

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES May 29, 1973

The Board convened in regular meeting. Present: Supervisors Franklin K. Lane, W. P. Walker, Raymond E. Lawyer, and Thomas L. Stewart. Absent: Supervisor William V. D. Johnson. 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 Agenda was adopted on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present.

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The Minutes of May 22, 1973, were approved as submitted, on motion of Supervisor Lawyer, seconded by Supervisor Walker, and unanimously carried by those present.

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

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(58-1)
70
On motion of Supervisor Stewart, seconded by Supervisor Lane, and unanimously carried by those present, the Board denied the Claim for Inverse Condemnation submitted by attorneys for Perini Lake Tahoe Properties, Inc. in the amount of \$4,000,000 for damage to property by Tahoe Regional Planning Agency, for the following reasons: The County cannot be responsible for acts of the appointed governing body of the Tahoe Regional Planning Agency; the County did file a lawsuit in an attempt to declare the Agency unconstitutional on behalf of the people who have been damaged by the unconstitutional taking of their property by Tahoe Regional Planning Agency's ordinances, rules and regulations; and El Dorado County has not adopted any of the Agency's rules, regulations and ordinances.

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115
On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried by those present, the Board approved Items 1 through 5 on the Personnel List dated May 29, 1973, as recommended by the Personnel Officer; continued Items 6, 7, and 8 to June 5, 1973; and continued Item 9 to June 12, 1973. (Personnel List is on file in the Board of Supervisors Office).

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May 29, 1973

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148
County Counsel submitted a Resolution to be adopted authorizing the Sacramento County Treasurer to act as escrow holder for owner counties relating to the sale of Weimar Medical Center, as requested by Sacramento County Counsel.

On motion of Supervisor Lawyer, seconded by Supervisor Walker, and unanimously carried by those present, the following resolution was adopted:

RESOLUTION NO. 211A-73

AUTHORIZING SACRAMENTO COUNTY TREASURER TO ACT AS
ESCROW HOLDER FOR SALE OF WEIMAR MEDICAL CENTER

(For contents, see original resolution)

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370-4
3 2
390 9
412
Director of Public Works submitted letter recommending that Starbuck Court in the Highlands Unit No. 1 be declared a through road from Green Valley Road north to its termination.

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the recommendation was approved and the following ordinance was adopted:

ORDINANCE NO. 1297

AMENDING EL DORADO COUNTY ORDINANCE CODE
BY ADDING STARBUCK COURT AS A "THROUGH ROAD"

(For contents, see original ordinance)

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348-1
On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried by those present, Mr. James Mace was authorized to travel to Alturas on or about June 7, 1973, to brief the Northern California Supervisors Association membership on the needs of the Regional Council of Rural Counties; with expenses of mileage, lodging, and meals to be paid by the County, but not to exceed the rates authorized by County Ordinance.

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50-3
Executive Director, Community Action Council, submitted for approval an over-all PEP phase-out plan formulized by the Community Action Council's Director and the County Personnel Officer, and on motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried by those present, the phase-out plan was approved as submitted.

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50-3
On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the following resolutions were adopted authorizing execution of Amendment No. 9 to the Sub-Agent Agreement for the Public Employment Program, Section V to June 30, 1974, at an additional Federal cost of \$266,934, and to Amendment No. 5 to the Sub-Agent Agreement for the Public Employment Program, Section VI, to June 30, 1974, at an additional Federal cost of \$46,224.00:

RESOLUTION NO. 212-73

AUTHORIZING EXECUTION OF AGREEMENT FOR PEP V

(For contents, see original resolution)

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RESOLUTION NO. 213-73

AUTHORIZING EXECUTION OF AGREEMENT FOR PEP VI

(For contents, see original resolution)

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On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, a Policy Review Session was set regarding the status of the Ad Hoc Water Committee report for 9:00 a.m. on June 20, 1973, and the Clerk was directed to place the matter back on the Agenda for June 26, 1973.

