

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

The Board convened in regular meeting. Present: Supervisors Franklin K. Lane, William V. D. Johnson, W. P. Walker, Raymond E. Lawyer and Thomas L. Stewart. Also present, Connie A. Peterson, Deputy Clerk to the Board. Chairman Lawyer presided. (Supervisor Johnson arrived at 10:15 a.m.)

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

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On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried by those present the Agenda was adopted with the following changes: Deletion of Item C-3, Page 2 - Policy procedure for County Employee Service; Deletion of Item E-1, Page 3 - Proposed Georgetown Airport Lease; Deletion of Item 3, Page 5 - Request to transfer tax lien by Donmar GEM Company; Deletion of Item 3, Page 3 - Report on housing facilities for the El Dorado Justice Court; Correction to Item C, Page 2 - Changing amount from \$850,000 to \$850,000,000.

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On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the minutes of February 20, 1973 were approved as submitted.

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LHR 28 50-1

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, Warrant Register Claims for El Dorado County and Claims as submitted by Community Action Council were approved.

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GENERAL ORDERS

On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried by those present, all personnel matters on the Personnel List, dated February 27, 1973, submitted by the County Administrative Officer, were approved as recommended by him, and the following resolution was adopted for Item 2 on the list:

RESOLUTION NO. 91-73

LHR 43a 116

AMENDING CLASSIFICATION SCHEDULE FOR DIRECTOR OF ECONOMIC DEVELOPMENT
(Range 68, Step 1)

(For contents, see original resolution)

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present the Board adopted the following policy, at the request of the County Administrative Officer, and submitted by him, relating to the processing of personnel transactions, with the addition of the word salary to be inserted in last sentence . . . Department's salary budget. . .

Effective this date, all personnel transactions requiring the approval of the Administrative Officer and/or the Board of Supervisors will be forwarded to the Administrative Officer at least ten (10) working days prior to the date the Department Head wishes the matter acted upon. No exceptions will be made to this policy without the expressed approval of the Administrative Officer.

All requests for personnel transactions will be supported by the necessary documentation which shall include the specific reasons for the action taken by the Department Head.

If the matter has to do with filling a new or vacant position, the need and justification must be clearly demonstrated. In these instances it must also be indicated whether or not the position is budgeted and if so whether or not there are sufficient monies available in the Department's salary budget to fund the position for the balance of the fiscal year or period of employment, whichever the case may be.

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On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the estimated expenditures in amount of \$4,600 for February 1973 submitted by the County Fair Manager were approved.

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Supervisor Johnson arrived.

The Purchasing Agent submitted a letter requesting direction as to whether or not to proceed with negotiations for a new lease with Mr. Jack Sellers for Assessor's Office space at South Lake Tahoe as present lease expires on June 30, 1973. (Continued from February 13, 1973)

On motion of Supervisor Johnson, seconded by Supervisor Walker and unanimously carried, the Purchasing Agent was authorized to negotiate a new lease with conditions as outlined in his letter dated February 13, 1973.

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Supervisor Lane submitted a proposal for the establishment of an Incentive Program within the County to allow for worker participation in finding and instituting efficiencies of County government operation. On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved that the proposal be submitted to the Department Heads for their official comments, and to be rescheduled on the March 13, 1973 Board agenda.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

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326
Supervisor Lane submitted for Board adoption a proposed resolution supporting the proposal that State surplus funds be held in abeyance until such time as the full effects of both Federal Legislation HR-1 and State Legislation SB 90 are known, and that these funds be used, if necessary, to maintain local government programs.

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

RESOLUTION NO. 92-73

REGARDING THE PROPOSED REFUND TO THE CALIFORNIA
TAXPAYERS OF SURPLUS REVENUES COLLECTED BY FY 72-73

(For contents, see original resolution)

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County Counsel submitted a communication from Pacific Gas and Electric Company which states that the PG&E cannot agree to include a paragraph in the Bill of Sale for Electrical Facilities, Cameron Park Unit No. 8, which would hold the facilities in trust by PG&E for the benefit of the landowners. The County Counsel also submitted a letter advising that the only way this trust language can be required is if the Public Utilities Commission has made a ruling. (Referred 1/2/73)

At the request of Pacific Gas & Electric Company, on motion of Supervisor Walker, seconded by Supervisor Lawyer, and unanimously carried, this item was continued to March 6, 1973.

