

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES _____ April 2, _____ 19 74 _____

Board convened in regular meeting. Present: Supervisors Franklin K. Lane, William V. D. Johnson, W. P. Walker, Raymond E. Lawyer and Thomas L. Stewart. Also present: Connie A. Peterson, Assistant Board of Supervisors Clerk. Chairman Stewart presided.

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

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127 The Invocation was offered by Father Michael O'Hara, St. Patrick's Catholic Church.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Agenda was adopted with the following additions: Agreement with Robert Mason, Architect, for preparation of plans and specifications for extension of Crash/Rescue Building at South Lake Tahoe Airport; Introduction of ordinances for the rezoning of lands in the following areas: Folsom area, petitioned by A. Russell Gallaway; North Shingle Springs Area, petitioned by Carl O. Long and Hazel E. Sanders; Southwest Placerville Area, petitioned by Elbert H. Gray; Comments submitted by Mr. Jack Nopp, Architect, on California Regional Water Quality Control Board, Lahontan Region, tentative waste discharge requirements for El Dorado County Government Center, South Lake Tahoe; Agreement with Karen K. Tustin, Attorney, for part-time legal services in the Public Defender's office; proposed resolution relating to enactment of Unified Transportation Assistance Act.

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The approval of minutes of March 26, 1974 was continued to April 9, 1974, as they had not been completed.

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GENERAL ORDERS

21
504
Warrant Register Claims for El Dorado County and Claims as submitted by the Community Action Council were approved and allowed for payment on motion of Supervisor Walker, seconded by Supervisor Lawyer, and unanimously carried.

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31
Claim submitted by Attorney Paul E. Gervais on behalf of Genrose Dianne Harshman for personal injuries in the amount of \$100,000.00 was denied as recommended by the County Counsel on motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried.

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58' Claim submitted by Attorney Paul E. Gervais on behalf of David Frank Pastor for property damage in the amount of \$2,000.00 was denied as recommended by the County Counsel, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried.

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58' Claims submitted by Attorney Robert B. Ingram on behalf of Anne McSpadden for personal injuries in the amount of \$200,000.00, and on behalf of Ronald L. McSpadden in the amount of \$1,025,000.00 were denied as recommended by County Counsel, on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried.

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58' Airports Manager submitted the following for Board approval: Plans and Specifications for expansion of Crash/Rescue Building, Lake Tahoe Airport, and requesting authorization to advertise bid opening for April 19, 1974, with award by the Board on or after April 23, 1974; and Agreement with Robert Mason, Architect, to prepare plans and specifications for the extension of the Crash/Rescue Building. At the request of the Airports Manager, on motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, these two matters were continued to April 9, 1974.

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114 Purchasing Agent submitted request of the Director of Economic Development for authorization to purchase one Pitney Bowes addresser-printer at a cost of \$496.00. (Continued from March 19, 1974)

After discussion was held, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the request to purchase addresser-printer was denied.

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223-7
114-11 Purchasing Agent submitted letter requesting that gas pump at Sheriff's old substation, South Lake Tahoe, be declared surplus and sold at public auction by sealed bids, with award to be made by the Board. On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the request was approved as submitted, and the Board further stated that bids are to include removal of underground gas tank and necessary backfilling.

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114-11
147 Purchasing Agent submitted specifications for Bid #574, Electric Cash Register for the Recorder, and requested authorization to advertise for bid opening on April 15, 1974, with award by the Board on April 30, 1974. On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the specifications were approved as submitted and the Purchasing Agent authorized to advertise as requested.

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(114-7)
233-2
Purchasing Agent submitted request that bidding procedure be waived, and authorization granted to purchase new carpeting for the Placerville Jail Control Room at a cost not to exceed \$650.00, with funds for purchase to come from Fixed Assets, Sheriff's Department. (Auditor's Department advised that funds were available.)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the request to purchase new carpeting was approved as submitted.

