

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES September 2, 19 75

The Board convened in regular meeting. Present: Supervisors Franklin K. Lane, William V. D. Johnson, W. P. Walker, Lloyd R. Kutter, and Thomas L. Stewart. Also present: Ann R. Macy, Board of Supervisors Clerk. Chairman Walker presided.

--//--

LHR 12-7
1-7 The Invocation was offered by Reverend Don O. Herman, First Lutheran Church, Placerville.

--//--

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

--//--

12
1-7 On August 14, 1975, Governor Edmund G. Brown, Jr., appointed Lloyd R. Kutter to Supervisorial District IV to fill the existing vacancy in said District created by the resignation, and subsequent demise, of Raymond E. Lawyer. El Dorado County Clerk, Carl A. Kelly, was present and administered the Oath of Office to Mr. Kutter. Mr. Kutter was thereupon congratulated by each Board member, as well as many County department heads, friends, and well-wishers.

LHR 12-3

--//--

Farm Advisor, Barry Leeson, was present and introduced Mark Johnson to the Board, stating that Mark is the first person from El Dorado County to attain the rank of Diamond Star; California's highest 4-H rank, and due to his outstanding work in attaining this high rank, he will represent the State of California at the National Conference in Washington, D. C.

LHR misc On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the following resolution honoring Mark Johnson in this achievement, was adopted, and presented to him by Chairman Walker. Mark Johnson was then congratulated by each member of the Board.

✓
RESOLUTION NO. 344-75

HONORING MARK JOHNSON IN ACHIEVING CALIFORNIA'S HIGHEST
4-H RANK OF DIAMOND STAR

(For contents, see original resolution)

--//--

✓ On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Agenda was adopted, with the additions of the following Time Allocations: 2:30 p.m. to reconsider the possibility of amendment to the Minutes of July 29, 1975 (Otto Carstens matter), and 11:00 a.m. to hear request of Lake Tahoe Unified School District Board Members regarding the installation of flashing lights near Sierra House Elementary School - Agenda Item 21.

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES _____ September 2, 1975 _____

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the New Business Agenda was adopted, with one addition; Item 6 - a letter response to State Transportation Board regarding the State Transportation Plan.

--//--

On motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Kutter, and Stewart; Abstain: Supervisor Lane, the Minutes of August 26, 1975, were approved as submitted.

--//--

GENERAL ORDERS

58-1 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 Johnson, seconded by Supervisor Walker, and unanimously carried.

--//--

58-1 At the recommendation of County Counsel, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Claim submitted by Albert Peralta in the amount of \$70.53 for a broken windshield, was denied.

--//--

58-1 (100-0) Executive Director, El Dorado County Community Action Council, Inc., submitted a proposed Emergency Energy Conservation Services Application (Grant No. 90218) (housing winterization project) for 120 low-income households, for the Program Year November 1, 1975, through October 31, 1976.

After consideration, the motion of Supervisor Kutter to approve the application, was seconded by Supervisor Lane, if the condition could be added that the administration of the Grant shall include the requirement that there will a restriction on the resale of the residence for a 2-year period after the upgrading of the home. Supervisor Kutter agreed to the condition, and the motion was carried by the following vote: Ayes: Supervisors Lane, Walker, and Kutter; Noes: Supervisors Johnson and Stewart.

--//--

(296-4) (296-4) (5-2) (D-F) Director of Public Works submitted letter recommending that Maintenance Bond in the amount of \$15,000.00 for Asphalt Concrete Overlay of Forebay, Ponderosa, and String Canyon Roads be released.

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

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES September 2, 19 75

(34-1)
340
Director of Public Works submitted for approval the 1980 Functional Classification Road System Map for El Dorado County in compliance with the 1973 Federal Aid Highway Act, stating that after June 30, 1976, the eligibility of a road for a Federal Aid System will be determined by the road's functional usage.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Map was approved, with the recommendation that Cold Springs Road be added to the "Major Collector" road classification; said recommendation subject to the Local Transportation Commission's approval, and with the understanding that Pioneer Trail is within the urban limits in the Lake Tahoe Basin.