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161)
189
124-4
County Counsel submitted a procedure to change County Service Area No. 1 into a Fire Protection District, as requested by the Board on May 15, 1973, and as originally requested by the Citizens Committee Secretary for said Area. On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried by those present, the following resolution was adopted :

RESOLUTION NO. 214-73

MAKING APPLICATION TO LOCAL AGENCY FORMATION COMMISSION (LAFCO)
FOR DISSOLUTION OF COUNTY SERVICE AREA NO. 1
AND FOR FORMATION OF A MEEKS BAY FIRE PROTECTION DISTRICT

(For contents, see original resolution)

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124-4
Assistant Director of Public Works submitted the result of bid opening held May 10, 1973, for service station facility at the Public Works Department Corporation Yard, Placerville; one bid only having been received from Town & Country Plumbing & Heating, Inc., Sacramento, in the amount of \$25,889.00; however, negotiations were entered between the Director of Public Works and the President of Town & Country Plumbing & Heating, Inc., and a new bid price was arrived at in the amount of \$24,698.00.

(Continued)

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On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the contract was awarded to the only bidder, Town & Country Plumbing & Heating, Inc., Fair Oaks, at the negotiation price of \$24,698.00. (Bid and Agreement to new negotiated price on file in the Board of Supervisors Office).

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114-7
Purchasing Agent submitted results of Bid No. 476, Lockers for New Sheriff's Substation at South Lake Tahoe; bids having been received from Sears Roebuck & Company, Sacramento; and Beier & Gunderson, Oakland.

On motion of Supervisor Stewart, seconded by Supervisor Lane, and unanimously carried by those present, the bid was awarded to low bidder, Sears Roebuck & Company for total bid of \$532.14. (Original bids are on file in the Board of Supervisors Office).

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114-7
Purchasing Agent submitted results of Bid No. 477 - Auctioneer to conduct Public Auction of County surplus property; bids having been received from Bob Beckett & Associates, Sacramento; Smith Auction Service, Bakersfield; and Parker Parnell, Inc., Auburn. (Original bids are on file in the Board of Supervisors Office.)

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, Bid No. 477 was awarded to low bidder, Bob Beckett & Associates, Sacramento, as recommended by the Purchasing Agent.

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114-7
Purchasing Agent submitted results of Bid No. 478 - Prepare and Coat Roof of County Office Center; bids having been received from Bill Morant, Sacramento; Yancey Co., Sacramento; The Ellis Co., Sacramento; and El Dorado Roofing, Pollock Pines. (Original bids are on file in the Board of Supervisors Office).

On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried by those present, Bid No. 478 was awarded to low bidder, Bill Morant, Sacramento, in the amount of \$4,845.00.

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114-7
On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the following ordinance was adopted:

ORDINANCE NO. 1293

AMENDING EL DORADO COUNTY ORDINANCE CODE
REGARDING OVERTIME AND COMPENSATING TIME OFF
(To become effective July 1, 1973)
(Section 4123(b))

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

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124-C
370-8
On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried by those present, the following ordinance was adopted:

ORDINANCE NO. 1294

AMENDING EL DORADO COUNTY ORDINANCE CODE
REGARDING COUNTY MAINTAINED CEMETERIES
(Section 8302(d))

(For contents, see original ordinance)

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124-C
On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the following resolutions were adopted designating those cemeteries in El Dorado County as submitted by the Director of Public Works, as Pioneer Memorial Parks (deleting Al Tahoe from the list submitted), and Active Cemeteries:

RESOLUTION NO. 215-73

DESIGNATING CERTAIN COUNTY CEMETERIES AS "PIONEER MEMORIAL PARKS"

(For contents, see original resolution)

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RESOLUTION NO. 216-73

DESIGNATING CERTAIN COUNTY CEMETERIES AS "ACTIVE CEMETERIES"

(For contents, see original resolution)

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151-13
County Counsel submitted resolutions authorizing an action for the recovery of County Welfare Funds Paid Out for the following welfare cases:

