BOARD OF SUPERVISORS MINUTES January 20, 19 76

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 Lane presided.

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

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Chairman Lane presented a plaque, with gavel attached, to Supervisor Walker in appreciation of a "job well done" for the year of 1975 in which he served as Chairman of the El Dorado County Board of Supervisors.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Agenda was adopted with a 2:30 p.m. Time Allocation assigned to Item 11 (Proposed Ordinance revising boundaries of the County Judicial Districts).

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The New Business Agenda was adopted, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried.

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The Minutes of January 6, 1976, and January 13, 1976, were approved as submitted, on motion of Supervisor Johnson, seconded by Supervisor Kutter, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Kutter, and Stewart; Abstain: Supervisor Walker.

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GENERAL ORDERS

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.

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Airports Director submitted for the Chairman's signature, Lease with the owners of Pacifica Lodge and Tahoe Hacienda Motel (Larry Surano and Lee DeLauer), for advertising wall space in the Lake Tahoe Airport Terminal Building, at a yearly rental of \$750.00, commencing February 1, 1976. (Continued)

January 20, 1976

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On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign said Lease.

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Director of Public Works 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 1/6/76, at developer's request).

At the recommendation of the Director of Public Works that the subdivision will be reverted to its original status and new tentative and final maps will be required, the matter was removed from the Agenda on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried.

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County Health Officer submitted for approval, Grant Application for Family Planning Services in the amount of \$70,000.00 for Fiscal Year 1976-77.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the Grant Application was approved for submittal to the State.

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Executive Director, Community Action Council, submitted for Chairman's signa-LHR 50-1 ture, Statement of CSA Grant (Grant No. 90218 - Action No. 03) representing the last portion of the Community Action Agency's approved 1975-76 budget, in the amount of \$16,664.00, and \$4,000.00 for the Action Cooperative Volunteer Program, for a total amount of \$20,664.00.

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

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Project Director, Senior Nutrition Program, submitting for Chairman's signature, the Contract for the Senior Nutrition Program for the period January 1, 1976, through June 30, 1976; and requesting Chairman be authorized to sign the monthly allocations when they are received from the State Office on Aging.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign said Contract, as well as the monthly Requests for Allocation of Funds when they are received.

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Purchasing Agent submitted letter requesting to place a Savin Company Office Copier in the Public Works Department on a six month trial basis, at a savings of \$714.00.

(Continued)

BOARD OF SUPERVISORS MINUTES January 20, 19 76

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

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On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board adopted the following Ordinance amending the Grading Ordinance for the Lake Tahoe Basin to prohibit between the period October 15 and May 1 any excavation, grading, or construction of fills, except by special written authorization, as follows:

ORDINANCE NO. 1576

AMENDING THE GRADING ORDINANCE FOR THE LAKE TAHOE BASIN

(For contents, see original ordinance)

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County Counsel submitted resolutions authorizing an action for the recovery of County Funds Paid Out, and on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the following resolutions were adopted:

RESOLUTION NO. 13-76

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY WELFARE FUNDS PAID OUT (Ward - Rhodes)

RESOLUTION NO. 14-76

* * * *

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY PROBATION FUNDS PAID OUT (Cornblum - Minnick)

RESOLUTION NO. 15-76

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY MENTAL HEALTH FUNDS PAID OUT (Elliott)

RESOLUTION NO. 16-76

* * * *

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

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RESOLUTION NO. 17-76

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY G.R. MEDICAL FUNDS PAID OUT (Griffin)

RESOLUTION NO. 18-76

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY FUNDS PAID OUT (FOOTHILL AMBULANCE) (Santen)

RESOLUTION NO. 19-76

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY FUNDS PAID OUT (LAKE TAHOE AMBULANCE) (Harris - Goodwin)

(For contents, see original resolutions)

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Communication was received from the U. S. Department of the Interior submitting a Revised Draft of a Contract with the County for Replacement of Upstream Road System in connection with Auburn Dam and Reservoir, Auburn-Folsom South Unit, Central Valley Project. (Referred 12/9/75)

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the Revised Draft was approved as submitted.

