

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES March 20, 1973

The Board convened in regular meeting. Present: Supervisors Franklin K. Lane, William V. D. Johnson, S. P. Walker, Raymond E. Lawyer, and Thomas L. Stewart. Also present: Ann R. Macy, Board of Supervisors Clerk. Chairman Lawyer presided.

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

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The invocation was offered by Supervisor Lane.

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On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Agenda was adopted.

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The Minutes of March 13, 1973, were approved as submitted, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried.

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GENERAL ORDERS

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50-1 On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, Warrant Register Claims for El Dorado County and Claims as submitted by the Community Action Council were approved and allowed for payment.

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98 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Application to Present Late Claim submitted by Attorney Richard L. Bechthold on behalf of William J. Golfis, together with Claim and Declaration of Mr. Golfis for personal damages in the amount of \$125,000.00, was referred to County Counsel.

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115 On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the List of Personnel Transactions dated March 20, 1973, submitted by the County Administrative Officer, was approved as recommended by the Administrative Officer. (List is on file in the Board of Supervisors Office).

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288  
310  
County Counsel submitted a draft of Franchise requested by Valley Vision, Inc., to engage in the business of operating and providing a CATV system within the unincorporated area of El Dorado County. (Continued from March 6, 1973)

LHR 390-14

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board authorized that a Franchise be granted to Valley Vision upon the additional terms presented in Valley Vision's letter dated March 13, 1973, and County Counsel was directed to add these terms to the Franchise, including the street names, and also to add a "hold harmless clause" to the franchise, as well as to correct Lines 21 and 30 of the Franchise draft to reflect Section "14500 - 14517", rather than Section "854" in each case.

Then, Supervisor Lane moved to amend the CATV Ordinance Section 14503 by changing the rate paid to the County, from 2% to 3%. Supervisor Johnson seconded the motion and it was carried unanimously, and the following ordinance was adopted to accomplish the change:

ORDINANCE NO. 1278

AMENDING EL DORADO COUNTY ORDINANCE CODE  
(Section 14503)

(For contents, see original ordinance)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board adopted the Rates and Charges to Subscribers as submitted in Valley Vision's letter to the Board dated November 10, 1972, and the following resolution was adopted:

RESOLUTION NO. 131-72

ADOPTING RATES AND CHARGES TO SUBSCRIBERS OF CATV

(For contents, see original ordinance)

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Board considered the request of Teichert Construction (forwarded to the Board by County Counsel), that the 10% retention of \$33,066.61, in the matter of Country Club Heights Unit No. 5 Assessment District, be released without prejudice to claims which are pending and presently under consideration by the Engineer.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the request was denied.

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62  
Director of Public Works submitted Lease with the California Highway Patrol for radio vault space at Big Hill at an annual rental of \$280.00. (Continued from March 6, 1973)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign the Lease as soon as the term is determined.

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*Read 12-73-Chapman 423 Lake Tahoe Sierra*

*D1373 Cooper 423 Exhibit #3*  
Department of Public Works, Right of Way Division, submitted letter requesting that the Chairman be authorized to sign Certificates of Acceptance for the following: Grant Deed from James E. Chapman for portion of Lot 97, Lakewood Sierra Unit No. 3, and for an Easement Deed from George D. Cooper -- sewer easement necessary in the development of Tahoe Paradise Unit No. 48.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Chairman was authorized to sign the Certificates of Acceptance.

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*120*  
On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, Property Transfer Requests submitted by the Auditor's Office were approved as follows: Transfer 1966 Ford Pickup from Public Works Department to Lake Tahoe Airport; and Transfer 1964 International Pickup from Lake Tahoe Airport to the Public Works Department for use as a trade-in or sale at auction.

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*44-7 (44-1)*  
On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the Board referred the Purchasing Agent's report regarding additional office and storage space for various offices in the County Office Center to their Capital Outlay Committee for recommendation, and set the matter for a Policy Review Session on March 28, 1973.

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*44-7 (44-1) (57)*  
Board considered the request of the Planning Commission to divide their meeting room into two meeting areas by use of a folding partition (cost estimated at approximately \$500.00 for a double folding door) in order that Social Security personnel, and other organizations and committees may utilize the room without interfering with work required by the Planning staff.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board authorized the double folding door for the Planning Commission Room, as requested, and also authorized the installation of indoor - outdoor carpeting for the Room, with funds to come from the Buildings & Grounds budget. (When work is accomplished, the Social Security Administration personnel will utilize a portion of the Planning Commission Room every Wednesday, rather than using the Board of Supervisors Chambers, as in the past.)

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*50-1*  
Executive Director, Community Action Council, submitted letter requesting authorization to employ one additional person on a part-time basis of five hours per day for the "Meals-on-Wheels" program, in order to meet the necessary funding criterion.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the request was approved.