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93-5
23
On February 20, 1973, the proposed Grant Deed submitted by the City of South Lake Tahoe granting portion of campground property at South Lake Tahoe to the City by the County of El Dorado was referred to the County Counsel and the Board's Capital Outlay Committee to develop another Grant Deed for approval by the Board.

The County Counsel and Board's Capital Outlay Committee, Supervisors Walker and Johnson, submitted a revised Grant Deed, and on motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Clerk was authorized to advertise proposal to deed certain real property at South Lake Tahoe from the County of El Dorado to the City of South Lake Tahoe, setting a public hearing for March 20, 1973 at 2:30 p.m.

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151
County Counsel submitted resolutions authorizing an action for the recovery of County Funds Paid Out for the following cases:
(continued)

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

<u>Name</u>	<u>No.</u>	<u>Amount</u>
Jackie Moulden	7833	\$ 49.88
Glenna & Tom Schneider	3994	189.04
Phyllis Everton & Lonnie Everton III	8761	21.00
Betty Johnson and William T. Johnson	8771	191.25
Philip Falk	8654	35.40
Priscilla Gish	8801	16.74
Judith Bouchard	8691	14.00
Michael Cotenias	8170	182.40
Richard P. Molina	8693	169.67
Ronald Williams	72-31	11.25
William George Gerard	16534	346.00
Pat E. Compton	3544	224.50
Joseph Williams	Prob.	63.00
Donald L. Ambrose	72-70	15.00
Delores Vigil	Prob.	16.00
Donald Rogers	C18-72-21	53.00
Dolores/John McCain	72-14	300.00
William K. James	MTH	25.00
Henry G. Meyer	JC-656	46.97
Ken Voorhees	C17-72-30	60.00

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unani-
mously carried, the following resolutions were adopted:

RESOLUTIONS NOS. 93-73 through 112-73

RESOLUTIONS AUTHORIZING ACTIONS FOR THE RECOVERY OF
COUNTY FUNDS PAID OUT

(For contents, see original resolutions)

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942 Communication received from President, Georgetown Divide Soil Conservation District enclosing a letter of resignation from Mr. Archie Porter, Director of the District, and requesting that Mr. Ray E. McClellan be appointed to fill unexpired term of Mr. Porter.

On motion of Supervisor Lawyer, seconded by Supervisor Walker, and unanimously carried, Mr. McClellan was appointed to fill unexpired term ending November 28, 1975, and the Clerk was directed to send a Certificate of Appreciation to Mr. Porter.

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247 On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the Chairman was authorized to execute Release of Lien, discharging all property encumbered by the Agreement to Reimburse County for Public Assistance, for Steven P. Baber, recorded in Volume 1062, Page 115 of Official Records.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

247 County Collection Officer submitted a request that the Chairman be authorized to sign a Release of Lien and Settlement, replacing one approved by the Board August 19, 1968, which was subsequently lost and never recorded; said Release was to discharge all property encumbered by Agreement and Lien to Reimburse the County for Betty and John Mikottes, as recorded in Volume 517, Page 320 of Official Records of El Dorado County.

At the request of the County Counsel, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved that a certified copy of the minute order adopted on August 19, 1968 be utilized as evidence of original approval of Release of Lien and Settlement in lieu of having another Release signed.

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298 On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, changes in Assessment Roll Nos. 4299, and 4301 through 4309 were approved.

