

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 20, 1974

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

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127 The Invocation was offered by Reverend John Sharp, Seventh-Day Adventist Church.

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

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The Agenda was adopted on motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried by those present, with the additon to Page 1 of the Agenda as follows: Change Order to the Agricultural Building contract; and consideration of an extension to the road access to the County Health Building.

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The Minutes of August 13, 1974, were approved as submitted, on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present.

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GENERAL ORDERS

✓ On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Board directed that a letter of condolence be sent to Mrs. Kittie Davies, mother of the U. S. Ambassador to Greece who was recently assassinated in that country.

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28
30-1 Warrant Register Claims for El Dorado County and Claims as submitted by the Community Action Council, Inc., were approved and allowed for payment on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present.

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178-1
(221-16) Superintendent, County Office of Education, submitted a letter, together with a Resolution of the Pioneer Union School District Governing Board requesting consolidation of the District's bond election with the General Election of November 5, 1974.

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

August 20, 1974

STATE OF CALIFORNIA, COUNTY OF EL DORADO

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RESOLUTION NO. 378-74

CONSOLIDATION THE PIONEER UNION SCHOOL DISTRICT'S BOND ELECTION
WITH THE GENERAL ELECTION TO BE HELD NOVEMBER 5, 1974

(For contents, see original resolution)

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74381
On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Board approved and authorized the Chairman to sign Change Order No. 2 to the contract with A. P. West, Inc. for the construction of the El Dorado County Agricultural Building, whereby the contract cost will be decreased by \$1,292.38.

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(22)
The Board considered a request from the developers of the property adjacent to the County Health Department's property regarding an extension of the access road which serves the County Health Building and the former County Medical Facility, for the purpose of providing the developers with access to the rear of their property.

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250
The motion of Supervisor Johnson, seconded by Supervisor Walker, to deny the request was not carried by reason of the following vote: Ayes: Supervisors Johnson and Walker; Noes: Supervisors Lawyer and Lane; Absent: Supervisor Stewart.

Supervisors Lane then moved to continue the matter for two weeks, and in the interim, Supervisor Lawyer was requested to contact the City of Placerville to determine if they would widen and take over this access road on their maintained system, and also request that the City submit plans to accomplish this to the Board. Supervisor Lawyer seconded the motion and it was carried by the following vote: Ayes: Supervisors Lane, Walker, and Lawyer; No: Supervisor Johnson; Absent: Supervisor Stewart.

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114-9
Acting Purchasing Agent submitted request for waiver of formal bidding procedure and authorization to purchase Motorola radio equipment for the Department of Public Works.

On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried by those present, the request was approved and the Acting Purchasing Agent was authorized to purchase the equipment from Motorola.

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114-8
Acting Purchasing Agent submitted a request for waiver of formal bidding procedure and authorization to purchase 3,200 pounds of Durham H.C. Larvicide Granules for Mosquito Control from the sole source, AMVAC Chemical Corporation.
(Continued)

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On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Acting Purchasing Agent was authorized to purchase said chemicals, as requested.

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583 On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Board approved sixteen Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated August 20, 1974; copies of which are on file in the Board of Supervisors Office, beginning with the name of Robert Sauvageau and ending with the name of Neil Magaldi.

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12 Supervisor Lane submitted letter requesting authorization to pay \$2.00 per hour (\$550.00 per semester) to a student (Dennis Lichty) from the University of California, Davis, under the Student Internship Program. (Board originally approved on April 9, 1974, an expenditure of not more than \$335.00 for the college quarter).

207 On motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried by those present, the request was approved.

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314-1 Supervisor Lane submitted a letter requesting that the Board consider applying for a demonstration project under the Federal "Rural Highway Public Transportation Demonstration Program".

The Economic Development Director submitted his recommendation that the County could qualify as an applicant, and that he felt that it had nothing to lose and perhaps much to gain by at least submitting an application.

On motion of Supervisor Lane, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Walker, and Lawyer; No: Supervisor Johnson, the Board authorized the preparation of an application for El Dorado County, and directed that the matter be brought back to the Board on September 10, 1974.

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314-1 Chief Probation Officer submitted for the Chairman's signature an Agreement for diagnostic and treatment services and temporary detention in reception centers and clinics of the Department of the Youth Authority for Fiscal Year 1974-75, at a monthly rate of \$805.00.