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(51-1)  
325 Executive Director, Community Action Council, submitted a request that the Board adopt a resolution supporting the continuation of the Office of Economic Opportunity programs in El Dorado County for forwarding to the appropriate persons and agencies in Washington, D.C.

On motion of Supervisor Walker, seconded by Supervisor Lawyer, and carried by the following vote: Ayes: Supervisors Johnson, Walker, and Lawyer; No: Supervisor Lane; Abstain: Supervisor Stewart, the following resolution was adopted:

✓  
RESOLUTION NO. 128-73

SUPPORTING THE CONTINUATION OF THE OFFICE OF ECONOMIC OPPORTUNITY PROGRAMS IN EL DORADO COUNTY

(For contents, see original resolution)

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(Tahoe Hills Subd 3)  
Director of Public Works submitted a copy of his proposal to reduce erosion in the Tahoe Hills Subdivision, which was forwarded on December 13, 1972, to the California Regional Water Quality Control Board, and stated that it is his intent to perform the necessary work as a maintenance function as soon as smow conditions permit.

After consideration, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board adopted the program of work as outlined by the Director of Public Works, also the Board instructed the Director of Public Works to accomplish said work, and the Board Clerk was instructed to submit the list of problems and solutions to the Lahontan Board, as prepared by Public Works, and inquire if said program meets with their approval, or if there is anything further they desire of the County in this regard.

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22-7 Director of Health Services submitted a letter requesting that the Chairman be authorized to sign a contract with Mono County for Mental Health Service for Outpatients at South Lake Tahoe, including professional psychiatric staff for Mono County patients hospitalized in the Mother Lode Medical Center at \$10.00 per patient day for the 1972-73 Fiscal Year.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the contract was approved, and the Chairman was authorized to sign.

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65 Architect for El Dorado County Historical Museum submitted and requested approval of Change Order No. 1 to the construction contract to enlarge the display room, increasing the contract amount by \$10,539.00 and extending the completion date to August 31, 1973.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Change Order was approved, and the Chairman was authorized to sign.

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114-3  
Purchasing Agent submitted the result of Bid No. 467, Motor Fuel for the South Lake Tahoe area; only one bid having been received from Standard Oil Company of California, Western Operations, Inc., Sacramento, for the total bid, without Taxes, of \$81,923.10, covering the period April 1, 1973 to March 31, 1974.

At the recommendation of the Purchasing Agent, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, Bid No. 467 was awarded to the only bidder, Standard Oil Company of California, Sacramento.

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80-1  
80-4  
80-6  
(124-D)  
Director of Public Works submitted a letter, together with a proposed change to Ordinance Section 8604 pertaining to solid waste disposal in the Lake Tahoe Basin; and requesting approval of the proposed change which would allow persons, other than franchised garbage collectors, to remove and dispose of building demolition waste when it is acceptable for fill purposes.

310 3a  
On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board approved the change and the following ordinance was adopted:

ORDINANCE NO. 1275

AMENDING EL DORADO COUNTY ORDINANCE CODE  
(Section 8604)

(For contents, see original ordinance)

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(21)  
349  
124A  
(390-24)  
etc  
Airports Director submitted letter requesting that Ordinance 1253 regarding Airport Use Tax, be amended by changing the words "Tax Collector" to "Airports Director" and "tax" to "fee" to facilitate the collection of the "fee" by the Airports Department and to simplify the accounting process.

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

ORDINANCE NO. 1276

AMENDING EL DORADO COUNTY ORDINANCE CODE  
(Sections 35,101 - 35,116)

(For contents, see original ordinance)

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151-13  
County Counsel submitted a resolution authorizing an action for the recovery of County Welfare funds paid out for Ralph Owen Jones and Mildred Gertrude Jones, #3786, in the amount of \$1,488.10.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the following resolution was adopted:  
(Continued)

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RESOLUTION NO. 129-73

AUTHORIZING AN ACTION FOR THE RECOVERY OF  
COUNTY WELFARE FUNDS PAID OUT

(For contents, see original resolution)

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83 On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the appointment of Florence Sweeney, District I, as a member of the El Dorado County Recreation Commission was extended to January 8, 1974.

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82-1 On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the appointment of Virginia Briggs, District I, as a member of the Civil Service Commission, was extended to January 8, 1974.

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247 County Counsel submitted a Release of Lien and Settlement wherein the County received a settlement of \$520.00 from Betty and John Mikottes thereby releasing and discharging all property encumbered by that certain Agreement and Lien to Reimburse the County for Public Assistance, as recorded in Volume 517, Page 320, of the Official Records of El Dorado County. (This replaces a lost Release of Lien and Settlement which was approved by the Board of Supervisors on August 19, 1968, and never recorded).

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349-2 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved an Order Cancelling Penalties and Directing Correction of the Tax Roll for Bill No. 5191, and an Order Cancelling Penalties and Directing Correction of the Tax Roll for Bill Nos. 465 through 61980A.