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58-8
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved Assignments to the Credit Bureau of El Dorado County from the County Collection Department for claims against the following:

Arthur and Christine Rankin
Ellen Rhodes
Teressa and Malcolm Wilson
Zain Ashby
Paul G. Zapata
Herbert C. Balke

Delbert and Esther Chesney
Judith Mary & Howard Eugene Higgins
Richard N. Jeffers
Charlotte and Fred F. Yielding
Rose Urich

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82-70
N.P.
Supervisor Lane requested Board determination of appointed department heads, key staff positions, and certain members of commissions and committees who are to be included in the reporting and disclosure requirements of the Conflict of Interest Law. After discussion was held, on motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, this item was continued to April 16, 1974.

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50-1
Letter submitted by Executive Director, Community Action Council, requesting that the Chairman be authorized to sign Office of Economic Opportunity Statement of Grant and Special Conditions, approving \$25,000.00 in funding for the Community Action Council for a three month period beginning April 1, 1974.

On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the request was approved and the Chairman authorized to sign Statement of Grant and Special Conditions.

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(114-7)
233-2
238
Communications Officer submitted a letter requesting the Chairman be authorized to sign Agreement with the State of California, commencing May 1, 1974, to permit the Sheriff's Department to operate on radio frequencies licensed to the State of California. On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the request was approved, and the Chairman authorized to sign Agreement.

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(30)
22113 Board of Supervisors Assistant submitted letter requesting the Chairman be authorized to sign a Novation Agreement, Operation Mainstream Project with Camino Union School District for manpower services to the School District ending September 1974, or the date of expiration of the Operation Mainstream Project whichever occurs first. This Novation Agreement supersedes Agreement between the El Dorado County Community Action Council, Inc. and the Camino Union School District entered into on September 24, 1973.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the request was approved and the Chairman authorized to sign Novation Agreement.

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(31)
144 At the request of the Tax Collector/Treasurer, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the contract with Bartig, Basler and Ray to conduct audit of Bond Debt Service Fund for 1911 Improvement Act Bonds, at a cost not to exceed \$2,450.00 was approved and the Chairman authorized to sign.

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(53) On motion of Supervisor Walker, seconded by Supervisor Lane, and carried by the following vote: Ayes: Supervisors Lane, Walker, Lawyer and Stewart; No: Supervisor Johnson; the Board approved the request of the El Dorado County Chamber of Commerce to sub-lease a portion of the building (upstairs offices) leased to the Chamber by the County of El Dorado, to the El Dorado County Board of Realtors for a period of one year commencing April 2, 1974, and the Chairman was authorized to sign the Consent to Sub-lease.

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124-A
21
m.p. On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the introductory ordinance, amending County Ordinance Code relating to Airport Regulations, deleting section pertaining to the transport of ten or more persons from a county airport during any calendar month by private businesses for the purpose of allowing auto rental agencies under lease with the County a chance for monetary survival, was referred to the County Counsel for additional changes.

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(315-7)
(124)
(19)
296-4
Broom
Caly
FAL
296-4
D-F On motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried, the following ordinance was adopted revising traffic regulations by adding intersection stop on Hassler Road at its intersection with Fruitridge Road stopping southbound traffic only, and establishing 25 mph speed limit on portion of Pleasant Valley Road: (Ordinance introduced 3/19/74 and changes made 3/26/74)
(continued)

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ORDINANCE NO. 1371

AMENDING EL DORADO COUNTY ORDINANCE CODE
(Adding Subd. (am) to Chapter 6, Article 2, Section 7622
Speed Restrictions; and adding Subsection (h), to Sec-
tion 7621, Article 2, Chapter 6, Intersection Stops)

(For contents, see original ordinance)

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340 Board considered the Ordinance to establish a Transportation Commission for the County of El Dorado which was introduced on March 12, 1974. The Ordinance was considered on March 19, 1974, and no action was taken by the Board at that time.

