

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES November 13, 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: 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 Lane, seconded by Supervisor Johnson, and unanimously carried.

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The Minutes of November 7, 1973, were approved as submitted, on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried.

GENERAL ORDERS

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

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LHR 58-1
At the recommendation of County Counsel, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Claim submitted by Attorney James E. Donahue on behalf of Joseph T. Jordan for property damages in the amount of \$6,160.85, was denied.

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On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Chairman was authorized to sign an Agreement with Dalton J. Engelberg, M.D. for his services as the County's Health and Medical Officer at the sum of \$2463.00 per month until July 1, 1974.

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21-22
21
Airports Director submitted letter requesting authorization to purchase from Transportation Displays, Inc. three island displays at the South Lake Tahoe Airport which had previously been leased by TDI to the Sahara Tahoe, Harrahs, and Harveys; said purchase to be in the sum of \$900.00.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the purchase was approved upon the condition that Transportation Displays' contract is cancelled.

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20-12 Airports Director submitted letter stating that contract for asphalt concrete overlay project at the Placerville Airport has been completed, and recommending that the project be accepted, the Chairman be authorized to sign Notice of Completion, and the Labor and Materials, and the Performance bonds each in the amount of \$7,605 be released.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the project was accepted, the bonds released as recommended, and the Chairman was authorized to sign the Notice of Completion.

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21-15 Airports Director submitted letter stating the construction of the General Aviation Aircraft Parking Apron at Placerville Airport has been completed, and recommending that the Chairman be authorized to sign Notice of Completion, and the Labor and Materials, and Performance bonds each in the amount of \$38,140.00 be released.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the project was accepted, the bonds were released as recommended, and the Chairman was authorized to sign Notice of Completion.

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22-11 Department of Public Works, Right-of-Way Division, submitted for the Chairman's signature, Certificate of Acceptance of Grant Deed from James S. and Doris J. Egelston, etal, for Spanish Dry Diggins and Reservoir Roads.

22-11 On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Chairman was authorized to sign Certificate of Acceptance, as requested.

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22-11 Director of Public Works submitted letter stating the design and construction of Service Station at the Corporation Yard has been completed, and recommending the project be accepted; the Chairman authorized to sign Notice of Completion, the Labor and Materials Bond in the amount of \$24,698.00 be released; and the Contract Bond be held for one year to guarantee workmanship and materials.

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the project accepted, bonds released, and the Chairman was authorized to sign the Notice of Completion, as recommended.

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23 Assistant Director of Public Works submitted letter recommending acceptance of the Engineer of Work's certification for work performed on El Dorado Hills Townhouses, and that the Bank of America be advised to release Partial Payment No. 3 in the amount of \$18,885.00.

(Continued)

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On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the Certification was accepted, and the Board approved the release by the Bank of America of partial payment No. 3.

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Assistant to the Board submitted a report on the utilization of County cars with particular emphasis upon employees taking vehicles home at night and on weekends.

The Board informally advised the Assistant to the Board to solicit substantiating reports from Department Heads, and a Policy Review was set for December 19, 1973, at 10:00 a.m.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved seven Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated November 13, 1973; copies of which are on file in the Board of Supervisors Office, beginning with the name of Howard P. Nelson and ending with the name of Nora K. Joseph.

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County Counsel submitted request for authorization to overspend a line item budget by \$47.00 to pay the necessary costs for a programmed course of study on Educational Television regarding Environmental Impact Reporting and Evaluation.

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

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Deputy County Counsel requested Board determination regarding a Probation Department case involving Thomas Londry wherein Mr. Londry has stated he would pay \$1,038.75 to the County, which represents approximately one-half of the total owing, if the Board will release him from any further obligation.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board authorized the acceptance of \$1,038.75 from Mr. Londry thereby releasing him from any further obligation, as recommended by County Counsel.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board continued the revised Affirmative Action Plan submitted by the Executive Director, El Dorado County Community Action Council, Inc.; Grant No. 90218, to November 20, 1973, as requested by the Executive Director of said agency.

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Executive Director submitted a request that a resolution supporting the proposed Nutrition Program for Senior Citizens, as required by the State Administration on Aging, be adopted: Board approved the Program on October 30, 1973.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Walker, Lawyer, and Stewart; Noes: Supervisors Lane and Johnson, the following resolution was adopted:

RESOLUTION NO. 529-73

APPROVING THE GRANT APPLICATION AND PROCEDURES FOR THE NUTRITION PROJECT AWARDS UNDER TITLE VII OF THE OLDER AMERICANS ACT FOR BUDGET YEAR JANUARY 1, 1974 TO DECEMBER 31, 1974

(For contents, see original resolution)

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240
Board considered a sublease with Clusiau's, Inc. for a portion of the facility leased by the County located at 511 Placerville Drive. Inasmuch as the Government Code Section 25537 requires a bidding procedure to be followed for subleasing, unless there is an alternate procedure established by the County, the Board, on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, referred the matter to County Counsel and the Assistant to the Board to develop an ordinance for leasing County realty, and the Assistant to the Board was directed to check on possible renegotiations with the Lessor, W. A. Goodwin.

