

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 29, 1974

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 Stewart presided.

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12-7 The Invocation was offered by Reverend James Hill, First Assembly of God Church.

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

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The Agenda and the New Business Agenda were adopted on motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried.

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The Minutes of October 18, 1974, and October 22, 1974, were approved as submitted on motion of Supervisor Walker, seconded by Supervisor Lawyer, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Walker, and Lawyer; Abstain: Supervisor Stewart.

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GENERAL ORDERS

28
50-1 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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58-1 At the recommendation of County Counsel, on motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the Board denied the Claim submitted by Attorney James R. Trembath on behalf of Garden Valley Homeowners Association for damages in the amount of \$71,000.00.

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58-1 At the recommendation of County Counsel, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board denied the Claim submitted by Attorney Michael E. Petersen on behalf of Mary O. and Loren D. Forni for Damages for Taking of Real Property in the amount of \$17,500.00.

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115 On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the Board approved the personnel matters submitted to them by the Assistant to the Board in his letter dated October 28, 1974, as recommended. (Letter is on file in the Board of Supervisors Office).

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(50-1)
151
113
The Assistant to the Board submitted a letter stating that the Federal and local programs sponsored by the Office of Economic Opportunity is uncertain; that the Agency is currently operating on surplus 1974 funds and that no renewed funding has been included in the existing Federal budget. He further stated that the major programs have now been transferred and are funded through the Health, Education, and Welfare Agency and the Department of Labor, leaving only the Community Programs consisting of Senior Citizens, transportation for low income, information and referral, and the Senior Nutritional Program.

At the recommendation of the Assistant to the Board, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board authorized the Assistant to the Board and the Board's Committee to discuss with the Community Action Council a proposal to transfer existing functions and responsibilities of the Office of Economic Opportunity to the County Welfare Department, and if the transfer is approved by the Council, then the Assistant to the Board, County Counsel, the Welfare Director, and the Director of Community Programs shall be authorized to effect the necessary details of the transfer and provide the Board with periodic progress reports.

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(178-1)
22-13
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board placed on file Certificate of Election Results for the Special Maximum Tax Rate election held September 17, 1974, in the Camino Union School District, as submitted by the County Clerk.

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296-4
Camino
Rd.
Assistant Director of Public Works submitted letter recommending adoption by the Board of one of three alternate routes for the Carson Road connection, Camino area, and authorization to proceed with the design.

After consideration, on motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried, the Public Works Department was directed to proceed with the engineering on Route "B" paralleling the north side of the El Dorado Irrigation Ditch, and the Board also instructed that a study be made on the feasibility of staying south of said Ditch on the east end of the route for the purpose of avoiding, as much as possible, the removal of orchard trees.

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250
The Board considered the status of the contractual relationship with Universal Medical Systems, Inc. as it relates to the operation of the Mother Lode Medical Center and the loss of "emergency services on a 24-hour basis each and every day"; said loss of services being a basis for contractual default. The Board also considered the letter submitted to them by the President of Universal Medical Systems wherein Universal states that Mother Lode Medical has negotiated with a board-certified general surgeon who will report to the facility on November 15, 1974, and be available at all times thereafter; thus, satisfying the requirement of the Joint Commission-CMA Accreditation Survey who rendered the decision that the hospital was not fully accredited due to the lack of an available surgeon
(Continued)

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at all times for the emergency room. Said letter also stated that Universal would have a definitive proposal to present to the Board by December 1, 1974, whereby Mother Lode Medical Center would become a separate corporation, with Universal Medical Systems maintaining a secondary position, and further stating that it is their intent to firm up this plan and implement it no later than January 1, 1975.

Supervisor Walker, stating that there had been many delays on this matter, and he was fearful of more delays, moved to serve Universal Medical Systems with Notice of Default of contract. The motion was seconded by Supervisor Stewart, and by reason of the following vote: Ayes: Supervisors Walker and Stewart; Noes: Supervisors Johnson, Lawyer, and Lane, the motion was not carried.

