

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 1, 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 Lane presided.

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12 The Invocation was offered by Pastor Blakemore, Community Baptist Church.

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

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

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

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14-29<sup>2</sup> On motion of Supervisor Lane, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Walker, and Stewart; No: Supervisor Kutter, the Board approved the installation of a sliding chalk and tack board for the Supervisors Chambers in the new County Office Building.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Historical List of El Dorado County Supervisors plaque was approved with the change in the wording: "This Government Center is dedicated in honor of prior County Supervisors and their contributions to the history of El Dorado County"; the plaque containing the names of the present Supervisors and space for future Supervisors was approved; and the individual historical plaques for the nine elected offices was approved.

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## GENERAL ORDERS

28 On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, Warrant Register Claims for El Dorado County were approved and allowed for payment.

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115 On motion of Supervisor Walker, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Kutter, and Stewart; No: Supervisor Lane, the following personnel matter was approved: (Continued)

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22-3 The Health Department was authorized to hire two Typist Clerk II's for one month.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board approved the allocation of all position classes, after moving the following three positions from the Professional category to Technical category: Collections Officer, Laboratory Helper and License Inspector/Collector.

233-1 The motion of Supervisor Lane, seconded by Supervisor Kutter, to approve the hiring of a Jailer for the Sheriff's Department at Step 2 in lieu of Step 1, did not carry by reason of the following vote: Ayes: Supervisors Lane and Kutter; Noes: Supervisors Johnson, Walker, and Stewart. Supervisor Walker then moved to continue the request to June 8, 1976, and request that the Sheriff be present at that time. Supervisor Johnson seconded the motion, and it was unanimously carried.

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58 At the recommendation of County Counsel, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Claim submitted by Attorneys Pelletreau, Moses, and Larson on behalf of Elizabeth Louise Stallone for personal injuries in the amount of \$10,000.00, was denied.

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215 Auditor/Controller submitted the proposed County Budget for Fiscal Year 1976-77, and on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board authorized the publication of Notice of Availability of the Proposed 1976-77 Budget on June 3, 1976, and set the Hearings commencing June 14, 1976, for the purpose of fixing the Final Budget.

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22-1 Director of Health Services submitted a letter recommending that he be authorized to develop a contract with the State Department of Health in the amount of \$6,000.00 for the swine influenza immunization project.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Agreement was approved, as amended to delete Paragraph 1 on the Standard Agreement, and the addition of a paragraph to Exhibit A to the effect that State and Federal governments agree to indemnify the County from any and all claims and losses accruing under this contract, and the following resolution was adopted:

RESOLUTION NO. 127-76

APPROVING STANDARD AGREEMENT, AS AMENDED  
FOR THE CONDUCT OF AN INFLUENZA IMMUNIZATION PROGRAM IN EL DORADO COUNTY

(For contents, see original resolution)

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(82-74) 1R Assistant County Counsel submitted a proposed Resolution adopting a Conflict of Interest Code applicable to members of the Board of Supervisors, pursuant to the Political Reform Act of 1974.

(Continued)

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

## RESOLUTION NO. 128-76

### A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO ADOPTING A CONFLICT OF INTEREST CODE APPLICABLE TO THE MEMBERS OF THE BOARD OF SUPERVISORS

(For contents, see original resolution)

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Communication was received from the Environmental Planning and Information Council, Inc., Shingle Springs, requesting authorization to proceed with plans to plant a tree in honor of Mr. Bill Fleck, recently deceased, and including a plaque bearing his name, at the new County Officer Center.

On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the Board concurred in the request and referred the matter to the County's Architect, Jack Nopp, to meet with representatives of said Council.

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Director of Community Programs submitted a request that several items on the County's surplus property list be diverted to his department.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried, the Board approved the transfer of all items, except the radios.

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Assistant to the Board submitted for Chairman's signature, sub-lease with Clusiau's Rentals for warehouse space in the building at 511 Placerville Drive, for a period of five months commencing June 1, 1976, at \$225.00 per month.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the sub-lease was approved and the Chairman was authorized to sign.

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Mrs. Evelyn Kuraisa, South Lake Tahoe, was present with Mr. Mike Boyd of KCRA TV Call-3-for-Action, appealing to the Board for a letter of intent regarding her property which has been tax delinquent for a period of five years as of April 10, 1976, and which through the normal process would be tax dedeed to the State on July 1, 1976, and in August, the Board would adopt a resolution ordering the sale of all properties which are five years delinquent. (See Minute Book 17, Page 100 - 3rd item for explanation of this matter.) Mrs. Kuraisa and Mr. Boyd requested that the Board allow a one year extension to allow Mrs. Kuraisa to pay her tax bill.