RESOLUTION NO. 379-74

AUTHORIZING CHAIRMAN TO SIGN AGREEMENT FOR DIAGNOSTIC AND TEMPORARY DETENTION IN RECEPTION CENTERS AND CLINICS OF THE DEPARTMENT OF THE YOUTH AUTHORITY

(For contents, see original resolution)

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

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133-9
El Dorado County Negotiating Team submitted for Board consideration the Memorandum of Agreement between the said Negotiating Team and the El Dorado County Sheriffs' Association for the calendar year 1974.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the Memorandum of Agreement, with the exception of Paragraph 5.

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Acting Purchasing Agent submitted letter requesting approval of the specifications for the following bids, and authorization to set bid openings for September 3, 1974, with award by the Board on September 17, 1974:

- 114-4
114-4
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114-4
- Bid No. 605 - One Vibrator Compactor for Public Works Department;
 - " " 606 - One Asphalt Hot Patch Box for Public Works Department;
 - " " 607 - One Welder for Public Works Department;
 - " " 608 - One Economy Sedan for Probation Department;
 - " " 609 - Eleven Steel Tool Chests for Pickup Trucks (10 for Public Works Department; 1 for Pleasant Valley Fire Department)

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the specifications were approved, and advertising authorized as requested.

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114-4
Acting Purchasing Agent submitted letter requesting approval of the specifications for Bid No. 610 - One Trail Bike, Honda CT-90 K5 or equivalent, for the State Department of Fish and Game for use in El Dorado County.

On motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried by those present, the specifications were approved, the advertising authorized; and the the Acting Purchasing Agent was requested to verify if an inventory has been taken of the equipment that the County has purchased for the State Fish & Game Department, and advise the Board as to whose name the title of this equipment is vested.

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80-3
Board considered the Ordinance establishing regulations and procedures for the mandatory collection, removal, and disposal of solid waste in the Georgetown franchise area.

On motion of Supervisor Lawyer, seconded by Supervisor Johnson, and unanimously carried by those present, the reading of the Ordinance was waived, and a Public Hearing was set for August 27, 1974, at 7:00 p.m. in the Multi-Purpose Room at the County Fairgrounds.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

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80-6
Board considered the Ordinance establishing regulations and procedures for the mandatory collection, removal, and disposal of solid waste in the Union Valley area.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the reading of the Ordinance was waived, and a Public Hearing was set for September 3, 1974, at 2:30 p.m. in the Board of Supervisors' Chambers.

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Board considered the Ordinance establishing the El Dorado County Commission on Aging.

50-7
The motion of Supervisor Johnson, seconded by Supervisor Lawyer, to add to Section 25,502 that the five members of the Commission on Aging should be at least 60 years of age, and the deletion of the following two sentences within the same Section: "Additionally, the Commission shall recommend to the Board of Supervisors the names of the sixth and seventh Commissioners who shall be from and represent the Eastern and Western Slopes of the County respectively. The sixth and seventh Commissioners shall serve for a period of two years.", was lost by reason of the following vote:
Ayes: Supervisors Johnson and Lawyer; Noes: Supervisors Lane and Walker;
Absent: Supervisor Stewart.

The motion of Supervisor Lane, seconded by Supervisor Walker, to amend Section 25,505, to state that the Commission on Aging shall regularly meet no less than monthly on the first Thursday of each month, instead of the last Thursday; and to delete Section 25,508. "Conflict of Interest" in its entirety, was lost by reason of the following vote: Ayes: Supervisors Lane and Walker; Noes: Supervisors Johnson and Lawyer; Absent: Supervisor Stewart.

Supervisor Lane then moved to amend Section 25,505 and delete Section 25,508 as stated in his preceding motion, and in addition, he moved to amend Section 25,502 by adding that each Commissioner should be at least 60 years of age. This motion was seconded by Supervisor Lawyer, and carried by the following vote: Ayes: Supervisors Lane, Walker, and Lawyer; No: Supervisor Johnson; Absent: Supervisor Stewart.
m.p.
(Due to the amendments to the Ordinance, the adoption of said Ordinance was continued to August 27, 1974).