<u>Name</u>	<u>No.</u>	<u>Amount</u>
Bruce R. James	8904	\$ 36.75
Louis Toscano & Cheryl Toscano	8234	18.88
Roy Stockdale	8431	25.76
Barry Pantaleo & Shirley Pantaleo	9043	39.06
Alfred Danks & Valerie Danks	Prob.	20.00
Louis P. Howe, Sr.	CI 8-7244	40.00
Gordon Christensen	Prob.	63.00
James Wasson	CI9-72-17	13.00
Edward D. Gizzarelli & Pearl Gizzarelli	CI9-72-31	20.00
Beverly Robinson	72-119	11.25
Julia Finnigan	Prob.	18.00
George Hart	CJ-72-246	20.00
Louise Casteneda	OP	32.00

(Continued)

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Name	No.	Amount
Bonita Eddings	SC-1506	\$351.94
Clarence Tackett	#480	11.00
Lela Wosnun	#1364	143.00
Frank Sloniker	#72-160	11.25
Dean Hayden and Betty Hayden	#OP	20.50
Clara Beeghley	C12-72-23	49.00

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the following resolutions were adopted:

RESOLUTION NO. 217-73 THROUGH 235-73

RESOLUTIONS AUTHORIZING ACTIONS FOR THE RECOVERY OF
COUNTY WELFARE FUNDS PAID OUT

(For contents, see original resolutions)

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247 On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to execute Release of Lien discharging all property encumbered by the Agreement to Reimburse County for Public Assistance rendered Carl Dale Thomas and Ruth Thomas, as recorded in Volume 1103, Page 362, of Official Records of El Dorado County

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347.4 On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign Order Cancelling Tax Deeds as follows:

Parcel No.	Code Area	Sale No.
27-101-131	2-02	34675
Deed Recorded in Volume 1133, Page 669 & 670, O.R. Assessee: Barden, John H. Etux & Barden, J. Dennis		
27-111-021	2-02	34676
Deed Recorded in Volume 1133, Page 671, O.R. Assessee: Barden, John H. Etux & Barden, J. Dennis		

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327
141
(347) Communication received from Secretary, Shingle Springs Improvement Association, requesting that the County survey the area for the proposed "Plaza" in Shingle Springs. On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried by those present, the County Surveyor was directed to stake the property line for the proposed "Plaza" in Shingle Springs.

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1147
(21.4) Purchasing Agent submitted results of Bid No. 475, Car Rental Concession at the Lake Tahoe Airport; bids having been received from Avis Rent-A-Car System and National Car Rental System.

On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried by those present, the bids submitted were rejected on a technical basis, and County Counsel was directed to draw contracts with Avis and National for an annual rental of \$4500.00 each, or 10% of gross receipts; whichever is greater, with a limitation of 15 parking spaces available for each company.

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81
175
Communication received from California State Lands Division inviting El Dorado County's participation in an environmental program involving certain State-owned lands, and submitting guidelines for classification and identification of the lands, and requesting a response by July 15, 1973.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the communication was referred to Planning Department for compliance with the request, and the matter to be brought back to the Board for response to the State.

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220
390-2
The Board considered the Animal Control Ordinance as presented by County Counsel and the Administrative Officer.

Supervisor Stewart moved that the Ordinance be adopted as presented. Supervisor Lane seconded the motion on the premise that if the County finds problems in trying to enforce the ordinance, the ordinance may be amended at a later date.

A lengthy discussion ensued regarding item "k" under Section 6301 of the Ordinance, which specified a Kennel as any building structure within which four or more dogs or cats are kept for any reason or purpose whatsoever.

Supervisor Lane then moved to amend the original motion to eliminate item "k" from the ordinance at this time. This was seconded by Supervisor Lawyer, and carried by the following vote: Ayes: Supervisors Lane, Lawyer, and Walker; No: Supervisor Stewart.

