COUNTY ASSESSOR TO FILE AN APPLICATION REPORT
FOR OPEN SPACE SUBVENTION FUNDS DUE EL DORADO COUNTY

(For contents, see original resolution)

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On motion of Supervisor Lawyer, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to execute Releases of Lien discharging all property encumbered by the Agreements to Reimburse County for Public Assistance as recorded in the Official Records of El Dorado County as follows:

<u>Name</u>	<u>Volume and Page</u>	
277 Genevieve A. Nelson	718	41
Allen Menditto	1125	500
Joseph A. Casper aka Joseph Casper	1043	299
Ruth Gearing aka Ruth L. Gearing	1023	620
Jeanne D. Stuart and Robert D. Stuart	985	675
Mary Judith Marisette & Robert A. Marisette	958	459
Suzanne Garver and Mitchell Garver	1077	111
Terri Wentz	1082	475
Susan Bradstreet	1132	576
Pokie Eshbaugh	1094	146
Kenneth D. Metcalfe aka Kenneth Metcalfe	1094	182
Rex A. Montgomery aka Rex Montgomery	1092	286

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298 On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, Assessment Roll Change Nos. 3405 through 3412; 3416; 4168, 4172 through 4195 were approved.

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319-5 On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the following Tax Cancellations were approved:

<u>Parcel</u>	<u>Name</u>	<u>Acquired by</u>
28-180-28	Gary S. Burke, etux C/o Jerry Wymore	State Department of Public Works
28-180-30	Richard Carlson etal	" " " " "

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423 Golden West #5 Communication received from Cal-Pacific Resources, Inc. requesting an extension of time to June 30, 1973, for subdivision improvements for Golden West Paradise Unit No. 5, Rural Subdivision. (Subdivision Agreement expires October 31, 1972).

On motion of Supervisor Goodloe, seconded by Supervisor Lawyer, and unanimously carried, the request was approved.

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(250)
201 On motion of Supervisor Goodloe, seconded by Supervisor Stewart, and unanimously carried, the Board referred the Audit Report as of June 30, 1972, prepared by C. S. Nicolas & Company, on the El Dorado Community Hospital to the Health and Medical Director for comments.

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(226)
23 City of South Lake Tahoe forwarded a letter to the Board from Mr. Kenneth Gardner requesting that some action be taken regarding the animal control problem at South Lake Tahoe; namely, dogs tipping over garbage cans.

On motion of Supervisor Goodloe, seconded by Supervisor Lawyer, and unanimously carried, the letter was referred to the Health and Medical Director for reply.

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246 Communication received from Governor Reagan inviting El Dorado County to participate in the 1971 Young American Medals for Bravery and Service Program by submitting nominations of those persons under the age of 19 who have performed outstanding acts of courage or service during the year 1971.

On motion of Supervisor Stewart, seconded by Supervisor Goodloe, and unanimously carried, the matter was referred to the County Veterans Service Officer.

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278
349
(349-2) Communications were received from Pay Less Drug Stores, Oakland, and Sutter Hill Limited, Palo Alto, protesting penalties assessed for late payment of second installment of property taxes.

On motion of Supervisor Caswell, seconded by Supervisor Goodloe, and carried by the following vote: Ayes: Supervisors Caswell, Goodloe, Lawyer, and Stewart; Abstain: Supervisor Johnson, the matter was referred to the County Assessor for a report back to the Board on October 31, 1972.

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35-17 On motion of Supervisor Caswell, seconded by Supervisor Lawyer, and unanimously carried, the Environmental Impact Statement Draft submitted by the State Division of Highways for the proposed Expressway on State Highway Route 49, was placed on file.

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57-6 Mr. William E. Fleck, Shingle Springs, was present regarding alleged inconsistencies between local and County General Plans.

-P On motion of Supervisor Johnson, seconded by Supervisor Caswell, and unanimously carried, the Board Clerk was directed to type the verbal recommendations submitted by Mr. Fleck, for the Board's consideration at their next meeting on October 31, 1972.

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(57)
893
County Fair Manager submitted the Estimated Expenditures for the month of October 1972, in the amount of \$9,041.76.