The motion of Supervisor Lane to approve adoption of the Ordinance was seconded by Supervisor Walker, and not carried by reason of the following vote: Ayes: Supervisor Lane; Noes: Supervisors Johnson, Walker, Lawyer and Johnson.

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the proposed Resolution amending the El Dorado County Travel Resolution (No. 391-73) to include Transportation Commission members was removed from the Agenda.

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

442
Lake
RESOLUTION NO. 163-74

PROVIDING FOR ISSUANCE OF 1971 SCHOOL BONDS, SERIES C,
AND SETTING BID OPENING FOR TUESDAY, APRIL 23, 1974, at 2:30 p.m.
FOR LAKE TAHOE UNIFIED SCHOOL DISTRICT

(For contents, see original resolution)

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

RESOLUTION NO. 164-74

DESIGNATING APRIL 1974, AS V.D. AWARENESS MONTH

(For contents, see original resolution)

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187
-P
On motion of Supervisor Walker, seconded by Supervisor Lawyer, and unani-
mously carried, the reappointment of Supervisor Lane to the El Dorado County
Local Agency Formation Commission for a four-year term, commencing May 6, 1974
was continued to April 16, 1974.

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68
70
On motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously
carried, reaffirmation of Supervisor Stewart's appointment to the California
Tahoe Regional Planning Agency and the Tahoe Regional Planning Agency was
continued to April 16, 1974. (See Page 153 of minutes this date for further
action on this item.)

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227
On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously
carried, the resignation of Mr. James W. Granger from the El Dorado County
Mental Health Advisory Board was accepted and the Board Clerk was directed
to send a Certificate of Appreciation to Mr. Granger.

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(117)
350-2
On motion of Supervisor Johnson, seconded by Supervisor Lane, and unani-
mously carried, the following budget transfer was approved:

Data Processing Department: Decrease Budget Account 92-1010-Regular Salaries
(\$1,350.00); Increase Budget Account 92-1030-Overtime \$150.00 and 92-1020-
Extra Help \$1,200.00; Purpose of Transfer-Needed for work load peak.

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(336)
337
Communication received from the El Dorado County Fish and Game Committee
requesting that the Board recommend to the California Fish and Game
Commission that the 1974 deer season closing be set for October 27, 1974.

89-2
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unani-
mously carried, the Board approved that the California State Fish and
Game Commission be requested to set deer season in El Dorado County from
September 21, 1974 to October 27, 1974, and deer taken to be limited to
antlered deer only, forked horn or better, and the following resolution was
adopted; said resolution to be sent to the following: California State
Fish and Game Commission; Boards of Supervisors of the Counties of Mono,
Alpine, Calaveras, Amador, and Tuolumne; Assemblyman Eugene Chappie;
Senator Clare Berryhill:

RESOLUTION NO. 165-74

REQUESTING STATE FISH AND GAME COMMISSION TO SET
DEER SEASON IN EL DORADO COUNTY FROM 9/21/74 TO 10/27/74,
LIMITED TO TAKING OF ANTLERED DEER ONLY, FORKED HORN OR BETTER

(For contents, see original resolution)

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336 On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Resolution received from Alpine County requesting State Fish and Game Commission to set the deer season in Alpine County from September 21, 1974 to October 20, 1974, limited to antlered deer only, was placed on file.

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(74-82)
69 On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Board approved comments submitted by Mr. Jack Nopp, Architect, on the Lahontan Region, California Regional Water Quality Control Board's tentative waste discharge requirements for the El Dorado County Government Center at South Lake Tahoe.

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170-1 On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the Agreement with Karen K. Tustin, Attorney, for part-time legal services in the Public Defender's Office commencing April 1, 1974, was approved, and the Chairman authorized to sign.

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325 Communication received from Transportation Coordinator, County Supervisors Association of California, submitting proposed resolution relating to enactment of Unified Transportation Assistance Act for the development of transportation system, and requesting Congress to amend proposed act to clarify its intent and the intent of the 1973 Federal-Aid Highway Act to define the terms "Responsible Local Officials", "Appropriate Local Officials", and "Local Bodies" as the legislative bodies of cities and counties, further that Congress be urged to eliminate special purpose programs and return a minimum of 90 percent of revenues generated by a State to that State.