The Clerk then called the roll on the original motion to adopt the following ordinance, as amended, and it was carried unanimously:

ORDINANCE NO. 1295

AMENDING EL DORADO COUNTY ORDINANCE CODE
REGARDING ANIMAL CONTROL
(Sections 6301 - 6348)

(For contents, see original ordinance)

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SPECIAL ORDERS

PLANNING MATTERS

285-1973
390-9
Hearing held as duly advertised on rezoning of lands in the Pollock Pines area from Unclassified and Agricultural to Single Family Two Acre Residential zone, petitioned by Falk N. and Patricia A. Falkenberg, consisting of approximately 10.67 acres. Planning Commission recommended approval. No protests were received and the hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Lane, and unanimously carried by those present, the following ordinance was adopted:
(Continued)

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ORDINANCE NO. 1296

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Pollock Pines area)

(For contents, see original ordinance)

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285 44-72
390-92
Hearing held as duly advertised on rezoning of lands in the Sierra Springs area from Unclassified to Agricultural and Single Family Two Acre Residential zone, petitioned by Angeles-Capital Company, consisting of approximately 55.17 acres. Planning Commission recommended approval. No protests were received and the hearing was closed.

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

ORDINANCE NO. 1296

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Sierra Springs area)

(For contents, see original ordinance)

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390-92
285 45-12
Hearing held as duly advertised on rezoning of lands in the Shingle Springs area from One Acre Residential zone to Limited Multi-Family Residential zone, petitioned by Marlon Ginney; consisting of approximately 5.645 acres. Planning Commission recommended approval. No protests were received and the hearing was closed.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, the following ordinance was adopted:

ORDINANCE NO. 1296

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Shingle Springs area)

(For contents, see original ordinance)

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391-70
285 46-73
Hearing held as duly advertised on rezoning of lands in the Hanks Exchange area from Estate Residential to Agricultural zone, petitioned by Arthur Murray, consisting of approximately 57.13 acres. Planning Commission recommended denial. There were no protests and the hearing was closed.

(Continued)

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

ORDINANCE NO. 1298

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Hanks Exchange area)

(For contents, see original ordinance)

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87-6
- P
Hearing held as duly advertised to consider an amendment to the General Plan for the Diamond Springs - El Dorado area to allow rezoning of lands in the Diamond Springs area from Unclassified to Commercial and Limited Multi-Family Residential zone, petitioned by George Barber, consisting of approximately 5.22 acres. Planning Commission recommended denial.

On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried by those present, the Hearing was continued to June 12, 1973, at 2:00 p.m.

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1123
At the recommendation of the Planning Commission, on motion of Supervisor Stewart, seconded by Supervisor Lane, and unanimously carried by those present, the Tentative Map of Sugar Pines Townhouses, Subdivider: Wayne Prim - 26 townhouse lots and one common area lot in the Tahoma area, was approved, subject to the following conditions:

1. Approval of construction drawings and specifications by the Department of Public Works, obtaining road encroachment permits from the State Division of Highways, completion of road improvements, drainage systems, sewage systems, fire hydrants and setting of final monuments in accordance with the requirements of the Department of Public Works, Health Department, County Surveyor and the El Dorado County Subdivision Ordinance or execution of an agreement secured by bond or cash deposit in conformity to Section 9341(d) of the Subdivision Ordinance;
2. Subject to establishing a Landowners' Association for maintenance and operation of the open space area, recreational, road and parking areas prior to filing of the final map;
3. All utilities to be underground;
4. The Improvement Plans are to be reviewed and approved by the Department of Public Works;
5. Subject to the requirements of the Department of Public Works as contained in their letter of May 4, 1973;
6. Subject to confirmation from the Tahoe City Public Utility District as to availability of sewage service prior to filing the final map;

(Continued)

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7. Architecture to conform to that submitted with the tentative map;
8. Revegetation to conform to plan submitted with tentative map and cost to be contained in the improvement bond;
9. Drainage plan and proposed ponds for siltation control to be approved by the Lahontan Water Quality Control.