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74-9 Communication was received from Pacific Gas & Electric Company requesting that the Chairman be authorized to sign a Deed of Conveyance of electric facilities installed on or adjacent to the El Dorado County Juvenile Hall premises, together with all rights of way and easements therefor. (Continued from March 6, 1973)

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Chairman was authorized to sign the Deed of Conveyance.

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423 Communication received from the Project Manager, Sierra Springs Subdivision, requesting a six month's extension to September 1, 1973, to the Subdivision Agreement for Sierra Springs Unit 21, a Rural Subdivision.  
(Continued)



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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the request was approved and the Agreement extended to September 1, 1973.

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The Board informally requested the Clerk to place on the Agenda for March 27, 1973, the Tahoe Regional Planning Agency's Timber Harvesting Ordinance, and further directed that a copy be given to Mr. James Mace, Forest Consultant, for his comments.

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SPECIAL ORDERS

PLANNING MATTERS

Hearing held as duly advertised on rezoning of lands in the Lotus area from Agricultural to Estate Residential, petitioned by Herbert Herzig, consisting of approximately 5.0 acres. Planning Commission recommended approval. No protests were received and the hearing was closed.

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

ORDINANCE NO. 1277

AMENDING EL DORADO COUNTY ZONING ORDINANCE  
(Lotus area)

(For contents, see original ordinance)

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Hearing held as duly advertised on rezoning of lands in the Silver Fork-Kyburz area from Single Family Residential to Mobilehome Park zone consisting of 20.4 acres and a Commercial zone consisting of 5.6 acres, petitioned by Kathryn J. Stephenson. Planning Commission recommended denial.

A Petition containing 17 signatures in favor of the rezoning was received, as well as four letters in favor of the rezoning.

Two Petitions were received in opposition to the rezoning; one contained 82 signatures, and the other contained 14 signatures. Also 11 letters were received in opposition to the rezoning.

Those present who spoke in opposition to the rezoning were: Mr. William St. Claire; Mrs. William St. Claire; and Mr. Jim Richard, State Department of Fish & Game, on behalf of said Department.

There were no further protests, and the hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Lane, and unanimously carried, the Board denied the rezoning, as recommended by the Planning Commission.

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390-90  
285-43-73

285-44-73

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298  
Proper notice having been sent, hearing was held on an escaped assessment for William T. Higgins. No protests were presented and the hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, Assessment Roll Change No. 4313 was approved as presented.

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83-51  
23  
Hearing was held on the proposal of the County to convey by grant deed a portion of the El Dorado County Campground to the City of South Lake Tahoe. The South Lake Tahoe Mayor, City Manager, and City Attorney were present.

There were no protests and the hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign the Grant Deed to the City of South Lake Tahoe after the Grant Deed's restriction No. 6 has been changed to include the leased property under the Lease of Real Property dated July 1, 1968, between the County and the City of South Lake Tahoe. (This being for the purpose of determining the 30% impervious surface limitation.)

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74-10  
Hearing held as duly advertised regarding the purchase by the County of the former Post Office building in Placerville. There were no protestants and the hearing was closed.

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, County Counsel was authorized to proceed with the purchase of the building, and the following resolution was adopted:

✓  
RESOLUTION NO. 130-73

AUTHORIZING THE PURCHASE OF THE FORMER POST OFFICE BUILDING  
IN PLACERVILLE, AND INSTRUCTING COUNTY COUNSEL TO INITIATE  
LEGAL PROCEEDINGS FOR THE PURCHASE

(For contents, see original resolution)

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22-6  
The Board considered the proposed Animal Control Ordinance as submitted by the Director of Health Services.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the ordinance was referred to County Counsel who was instructed to incorporate the proposed fee schedule into the ordinance.

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325 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, Supervisors Johnson and Lane, and District Attorney Terrence Finney, were authorized to attend the Federal Regional Council, Region IX, meeting on March 27, 1973, at the Jack Tar Hotel, San Francisco, regarding inter-relationships of the Administration's new policies and program changes and their impact at the local level.

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(30-1) 314 On motion of Supervisor Johnson, seconded by Supervisor Lane, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Walker, and Stewart; Abstain: Supervisor Lawyer, the Board suspended their action taken on March 13, 1973, regarding the sponsorship of the Neighborhood Youth Program, until such time as a study has been made to determine how the matter will be handled.

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(87) 112 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved the appointment by the County Supervisors Association of California of Claud Smith, County Administrative Officer, as this County's representative on the CSAC Criminal Justice Advisory Committee.

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There being no further business, the Board adjourned to Tuesday, March 27, 1973, at 10:00 a.m.

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

APPROVED

*Raymond E. Lawyer*

By: *Carl A. Kelly*  
Deputy