--//--

(221-8)
124
Superintendent, Lake Tahoe Unified School District, submitted letter stating that their Board of Education has requested the installation of flashing yellow lights in the vicinity of Sierra House Elementary School due to the extremely dangerous cross-walk situation at that location. Mrs. Pat Whitely was present and elaborated on the gravity of the matter.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Public Works Department was authorized to install the flashing lights, as requested; with informal bids to be solicited in order that the installation can be made as soon as practicable; and the Board authorized the expenditure of funds necessary for bid award.

--//--

22-1
At the recommendation of the Director of Health Services, on motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried, the State Department of Health's "Schedule of Maximum Allowances" for Child Health and Disability Prevention Program, was adopted.

--//--

(12-9)
25
132
Chief Building Inspector submitted letter requesting Chairman be authorized to sign Lease Agreement with Motorola Communications and Electronics, Inc. for radio system for Building and Environmental Health Departments at a monthly rental of \$395.84.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the matter was continued to September 16, 1975, for a recommendation from County Counsel on the Lease form.

--//--

50-42
Chairman, Alcoholism Advisory Board, submitted letter stating that the Board appointee for District IV has been removed from said Board. On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the matter was acknowledged with no further action at this time. (Advisory Council to submit recommendation for filling position.)

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES September 2, 1975

114-10
Purchasing Agent submitted a list of County vehicles and equipment, and requested the Board to declare them surplus and authorize their sale at public auction on September 27, 1975, at 10:00 a.m.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the list of County property was declared surplus and their sale by public auction was authorized, as requested.

--//--

59
The Boundary Line Agreement between the County and El Dorado Post 119, American Legion, which was submitted for the Chairman's signature, was, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, removed from the Agenda until such time as the County Surveyor resubmits it for the Agenda.

--//--

Director of Public Works submitted letters requesting approval of specifications and authorization to advertise for bid openings on September 18, 1975, with award by the Board on September 23, 1975, for the following:

- (34-1)
(298-5)
a. Federal Aid Program No. 205, Pavement Marking Demonstration Program
b. Construction of a bridge on Snows Road at Weber Creek.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Specifications were approved, and advertising authorized for the Pavement Marking Demonstration Program, and on the matter of the construction of a bridge on Snows Road, the Board waived formal bidding procedure for the materials, and the Purchasing Agent was authorized to purchase them from ARMCO Steel Corporation, and advertising was authorized for the bridge construction, as recommended by the Director of Public Works.

--//--

Purchasing Agent submitted letter requesting approval of specifications and authorization to advertise for bid openings on September 22, with award by the Board on October 7, 1975, for the following:

- 114-4
114-9
No. 696 - Rotary Snowplow and Truck Combination - Public Works Department
No. 697 - Water Wagon Tank - Public Works Department
No. 698 - Hydraulic V Box Sander - Public Works Department
No. 699 - Pickup Dump Body - Public Works Department
No. 700 - Four each, Five Yard Dump Bodies - Public Works Department
No. 701 - Small Dump Body - Public Works Department
No. 702 - Industrial Tractor and Mower - Public Works Department
No. 703 - Stock and Custom Forms for Fiscal Year 1975-76 - Data Processing

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

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES September 2, 1975

1144
Purchasing Agent submitted results of bid opening held August 22, 1975, for Bid No. 688 - Envelopes for various County departments; bids having been received from Mailwell Envelope Company, Sacramento; Blake, Moffitt & Towne, Sacramento; and Gayle Park, Rancho Cordova. (Original bids are on file in the Board of Supervisors Office.)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, Bid No. 688 was awarded to low bidder, Mailwell Envelope Company, in the amount of \$3,169.30.