After further consideration, on motion of Supervisor Lane, seconded by Supervisor Lawyer, and carried by the following vote: Ayes: Supervisors Lane, Walker, and Lawyer; Noes: Supervisors Johnson and Stewart, the Board granted Universal Medical Systems, Inc. to November 26, 1974, at 3:00 p.m. to present the Board with a detailed proposal for reassignment of their contract for the operation of the Mother Lode Medical Center, with further notice that it is the intent of the Board to serve Notice of Default of contract at that time if a viable reassignment is not then available.

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Supervisor Lane left the room

58-3
On motion of Supervisor Walker, seconded by Supervisor Lawyer, and unanimously carried by those present, the Board approved 44 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated October 29, 1974,; copies of which are on file in the Board of Supervisors Office, commencing with the name of John D. Crombie and ending with the name of Charles W. Miller.

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Supervisor Lane returned

11
Supervisor Lane had requested a review of the status of road and traffic control projects submitted by the El Dorado Hills Residents' Association. The Director of Public Works, in response, submitted an interoffice communication outlining the accomplishments to date in that regard, and on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the matter was removed from the Agenda.

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308-2
On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the Board authorized that members of the Sierra Economic Development District Board of Directors for El Dorado County who are not otherwise compensated, be reimbursed for mileage and out-of-pocket expenses.

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50-1
(31-7)
Director, Community Programs, submitted a letter requesting a decision regarding the submission of an application for allocation of funds by the Area IV Agency on Aging for transportation of the elderly of El Dorado County.

On motion of Supervisor Lane, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Walker, Lawyer, and Stewart; No: Supervisor Johnson, the Board directed that funds be applied for from the Area IV Agency on Aging, without any strings attached, for the purpose of procuring a mini-bus to supplement the transportation needs of the elderly of this County.

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50-1
(50-7)
On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Board placed on file a request of the Project Council, Senior Nutritional Program, that their Project Director be included in any future discussions or decision-making sessions concerning said Nutritional Program.

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164
(12-11)
At the recommendation of the Deputy Director of Civil Defense, on motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the Board denied the request of the Sacramento Safety Council for an \$18,000 donation for construction of a \$300,000.00 Safety Center Complex in Sacramento to serve Sacramento, Yolo, Placer, and El Dorado Counties by providing all aspects of safety training for both children and adults.

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124 A
(301)
On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the Board continued to November 12, 1974, the Bartig, Basler & Ray Audit Report for El Dorado County Airport Concessionaires and Fixed Base Operators for the Fiscal Year 1973-74.

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(233-2)
114-7
Purchasing Agent submitted results of Bid No. 623 - 100 sets of Protective Police Rainwear for the Sheriff's Department; bids having been received from Sacramento Uniforms, Sacramento; The Cake Co., Berkeley; California Safety & Supply Co., Santa Clara; and The Hub Schneider's Inc., Oakland. (Original bids are on file in the Board of Supervisors Office).

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, Bid No. 623 was awarded to low bidder, Sacramento Uniforms, Sacramento, for a total bid of \$2,378.64.

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270-1
125
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the following ordinance was adopted:

ORDINANCE NO. 1418

RESCINDING EL DORADO COUNTY ORDINANCE NO. 473
(Said Ordinance established the El Dorado County Water Committee)
(For contents, see original ordinance)

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151-13
County Counsel submitted resolution authorizing an action for the recovery of County Funds Paid Out for Robert J. Elliott, Case No. 6414, in the amount of \$2,960.28.

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

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RESOLUTION NO. 502-74

AUTHORIZING AN ACTION FOR THE RECOVERY OF
COUNTY FUNDS PAID OUT

(For contents, see original resolution)

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50-7
Executive Director, Community Action Council, submitted letter recommending the following appointments to the El Dorado County Commission on Aging: Clara Thran for the Eastern Slope of the County, and Charles Atchinson for the Western Slope.