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the Board endorsed County Supervisors Association of California's stand on this matter, and the following resolution was adopted:

RESOLUTION NO. 166-74

REQUESTING CONGRESS TO AMEND
PROPOSED UNIFIED TRANSPORTATION ACT

(For contents, see original resolution)

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SPECIAL ORDERS

PLANNING MATTERS

(285-2474 76)
(Ag Planning #174)
391-90 Hearing was held as duly advertised on the rezoning of lands in the Placerville area from Agricultural to Exclusive Agricultural zone, petitioned by George Babbin, et al, and consisting of approximately 69.58 acres.
(continued)

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Planning Commission recommended approval, and advised the proposed rezoning would be compatible with and supplement petitioner's Agricultural Preserve No. 174. There were no protests and the hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the rezoning was approved and the following ordinance adopted:
(Ordinance introduced 3/26/74)

ORDINANCE NO. 1372

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Changing Section 9405, Placerville Area)

(For contents, see original ordinance)

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*378-92
285-23.74*
Hearing was held as duly advertised on the rezoning of lands in the Georgetown Area from Estate Residential to Single Family Two-Acre Residential zone, petitioned by Elmo Rose, and consisting of approximately 5.0 acres. Planning Commission recommended approval. There were no protests and the hearing was closed.

On motion of Supervisor Lawyer, seconded by Supervisor Lane, and unanimously carried, the rezoning was approved and the following ordinance adopted:
(Ordinance introduced 3/26/74)

ORDINANCE NO. 1373

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Changing Section 9405, Georgetown Area)

(For contents, see original ordinance)

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41-178
On motion of Supervisor Lawyer, seconded by Supervisor Lane, and unanimously carried, Hearing was set for April 16, 1974, at 2:00 p. m. to consider establishment of Agricultural Preserve for Trusten B. and Dorothy J. Wadsworth in the Gerle Creek Area. (Agricultural Preserve No. 178)

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423
On motion of Supervisor Lawyer, seconded by Supervisor Lane, and unanimously carried, the Tentative Map of Master Plan for Steves Ranch, Pilot Hill area, was approved subject to the following conditions, including change and additions; deletion of Condition No. 5 and addition of Conditions 9, 10, and 11:

(continued)

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1. Concept to be used as a guideline for upcoming revisions to the County General Plan and in reviewing future tentative map submissions for the development;
2. Subject to deeding to the State of California the existing historic Bayley House and adequate surrounding acreage as deemed necessary for State Parks and Recreation operation as a historic site;
3. Subject to one school site being donated without cost to the Northside School District, another site to be negotiated between the developer and the District;
4. Subject to Georgetown Divide Public Utility District supplying water and the sewage treatment facilities managed and maintained by the District;
5. ~~Subject to approval for 2 years only or until tentative map submission whichever comes first;~~
6. Subject to area being included in a bona fide fire district;
7. Subject to major circulation arterials being dedicated to the public;
8. Subject to homeowners' association or similar entity being formed for maintenance and operation of open spaces, recreational facilities, and private roads, if any;
9. Subject to review at the end of two years or before;
10. Subject to condition that Gold Rush Parkway policies and concepts be considered;
11. Subject to condition that no tentative map be submitted until final Master Plan is approved.

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46
#60
Planning Commission submitted recommendation that a Notice of Non-renewal of Agricultural Preserve Contract be sent to James J. and Shirley K. Wix, Agricultural Preserve No. 60, Assessment Parcel #45-240-06, located on Fairplay Road, and stated the property was inspected by Mr. Edio Delfino, Agricultural Commissioner and Mr. Bill Klieman, County Assessor's Office, on February 11, 1974, and their findings indicate that the property does not meet three of the four criteria as established by the County, further the Agricultural Commission has also recommended that action be taken to correct this discrepancy.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Board authorized that a letter be sent to James J. and Shirley K. Wix, notifying them of the Board's intent to file a Notice of Non-renewal of Contract on or before December 31, 1974 unless necessary steps are taken to bring the Preserve into compliance with the Contract; and Board further directed that this item to be placed on their Agenda of April 23, 1974.