--//--

1144
Purchasing Agent submitted letter recommending waiver of formal bidding procedure and authorization to purchase four each #300 Victor Calculators for the County Auditor's Department, at a total cost of \$996.96.

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

--//--

5296-4
285-4
280-4
A-C
Director of Public Works submitted results of bid opening held August 28, 1975, for Asphalt Concrete Overlay of Carson and Lotus Roads; bids having been received from H&B Investments, Sacramento; Teichert Construction, Sacramento; Madonna Construction, San Luis Obispo; Delta Construction, Folsom; and Granite Construction, Sacramento. (Original bids are on file in the Board of Supervisors Office.)

At the recommendation of the Director of Public Works, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the contract was awarded to low bidder, Granite Construction Company, Sacramento, for total bid of \$145,656.00.

--//--

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

15813

<u>Name</u>	<u>Department</u>	<u>Amount</u>
Harold & Sharon Park	Probation	\$5,509.50
Henry Wunderlich	"	224.73
Harold & Sharon Park	Public Defender	35.00

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

RESOLUTION NO. 345-75

AUTHORIZING AN ACTION FOR THE RECOVERY OF
COUNTY PROBATION FUNDS PAID OUT

(For contents, see original resolution)

* * * *

(Continued)

- 401 -

arm

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES September 2, 1975

RESOLUTION NO. 346-75

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY PUBLIC DEFENDER FUNDS PAID OUT

(For contents, see original resolution)

--//--

32 Merle Thomas, Adjutant of El Dorado Post #119, American Legion, submitted letter requesting a status report on the ramp to be built for handicapped persons at the Veteran's Building.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Chairman was authorized to notify the American Legion that Public Works and the Planning Director have been requested to meet with Mr. Thomas to develop plans for construction projects at the Veterans Building, to be resubmitted to the Board for the bidding process.

--//--

(132)
123-1 Cameron Park Community Services District submitted letter requesting a waiver of building permit fee for their proposed construction of partitions in the second story of the existing fire station in Cameron Park.

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

--//--

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the following Budget/Fund Transfers were approved:

117 Fund Transfer No. 8 - Advance from Treasury for the following special districts; until their tax money is available: Gold Trail B&I -\$10,000.00; Diamond Springs Lighting - \$500.00; Georgetown Lighting - \$500.00; El Dorado Fire Protection District - \$2,500.00; Pleasant Valley Fire District - \$5,000.00; and the County Library - \$25,000.00.

Fund Transfer No. 9 - Advance from Treasury until tax money is available for Shingle Springs Fire Protection District - \$20,000.00.

Budget Transfer No. 10 - Planning Department - Decreasing Office Expense (92-2170) by \$179.14, and increasing Fixed Assets (92-3370) for a Microfiche Reader needed to read Assessment Rolls from Assessor's Department.

--//--

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

(Continued)

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES September 2, 1975

<u>Name</u>	<u>Volume and Page</u>	
William Lewis	1322	608
Robert C. Johnson	1249	152
Donna Ann Visoria	1322	22
Linda Gomes	1321	844
Jais Lallouz	1324	394
Scott Arbulich	1332	25
Hazel Conormon	1331	300
Robert Leyrer	1317	445
William Sumner Foster	1311	749
William Duffany	1317	446
Joan Hanson	983	182

--//--

SPECIAL ORDERS

PLANNING MATTERS

*185-5975
390-70*
Hearing held as duly advertised on the rezoning of lands in the Sly Park area from Agricultural to Single Family Three Acre Residential, consisting of 147 acres, petitioned by Thomas H. Porter for Sierra Springs Unit No. 24 Subdivision. Planning Commission recommended approval. No protests were received and the Hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the rezoning was approved, with the effective date of the rezoning to be the date the Final Map is approved and recorded, and the following ordinance was adopted:

ORDINANCE NO. 1538

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Sly Park area)

(For contents, see original ordinance)

--//--

*185-5975
390-70*
Hearing held as duly advertised on the rezoning of lands in the Smithflat area from Commercial to General Commercial zone, consisting of .944 acre, petitioned by Lee D. Rohrer, et al. Planning Commission recommended approval. There were no protests, and the hearing was closed.