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50-7
The Board considered the proposed policy statement submitted by the Executive Director of the El Dorado County Commission on Aging:

The Commission on Aging may make decisions under its own authority provided that such decisions do not encroach upon the authority of the Board of Supervisors, or assume any monetary obligation without Board approval, and, are of a non-political nature.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the policy statement was placed on file.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

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

<u>Name</u>	<u>No.</u>	<u>Amount</u>
Jo An Vernaza & Rafael Vernaza	09-93-11649	\$ 88.33
Adra C. Bartlett	09-93-15991-9	30.93
Shirley Boyter Kuhnel	93-7211-9	50.00
Martin Dotson	9068	188.00
Edna E. Emmerson	09-96-17035-9	37.20
Eileen Anderson	09-99-17158-9	12.44
Richard Jansen & Sharon C. Jansen	93-13924	295.12
Donald Peariso & Diane Peariso	8895	42.55
James Dent Kinkin & Gloria Marie Kinkin	8603	446.36
Carla J. Gibber & Verrel Gibber	96-10968	60.60
Carol Montgomery & Gene Montgomery	93-8135	26.28
Brien Lee McLain	93-15439	103.34
Marlene Holland	09-96-0732-9	206.28
Ronald Ferris	09-96-15652-9	113.00
G. Jean Lee	Probation	47.00
Billie Matlock	Probation	246.25
Brenda J. Estey & Gordon Estey	1572	62.28
Patricia Holdrn & Murle Holdrn	Probation	50.00
Beth Kennedy & Roy Kennedy	--	193.47
Harvey Isaacson & Cheri Isaacson	09-93-13997	20.53
Janice Balderston & John Balderston	93-8752	159.33
Sally Ann Wright Thomas	7845	1,645.92
Donald R. Wild & Marilyn Wild	09-96-17032-9	18.88
Pamela Roach	09-93-17163-9	12.09
Daniel Scott Proctor	09-99-17250-9	22.32
Patricia Dorman & John W. Dorman	09-93-0723	117.99
Jan Richard Breitigam & Karen Lee Breitigam	Welfare	14.88
Sharon Nuernberg	09-03-17612	26.40
Pamela J. Morgan	09-99-16077-9	57.32
John P. Johnson	09-93-17593-9	19.53
Lauri Harrison & Bart Harrison	09-96-14164-9	57.76

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

RESOLUTION NOS. 380-74 THROUGH 410-74

RESOLUTIONS AUTHORIZING ACTIONS FOR THE RECOVERY OF
COUNTY FUNDS PAID OUT

(For contents, see original resolutions)

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247 On motion of Supervisor Johnson, 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 Ronald Wilson, as recorded in Volume 1027, Page 60 of Official Records of El Dorado County.

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(23)
178-1
Communication was received from the City of South Lake Tahoe submitting their Resolution No. 1974-170 calling for consolidation of a special Municipal Election with the Statewide General Election to be held on November 5, 1974, and directing the El Dorado County Clerk to canvass the returns regarding adoption of Ordinances making the offices of City Clerk and City Treasurer elective offices.

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

RESOLUTION NO. 411-74

CONSOLIDATING THE CITY OF SOUTH LAKE TAHOE SPECIAL MUNICIPAL ELECTION
WITH THE GENERAL ELECTION TO BE HELD ON NOVEMBER 5, 1974
(Re: Elective offices for City Clerk and Treasurer)
(For contents, see original resolution)

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(23)
178-1
Communication was received from the City of South Lake Tahoe submitting their Resolution No. 1974-171 calling for consolidation of a special Municipal Election with the Statewide General Election to be held on November 5, 1974, and directing the El Dorado County Clerk to canvass the returns regarding construction of a landscaped parkway along the adopted State Route designed to relieve traffic congestion on the present State Highway 50.

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

RESOLUTION NO. 412-74

CONSOLIDATING THE CITY OF SOUTH LAKE TAHOE SPECIAL MUNICIPAL ELECTION
WITH THE GENERAL ELECTION TO BE HELD ON NOVEMBER 5, 1974
(Re: Construction of landscaped parkway along State Route)
(For contents, see original resolution)

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343-1
Communication received from the President, Regional Council of Rural Counties, advising of a reduction in dues for Fiscal Year 1974-75, to be accomplished by waiving said dues for the second half of 1974-75 upon receipt of \$2,543.00 which is the first half of said dues that are now due and payable.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the letter was placed on file.
(Warrant for said amount was drawn on 8/21/74)

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132
At the recommendation of the Chief Building Inspector, on motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried by those present, the Board authorized a building permit refund in the amount of \$29.00, as requested by Mr. Gerald Horsley, Kelsey, California.