On motion of Supervisor Caswell, seconded by Supervisor Lawyer, and unanimously carried, the Estimated Expenditures were approved for October, and regarding a rumored shortage in the Fair Manager's budget, the Board included in their motion that the Fair Manager be advised that the County would not pay benefits for County Fair employees.

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SPECIAL ORDERS

PLANNING MATTERS

(285-101-72)
390-7a
Hearing held as duly advertised on rezoning of lands in the Rescue area from Agricultural to Commercial zone, petitioned by Albert A. Howdysshell, consisting of approximately .40 acre. Planning Commission recommended approval. There were no protests and the hearing was closed.

On motion of Supervisor Caswell, seconded by Supervisor Goodloe, and unanimously carried, the following ordinance was adopted:

ORDINANCE NO. 1241

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Rescue Area)

(For contents, see original ordinance)

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(285-119-72)
390-7a
Hearing held as duly advertised on rezoning of lands in the North Cameron Park area from Agricultural to Single Family Residential zone, petitioned by Robert L. Cameron consisting of approximately 10.826 acres. Planning Commission recommended approval. There were no protests, and the hearing was closed.

On motion of Supervisor Caswell, seconded by Supervisor Goodloe, and unanimously carried, the following ordinance was adopted:

ORDINANCE NO. 1241

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(North Cameron Park area)

(For contents, see original ordinance)

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(Continued)
423
Planning Commission submitted letter recommending approval of a request regarding Swansboro Country Unit No. 6, Rural Subdivision, from subdivider Richard Dyer, to allow a variance to road standards for Dogwood Lane in order

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to allow less width on Dogwood Lane since it would require removal of a great number of trees and vegetation, and would be destructive to the environmental quality of the area. The recommendation to approve the variance to the subdivision road standards was made by the Planning Commission provided that there be a minimum of eight turn-outs for passing vehicles, and that the road have the necessary drainage structures and the normal surfacing for rural subdivisions; and also to be included for dedication for public use but maintenance to be by the homeowners' association.

On motion of Supervisor Lawyer, seconded by Supervisor Stewart, and unanimously carried, the variance was allowed with the provisions as outlined above.

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Planning Director submitted a letter recommending approval of a request from the First American Title Company of Sacramento to waive the soil report, under the provisions of Sec. 17953 of State Health and Safety Code, on lands recorded in Parcel Map Book 1, Page 163 in the County Recorder's Office, consisting of 32 twenty-acre and irregular forty acre parcels, as filed by Allen F. Olson on lands located in the Shingle Springs area.

On motion of Supervisor Lawyer, seconded by Supervisor Goodloe, and unanimously carried, the Board waived the soil report as recommended, and the following resolution was adopted:

RESOLUTION NO. 548-72

WAIVING SOIL REPORT ON LAND IN SHINGLE SPRINGS AREA

(For contents, see original resolution)

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On motion of Supervisor Stewart, seconded by Supervisor Goodloe, and unanimously carried, the request of Mr. Ray Levert, subdivider for Diamond Springs Estates Unit No. 1 Rural Subdivision, to modify tentative map conditions which were approved by the Board on 6/27/72, was continued to October 31, 1972.

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On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the following resolutions was adopted:

RESOLUTION NO. 549-72

CALLING FOR BIDS FOR THE UNION VALLEY
GARBAGE FRANCHISE AREA FOR BID OPENING TO BE HELD AT 2:30 P.M.
ON DECEMBER 5, 1972

(Formerly known as Upper American River area)

(For contents, see original resolution)

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Supervisor Lawyer departed

Proper notices having been sent, hearings were held at 2:30 p.m. on escaped assessments as listed below. No protests were presented and the hearings were closed.

On motion of Supervisor Stewart, seconded by Supervisor Goodloe, and unanimously carried, the following assessment roll changes were approved as presented: No. 3415, Shingle Springs Automotive Svc.-Mel Kelly; No. 3414, Randy's Shoe Service -Ralph Herndon & Danny Baldwin; and No. 3413, Elwood Bradley.

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Helen Atkinson, Director, and Pat Mitchell, County Coordinator, of the Tri-County Drug Abuse Program, submitted a Quarterly Report on the Tri-County Drug Abuse Program and also submitted a list of 21 names as their recommendation for appointment to a County Drug Advisory Board which will be mandated for all counties with populations in excess of 40,000 if Senate Bill 714 is adopted by the State Legislature. Said list of recommended appointments includes representation from a variety of professions, and from both the eastern and western ends of the County.

