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BOARD OF SUPERVISORS MINUTES January 6, 1976

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 until the election of Chairman Lane, who presided thereafter.

LHR 12-7

Invocation was offered by Reverend Jim Hill, First Assembly of God Church.

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

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The Chairman declared nominations open for the 1976 Chairman of the Board; First Vice Chairman; and Second Vice Chairman.

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, -- Supervisor Lane was nominated and thereupon declared elected as Chairman of the Board for 1976.

Supervisor Walker handed the gavel to Chairman Lane.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and carried by the following vote: Supervisors Lane, Walker, Kutter, and Stewart; Abstain: Supervisor Johnson -- Supervisor Johnson was nominated and thereupon elected as First Vice Chairman of the Board for 1976.

On motion of Supervisor Lane, seconded by Supervisor Johnson, and carried by the following vote: Supervisors Lane, Johnson, Walker, and Kutter; Abstain: Supervisor Stewart -- Supervisor Stewart was nominated and thereupon elected as Second Vice Chairman of the Board for 1976.

In recognition of 6-1/2 years of public service as Administrative Assistant II, Welfare Department, Chairman Lane presented George Wilburn Lockwood with a plaque in appreciation for his services to the County of El Dorado.

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#### LHR 74-3f

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved the Architect's working drawings and specifications for the County Jail Exercise Yard, and authorized the advertising for the bid opening on February 11, 1976, at 3:00 p.m., with award by the Board on February 17, 1976, subject to the approval of the State Board of Corrections and the Fire Marshall. (Continued)

BOARD OF SUPERVISORS MINUTES \_\_\_\_\_ January 6, 1976

### LHR 74-3g2

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Architect was authorized to draw a contract with United Safe, Inc., San Francisco, in the amount of \$7,900.00 for the relocation of the vault door, presently located in the County Treasurer's Office, to the new County Government Center.

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At the recommendation of County Counsel, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the following Claims for Personal Damages against the County submitted by Attorney Raymond Thielen were rejected as Late Claims: Claims on behalf of Michael J. Kelly in the amount of \$54,660.00; Thomas P. Kelly in the amount of \$28,000.00; and Sheryl Dean Kelly in the amount of \$25,000.00.

Director of Public Works recommended changes be made in the Grading Ordinance for the Lake Tahoe Basin which would prohibit between October 15, and May 1, excavation, grading, or construction of fills, except by special written authorization.

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On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the changes were approved as recommended, the reading of the ordinance was waived, and Supervisor Johnson stated he would accept the authorship of the amended Grading Ordinance.

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Director of Public Works submitted cost estimates for the demolition, or cleaning and repainting, of the water tank at the County Fairgrounds.

The motion of Supervisor Johnson, seconded by Supervisor Stewart, to authorize the Department of Public Works to demolish the water tank, with funding therefor to come from the Contingency Fund, was not carried by reason of the following vote: Ayes: Supervisors Johnson, Walker, and Stewart; Noes: Supervisors Lane and Kutter. (Removal of monies from the Contingency Fund requires a four-fifth's vote.)

On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried, the matter was continued to January 13, 1976, and the Auditor was requested to advise the Board of the source of funds to accomplish the demolition.

BOARD OF SUPERVISORS MINUTES January 6, 1976

LHR 423

Director of Public Works submitted a letter recommending a second extension of the completion date for Mormon Island Park Subdivision to June 30, 1976.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the completion date was extended, as recommended.

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Director of Public Works submitted letter requesting abandonment of those portions of County Road No. 2, Green Valley Road, which have been superseded by the recent F.A.S. 1096(2) construction project in Sections 19, 29, and 30, Township 10 North, Range 9 East, M.D.B.&M.

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

RESOLUTION NO. 1-76

ABANDONING PORTIONS OF GREEN VALLEY ROAD NO. 2 WHICH HAVE BEEN SUPERSEDED BY NEW HIGHWAY

(For contents, see original resolution)

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Agricultural Commissioner submitted letter requesting Chairman be authorized to sign the Salary Agreement with the State Department of Food and Agriculture for reimbursement of the increased compensation paid to him for the Department of Food and Agriculture for the 1975-76 Fiscal Year, at the rate of \$275.00 per month.