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222-4-74
Communication was received from Mr. Timothy G. Smith, Placerville, requesting authorization to place a caretaker's trailer on his industrial property on 5850 Mother Lode Drive, Placerville. ✓

On motion of Supervisor Walker, seconded by Supervisor Lawyer, and carried by the following vote: Ayes: Supervisors Johnson, Walker, and Lawyer; No: Supervisor Lane; Absent: Supervisor Stewart, the Planning Department was instructed to issue a Special Use Permit for a period of one year, and the Building Department was requested to issue a construction sit permit, in compliance with the Mobilehome Ordinance requirements.

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SPECIAL ORDERS

PLANNING MATTERS

285-41-74
390-92
Hearing was held as duly advertised on rezoning of lands in the Four Corners area from Estate Residential to Agricultural zone, consisting of approximately 40 acres, petitioned by Kurt R. Rehfeld. Planning Commission recommended approval. No protests were received and the hearing was closed.

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

ORDINANCE NO. 1402

AMENDING EL DORADO COUNTY ZONING ORDINANCE (Four Corners area)

(For contents, see original ordinance)

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285-40-74
Hearing was held as duly advertised on rezoning of lands in the Rescue area from Agricultural to Estate Residential zone, petitioned by John R. Crew, et al, and consisting of approximately 80 acres. Planning Commission recommended denial for the following reasons: The proposed rezoning would be premature at this time and the majority of the residents in the area objected.

Attorney Michael Peterson was present on behalf of the petitioner and referred to a Planning Staff report relating to a field survey of the area by representatives of the Planning and Health Departments, which at the request of said Attorney, was read aloud by Supervisor Johnson. At this point, Attorney Peterson stated that he felt it was obvious from the report that every point referred to was favorable to the change in zoning to RE; and that his clients felt the proposal was consistent with the General Plan,
(Continued)

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and requested the Board to allow them to utilize their property to its fullest potential in consistence with the General Plan.

Those present and opposed to the request for rezoning were:

Mr. Mabry, adjacent property owner
Lorene Keller, adjacent property owner
Mrs. Mabry, adjacent property owner

Supervisor Walker stated that the Rescue Fire Commissioner indicated to him that the water table in that area was low, and getting lower, and also that they were experiencing water and sewer problems.

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

On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried by those present, the Planning Commission's recommendation to deny the rezoning was upheld.

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A hearing having been set by the Board for September 10, 1974, at 2:15 p.m. for the purpose of determining if the Rescue Fire Protection District should be formed and fixing the boundaries thereof, the Board on motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried by those present, adopted the following resolution:

RESOLUTION NO. 413-74

REQUESTING THAT ANY ELECTION TO BE HELD IN THE PROPOSED RESCUE FIRE PROTECTION DISTRICT BE CONSOLIDATED WITH THE GENERAL ELECTION ON NOVEMBER 5, 1974, FOR THE PURPOSE OF SETTING TAX RATE

(For contents, see original resolution)

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A Petition of registered electors having been filed with the Clerk of the Board of Supervisors for the formation of the Lakeview Community Services District; the Board having determined that the Petition contained the proper number of signatures required by law; a hearing was held to consider the formation of the Lakeview Community Services District. There were no protests, either oral or written, and no requests were made for inclusion or exclusion.

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

RESOLUTION NO. 414-74

FIXING BOUNDARIES AND DESIGNATING THE NAME OF THE PROPOSED DISTRICT AS LAKEVIEW COMMUNITY SERVICES DISTRICT; CALLING AN ELECTION TO BE CONSOLIDATED WITH THE GENERAL ELECTION ON NOVEMBER 5, 1974, TO DETERMINE IF THE DISTRICT SHOULD BE FORMED; TO ELECT THE DIRECTORS; AND TO FIX THE TAX RATE

(For contents, see original resolution)

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

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LHR 298a

Proper notice having been sent, hearing was held at 2:30 p. m. on escaped assessment for Robert and Rose Marie Loeb, No. 3602. No protests were presented and the hearing was closed.

On motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried by those present, Assessment Roll Change No. 3602 was approved as presented.

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LHR 296-4

Assistant County Counsel submitted his report of an investigation requested by the Board on July 16, 1974, relating to the request of J. T. and Hazel Griffis that Hillcrest Drive in the vicinity of Deer Creek Estates Unit No. 1 be opened to the public use or that the Board of Supervisors take a position relative to the public's right to use the road: the road is rough graded and runs from the west end of Oakleaf Drive in a southerly direction to intersect with a road known as Wilkinson Road in or near the parcel of property owned by Mr. and Mrs. Griffis. His report stated that Mr. and Mrs. McGill, owners of the property over which "the road" crosses, contend that there was no through road at or near the location of Hillcrest prior to 1970 when it was rough graded, and that they had attempted to prevent the use of Hillcrest by the Griffis's since 1970 but that barricades had been destroyed. Assistant County Counsel has further reported that based on his investigation, it is his opinion that this matter is primarily a private dispute relating to use by the Griffis' of Hillcrest as an expeditious route to the nearest paved road. He further stated that there are also indications of use by the general public not connected with the Griffis property. He also advised that should the Board determine that the public right of use of the road, if any exists, should be protected, the indications are that the only recourse would be to the courts since the owners of the property over which the road crosses are not willing at this time to concede the right, if any, of the public or the Griffis's to use of the road.

On motion of Supervisor Lawyer, seconded by Supervisor Lane, and unanimously carried by those present, the report by the Assistant County Counsel was placed on file.

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President, Sly Park Hills Association submitted a Petition containing 144 signatures requesting the formation of a County Service area for mosquito abatement in the Sly Park Hills and surrounding areas.

After due consideration, on motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried by those present, the Agricultural Commissioner was instructed to prepare a study on the possible formation of a County Service Area for the Western Slope for the purpose of mosquito abatement, and submit his findings to the Board within 30 days.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

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50-7
9m.0.
Executive Director, Community Action Council, submitted request of Area IV Agency on Aging that El Dorado County contribute \$1,522.00 to the Agency for 1975 calendar year, and advising that the Agency on Aging will be accepting applications in September from the counties involved for grants for various programs; i.e. transportation, information referral; coordination and polling of resources. Deanna Lea, Director of the Area IV Agency on Aging, was present to advise the Board of the situation surrounding the request for funding.

After discussion, on motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried by those present, the Board authorized the payment of \$1,522.00 to be made in January 1975 to the Area IV Agency on Aging.

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57-6
Communication was received from the Director, State Office of Planning and Research, requesting comments prior to August 31, 1974, on the General Plan Guidelines scheduled for an informal review by the State Council on Intergovernmental Relations at its meeting on August 26, 1974.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried by those present, the letter request was placed on file. (A letter signed by the Chairman Pro Tem was forwarded to California Council on Intergovernmental Relations under date of June 3, 1974, asking for an extension of time for the four mandatory elements; as well as supplying them with information relating to the request for a time extension of the due dates for the seismic safety, noise, scenic highway and safety elements.)

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198-1
On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried by those present, the Board directed that the Assistant to the Board forward a letter to the Grand Jury Foreman apologizing for not informing him of the date the Grand Jury Report was placed on the Agenda for Board consideration.

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On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried by those present, the Board authorized the Sheriff's Department to issue gasoline as needed to the County ambulance personnel.

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326
At the request of Supervisor Johnson, on motion of Supervisor Lane, and seconded by Supervisor Johnson, and unanimously carried by those present, the Board authorized the Board Clerk to register in the Minutes of this date Supervisor Johnson's affirmative vote on the adoption of Resolution No. 354-74 which was adopted by the Board of Supervisors in Supervisor Johnson's absence on July 23, 1974; said resolution recommended to the Council on Intergovernmental Relations that the new substate region boundary be drawn along the western boundary of El Dorado County. (See Minute Book 15, Page 320, Paragraph 2).

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

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

By Ann K. Macy
Deputy

APPROVED W. S. Walker
Chairman Pro Tem