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Sierra Planning Organization submitted request for comments on the Application of the City of Placerville for a \$250,000 Grant to provide adequate sewers in several areas throughout the City.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board commented favorably.

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Homewood Construction Company submitted a letter regarding problems encountered in obtaining building permits and plan checks from the South Lake Tahoe Building Department.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign a letter (Continued)

BOARD OF SUPERVISORS MINUTES _____ January 20, _____1976

advising of Board's intent to establish uniform application of building codes within the entire unincorporated area of the County, and to develop meaningful communication with builders in the Basin, the City and County Building Departments.

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

No. 46 - Superior Court - Decreasing Office Expense (92-2170), and increasing Professional & Specialized Services (Data Proc.) (92-2181) in the amount of \$600.00 to cover costs of Data Processing services in implementing new prospective juror system.

No. 47 - Senior Nutrition Program - Decreasing Food (92-2080) and increasing Maintenance & Equipment (92-2120) by \$200.00.

No. 48 - County Assessor - Decreasing Special Deptmtl. Expense (92-2230) and increasing Memberships (92-2150) by \$110.00.

 $\underline{\text{No. }49}$ - Increasing Estimated Revenue Account (91-5217 Child Health & Disability, and offset with an increased Professional Services (92-2180) in the amount of \$1182.10. (General Fund Revenue)

No. 50 - Health Department - Decreasing Office Expense (92-2170) and increasing Central Dupl. (92-2171) by \$350.00; Decreasing Medical, Dental (92-2140) and increasing Small Tools (92-2220) by \$300.00; Decreasing Maint.-Structures and increasing Spl. Deptmtl. Expense (92-2230) by \$75.00; Decreasing Animal Control Maint. Equip. (92-2120) and increasing Central Dupl. (92-2171) by \$160.00; and Decreasing Health Training Prof. Services (92-2180) and increasing Office Expense (92-2170) in the amount of \$4.77.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved 34 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those presons named on the Assignments dated January 20, 1976; copies of which are on file in the Board of Supervisors Office, beginning with the name of Gregory Reynolds and ending with the name of Dorothy Baldwin.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Walker, and Stewart; Abstain: Supervisor Kutter, the Board directed that Senator Berryhill, and other appropriate legislators, be advised of this Board's continued support of Senate Bill 502 - the revision of the California Environmental Quality Act.

* * * *

BOARD OF SUPERVISORS MINUTES January 20, 19 76

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried, the Board supported the County Sheriff's opposition to Assembly Bill 301 - Peace Officer's Bill of Rights, and by this same motion, they opposed Senate Bill 1294 - Binding Arbitration for Policemen and Firemen, and directed letters to the appropriate legislators and committees advising of this action.

* * * *

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board authorized the Chairman to sign a letter to the Secretary, Health, Education, & Welfare, National Institute of Health, urging that he not approve any Rule or Regulation under P.L. 93-641 that would limit the powers of locally constituted governments in the area of Health Systems Agency functions:

* * * *

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Kutter, and Stewart; Abstain: Supervisor Walker, the Board placed on file Mono County's Resolution in support of the Rural Development Act.

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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 the County for Public Assistance, as recorded in the Official Records of El Dorado County as follows:

Name	Volume and P	age
Lynn Preston	1305	639
Gerald Morse	1305	630
Gary W. Isaac	1348	755
Daniel B. High	1291	395
Dolores Burns	1363	717
Lyle R. Urech	1260	496
Lyle R. Urech	1314	749
Elizabeth M. Kopp	1300	416
Lari Richardson	1315	238
John L. Wilds	690	485

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The motion of Supervisor Johnson, seconded by Supervisor Walker, to authorize \$200 from Contingency Fund for bus drivers' wages for the Coloma-Lotus Parade on Sunday, January 25, 1976, was amended by Supervisor Kutter, and seconded by Supervisor Johnson, to also authorize \$25.00 for administrative support costs. The Chairman called for the question on the amendment to the motion, and it was unanimously carried. The Chairman then called for the vote on the original motion, and it was unanimously carried.