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403
Rubicon
Palisades
County Counsel submitted his recommendation of denial of a request by the developers of Rubicon Palisades Subdivision that the County accept improvements of said Subdivision which conform to the 1962 Agreement, which contains less stringent requirements than those presently mandated. The rationale supporting this recommendation being, that the delay of over ten years in completing the work was caused by the developer, during which delay, numerous stringent requirements have come into being concerning the ecology at the Lake.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the developers' request was denied, as recommended by County Counsel.

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1127)
296-4
715
County Counsel submitted Lease with the Pioneer Volunteer Fire Department for property on Mt. Aukum Road containing 1.753 acres for use by said Fire Department for construction of a fire station for a term of 20 years, and in the amount of \$1.00 per year.

(Continued)

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

RESOLUTION NO. 530-73

AUTHORIZING CHAIRMAN TO SIGN
LEASE WITH PIONEER VOLUNTEER FIRE DEPARTMENT

(For contents, see original resolution)

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

<u>Name</u>	<u>No.</u>	<u>Amount</u>
Walter H. Saner	9230	\$ 12.09
Everett LaPointe and Bernice LaPointe	7348	329.04
Lennette L. Just and George E. Just	8250	128.46
Floyd McEntarfer and Ida McEntarfer	93-0009387	79.68

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

RESOLUTION NOS. 531-73 THROUGH 534-73

RESOLUTIONS AUTHORIZING ACTIONS FOR THE RECOVERY OF
COUNTY FUNDS PAID OUT

(For contents, see original resolutions)

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On motion of Supervisor Lawyer, seconded by Supervisor Walker, and unanimously carried, the Board reappointed Byron Bacchi to the El Dorado County Agricultural Commission for a term to expire November 30, 1977.

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On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the appointment to replace John N. Cefalu on the El Dorado County Fair Board of Directors, was continued to November 27, 1973.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board reappointed Ralph King to the El Dorado County Civil Service Commission for a term to expire January 3, 1977.

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10/11/6
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board Clerk was directed to send a letter to the Placerville Fire Protection District, attention of Mr. James Orr, requesting that the Board be provided with another nominee, replacing nominee Jean Klotz, to said District.

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337
On motion of Supervisor Lawyer, seconded by Supervisor Walker, and unanimously carried, the resignation of Robert W. McPherson from the El Dorado County Fish and Game Commission was accepted, and the Board Clerk was directed to send Mr. McPherson a Certificate of Appreciation.

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10/5/73
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board continued their consideration of possibly going to bid to contract the operation of the Union Mine Dump to private industry, to December 11, 1973.

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LHR 326
229
37
12
253
Communication was received from the Chairman, Select Committee on the Taxation of Timber and Timberland advising of hearings to be held November 19-20, 1973 at the Golf Course Clubhouse in Graeagle, Plumas County, to hear testimony on the effects that the State Constitution and property tax provisions have on land conservation, equity, and forest economy considerations.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board appointed Messrs. James Mace (County's Forest Consultant) and Myron Harrison (County's Chief Appraiser) as their representative at the meeting.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Walker, and Stewart; Absent: Supervisor Lawyer, the Board adopted the following resolution setting forth their policy statement for presentation at the meeting hereinbefore mentioned: (This motion was made at the end of the meeting; however, it is placed in this portion of the Minutes because it is applicable to the above-mentioned subject)

RESOLUTION NO. 535-73

POLICY STATEMENT OF THE BOARD OF SUPERVISORS FOR SUBMITTAL AT THE HEARING BY THE SELECT COMMITTEE ON TAXATION OF TIMBER AND TIMBERLAND

(For contents, see original resolution)

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37-1
Communication was received from the State Department of Transportation advising of El Dorado County's interim share of Fiscal Year 1973-74 apportionment of Federal Aid Secondary Funds in the amount of \$137,297.00 and State Highway Matching Funds in the amount of \$68,649.00, and requesting a resolution obligating said funds.