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*2964
Quarry
Lake
Folsom*
A discussion was held regarding the long-standing problem relative to the right-of-way required by the County from Mr. Bernard Dobbas in order to upgrade Quarry Road; the entrance road to Lake Folsom Peninsula area (Folsom Lake State Recreation Area).

Messrs. Ray Goodgame; Morton Gaines, and Willie Kopecky were present and expressed their feelings by stating that the road was in exceedingly poor condition.

On motion of Supervisor Lawyer, seconded by Supervisor Lane, and unanimously carried by those present, a 30-day period was allowed for the State Department of Parks and Recreation and Mr. Bernard Dobbas to reach an agreement regarding Mr. Dobbas' grazing lease as it relates to providing the County with a right-of-way, and if at the end of that period there is still no agreement, then the County will initiate legal proceedings to obtain the right-of-way.

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26
On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the proposal of Mr. Earl Marr, Westshore Realty, to build a Corporation Building (storage garage) for the Department of Public Works at Tahoma for \$45,500.00, to consist of 10,000 square feet, plus, and subject to Board approval of the Final Plans and Specifications.

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124
Communication received from Gillian A. Kerr requesting a sign be posted at the corner of Modoc Way and Bakersfield Street in Tahoe Paradise, advising motorists that Modoc Way is not a "through" street. (5/22 Agenda Addendum)

County Administrative Officer advised that the Director of Public Works stated that no Board action was required and that the sign will be erected.

On motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried by those present, the communication was removed from the Agenda Addendum, and placed on file.

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(164-7)
Deputy Director of Civil Defense submitted letter requesting that a resolution be adopted authorizing him to sign for and accept Federal Surplus Property, as well as a resolution authorizing him and the Chairman of the Board to execute documents for purpose of obtaining federal grants. (5/22 Agenda Addendum)

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The County Administrative Officer recommended that the resolutions be adopted, and on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the following resolutions were adopted:

✓ RESOLUTION NO. 236-73

AUTHORIZING DEPUTY DIRECTOR OF CIVIL DEFENSE TO SIGN FOR AND ACCEPT FEDERAL SURPLUS PROPERTY OVER AND UNDER \$2500.00

AND

✓ RESOLUTION NO. 237-73

AUTHORIZING THE CHAIRMAN AND DEPUTY DIRECTOR OF CIVIL DEFENSE TO EXECUTE DOCUMENTS ON BEHALF OF EL DORADO COUNTY IN THIS REGARD

(For contents, see original resolutions)

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✓ On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried by those present, the Clerk was directed to forward a letter of condolence to the Board of Supervisors of Riverside County regarding the death of Riverside County Supervisor Paul Anderson.

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Board adjourned to 8:00 a.m., May 30, 1973, for an Adjourned (Continued) Meeting, at the request of County Counsel to consider the Johnson property at South Lake Tahoe.

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

By Gene R. McCoy
Deputy

APPROVED Raymond Edinger
Chairman

STATE OF CALIFORNIA, COUNTY OF EL DORADO

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Board convened in an Adjourned (Continued) Meeting at 8:00 a.m. Those present: Supervisors Franklin K. Lane, W. P. Walker, Raymond E. Lawyer, and Thomas L. Stewart. Absent: Supervisor William V. D. Johnson. Also present: Ann R. Macy, Board of Supervisors Clerk. Chairman Lawyer presided.

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A discussion was held with County Counsel regarding the Johnson property at South Lake Tahoe on which the City/County government complex will be built; however, no formal action was taken.

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The Board informally set a Policy Review Session for June 13, 1973, at 2:00 p.m. to consider revisions to the Mobile Home Ordinance regarding Hardship cases, to include members of the Planning Commission.

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There being no further business, the Board adjourned to Tuesday, June 5, 1973, at 10:00 a.m.

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

APPROVED

Raymond E. Lawyer
Chairman

BY

Ann R. Macy
Deputy