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

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Acting Director of Health Services submitted letter requesting approval of a Supplemental Drug Abuse Prevention Project for youths between the ages of 12 and 18 years.

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Walker, Kutter, and Stewart. No: Supervisor Johnson, the request was approved, and the following resolution was adopted:

RESOLUTION NO. 2-76

APPROVING SUPPLEMENTAL DRUG ABUSE PREVENTION PROJECT FOR YOUTHS BETWEEN 12 AND 18 YEARS OF AGE, AND AUTHORIZING SUBMITTAL OF PROJECT TO THE STATE

(For contents, see original resolution)

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January 6, 19 76 BOARD OF SUPERVISORS MINUTES \_\_\_\_

#### LHR 50-1

Director of Community Programs recommended approval of the Sacramento Legal Center for the Elderly's proposal to provide legal aid to elderly residents in El Dorado and Placer Counties for the 1976 calendar year.

After discussion, Supervisor Johnson moved that the matter be referred to the local Bar Association for their comments and return to the Agenda on January 20, 1976. The motion was seconded by Supervisor Stewart, but it was not carried by reason of the following vote: Ayes: Supervisors Johnson and Stewart; Noes: Supervisors Lane, Walker, and Kutter.

Supervisor Walker then moved that the proposal be approved as submitted. Supervisor Kutter seconded the motion, and it was carried by the following vote: Ayes: Supervisors Lane, Walker, and Kutter; Noes: Supervisors Johnson and Stewart.

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At the recommendation of the Purchasing Agent, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved an eight month premium payment in the amount of \$6,630.00 for Excess Liability Insurance.

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Purchasing Agent submitted results of bid opening for Bid No. 744 - Legal and Classified Publication requirements for the 1975 and Classified Publication requirements for the 1976 Calendar Year, and stated that The Tahoe Daily Tribune (for the Lake Tahoe Basin), and The Mountain Democrat (for the Western Slope of the County) were the only responsive bidders.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the bid was awarded to The Tahoe Daily Tribune as follows: Legal Advertising - 1st Insert \$1.65, 2nd Insert \$1.45; Classified Advertising - 1st Insert \$2.76, 2nd Insert \$2.76 (for the Lake Tahoe Basin), and to The Mountain Democrat as follows: Legal Advertising - 1st Insert \$1.95, 2nd Insert \$1.50; Classified Advertising - 1st Insert \$0.50 line, 2nd Insert \$0.40 line (for the Western Slope).

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Placer County Counsel submitted a letter stating that on December 18, 1975, the Weimar Hospital Cental Committee received proposals for the sale of the Weimar Medical Center, and that two qualifying written bids were received; the high lump sum bid having been submitted by Victor M. Bullard in the amount of \$866,000.00 for the Weimar real and personal property. In order to consummate the sale, Placer County Counsel requested each participating county to take the following action: (Continued)

BOARD OF SUPERVISORS MINUTES January 6, 1976

Enclosed with the letter were the required documents necessary for the consummation of the sale, and the Placer County Counsel advised that the following action of each of the participating counties would be necessary:

- Adopt a Resolution Accepting the Bid of Victor M. Bullard for the real property; execute a Quitclaim Deed; and accept the form of the Promissory Note and Deed of Trust to be executed by the purchaser.
- Adopt a Resolution Accepting the Bid of Victor M. Bullard for the personal property; execute a Bill or Sale; and accept the form of the Chattel Mortgage and Promissory Note to be executed by the purchaser.
- 3. Adopt a Resolution Authorizing the Conveyance of the "Cemetery Property" to the Colfax Public Cemetery District and execute a Quitclaim Deed.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign the necessary documents, and the following resolutions were adopted:

RESOLUTION NO. 3-76

ACCEPTING THE BID OF VICTOR M. BULLARD FOR WEIMAR MEDICAL CENTER REAL PROPERTY \* \* \* \* RESOLUTION NO. 4-76

ACCEPTING THE BID OF VICTOR M. BULLARD FOR WEIMAR MEDICAL CENTER PERSONAL PROPERTY

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RESOLUTION NO. 5-76

AUTHORIZING THE CONVEYANCE OF THE "CEMETERY PROPERTY" TO THE COLFAX PUBLIC CEMETERY DISTRICT \* \* \* \*

(For contents, see original resolutions)