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347-2 On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, Order Cancelling Penalties and Directing Correction of the Tax Roll was approved for the following:

<u>Bill Number</u>	<u>Tax Rate Area</u>	<u>Parcel Number</u>	<u>First Install Penalty</u>
11873	2-02	28-170-77-1	\$44.15
11885	2-02	28-170-94-1	23.04
11886	2-02	28-170-95-1	1.44

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347-2 On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried Tax Cancellation and Transfer on Property Purchased by a Public Agency approved for following: Parcel 64-130-04-1, Elmer N. Perry, Public Agency Acquisition for 1971-72 and 1972-73 Secured Tax, No Value Change, Acquired by County of El Dorado.

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On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the following Tax Cancellations and Transfers on Property Purchased by a Public Agency were approved; 1972-73 Secured Tax Cancellations:

<u>Parcel No.</u>	<u>Name</u>	<u>Acquired by</u>
16-382-19-1	Rubicon Properties, Inc.	County of El Dorado
6-010-39-1	Francis I. Hodgkins	El Dorado Irrigation District
58-610-30-1	Leo E. Finneran	El Dorado Irrigation District

(continued)

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27 19 73

(continued)

<u>Parcel No.</u>	<u>Name</u>	<u>Acquired by</u>
33-291-02-1	Thomas P. Frank	State Division of Highways
71-050-20-1	William B. McDaniel	U. S. Dept Int/Bureau of Reclamation
74-020-27-1	Paul M. Empfield	" " " " " "
71-050-21-1	Rudolph H. Niegel	" " " " " "
71-110-03-1	Rudolph H. Niegel	" " " " " "
51-450-28-1	Grace Darlington Marshall	El Dorado County Water Agency
46-180-06-1	Clarence G. Odell	County of El Dorado

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343 Communication received from Mt. Counties Water Resources Association requesting the Board adopt resolutions amending the By-Laws and the Articles of Incorporation of the Association relating to the inclusion of study and actions relative to problems affecting member counties and their resources in the areas of social, economic, environmental and ecological importance.

On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried, the following resolutions were adopted, and the Clerk was directed to send copies of the Board's action to the nine other counties involved (Sierra, Nevada, Placer, Amador, Calaveras, Mono, Tuolumne, Mariposa, Alpine) along with a letter urging their similar action.

RESOLUTION NO. 113-73

AMENDING BY-LAWS OF THE
MOUNTAIN COUNTIES WATER RESOURCES ASSOCIATION

(For contents, see original resolution)

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RESOLUTION NO. 114-73

AMENDING ARTICLES OF INCORPORATION
(Changing name to Mountain Counties Resources Association, etc.)

(For contents, see original resolution)

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423 Communication received from Project Manager, Angeles Capital Company, requesting Subdivision Improvement Bonds totaling \$859,871.55, Survey Monument Bonds totaling \$20,000.00 and Tax Bonds totaling \$5,250.00 be released, and Agreements to make Subdivision Improvements for Sierra Springs 5, 6, 7 and 8 be cancelled; also requesting that 2½% inspection fees for above-named subdivisions be returned to Angeles Capital Company.

(continued)

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

(continued)

The Director of Public Works and the County Surveyor submitted estimates of amounts to be retained from the 2½% inspection fees for their department's work on these subdivisions. El Dorado Irrigation District submitted a letter advising that at this time they do not have any charges or fees outstanding that relate to these subdivisions.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved the release of bonds as requested (listed below) and approved request to cancel Agreements to make subdivision improvements for Units 5, 6, 7 and 8, Sierra Springs; the request for refund of remaining portion of 2½% inspection fees was referred to the County Counsel for report back to the Board on March 6, 1973.

<u>Unit #</u>	<u>Improvement Bond</u>	<u>Monument Bond</u>	<u>Tax Bond</u>
5	947968 - \$174,921.55	947969 - \$3,000.00	947970 - \$1,000.00
6	947971 177,800.00	947972 4,000.00	947973 1,500.00
7	948394 311,150.00	948395 8,000.00	948396 1,500.00
8	948605 196,000.00	948606 5,000.00	948607 1,250.00

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Deputy County Counsel submitted a letter stating that when the American River Fire Protection District was formed, lands of certain persons who wished to be excluded had inadvertently been included in both the land description and the map of the district, and requesting that the Board of Supervisors adopt enclosed resolution so that the matter may be corrected on the County and State records.