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, Clara Thran and Charles Atchinson were appointed as recommended, and the previously named Alternates to the Commission for each District were relieved of their responsibilities. (Ordinance No. 1403 which establishes the Commission on Aging, and was adopted after the Alternates were appointed, does not provide for Alternates.)

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247
On motion of Supervisor Johnson, seconded by Supervisor Lawyer, and unanimously carried, the Chairman was authorized to execute Releases of Lien, discharging all property encumbered by the Agreements to Reimburse the County for Public Assistance as recorded in the Official Records of El Dorado County as follows:

<u>Name</u>	<u>Volume and Page</u>	
Sharon Fleming	1276	533
David Bristol	1248	29
Beatrice Campbell	1203	690
Fred A. Holt	1282	356
James Lee Jeffries	1235	527
Gillin R. Olson	1238	30
Norma Ross	1203	739
Milton and Norma G. Ross	1082	469
Annie V. and Norman R. Celio	876	135
Sharon E. Pendola	1282	339
John M. Griffin	1269	531
Junior Derciott and Alice Hiatt	1282	359
Albert K. Saich	968	26
Helen N. and Hadley Humphrey	932	11
Robbin Caldwell	1276	531

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117
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board approved Budget Transfer No. 32 for the Department of Public Works, transferring \$6,900.00 from Budget item 82-3370 (Equipment) to 82-2200 (Small tools and instruments), for the rental of Xerox copy machine and supplies for the Fiscal Year 1974-75.

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(32-5)
12-11
Communication was received from the Federal Energy Administration recommending that El Dorado County adopt an ordinance, similar to one adopted by Los Angeles County, requiring posting of price per gallon of motor fuel offered for sale.

The motion of Supervisor Johnson, seconded by Supervisor Walker, to place the communication on file, was lost by reason of the following vote:
Ayes: Supervisors Johnson and Walker; Noes: Supervisors Lane, Lawyer, and Stewart.

Supervisor Lane's motion to refer the matter to County Counsel and the Assistant to the Board for comments, to be brought back to the Board on November 12, 1974, was seconded by Supervisor Stewart, but did not carry by reason of the following vote: Ayes: Supervisors Lane and Stewart; Noes: Supervisors Johnson, Walker, and Lawyer.

Supervisor Stewart then moved to reconsider the first motion which was made by Supervisor Johnson, to place the communication on file. The motion was seconded by Supervisor Walker, and unanimously carried.

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87
Executive Director, County Supervisors Association of California, submitted proposed amendments to the CSAC Constitution, and requested comments prior to their Annual Conference being held on November 20, 1974.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Board directed that a letter be sent to the Executive Director, County Supervisors Association of California, recommending the following amendments to Article XIII of the CSAC Constitution:

1. Delete Paragraph A.3B;
2. Delete third word "edited" from Paragraph A.3d;
3. Add as Paragraph "G": A resolution not previously agendized may be introduced from the floor and considered if two-thirds of the quorum present vote to allow it to be considered.

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87
(151)
32.5
Health and Welfare Coordinator, County Supervisors Association of California, submitted letter stating that Counties will use court action to temporarily enjoin the Federal Government's \$11 million Welfare claim cut for 1968-70 County administrative costs, and to require State absorption of the fiscal impact, and also urging El Dorado County to join in this legal action and provide legal assistance. (El Dorado County's disallowance is \$36,714.00).

(Continued)

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At the recommendation of the County Welfare Director, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board directed that the County Supervisors Association of California be advised that El Dorado County will join in this legal action.

Supervisor Lawyer left the room --//--

34-1
Communication was received from the District Director of the State Department of Transportation stating that \$72,621.00 has been allocated for the Federal Aid Safety Pavement Marking Demonstration Program, and requesting notification by November 1, 1974, if the County wishes to participate in said Program and the amount of allocation that will be obligated.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanously carried by those present, the Board instructed that the State Director of Transportation be notified that the County does wish to participate to the full extent of the Allocation, as outlined in the Public Works Department's Report on the Federal Aid Safety Pavement Marking Demonstration Program.