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U. S. Department of the Interior submitted for comment a Preliminary Draft Special Report and Proposed Draft Environmental Statement on the Folsom South-Lower American River Alternatives, Central Valley Project.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried, the Board directed that their comments to the effect that although the Report purports to be current, it is by no means up-to-date; (El Dorado Irrigation District and El Dorado Hills Water District were not mentioned in the Report), be forwarded to the El Dorado County Water Committee with the request that said Committee review the report and submit their comments to the Board.

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BOARD OF SUPERVISORS MINUTES January 6, 1976

El Dorado County Agricultural Commission submitted a letter recommending that the Board request the California Department of Agriculture to allow the predatory animal control program in California to remain with the Department of Agriculture, and not be transferred to the State Department of Fish and Game.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the Board approved the recommendation to support the Agricultural Commission's position.

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508 Sierra Planning Organization submitted request for comments on the proposed Health Systems Agency Designation and Grant submitted by Sacramento County.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board commented favorably on the Health Systems Agency designation under Joint Powers Agreement.

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Placer County Board of Supervisors submitted a letter stating that they have reviewed the draft Joint Powers Agreement on Criminal Justice, and that they are hesitant in binding themselves again with the Sacramento Regional Area Planning Commission for this project since they are now a part of the 4-County Sierra Planning Organization, and further that they believe the Planning area; the governing board; and the advisory council of the SRAPC Joint Powers Agreement are too large and diversified to best service the areas of the counties and function properly.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board supported the Placer County Board's position.

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Sacramento County submitted request for support via a written commentary to the Golden Empire Comprehensive Health Council, of the 8-County Application for designation as a Health Systems Agency, and opposition to the Golden Empire's application for their designalion and grant.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the matter was removed from the Agenda. (Board has taken similar action on several occasions, including the latest letter dated December 12, 1975, to the Secretary of the Health and Welfare Department.)

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

BOARD OF SUPERVISORS MINUTES January 6, 1976

Budget/Fund Transfer No. 43 - Environmental Health Department - Transferring from Contingency to General Fund \$4,280.00, and increasing Special Departmental Expense (92-2230) \$4,280.00 for expenses incurred in fire fighting at Placerville Fruit Growers' building; and Fund Transfer No. 44 transferring \$105,000.00 from Grant Programs to the General Fund to repay loan to General Fund made in June 1975.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board authorized the Assistant to the Board to attempt recovery of funds in the amount of \$4,280.00 which were expended as a result of County's efforts to control smoke from toxic chemicals in the recent fire which destroyed the Placerville Fruit Growers' building in Placerville.

On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried, the Board considered the pending Assembly Constitutional Amendment 68 (ACA 68) to legalize gaming in El Dorado and Placer Counties, and directed that a letter be forwarded to Assemblyman Charles Warren reiterating the Board's previous stand in opposition to this legislation and emphasizing the Board's desire that the legislators work cooperatively with the State of Nevada in their efforts to stop the proliferation of gaming casinos in the Lake Tahoe Basin.

On motion of Supervisor Johnson, seconded by Supervisor Walker, 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:

Name	Volume and	Page
John W. Marvin	1354	519
Marilyn Sullivan	1314	770
Marilyn Sullivan	1301	147
James C. and Barbara J. Fator	1327	275
Viola V. Thompson aka Vila V. Thompson		
aka Viloa V. Thompson	1057	3
Debra L. Wrobel aka Debi Wrobel	1360	807
Robert A. Schneider	1320	449
Judy Aileen Schultz aka Judy A. Schultz.	1351	698
Nancy Sue Logan	1355	452
James A. and Arlene Hiatt	1253	372
Janice Balderston	1221	219

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BOARD OF SUPERVISORS MINUTES January 6, 19 76

#### SPECIAL ORDERS

### PLANNING MATTERS

Hearing was held as duly advertised to consider the establishment of the following Agricultural Preserve, as recommended by the Planning Commission, the Agricultural Commission, and the County Assessor:

Preserve No.	Owner	Parcel No.	Acres	Area
AP 194 Ke	elley, William L.	62-110-04	242.75	Garden Valley

There were no protests and the Hearing was closed.