On motion of Supervisor Stewart, seconded by Supervisor Lane, and unanimously carried, the request was approved and the following resolution adopted:

RESOLUTION NO. 115-73

AMENDING RESOLUTION NO. 279-71, CORRECTING DESCRIPTION OF BOUNDARIES
AMERICAN RIVER FIRE PROTECTION DISTRICT

(For contents, see original resolution)

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Supervisor Johnson reported on an action taken by the Sierra Economic Development District Board of Directors regarding the dismissal of the Executive Director, Miss Elizabeth George. He advised that there had been a question raised about necessity of a majority vote to dismiss her; the vote was 10 - 7 and there are 20 members on the Board of Directors.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board requested the County Counsel to ascertain that appointments to the SEDD Board by El Dorado County were made by proper procedure and further to submit written confirmation of this to the Board on March 6, 1973.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

SPECIAL ORDERS

PLANNING MATTERS

57 Hearing held as duly advertised on a proposed ordinance providing for the appointment of the Planning Director or his designated representative to the position of Zoning Administrator. On February 13, 1973, the Planning Commission was requested to submit a report to the Board that would specify what matters a Zoning Administrator would act on.

Executive Secretary, Planning Commission, on this date submitted a report containing recommendations as to the type of Special Use Permits and Variances that would be considered by the Zoning Administrator.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the County Counsel was directed to alter the previously proposed ordinance to reflect changes as submitted by the Executive Secretary of the Planning Commission, further to include in the ordinance the words "Planning Director or Acting Planning Director" in place of "Planning Director or his designee", and to submit proposed ordinance to the Board for consideration on March 6, 1973; request for authorization to appoint James H. Ingram, Planner II as Acting Planning Director also to be considered by the Board on March 6, 1973. (Hearing on proposed ordinance continued to 3/6/73.)

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373 At the recommendation of the Planning Director, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Agreement with W & D Investment Company, Inc., to make rural subdivision improvements in Swansboro Country, Unit No. 5 Subdivision was approved and the Chairman authorized to sign; and a Certificate of Deposit with the Bank of America in the amount of \$63,200.00 having been furnished in accordance with said Agreement, the Final Map of Swansboro Country Unit No. 6 was approved and the Clerk authorized to endorse such approval on said Final Map.

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GENERAL ORDERS

212 On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board adopted a Proclamation setting the period beginning March 1, and continuing through April 22, as 1973 Easter Seal Month.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

298a
1144 Proper notices having been sent, a hearing was held at 2:30 p.m. on an Escaped Assessment for Richard A. Brand, etux, Nos. 3446 and 3447. No protests were presented and the hearing was closed. On motion of Supervisor Johnson, seconded by Supervisor Walker and unanimously carried, Assessment Roll Changes 3446 and 3447 were approved to be placed on the Assessment Roll.

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240 Farm Advisor submitted a letter stating that the County is facing another major pear crisis due to the inability to control pear psylla. He advised that the U. S. Department of Agriculture will support a pest control program developed by the University of California in El Dorado County with a \$4,800.00 grant, and the University will provide \$7,500.00 however, matching funds must be provided by the County either as in-kind services or actual dollars. He recommended that the County allocate \$2,500.00 in-kind services and \$2,300.00 in budget increases; one-third of this to be apportioned for balance of this 1972-73 fiscal year and the remaining two-thirds for the 1973-74 fiscal year.