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January 20, 10 76 BOARD OF SUPERVISORS MINUTES

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board approved the Tahoe Regional Planning Agency's request for assistance from the County Auditor's Office in acquiring data for a revenue-expenditure analysis of the Emerald Bay National Park; said analysis is for the purpose of illustrating the affects of removing the revenue generated by establishing the proposed Park.

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On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried, the Board, having found that the public safety, health and welfare, will be threatened by unplanned development of lands 4 zoned Agricultural Exclusive not subject to Agricultural Preserve Contracts, enacted the following Emergency Interim Ordinance, as authorized by Government Code Section 65858, to be in force for a period of four months from this date:

ORDINANCE NO. 1577

AN INTERIM EMERGENCY ORDINANCE AMENDING THE EL DORADO COUNTY ZONING ORDINANCE CONTAINING REGULATIONS FOR LANDS ZONED AGRICULTURAL EXCLUSIVE, BY THE ADDITION OF SECTION 9415.6

(For contents, see original ordinance)

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On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board concurred in and endorsed the concept of community economic development in the form of grants to a non-profit corporation for the purpose of acquisition and development of land for public benefit for the proposed Diamond Industrial Parks North and South, and accordingly adopted the following resolution:

RESOLUTION NO. 20-76

SUPPORTING THE DEVELOPMENT OF DIAMOND INDUSTRIAL PARKS NORTH AND SOUTH

(For contents, see original resolutions)

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296-4 Hal On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the Board adopted the following ordinance amending the Ordinance Relating to County Highways Load Limits by deleting the portion which imposed the 10-ton load limit on Greenstone Road; said removal of load limit being due to the freeway construction and Greenstone Road improvements : (Continued)

BOARD OF SUPERVISORS MINUTES January 20, 19 76

ORDINANCE NO. 1578

AMENDING EL DORADO COUNTY ORDINANCE RELATING TO COUNTY HIGHWAYS LOAD LIMITS BY REMOVING LIMITS ON GREENSTONE ROAD

(For contents, see original ordinance)

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SPECIAL ORDERS

PLANNING MATTERS

Supervisor Johnson was absent for first portion of Planning Matters

Hearing was held as duly advertised on the rezoning of lands in the Quintette area from Agricultural to Estate Residential zone, consisting of 29.76 acres, petitioned by Harland J. Hadley, etal. Planning Commission recommended approval.

On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried by those present, the rezoning was approved and the following ordinance was adopted:

ORDINANCE NO. 1579

AMENDING EL DORADO COUNTY ZONING ORDINANCE (Quintette area)

(For contents, see original ordinance)

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On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried by those present, Hearings were set for January 27, 1976, at 2:00 p.m.for the following rezoning ordinances, after waiving reading thereof:

Area	Petitioned	From	To	No. of Acres
1-76 Mormon Island	Kenneth K. Anders	C	R20,000	3.00
3-76 Coles	Gale L. Wilson	U	R2A	36.48
0mo Ranch	Lester Swayze, etal	U	RE	324.00

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BOARD OF SUPERVISORS MINUTES _____ January 20, ____ 19 76

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

Parcel Nos. Preserve No. Owner Acres Area AP 198 Ray LaFaille 73-020-10 154.89 Cool Lillian LaFaille

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 by those present, adopted the following resolution and authorized the Chairman to sign the Williamson Act Contract:

RESOLUTION NO. 21-76

ESTABLISHING AGRICULTURAL PRESERVE NO. 198

(For contents, see original resolution)

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16-30-0 Hearing 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 Nos.	Acres	Area
AP 200	Robert Proctor	46-010-15	280.0	Oak Hill
	Patricia Proctor	46-030-13		

