

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES November 20, 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. Chairman Lawyer presided.

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

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12-7 The Invocation was offered by Reverend Don O. Herman, First Lutheran Church.

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The Agenda was adopted on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried.

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

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## GENERAL ORDERS

24  
51-1 On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, Warrant Register Claims for El Dorado County and the Claims submitted by the Community Action Council, Inc., were approved and allowed for payment.

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178-1  
32 1-1  
121  
128-1  
1236  
123-3  
41  
63  
11  
21  
County Clerk presented the official results of canvass of votes cast at the Special Statewide Election held on November 6, 1973, for Statewide Proposition No. 1, and for candidates and measures consolidated with Statewide Elections in Buckeye/Rescue School District, proposed Meeks Bay Fire Protection District, proposed Garden Valley Fire Protection District, Pioneer Union School District, and Indian Diggings School District; and for the General District Elections held in Cameron Estates Community Services District, Cameron Park Community Services District, Diamond Springs Fire Protection District, El Dorado Hills Community Services District, El Dorado Irrigation District, Pleasant Valley Fire Protection District, and South Tahoe Public Utility District.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the result of Canvass of Votes Cast was placed in the Board's records.

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104-15  
County Clerk submitted letter recommending appointment by the Board of the following persons whose names appeared on the Petition of the registered voters in the Garden Valley area to form the Garden Valley Fire Protection District; formation of said District having been approved at the Statewide Elections held on November 6, 1973: Martin F. Zdolsek; Jay D. Royal; Robert Foltz; William Bastien; and James A. Spence.

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

RESOLUTION NO. 539-73

APPOINTING FIVE MEMBERS TO THE BOARD OF DIRECTORS FOR THE  
GARDEN VALLEY FIRE PROTECTION DISTRICT

(For contents, see original resolution)

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104-1  
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board appointed Oliver Mann to fill the vacant position on the Diamond Springs Fire Protection District, for a term to expire on November 25, 1977; said appointee was nominated by the Diamond Springs Fire Protection District.

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21-8  
70  
Airports Director submitted, requesting that the Chairman be authorized to sign an Agreement with the Tahoe Regional Planning Agency for use of 1,165 sq. ft. of space in the Lake Tahoe Airport building by the State Transportation Study Group of TRPA at a monthly rental of \$400.00.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign the Agreement for Terminal Space, provided that County Counsel is assured that the signature on the Agreement on behalf of the Tahoe Regional Planning Agency is binding.

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58-3  
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved ten Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated November 20, 1973; copies of which are on file in the Board of Supervisors Office, beginning with the name of Dorothy Roberts and ending with the name of David C. Somers.

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1296-2  
Palmdale  
29-4  
6-1  
Director of Public Works submitted letter stating that the Asphalt Concrete Overlay Project on Greenstone and Cold Springs Roads has been completed, and recommending the project be accepted; the Chairman be authorized to sign Notice of Completion; the Contract and the Labor and Materials Bonds each in the amount of \$77,195.00 be released; and that the Maintenance Bond be held for one year to guarantee workmanship and materials.

(Continued)

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the project was accepted, the bonds released, and the Maintenance Bond was held for one year, as recommended.

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*226-4  
3/22/73*  
Director of Public Works submitted letters stating that the Asphalt Concrete Overlay Projects on the roads as listed were accepted by the Board on November 21, 1972, and recommending the Labor and Materials Bonds be released as follows: for Missouri Flat Road in the amount of \$26,200.00, and for Cold Springs Road in the amount of \$32,602.50.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the bonds were released as recommended.

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*423*  
County Surveyor submitted letters stating that the survey monuments for the following subdivisions have been set and recommending that monument bonds be released in the amounts as follows:

- Montgomery Estates Unit No. 9 - Bond in the amount of \$4,000.00
- Pioneer Village Unit No. 2 - Bond in the amount of \$1,500.00
- Sly Park Hills Unit No. 4 - Bond in the amount of \$1,000.00
- Westlake Village Unit No. 5 and 9 - Bond in the amount of \$2,160.00

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the bonds were released as recommended.

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*501*  
Executive Director, Community Action Council, Inc., submitted an Addendum to the Affirmative Action Plan, which ensures civil rights requirements by prohibiting discrimination in employment opportunities, program activities, or participation in any program funded by the Community Action Agency.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board approved the Affirmative Action Plan, as amended.