Mr. Barry Leeson and Mr. Dick Bethell, Farm Advisors were present, and Mr. Bethell gave an oral report pertaining to the request.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board accepted the recommendation of the Farm Advisor, and approved that funds in the amount of \$2,300.00 be transferred from Contingency to the Farm Advisor's budget; any portion of these funds remaining at the end of the 1972-73 fiscal year to be encumbered, and the following Budget Transfer approved:

No. 5524

117 Auditors Office

<u>Decrease Budget Account</u>	<u>Increase Budget Account</u>	<u>Amount</u>	<u>Purpose</u>
	6-302 Farm Advisor Spc. Dept. Exp.	\$2,300.00	New State program for Farm Advisor

<u>Transfer From</u>	<u>Transfer To</u>	<u>Amount</u>
Contingency	General	\$2,300.00

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250 On February 13, 1973, the matter of Board ratification of improvements to the Mother Lode Medical Center by Universal Medical Systems was referred to the Director of Health Services with the request that plans be submitted so that improvements can be approved in proper sequence.
(continued)

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

Dr. Michael B. Evans, Director of Health Services, was present, and he advised that pursuant to the Lease between the County and Universal Medical Systems certain improvements had to be completed by October, 1972, and in the future, approval will be requested from the Board of Supervisors before the improvements are completed.

The motion of Supervisor Johnson that improvements be ratified by this Board and papers be placed with the Lease Agreement was seconded by Supervisor Stewart, and unanimously carried.

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53
President, El Dorado County Chamber of Commerce, submitted Program of Work 1972-73 Status Report as of January 5, 1973, as required by Advertising Agreement, dated December 5, 1972, between the County of El Dorado and the Chamber of Commerce.

561
On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Work Program was ratified by the Board and in compliance with Section 4 of said Agreement dated December 5, 1972, the Auditor was authorized to release funds in the amount of \$6,250.00 to the El Dorado County Chamber of Commerce.

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22
(227)
The El Dorado Comprehensive Health Planning Council submitted a request for release of funds in the amount of \$6,000.00 for the purpose of completing work on the El Dorado County Health Survey and the holding of workshops in the County on health care needs.

565
Mrs. Shirley Wells, Chairman, El Dorado Comprehensive Health Planning Council, was present and gave a brief background of the survey and requested that funds be released for further work and the Council would then submit to the Board outcomes of the study and recommendations as a result of the study.

On motion of Supervisor Lane, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Walker, Lawyer and Stewart; No: Supervisor Johnson, the Board approved the release of \$6,000.00 for the purpose of enabling the study to be put in workable form and for the holding of workshops in the County on health care needs.

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Supervisor Walker gave an oral report on the on-site inspection of the Old Post Office Building.

Mr. Donald Eaton, representing the El Dorado County Taxpayers Association was present and requested to be put on record as opposing purchase of the Post Office building.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 27, 1973

(continued)

On motion of Supervisor Lane, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane Walker and Lawyer; Noes: Supervisors Johnson and Stewart; the Board approved that proceedings commence for purchase of the old Post Office Building for the price of \$74,500.00, and the Clerk was directed to advertise Notice of Intention to Purchase real property, setting Public Hearing for March 20, 1973 at 2:30 p.m.

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74-10
On motion of Supervisor Johnson, seconded by Supervisor Lane, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Walker and Lawyer; No: Supervisor Stewart, the Board requested the County Counsel to prepare a contract with Mr. Jack Nopp, Architect, for remodeling plans of the old Post Office Building (offices for the Public Defender and District Attorney staffs), the cost of remodeling not to exceed \$75,000.00, and the contract to be presented to the Board for consideration on March 20, 1973.

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31-2
Relating to the suit of Sandi Curran-Isaac (Foothill Aviation) vs. County of El Dorado, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Johnson, Stewart and Lawyer; Abstain; Supervisors Lane and Walker, the Board approved the following: The County agrees to the insurance company's settlement proposal insofar as the forgiveness of rent due the County through the first quarter of this year in return for her (Sandi Curran-Isaac, dba Foothill Aviation) vacating said premises (located at El Dorado County's Placerville Airport) and releasing the County from all other alleged obligations or claims that she may have against El Dorado County.

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There being no further business, the Board adjourned to Tuesday, March 6, 1973, at 10:00 a.m.

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

APPROVED

Raymond E. Lawyer
Raymond E. Lawyer, Chairman

By: Carrie A. Peterson
Deputy Clerk