On Motion of Supervisor Stewart, seconded by Supervisor Caswell, and unanimously carried by those present, the Board accepted the material submitted, and took the matter of appointments to a County Drug Advisory Board under advisement until such time as Senate Bill 714 is adopted and an Advisory Board is mandated.

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Forest Supervisor Irwin E. Bosworth, Eldorado National Forest, submitted a letter advising the Board of a proposal to exchange American Forest Products lands in Plumas and Trinity Counties for National Forest timber that they have under contract in El Dorado and Amador Counties, and requesting comments on the proposed exchange prior to November 17, 1972. The letter further stated that El Dorado County would be affected in that it would not receive a share of the receipts from the timber used for the exchange; i.e. the receipts from approximately 20 million board feet of timber will be needed to equal the price of the offered land, or about five million a year if spread over the period of a normal Forest Service timber sale contract; and the total receipts which the County will not received will be approximately 12% of the receipts received for Fiscal Year 1972, if the exchange is successful.

On motion of Supervisor Caswell, seconded by Supervisor Goodloe, and unanimously carried by those present, the Board stated that their comments would necessarily have to be unfavorable since it was felt that the exchange would not be in the best interest of the County.

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(57)
423
7/2/72
min
Board considered for adoption proposed guidelines as prepared by the Planning Department and County Counsel entitled Interim Guidelines and Procedures for Submission of an Environmental Impact Statement as interim measures for a 90-day period, during which time the Guidelines will allow the continuation of normal building and development activities until such time as the State Legislature or the Supreme Court take up the matter of, and possibly make a ruling on, the case, "Friends of Mammoth vs Mono County".

On motion of Supervisor Caswell, seconded by Supervisor Goodloe, and unanimously carried by those present, the Board adopted the latest draft of Guidelines submitted (dated October 24, 1972), as modified, and including the additional Paragraph D to Page 1, which was submitted on a separate sheet.

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Supervisor Lawyer returned
Supervisor Goodloe departed

(57)
423
7/2/72
min
On motion of Supervisor Caswell, seconded by Supervisor Lawyer, and carried by the following vote: Ayes: Supervisors Caswell, Lawyer, and Johnson; Abstain: Supervisor Stewart, the Board rescinded their action of October 10, 1972, to not issue any new building permits or approve tentative or final subdivision maps, or parcel map applications until guidelines were developed for the submission of environmental impact statements.

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Supervisor Goodloe returned

(57)
423
7/2/72
min
On motion of Supervisor Goodloe, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Caswell, Goodloe, Lawyer, and Stewart; Abstain: Supervisor Johnson, the Board authorized that a warrant be drawn in the amount of \$750 payable to Phillips Pattern & Manufacturing, Inc., the County's portion of the \$1500 down payment before commencing work on the bronze plaque to be erected on the property of the City/County Office Facility, South Lake Tahoe: said warrant to be mailed to Marion Varner & Associates for handling.

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(57)
423
7/2/72
min
City of South Lake Tahoe submitted letter advising the Board that they wished to be excluded from an Areawide Planning Organization as proposed by the Sierra Economic Development District (SEDD).

(57)
423
7/2/72
min
The Board took no formal action on the City of South Lake Tahoe's statement contained in their letter; however, on motion of Supervisor Goodloe, seconded by Supervisor Caswell, and unanimously carried, the County Counsel was directed to coordinate with Executive Director of SEDD in the preparation of necessary resolutions for adoption by the Board on November 8, 1972, at 2:30 p.m. establishing the Sierra Economic Development District (SEDD) as an Areawide Planning organization, as well as a clearing house for four Counties of El Dorado, Nevada, Placer, and Sierra.

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County Auditor was present and submitted to the Board the Final Budget for the Fiscal Year 1972-73 for El Dorado County.

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There being no further business, the Board adjourned to Tuesday, October 31, 1972, at 10:00 a.m.

ATTEST: Carl A. Kelly,
County Clerk and
ex-officio Clerk
of the Board

APPROVED William A. Johnson
Chairman

By A. K. Macy
Deputy