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*511-6*  
Manpower Director, Community Action Council, Inc., submitted letter requesting the Chairman be authorized to sign the modification transmittal to effect a reduction of Neighborhood Youth Corps in-school funds and revising the contract budget accordingly (Contract #1089-06), and also requesting the Chairman's signature on the new contract (Contract #4090-06) extending the program to September 1974.

On motion of Supervisor Lane, seconded by Supervisor Stewart, the Chairman was authorized to sign the deobligation modification to contract #1089-06.  
(Continued)

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On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign the new contract extending the program to September 1974 in the stipulated amount of \$28,070.00.

The Board informally requested the Executive Director to prepare a letter for the Chairman's signature to the Department of Labor, with copies to this County's legislators, including Congressman "Bizz" Johnson, addressing the problem of bureaucratic procedures for the dissemination of inter-agency information.

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Jene L. Leslie submitted a status report on his first four months in the position of Director, Economic Development, for El Dorado County.

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Purchasing Agent submitted a request for approval of specifications for Bid No. 542, Egg Requirements for the El Dorado County Juvenile Hall and County Jail, and authorization to advertise for bid opening on December 3, 1973, with award by the Board on December 18, 1973.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the specifications were approved, and the Purchasing Agent authorized to advertise as requested.

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To implement the Board's action of November 13, 1973, granting \$4500.00 to the Mother Lode Rehabilitation Enterprises, Inc. (See 11/13/73 Minutes, Page 500), the Board on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, approved the following Budget/Fund Transfer:

Budget Transfer No. 73

<u>Decrease</u>	<u>Increase</u>	<u>Amount</u>	<u>Purpose</u>
	Bd. of Supervisors		
	1-101 82-4280	\$4,500.00	Mother Lode
	Contributions to other		Rehabilitation
	Agencies		Enterprises (MORE)

Fund Transfer

<u>From</u>	<u>To</u>	<u>Amount</u>
Contingency	General Fund	\$4,500.00

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A Petition was received from 35 property owners in the Strawberry Meadows Subdivision requesting snow removal service.

County Counsel submitted a letter stating that he could not recommend that the County accept the Subdivision improvements in order to provide snow removal service until the lawsuit (County vs Patterson) which deals with the snow removal issue, is resolved.

(Continued)

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

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The Public Works Director submitted a letter on the subject stating that the developer has not finished constructing the improvements as required by the approved plans and specifications, and pursuant to Section 941 of the Streets and Highways Code, the County has been unable to accept the streets in the Subdivision for maintenance -- including snow removal.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, County Counsel and the Director of Public Works were requested to prepare a letter of explanation to said property owners advising them of the reasons that the County cannot provide snow removal services at this time.

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270-5  
112  
On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried, the following ordinance was adopted, adding Chapter 4 to Part 5 of the El Dorado County Ordinance Code which prescribes an alternative procedure to the Government Code for the leasing of County property, as authorized in Section 25537 of the Government Code: (This ordinance was adopted in order that the Board of Supervisors may avoid going through a bidding procedure process to sublet a portion of the warehouse located at 511 Placerville Drive to Clusiau's, Inc.) (See November 13, 1973 Minutes, Page 493, Paragraph 4)

ORDINANCE NO. 1336

AMENDING EL DORADO COUNTY ORDINANCE CODE  
(Adding Chapter 4 to Part 5)

(For contents, see original ordinance)

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110  
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Public Defender was authorized to spend \$200.00 from his budget to pay for his filing fee for a Certificate of Specialization under the State Bar's Pilot Program in Legal Specialization.

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50-4  
On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Board appointed the Director of Health Services as the Executive Secretary and ex-officio member of the El Dorado County Alcoholism Advisory Board, and accepted the resignation of Delores Nichols from her interim appointment.

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74-11  
On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Specifications for Remodeling the former Post Office building were approved, and the Board authorized the advertising of bid opening on December 20, 1973, with award by the Board on January 2, 1973.