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Forest Supervisor, Eldorado National Forest, submitted letter requesting that the Mormon Emigrant Trail be accepted into the County road system for operations and maintenance.

296-41
10-28
(M-C)
101
On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried by those present, the Board authorized that the road be accepted by the County in accordance with the Cooperative Agreement, conditioned upon the correction by the Forest Service of the six deficiencies enumerated in the letter to the Board from the Director of Public Works dated October 22, 1974, (a copy of which is in the files in the Board of Supervisors Office), together with the understanding that the County will place a sign in an appropriate place indicating that no snow will be removed beyond that point on Mormon Emigrant Trail.

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Supervisor Lawyer returned

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m p
Due to the fact that the Annual Meeting of the County Supervisors Association of California will be held November 19 through 22, 1974, the Board, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, cancelled their regularly scheduled Board meeting for November 19, 1974, and directed that all material normally scheduled for consideration at that meeting, be placed on the Agenda for November 26, 1974, and the Board Clerk was instructed to so notify the Press and post Notice of Adjournment on the Board Chambers' door, in accordance with County Ordinance Code Sections 1103 and 1104.

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SPECIAL ORDERS

PLANNING MATTERS - 2:00 P.M.

54-28-74
Supervisor Johnson was not present

Proper notices having been posted, hearing was held on the proposal to change the name of County Road 907 to Black Rock Lane in the Cool area, beginning at State Highway 193 and ending in a dead end. There were no protests, and the hearing was closed.

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

ORDER NO. 503-74

CHANGING COUNTY ROAD 907 TO BLACK ROCK LAN
(Cool area)

(For contents, see original order)
(Order follows)

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Supervisor Johnson arrived

54-28-74
Proper notices having been posted, hearing was held on the proposal to change the name of Sly Park Dam Road to Mormon-Emigrant Trail in the Sly Park area, beginning at the intersection of Sly Park Road and continuing southeasterly. There were no protests, and the hearing was closed.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the following Order was adopted, after the Order has been changed in the first "Whereas" to add: "beginning at the intersection of Sly Park Road and continuing southeasterly.":

ORDER NO. 504-74

CHANGING SLY PARK DAM ROAD TO MORMON-EMIGRANT TRAIL
(Sly Park area)

(For contents, see original Order)

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285-43-74
390-90
Hearing was continued from October 8, 1974, on rezoning of lands in Greenstone Road area from Agricultural to Single Family Two-Acre Residential zone, consisting of approximately 133.04 acres, petitioned by George T. Carasco for Green Valley Oaks (a Rural Subdivision). (See Minutes of October 8, 1974, on other hearings on this matter).
(Continued)

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The Board having considered the Petition containing 38 signatures of property owners in the vicinity opposing the rezoning; the Petition containing 33 signatures requesting a re-hearing by the Planning Commission (said re-hearing having been held on October 24, 1974, at which time approval of the rezoning was still recommended by the Commission); and the Clerk having read a letter from Attorney Daryl J. McKinstry on behalf of some of the property owners in the area, urging reconsideration of the Board's position and continuance of the hearing for another two weeks, the Chairman closed the Hearing and brought the matter back to the Board for a decision.

On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the following ordinance was adopted for 2-acre zoning:

ORDINANCE NO. 1419

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Greenstone Road area - George T. Carasco, Petitioner)
(Green Valley Oaks Subdivision)

(For contents, see original ordinance)

* * * *

57
2-15-74
Then, on motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the Board instructed the Planning Commission to initiate three-acre zoning for this subdivision (Green Valley Oaks), with the request that they place the matter on their agenda as soon as possible.