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 Kutter, and unanimously carried by those present, adopted the following resolution and authorized the Chairman to sign the Williamson Act Contract:

RESOLUTION NO. 22-76

ESTABLISHING AGRICULTURAL PRESERVE NO. 200

(For contents, see original resolution)

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Supervisor Johnson arrived

Hearings having been advertised and favorable recommendations having been received from the Planning Commission, Agricultural Commission, and the County Assessor, the Chairman opened the hearings to consider establishment of the following Agricultural Preserves, as well as an addition to existing Agricultural Preserve No. 158, also shown as follows:

PRESERVE NO.	OWNER	PARCEL NOS.	ACRES	AREA
Ma- 4 = 1/ 201	Bruce Wayne Ligon Adrienne Shull Ligon	41-050-21	152.93	Omo Ranch
46-11-202	Guy F. Peto Laura G. Peto	93-020-01 & all of #93-090-04, except 10 acres	189.0	Mt. Aukum
46-4303	Douglas W. Reeves	78-250-01	40.29	Pleasant Valley
Addition to	Doyle M. Cavender Betty E. Cavender	5-290-19 52-300-14	79.59	Placerville
Addition to				
158	Floyd A. Tyler	41-020-23, excluding		-
	Helen F. Tyler	identified as the W½ NW4 of the SE4, leav:	ing	
			74.70	
		1.1	n parce	T

No protests were received on the proposed Agricultural Preserves and the addition to Agricultural Preserve No. 158, and the hearings were closed.

Having found the aforementioned new Preserves and the addition to the existing Preserve to be in conformance with the adopted General Plan, the Board, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, adopted the following pertinent resolutions and the Chairman was authorized to sign the respective Williamson Act Contracts:

RESOLUTION NO. 23-76

ESTABLISHING AGRICULTURAL PRESERVE NO. 201

RESOLUTION NO. 24-76

ESTABLISHING AGRICULTURAL PRESERVE NO. 202

(Continued)

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RESOLUTION NO. 25-76

ESTABLISHING AGRICULTURAL PRESERVE NO. 203

. . . .

RESOLUTION NO. 26-76

ESTABLISHING AGRICULTURAL PRESERVE NO. 204

RESOLUTION NO. 27-76

AUTHORIZING ADDITION TO EXISTING AGRICULTURAL PRESERVE NO. 158

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(For contents, see original resolutions)

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Hearing was held as duly advertised to consider the following increases in refuse rates for South Tahoe Refuse Company for the South Lake Tahoe franchise area:

	Present	Proposed
Residential		
2 cans at curb or		
1 can set back	\$4.80	\$5.95
Extra can	1.00	1.25
Commercial		
Per Yard	5.75	7.10
Per Can	1.00	1.25

There were no protests and the Hearing was closed.

Based upon the Special Report of the City of South Lake Tahoe dated December 5, 1975, to the effect that the South Tahoe Refuse Company's rates should be increased by 20.3% to allow recovery of projected deficiency in profits of the year ending March 31, 1976, the Board, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, approved the following rates:

Residential	
2 cans at curb or	
1 can set back	\$5.75
Extra can	1.20
Commercial	
Per Yard	\$6.90
Per Can	1.20

and the following resolution was adopted: (Continued) - 34 -

BOARD OF SUPERVISORS MINUTES _____ January 20, ____ 19 76

RESOLUTION NO. 28-76

IN THE LAKE VALLEY FRANCHISE AREA (South Tahoe Refuse Co., Inc.)

(For contents, see original resolution)

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Hearing was continued on the proposed RE-10 Zoning Ordinance for the purpose of revising Section d.9.h. only. The Agricultural Commission submitted a letter recommending that said section read as follows:

"h. Location of the Parcel in Relation to Surrounding Land Use:
The success and stability of agricultural enterprises can be
profoundly influenced by the zoning and use of immediately adjacent
lands. A buffer area of 50 feet will be required on the inside of
a boundary where land zoned Estate Residential 10 Acres abuts
planned agricultural zoned lands which are currently not in horticultural and timber production. Variances to the above will be
considered upon recommendation of the Agricultural Commission. The
development of a dwelling or non-compatible uses are defined as,
but not limited to: a. residential structures; b. nursing homes;
c. public and private schools; d. playgrounds; e. swimming pools;
f. fish ponds.