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The Board considered introductory ordinances for the following rezonings:

285 25 11
285 26 74
285 27 74
Folsom Area, petitioned by A. Russell Gallaway, approximately 8.76 acres;
North Shingle Springs Area, petitioned by Carl O. Long and Hazel E. Sanders,
/approximately 7.2 acres;
Southwest Placerville Area, petitioned by Elbert H. Gray, approximately
/2.5 acres;

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, reading of the ordinances was waived, and proposed rezonings continued to April 9, 1974 at 2:00 p. m. for hearings.

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285 28 74
Board considered Appeal submitted by the Murray-McCormick Environmental Group for Mr. Theo Char, etal, on the denial by the Planning Commission of a Tentative Parcel Map for a 1500 acre parcel zoned Agricultural, to be divided into thirty six 40-acre parcels.

Mr. Norman C. Robman, Murray-McCormick, was present and stated the reason for the appeal was they felt they had complied with the parcel map ordinance that was in effect at the time the map was filed, and therefor the tentative parcel map should have been approved.

After discussion was held, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, this matter was continued to April 16, 1974.

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GENERAL ORDERS

185-12
In response to Notice for Proposals for Contractual Operation of the Union Mine Dump, proposals were received from the following: Loring Brunius, Larry Abel and O. Scariot.

At the recommendation of the County Counsel, on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the proposals were not opened at this time; the Chairman was authorized to appoint a Committee to review said proposals and the matter continued to April 9, 1974 at 2:30 p. m.

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341
On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the 1973 El Dorado County Crop Report submitted by the Agricultural Commissioner was accepted and placed on file.

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SPECIAL ORDERS

ASSESSMENT DISTRICTS

At the recommendation of Attorney Robert J. Hill, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the following resolutions were adopted for specified Assessment Districts:

MONTGOMERY ESTATES UNIT NO. 9 ASSESSMENT DISTRICT

RESOLUTION NO. 167-74

RESOLUTION APPROVING REVISED ENGINEER'S ESTIMATE OF COST
AND ORDERING DISBURSEMENT OF FUNDS

(For contents, see original resolution)

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TAHOE PARADISE UNIT NO. 45 ASSESSMENT DISTRICT

RESOLUTION NO. 168-74

RESOLUTION ORDERING TRANSFER OF FUNDS

(For contents, see original resolution)

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TAHOE PARADISE UNIT NOS. 46 AND 47 ASSESSMENT DISTRICTS

RESOLUTION NO. 169-74

RESOLUTION ORDERING TRANSFER OF FUNDS

(For contents, see original resolution)

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TAHOE PARADISE UNIT NO. 51 ASSESSMENT DISTRICT

RESOLUTION NO. 170-74

RESOLUTION ORDERING TRANSFER OF FUNDS

(For contents, see original resolution)

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The Board adjourned to an executive session at 4:15 p. m.

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The Board reconvened at 4:45 p. m.

64
(20)
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unani-
mously carried, the Board reaffirmed Supervisor Stewart's appointment to
the California-Tahoe Regional Planning Agency and the Tahoe Regional
Planning Agency and the Secretary of State to be so notified; said re-
affirmation was necessary because of reorganization of the California Agency.

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The Board adjourned to a Personnel Session at 9:00 a. m., April 3, 1974.

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There being no further business on April 3, 1974, the Board adjourned to
Tuesday, April 9, 1974, at 10:00 a. m.

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APPROVED


Thomas L. Stewart, Chairman

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

By Annie A. Peterson
Deputy Clerk