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Hearing was held as duly advertised to consider the following amendments to the County General Plan as recommended by the Planning Commission:

- (a) Pollock Pines, Camino and Cedar Grove - to allow a rezoning from Single Family Residential to Multi-Family Residential zone, consisting of .69 acre, petitioned by Mary Isabel Fitch; and to allow a rezoning from Tourist Residential to Commercial zone, consisting of .25 acre, petitioned by Tom Dawson
- (b) Garden Valley - to allow a rezoning from Unclassified to Industrial zone, consisting of 11.5 acres, petitioned by Charles McDowell.

576
There being no protests to the proposed amendments, the hearing was closed. On motion of Supervisor Lane, seconded by Supervisor Lawyer, and unanimously carried, amendments to the County General Plan were approved as recommended, with the condition that in the event the zoning, which is to be considered in not less than two weeks, is disapproved, then that portion amended in the County General Plan shall be null and void, and the following resolution was adopted to implement the amendments accordingly:

RESOLUTION NO. 505-74

AMENDING THE COUNTY GENERAL PLAN
(Pollock Pines, Camino and Cedar Grove, and Garden Valley)

(For contents, see original resolution)

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GENERAL ORDERS

147 On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board authorized the County Recorder, James W. Sweeney, to leave the Country October 30, 1974, to the latter part of November 1974.

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175-1 On motion of Supervisor Johnson, seconded by Supervisor Lane, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Walker, and Stewart; Abstain: Supervisor Lawyer, the Board strongly objected to the implications contained in the political advertisement for Jerry Wenger for Sheriff which appeared in the Mt. Democrat on October 23, 1974, to the effect that this ad was in any way paid for by El Dorado County, and they were unanimous in their statement that the ad was not supported monetarily by any County agency, nor was it printed in the County's print shop or any other County office, and the Editor of the Mt. Democrat was requested to paraphrase this statement in the next issue of his newspaper.

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Supervisor Lawyer departed for the balance of the day

24-332 On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board ratified their decision made on October 21, 1974, in their Policy Review Session, authorizing the Vice Chairman to sign a letter to Mr. Arthur C. Oetting offering to purchase his property consisting of approximately 11.6 acres at a cost of \$46,500.00, for construction of County Government Buildings (Hildman site); said offer to expire November 11, 1974, at 5:00 p.m.

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298 On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried by those present, the following assessment roll changes were approved as presented:

1. Sewing Urge, Nos. 3746, 3747, and 3749
2. Western Auto Associate Store, No. 3750
3. Hangtown Pharmacy, No. 3751
4. American Forest Products Corporation, No. 5110
5. Clyde Hill, Sr., No. 5112
6. Donald G. Blake, Jr., No. 5129
7. South Tahoe Refuse Company, Nos. 5131 and 5132
8. Joseph Casalino, No. 5133

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212-9

Mrs. Dorothy Brekke, El Dorado Bi-Centennial Commission, submitted for the Chairman's signature an Application Form recognizing El Dorado County as a Bi-Centennial Community, and on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign the Application.

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Supervisor Johnson departed

212-2

The Board received a letter from Kichie Kaneko, Mayor of Warabi City, Japan, stating that the Chairman of the Warabi City Council would be visiting the United States in November and that the Chairman had accepted the Board's invitation to visit El Dorado County, and that his itinerary scheduled his visit to the Placerville area from November 14 through November 16, 1974.

Supervisor Lane requested approval and support of the Bi-Centennial Commission program relating to this visit of our distinguished guest, Yoshinori Sakamoto, Chairman of the Warabi City Council, and on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present (Supervisors Lane, Walker, and Stewart), the Board endorsed the concept of this promotion for the Bi-Centennial Kick-Off Campaign, and continued the matter of budget approval of the entertainment activities relating to the visit, to Thursday, October 31, 1974, at 9:00 a.m.

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The Board adjourned to an Adjourned (Continued) Meeting on Thursday, October 31, 1974, at 9:00 a.m. for the purpose of considering the budget matter relating to the Bi-Centennial kick-off campaign.

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

APPROVED *James L. Stewart*
Chairman

By *Carl A. Kelly*
Deputy