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

ORDINANCE NO. 1539

AMENDING EL DORADO COUNTY ZONING ORDINANCE
(Smithflat area)

(For contents, see original ordinance)

--//--

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES _____ September 2, 19 75

423
Sleepy
Hollow
Unit 2
The Planning Commission having reviewed, at the request of the Board of Supervisors on July 8, 1975, the request of the subdividers of Sleepy Hollow Unit No. 2 for a Tentative Map extension to July 8, 1976, and recommended approval of said extension under the original conditions, plus the Environmental Health Department's requirements contained in their letter of July 8, 1975.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board reaffirmed their approval granted on July 8, 1975, for the requested Tentative Map extension to July 8, 1976, to include the original conditions, plus the Environmental Health Department's requirements that the Subdivider must provide to the Environmental Health Department all the information as requested in "Information needs for Waste Disposal from Land Developments".

--//--

423
Hills
Subdivision
Unit 1
At the recommendation of the Planning Director, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Agreement with C. E. R., Inc. to make rural subdivision improvements in Deer Hills Subdivision Unit No. 1 Subdivision, was approved and the Chairman authorized to sign; and a bond in the amount of \$56,000.00 having been furnished in accordance with said Agreement, the Final Map of Deer Hills Subdivision Unit No. 1 Subdivision was approved and the Clerk authorized to endorse such approval on said Final Map.

--//--

212-2-15
On motion of Supervisor Kutter, seconded by Supervisor Lane, and unanimously carried, the Board continued to September 16, 1975, at 2:30 p.m. the matter regarding the intent of the decision of the Board of Supervisors rendered on August 26, 1975, regarding roads dedicated to public use, as it relates to the Appeal of Otto Carstens et al on the Planning Commission's decision to deny acceptance of Negative Declarations on 13 parcel maps in the Volcanoville area.

--//--

344
Supervisor Walker submitted request of residents in Deer Park area for installation of a street lamp in the Diamond Springs Lighting District, and on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the request was approved.

--//--

Board considered the Appeals of Harry Heuser (Parcel Map 75-114) and Harold Krabbenhoft (Parcel Map 75-115), on the Planning Commission's conditional acceptance of their Negative Declarations; the condition being said Commission's requirement of a filing of a petition for amendment changing the zoning from Agricultural to 20-acre Agricultural: said properties located in the Missouri Flat area; 1/2 mile north of U. S. Highway 50, and north of Green Valley Road. (Continued from 8/26/75).
(Continued)

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES _____ September 2, _____ 1975

Attorney Lloyd B. Hamilton was present on behalf of the appellants. Ford McCoy; Beth Wentz; and Russell Brooks, real estate brokers, were present and each spoke in opposition to the conditional requirement of the Planning Commission's acceptance of the Negative Declarations; the consensus being that this was a dangerous precedent for both the Planning Commission and the Board of Supervisors, if the matter is in fact upheld by the Board.

Jack Sweeney, on behalf of his parents who own 1500 acres adjoining the Heuser/Krabbenhoft properties, was also present and spoke in opposition to the Planning Commission's conditional requirement.

A Mr. Smith was also present and opposed to the Planning Commission's conditioning the acceptance of Negative Declarations.

There were no further protests, and the Hearing was closed.

222-4-75
minutes
After due consideration, Supervisor Walker moved that the Negative Declarations be granted without the condition. Supervisor Johnson seconded the motion, but the motion failed to carry by reason of the following vote: Ayes: Supervisors Johnson and Walker; Noes: Supervisors Lane, Kutter, and Stewart.

Deputy County Counsel advised the Board that each Appeal should be considered separately.

Supervisor Lane then moved to reconsider the Appeal of Harold Krabbenhoft. Supervisor Walker seconded the motion, and it was unanimously carried.