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

RESOLUTION NO. 536-73

A RESOLUTION OF INTENTION TO OBLIGATE
FEDERAL AID SECONDARY AND HIGHWAY FUNDS FOR FISCAL YEAR 1973-74

(For contents, see original resolution)

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22-1
Communication was received from the South Lake Tahoe Children's Center at South Lake Tahoe stating that they urgently need Neighborhood Youth Corps (NYC) workers at their Children's Center; and that out of the 20 NYC workers available in El Dorado County, South Lake Tahoe has only three.

Executive Director, Community Action Council, submitted a letter stating that on October 2, 1973, only one NYC slot was requested at South Lake Tahoe, and since that time due to the small number of participants in the NYC Program at South Lake Tahoe, it has been extremely difficult to locate and place eligible NYC enrollees at the Children's Center.

A discussion followed on the subject of whether or not these Centers service only Welfare recipients, or if they include low income families as well.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board directed that a copy of the Community Action Council's letter be sent to the Chairman of the Children's Center Auxiliary at South Lake Tahoe, and the Assistant to the Board was directed to communicate with the Welfare Director regarding utilization of the Center, and the matter was continued to November 27, 1973.

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44-10
24-1
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved and authorized the Chairman to sign an Agreement with the El Dorado County Retarded Childrens Association to utilize the main floor area of the former Post Office building for the period of December 5 through December 10, 1973, to conduct a rummage sale.

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At the recommendation of the Purchasing Agent, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, Bid No. 512 for snow removal at the Pollock Pines Branch Library was awarded to Anderson Back Hoe, Camino, at the rate of \$25.00 per hour, or \$37.50 per hour-and-a-half.

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Supervisor Johnson left the room

On motion of Supervisor Lane, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Walker, Stewart, and Lawyer; Absent: Supervisor Johnson, the Board rescinded their action taken on September 4, 1973, which appointed ten members to the Citizens Advisory Committee for County Service Area No. 1 (Meeks Bay Fire Department), and reappointed to an interim Advisory Committee only those five Committee members who were elected in the November 6th Election as Directors to the Meeks Bay Fire Protection District.

Supervisor Johnson returned

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SPECIAL ORDERS

PLANNING MATTERS

Hearing held as duly advertised on the rezoning of lands in the Missouri Flat area from Agricultural to Mobilehome Park zone, petitioned by Daryl L. Prouty (Green Valley Mobile Manor) consisting of approximately 42.75 acres. Planning Commission recommended approval. There were no protests and the hearing was closed.

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

ORDINANCE NO. 1334

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Missouri Flat area)

(For contents, see original resolution)

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Hearing was held as duly advertised on the rezoning of lands in the El Dorado Wye area from Industrial to Agricultural zone, petitioned by W. C. Worrell, consisting of approximately 4.028 acres. Planning Commission recommended approval. There were no protests, and the hearing was closed.

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

ORDINANCE NO. 1334

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(For contents, see original resolution)

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LHR 57-8 The Planning Commission submitted for adoption the Environmental Impact Statement Guidelines Ordinance for the submission and processing of Environmental Impact Statements as required by law.

LHR 390-8a

On motion of Supervisor Lane, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Walker, Stewart, and Lawyer; No: Supervisor Johnson, the following ordinance was adopted as an Emergency Ordinance to be effective immediately; the Board having found that for the immediate preservation of the public peace, health, and safety, to wit, protection of the environment -- and after Section 9805 of the proposed ordinance is amended to reduce the Appeal Fee to \$100.00, and the time allotted to file the Appeal amended from 20 to 15 days:

ORDINANCE NO. 1335

GUIDELINES AND SUMMARY OF PROCEDURES FOR SUBMISSION AND EVALUATION OF AN ENVIRONMENTAL IMPACT STATEMENT

(For contents, see original ordinance)

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67) Planning Commission submitted Campground Guidelines to be used by the Planning Commission.

12-1 After consideration, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Guidelines were approved and adopted after alteration to Paragraph 8, Page 26, to read that there will be no membership campgrounds in El Dorado County.

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115) Recreation Commission submitted a proposed Management Plan for the El Dorado County Historical Museum, as approved by the Museum Committee.

23 After consideration, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Management Plan was approved after deletion of the words "or loaned to" on the 4th line of Paragraph 4, and a period is placed after the word "commission" on line 2, Paragraph 6 --with the balance of the sentence deleted.

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72 On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Board continued the Hearing to determine whether an abandoned vehicle located on the property of Paul J. Bury should be removed and the costs thereof charged to Mr. Bury, to November 27, 1973, inasmuch as the Board had not received the Receipt from said landowner of his notification by Certified Mail of the Hearing.