There were no protests to this latest revision of said section, and the Hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Walker, Kutter, and Stewart; No: Supervisor Johnson, Section d.9.h. was approved as submitted, and the adoption of the RE-10 Zoning Ordinance was set for February 3, 1976, at 2:15 p.m.

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The Board considered the adoption of the proposed Ordinance to revise the County Judicial Districts by combining the Georgetown Judicial District and the Placerville Judicial District into one District to be known as the Georgetown-Placerville Judicial District.

At the request of Supervisors Lane and Johnson, Mr. Blair Reynolds, Chief Counsel of the Joint Committee on the Structure of the Judiciary, State of California, submitted a treatise on the law on Justice Court Reorganization and its effect on the County's 1976 Justice Court Elections if the aforementioned consolidation takes place. Mr. Reynolds was also present and discussed at length, his findings as expressed in his submittal: his (Continued)

BOARD OF SUPERVISORS MINUTES _____ January 20, ____ 1976___

conclusion was that the consolidation of the two districts would have the effect of cancelling the elections now scheduled to be held in those districts for 1976, for a period of two years.

Therefore, on motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried, the proposed ordinance was rejected.

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At the recommendation of the Planning Director, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Agreement with Robert L. Cameron and Ruth Cameron to make subdivision improvements in The Highlands Unit No. 3 Subdivision (Rural Subdivision) was approved and the Chairman authorized to sign; the improvements having already been made, a 10% cash deposit in the amount of \$486.00 was placed in County Trust Account to guarantee improvements for a period of one year, the Final Map of The Highlands Unit No. 3 was approved and the Clerk was authorized to endorse such approval on said Final Map.

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Messrs. William McCabe and Curtis Fox submitted a letter requesting return of the \$100.00 filing fee for their appeal of the Environmental Impact Report filed by Theodore Char (Foothill Oaks), which was found to be unsatisfactory.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Johnson, Walker, and Stewart; Noes: Supervisors Lane and Kutter, the request was denied.

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John C. Sullivan, M.D., Chairman, Emergency Medical Department and Out-Patient Services - Marshall Hospital, submitted a letter requesting clarification of the Board Meeting Minutes of December 30 and 31, 1975, as they relate to Marshall Hospital's most recent proposal pertaining to the County Hospital.

After consideration, on motion of Supervisor Johnson, seconded by Supervisor Lane, and unanimously carried, the Board requested that Dr. Sullivan be notified that the Board believes that the Minutes referred to in Dr. Sullivan's letter of January 12, 1976, do reflect the intentions as expressed in his letter, and that, therefore, no change is necessary to those Minutes.

* * * *

A discussion ensued as to the position that the County should take regarding any offers or proposals on the sale and/or lease of the County Hospital in the interim 120-day period, until it is determined whether or not the Marshall Proposal will or will not become a reality.

(Continued)

BOARD OF SUPERVISORS MINUTES January 20, 19 76

Supervisor Stewart moved that the Board not entertain proposals to sell the County Hospital until the County has declared that property surplus, and that no other proposal shall be received, other than that of Marshall, until a determination is made. Supervisor Lane seconded the motion and it was not carried by reason of the following vote: Aye: Supervisor Stewart; Noes: Supervisors Lane, Johnson, Walker, and Kutter.

The Chairman then set a Policy Review Session for February 4, 1976, at 1:30 p.m. to consider Alternatives (other than Marshall's proposal) for the County Hospital.

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Chairman

There being no further business, the Board adjourned to Tuesday, January 27, 1976, at 10:00 a.m.

ATTEST: Carl A. Kelly,

County Clerk and ex-officio Clerk

of the Board

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