222-37-
minutes
Supervisor Lane moved to grant the Appeal of Harold Krabbenhoft; thereby accepting the Negative Declaration without the condition. Supervisor Walker seconded the motion, and it was carried by the following vote: Ayes: Supervisors Lane, Johnson, Walker, and Kutter; No: Supervisor Stewart, and the following resolution was adopted:

✓
RESOLUTION NO. 347-75

OVERRULING PLANNING COMMISSION'S CONDITIONAL ACCEPTANCE OF
NEGATIVE DECLARATION AND GRANTING THE APPEAL
FILED THEREON BY HAROLD KRABbenhOFT

(For contents, see original resolution)

Supervisor Lane left the room --//--

222-4-76
On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the Board set September 30, 1975, at 2:15 p.m. for Hearing on the Appeal of Attorney James Reed on behalf of Messrs. Fox and McCabe on the Environmental Impact Report Committee's decision relating to the adequacy and acceptability of the EIR submitted by Theodore Char et al (Foothill Oaks), Parcel Map No. P 74-08, in the Latrobe area.

--//--

Supervisor Lane returned to the room

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES September 2, 1975

137
Board considered the proposed County Building Code Ordinance; having waived the reading thereof on August 26, 1975, and on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the following ordinance was adopted:

ORDINANCE NO. 1540

EL DORADO COUNTY BUILDING CODE ORDINANCE

(For contents, see original ordinance)

--//--

340
On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, the Chairman was authorized to sign a letter to the State Transportation Board requesting additional time to respond to the Transportation Board's July draft of the California Transportation Plan, and commenting that the Plan appears to be directed toward large urban area, and therefore suggesting that the Plan also focus on the rural areas as well.

--//--

285-712
Board reconsidered their action of August 19, 1975, regarding conditions set by the Board on rezoning of .75 acre of land in the Rescue area from Agricultural to Single Family Residential, petitioned by James C. Blacketter; said condition being that the property be annexed to the Sewer Improvement District, and that a building permit authorized, but building not to be occupied until annexation is completed. The Board's reconsideration was prompted by a letter from the El Dorado Irrigation District stating that in the District's view there was no need for an annexation since the piece to be added to the Rancho Ponderosa lot owned by Mr. Blacketter has the same tax status as the lot, both being within the District's boundaries and both being equally entitled to water service.

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the Board rescinded the condition set by them on the rezoning, and adopted the following ordinance approving the rezoning:

ORDINANCE NO. 1541

AMENDING EL DORADO COUNTY ZONING ORDINANCE (Rescue area)

(For contents, see original ordinance)

--//--

GENERAL ORDERS

167
N.P.
On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Kutter, and Stewart; No: Supervisor Lane, the Board directed that any plan for Lake Tahoe development approved by the County Planning Commission
(Continued)

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES September 2, 1975

should contain a statement to the effect that said plan/development may be subject to the rules and regulations of California Tahoe Regional Planning Agency (CTRPA) and/or the Tahoe Regional Planning Agency (TRPA), and that it is the applicant's responsibility to obtain said approval(s).

--//--

326
On motion of Supervisor Lane, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Kutter, and Stewart; Abstain: Supervisor Walker, the Board Clerk was directed to send a telegram to Governor Brown urging that he veto Assembly Bill 1352: (A bill to allow truckers to carry heavier loads (18,000 lbs. per axle to 20,000 lbs.) on California highways.)

--//--

336
On motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Chairman was authorized to sign a letter to the Senate Finance Committee urging that Assembly Constitutional Amendment 71 not be passed. (ACA 71 is purportedly designed to reduce the assessment ratio on homes and other residential structures to compensate for inflation.)

--//--

There being no further business, the Board adjourned to Wednesday, September 10, 1975, at 10:00 a.m.

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

APPROVED: W. B. Walker
Chairman

By: Ann R. May
Deputy