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Supervisor Lane left the room

STATE OF CALIFORNIA, COUNTY OF EL DORADO

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15 Pursuant to Section 7801 et seq. of the El Dorado County Ordinance Code, proper notice having been sent by Certified Mail to J. R. Ibanez, General Delivery, Tahoe Paradise, owner of the property at 2017 Hopi Street, Tahoe Paradise, on which is located an abandoned automobile, a hearing was held to determine the responsibility for charges for removal of said vehicle. There were no protests and the hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board directed that the vehicle be removed and the costs thereof charged to the landowner.

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Supervisor Lane returned

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- + On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board continued to November 27, 1973, the Hearing to determine whether an abandoned vehicle located on the property of Nancy D. Martin located at 106 Hopi, Tahoe Paradise, should be removed and the costs thereof charged to Mrs. Martin.

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15 Pursuant to Section 7801 et seq. of the El Dorado County Ordinance Code, proper notice having been sent by Certified Mail to David G. Schumaker, owner of the property at or about 1325 Chinquapin, (house is burned down) South Lake Tahoe, on which is located an abandoned automobile, a hearing was held to determine the responsibility for charges for removal of said vehicle. There were no protests and the hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board directed that the abandoned vehicle be removed and the costs thereof charged to the landowner.

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247a 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 Johnson, seconded by Supervisor Lane, and unanimously carried, the following assessment roll changes were approved as presented:

1. Clifford J. Allin, Nos. 4588 and 4589
2. Clayton E. McCoy, Nos. 4590, 4591, and 4592
3. Kathleen Matticks, No. 3561
4. Donald G. Allen, Nos. 3557, 3558, and 3559

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80-7
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board removed from the Agenda the matter concerning the Amador Disposal Service advising of problems encountered in serving his franchise area, and the Director of Environmental Health was instructed to place the matter back on the Agenda when he has a recommendation for the Board.

Chairman Lawyer left the meeting and handed the gavel to Vice Chairman Stewart
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211
Mr. Bill Durbin, Director, Mother Lode Rehabilitation Enterprises, Inc., was present and requested interim financial assistance for approximately two months as based upon a two month's budget analysis in the amount of \$4,190.00 until their cash flow begins.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Board granted \$4500.00, based on two-month budget submitted, and requested that an expenditure report be made to the Board in 80 days.

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206
Communication was received from El Dorado Hills Residents' Association submitting a Petition containing 86 signatures requesting that the County contract with Sacramento Regional Transit District for commuter service between El Dorado County and Sacramento County. (Continued from 10/30/73).

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the matter was referred to Supervisor Lane for follow-up, and to place back on the Agenda.

(Another Petition containing 33 signatures was submitted by Lloyd R. Kutter of those persons living in the area who have indicated they would utilize the service if it were available.)

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151-2
Communication was received from the Director, State Department of Social Welfare, stating that Public Law 93-86, amending the Food Stamp Act of 1974, requires that every political subdivision in the County implement a Food Stamp Program by July 1, 1974, unless it can be proven that the program is impossible or impracticable to implement; further stating the Plan of Operation must be completed prior to January 1, 1974; therefore, requesting a response by November 20, 1973.

The Welfare Director submitted a letter acknowledging the requirements of said State Department's letter, and suggested that he meet with the Board sometime in January 1974 for further discussion on the program.

After deliberation, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by the present, the following resolution was adopted applying to the U. S. Department of Agriculture for authorization to administer the Federal Food Stamp Program for El Dorado County, after an additional paragraph to said resolution has been added as follows:
(Continued)

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That the Board of Supervisors believes that the present Commodity Program has, and still could serve El Dorado County better than the Food Stamp Program:

RESOLUTION NO. 537-73

APPLYING TO U.S. DEPARTMENT OF AGRICULTURE FOR AUTHORIZATION TO ADMINISTER THE FEDERAL FOOD STAMP PROGRAM FOR EL DORADO COUNTY

(For contents, see original resolution)

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

RESOLUTION NO. 538-73

SUPPORTING THE PROPOSAL OF THE FOOTHILL CHILDREN'S COUNCIL FOR CHILD CARE CENTERS TO BE LOCATED ON THE WESTERN SLOPE OF EL DORADO COUNTY

(For contents, see original resolution)

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On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the Board authorized the Chairman to sign a letter to the First National Bank of Nevada confirming the Board's action of July 31, 1973, that the audit firm of Bartig, Basler & Ray perform an audit of the books for El Dorado County Airport Facilities Corporation.

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There being no further business, the Board adjourned to Tuesday, November 20, 1973, at 10:00 a.m.

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

By Carl A. Kelly
Deputy

APPROVED Raymond E. Harger
Chairman