The Board, having found the proposed Preserve to be in conformance with the adopted General Plan, on motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried, adopted the following resolution and authorized the Chairman to sign the Williamson Act Contract:

### RESOLUTION NO. 6-76

ESTABLISHING AGRICULTURAL PRESERVE NO. 194

(For contents, see original resolution)

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Hearing was held as duly advertised to consider the establishment of the following Agricultural Preserve, as recommended by the Planning Commission, the Agricultural Commission, and the County Assessor:

Preserve	No. Owner	Parcel N	No. Acres	Area
AP 195	Whittington,	David E. 60-430	52.10	Georgetown
Whittington	Patsy J. 60-480		ecor je com	

There were no protests and the Hearing was closed.

The Board, having found the proposed Preserve to be in conformance with the adopted General Plan, on motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried, adopted the following resolution and authorized the Chairman to sign the Williamson Act Contract:

### RESOLUTION NO. 7-76

#### ESTABLISHING AGRICULTURAL PRESERVE NO. 195

(For contents, see original resolution)

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BOARD OF SUPERVISORS MINUTES January 6, 19 75

Hearing was held as duly advertised to consider the establishment of the following Agricultural Preserve, as recommended by the Planning Commission, the Agricultural Commission, and the County Assessor:

Preserve N	lo. <u>Owner</u>	Parcel No.	Acres	Area
AP 197	McNatt, James McNatt, Marjorie McNatt, Michael	7-060-13) 7-380-14)	70 F	'ruitridge area

There were no protests and the Hearing was closed.

The Board, having found the proposed Preserve to be in conformance with the adopted General Plan, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, adopted the following resolution and authorized the Chairman to sign the Williamson Act Contract:

### RESOLUTION NO. 8-76

ESTABLISHING AGRICULTURAL PRESERVE NO. 197

(For contents, see original resolution)

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On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried, the Board adopted the Planning Department's Work Program for 1975-76 and 1976-77, consisting of Density Phasing Element, and Noise Element of the County-wide General Plan; and Shingle Springs/Greenstone area Community Plans.

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Proper notices having been posted, Hearing was held to consider the abandonment of a portion of Rainbow Road No. 1932, classified as an unnecessary highway. There were no protests and the Hearing was closed.

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

RESOLUTION NO. 9-76

ABANDONING PORTION OF RAINBOW ROAD NO. 1932

(For contents, see original resolution)

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BOARD OF SUPERVISORS MINUTES January 6, 19 76

Planning Director submitted a letter recommending approval of a request of the developer of El Dorado Knolls Rural Subdivision for removal of Tentative Map Condition No. 12 which increased the radius of Oak Knoll Lane cul-de-sac from 50 to 65 feet; and that a variance be granted on Lots 3 and 4; and that a non-vehicular easement be established on the eastern portion of the property.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board approved the Planning Commission's recommendation.

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Mr. George Moorhead, Regional Administrator for the Sierra-Sacramento Valley Emergency Medical Service (E.M.S.) Regional Project, was present and brought the Board up-to-date on said Project. There was no action required or taken on Mr. Moorhead's report; however, the Board, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, took the following action: They objected to a portion of the Meeting Notes for the December 19, 1975, Executive Committee of said Regional E.M.S., supplied to them by Mr. Moorhead, wherein it is stated that a decision of the Counsel and Members of the Regional Emergency Medical Services' Executive Committee had been made at their October Meeting to the effect that a quorum of the Executive Committee would be seven members, or their representatives, and that four of the six JPA Supervisors, or their representatives, would constitute a quorum of that group, and that proxy votes, by an officially designated representative, are acceptable. The El Dorado County Board of Supervisors has requested the attendance of the Supervisors themselves, or their alternate Supervisor, and further requests that all other member counties be advised that this Board has appointed a Supervisor as an alternate, and requests that they also appoint a Supervisor as alternate.

By motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, Supervisor Lloyd R. Kutter was thereby appointed to the Sierra-Sacramento Valley Regional Emergency Medical Services Joint Power Council and Executive Committee, and Supervisor Franklin K. Lane was appointed as his Alternate.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, Dr. John R. Sullivan, Chairman of the County Emergency Medical Care Committee, was appointed to the Sierra-Sacramento Valley Regional Emergency Medical Services Executive Committee.

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BOARD OF SUPERVISORS MINUTES January 6, 1976

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board appointed Dr. Curtiss Weidmer, County Health Officer, to serve on the County Emergency Medical Care Committee. (Replacing Gerald Desmarais)

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On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried, Vernon Peterson, Deputy Director of Emergency Services, was appointed to serve on the Emergency Medical Service Communications Board of Directors.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Kutter, and Stewart; Abstain: Supervisor Walker, the Board appointed Supervisor Walker to the El Dorado County Chamber of Commerce for a one year term expiring January 1977.

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On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried, Bruce Decker, Camino, was appointed to the El Dorado County Civil Service Commission to fill the District IV vacancy, for a term expiring on November 27, 1978.

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On motion of Supervisor Lane, seconded by Supervisor Johnson, and unanimously carried, Virginia Briggs was reappointed to the El Dorado County Civil Service Commission for a term to expire on November 27, 1979.

On motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried, the incumbents Thomas L. Stewart, W. P. Walker, and Lloyd R. Kutter were reappointed to the El Dorado County Community Action Council, except that Thomas L. Stewart was appointed as the Alternate Supervisor in the place of Lloyd R. Kutter, for one year terms to expire January 1977.

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On motion of Supervisor Lane, seconded by Supervisor Kutter, and unanimously carried, Herschel M. Lewis was appointed to replace Nancy Weisberg on the El Dorado County Fair Board of Directors for a term to expire January 3, 1977.

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On motion of Supervisor Lane, seconded by Supervisor Kutter, and unanimously carried, the Board directed that the incumbents on the Golden Chain Council for the Mother Lode who have had poor attendance records at the meetings be contacted and advised of the importance of their attendance at these meetings, and the matter of new appointments, or reappointments, was continued.

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BOARD OF SUPERVISORS MINUTES January 6, 1976

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, Supervisor Lloyd R. Kutter was appointed to the Golden Empire Comprehensive Health Planning Council for a three year term ending December 31, 1978. (Replacing Tom Robinson).

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the following incumbents were reappointed to the El Dorado County Law Library: Emmett J. Foley; John Weidman; and Melvin Laub.

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On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, Robert Rodriguez and W. P. Walker were reappointed to the Sierra Economic Development District Board of Directors, and Supervisor William V. D. Johnson was confirmed as Alternate.

On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried, Susan Horsley was appointed to the Kelsey Cemetery District.

On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried, Marguerite Flint was appointed to the El Dorado County Recreation Commission for a term ending January 18, 1979. (Replacing Nellis Murphy - District IV).

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried, the Board directed the Clerk to place on the New Business Agenda for January 13, 1976, the matter of Unplanned Development of those Lands zoned AE (Agricultural Exclusive) which are not subject to Agricultural Preserves.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board authorized County Counsel as amicus curiae regarding pending litigation on whether or not State laws are pre-empted by the Federal Government in relation to quantity standards, as requested by the Agricultural Commissioner.

BOARD OF SUPERVISORS MINUTES January 6, 1976

Director of Public Works submitted letter recommending, since subdivision improvements had not been made by the completion date of October 1, 1975, that action be taken to forfeit the bond on Granada Heights Subdivision, in order to secure faithful performance of the Subdivision Agreement. (Continued from 12/30/75 at the request of the bonding agent.)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the matter was continued to January 20, 1976.

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On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Assistant to the Board was requested to set up a meeting with the new Commission on the Status of Women.

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There being no further business, the meeting was adjourned to Tuesday, January 13, 1976, at 10:00 a.m.

APPROVED : Chairman

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