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LHR 308-2 On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board adopted the following resolution in memory of Elizabeth George who died November 19, 1973: Miss George organized the Sierra Economic Development District, the first such District formed in California:

RESOLUTION NO. 540-73

IN MEMORY OF ELIZABETH GEORGE

(For contents, see original resolution)

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On motion of Supervisor Walker, seconded by Supervisor Lawyer, and unanimously carried, the Board's Assistant was requested to prepare a letter of appreciation for the Chairman's signature for the past services of Priscilla Petersen to the Board.

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## SPECIAL ORDERS

### PLANNING MATTERS

At the recommendation of the Planning Commission, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board set a public Hearing for December 11, 1973, at 2:00 p.m. to consider the establishment of Agricultural Preserves as listed below:

<u>No.</u>	<u>Owners</u>	<u>Acres</u>	<u>Area</u>
170	E. A. Long and Amogene D. Long	669.98	Cool
171	Rufus S. Swift; Sarah E. Swift; Lloyd W. Swift; Charles Swift; Florine E. Blaker; and Chester R. Clarke	663.50	Latrobe
172	Rufus S. Swift; Sarah E. Swift; Charles Swift; Lloyd W. Swift; Kenneth C. Heffren; Louise Adele Davies; and Chester R. Clarke	1084.53	Latrobe

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## ASSESSMENT AND SPECIAL DISTRICTS

### CAMERON PARK NORTH UNIT NO. 6 ASSESSMENT DISTRICT

At the recommendation of the Assessment District Attorney Eugene K. Sturgis, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the following resolution was adopted pertaining to disbursal of funds within said District to provide for the seal coating of the streets in the District:

(Continued)

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## RESOLUTION NO. 541-73

PERTAINING TO DISBURSAL OF FUNDS TO PROVIDE FOR THE  
SEAL COATING OF THE STREETS IN THE ASSESSMENT DISTRICT

(For contents, see original resolution)

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## TAHOE PARADISE UNIT 48 ASSESSMENT DISTRICT

At the recommendation of the Assessment District Attorney Robert J. Hill, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the following resolution was adopted:

## RESOLUTION NO. 542-73

ACCEPTING COMPLETION AND DIRECTING ENGINEER TO  
FILE NOTICE OF ACCEPTANCE OF COMPLETION

(For contents, see original resolution)

Board received Certificates from the Engineer of Work and the County Engineer that the construction of improvements have been completed in accordance with the plans and specifications.

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Director of Public Works submitted letter stating that construction of improvements have been completed in the Tahoe Paradise Unit No. 48 Assessment District and recommending release of the following bonds: Subdivision Bond in the amount of \$222,537.90; Performance Bond in the amount of \$687,419.95 and Labor and Materials Bond in the amount of \$343,709.98; and recommending that Maintenance Bond in the amount of \$77,229.39 be accepted guaranteeing workmanship and materials for one year; and that the streets be accepted for maintenance.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the bonds were released as recommended, the Maintenance Bond was approved and the streets were accepted for maintenance.

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## GENERAL ORDERS

Board considered the Claim of Shirley H. King for damages to her property located on Echo Lake Road.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board approved the four suggestions contained in Mrs. King's letter of October 31, 1973, as follows:

(Continued)

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- (1) Reimbursement to Mrs. King of \$75.00 for junipers -- to be taken from the Board's Special Department Expense budget (82-2230);
- (2) Reimbursement to Mrs. King for 100 feet of 1-1/4" plastic pipe -- in the approximate amount of \$17.50, to also be taken from Board's budget 82-2230
- (3) Deliver to Mrs. King at her convenience next summer, 22 cubic yards of soil, and
- (4) When possible, snow markers be placed so that the pipe below the road is not disturbed.

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11/2 On motion of Supervisor Lane, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Walker, and Lawyer; Abstain: Supervisors Johnson and Stewart, effective this date, November 20, 1973, the Board reappointed Noble Sprunger as County Counsel for another four-year term.

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11/5 On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried, the Board directed that the Board's Assistant, through his Personnel Clerk, be authorized to fill positions authorized in Personnel Resolution in accordance with the job descriptions and pay scales established by Ordinance; any deviations shall come before the Board for approval; the Board's Assistant shall provide a monthly report of all personnel transactions; and henceforth the 9:00 a.m. Personnel Session each Tuesday shall be dispensed with, excepting for review of the necessary deviations as mentioned heretofore.

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

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

APPROVED Noble Sprunger  
Chairman

By Carl A. Kelly  
Deputy