(Continued)

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After consideration, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board recognized Mrs. Kuraisa's case as a hardship and ordered the El Dorado County Tax Collector to withhold her parcel of property from the Resolution Authorizing Tax Sale which will be before the Board for adoption in August, 1976.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Johnson, Walker, and Stewart; No: Supervisor Kutter, the Board directed County Counsel and the Tax Collector to prepare criteria for future problems of this nature; taking into consideration hardship, down-zoning, family status, etc. and to bring this criteria before the Board for consideration on June 22, 1976, and further, the Board stated that it was not their intention that Mrs. Kuraisa's matter establish a precedent.

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296-1  
296-4  
New  
Town  
Road  
On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board continued to June 29, 1976, the Local Transportation Commission's comments on the proposed removal of Newtown Road between Broadway and Pleasant Valley Road from the Select Road and Federal Aid Secondary Systems.

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114-9  
Purchasing Agent submitted a request for approval of specifications and authorization to advertise for bid opening on June 14, 1976, with award by the Board on June 22, 1976, for Bid No. 771 - Envelopes for Tax Collector.

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

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114-9  
Purchasing Agent submitted results of bid opening for Bid No. 757 - County Propane Requirements for Fiscal Year 1976-77 as follows:

35,600 Gallons for South Lake Tahoe Area; bids having been received from M & E Gas Service Inc., South Lake Tahoe; Pargas of South Lake Tahoe; Cal Gas South Lake Tahoe, and Petrolane Inc., Shingle Springs.

72,000 Gallons for Placerville Area: bids having been received from Empiregas Inc., Placerville,; Pargas of Placerville; El Dorado Vangas, Placerville; Cal Gas, Camino; and Petrolane Inc., Shingle Springs.

At the recommendation of the Purchasing Agent, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the bid for the South Lake Tahoe area was awarded to M & E Gas Service Inc., South Lake Tahoe, and the bid for the Placerville area was awarded to Empiregas Inc., Placerville, in the amount of \$20,736.00: the South Lake Tahoe area bid was in the amount of \$10,680.00.

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

RESOLUTION NO. 129-76

DISCHARGING UNPAID COUNTY HOSPITAL ACCOUNTS  
(Bradford - Langford)  
(For contents, see original resolution)

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317 On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board reappointed Frederick F. Duey to the Area 4 Agency on Aging Advisory Council for a term to expire on June 30, 1978.

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148 Placer County Counsel submitted request that the trustee under the deed of trust for Weimar Medical Facility, Mr. Victor M. Bullard, be authorized a partial conveyance of property (approximately 25.3 acres) with improvements thereon, in order that financing can be obtained to remodel and rehabilitate most of the buildings that are not used in connection with the acute care facility; said improvement to take approximately two years to complete and involve the expenditure of approximately \$1.5 million.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, 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. 130-76

AUTHORIZING JACK DEPEW, TRUSTEE, TO EXECUTE PARTIAL RECONVEYANCE  
OF THE WEIMAR MEDICAL CENTER AND EXECUTE AGREEMENTS

(For contents, see original resolution)

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583 On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, 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 June 1, 1976; copies of which are on file in the Board of Supervisors Office, beginning with the name of Charles W. Ford and ending with the name of Dearle E. Turk

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423  
77 Montclair  
Townhouses  
On motion of Supervisor Walker, seconded by Supervisor Lane, and unanimously carried, the Board at the request of the Developer, removed from the Agenda the request to correct an omission on the Final Map of Montclair Townhouses, Cameron Park, which had been placed on the Agenda at the request of Richard L. V. Smith, Owner-Developer.

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308-4  
On motion of Supervisor Lane, seconded by Supervisor Kutter, and unanimously carried, Supervisor Walker, the Board's representative for Sierra Planning Organization, was directed to work to the degree necessary toward the formation of a separate district for Criminal Justice Planning for the mountain counties of El Dorado, Nevada, Placer, and Sierra.

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22-10A  
Supervisor Kutter submitted for approval, the Joint Powers Agency Budget for Sierra Sacramento Valley Emergency Medical Systems for Fiscal Year 1976-77, and on motion of Supervisor Walker, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Lane, Walker, Kutter, and Stewart; No: Supervisor Johnson, the matter was referred back to Supervisor Kutter for action at his discretion.

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On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Purchasing Agent was authorized to advertise for proposals to conduct the 1975-76 General County Audit as well as the Airport Concessionaires and Fixed Base Operators Audit.

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## SPECIAL ORDERS

## PLANNING MATTERS

285-62 76  
390-76  
Hearing was held to consider an Emergency Interim Zoning Ordinance for lands in the Oak Hill area from Unclassified to Agricultural, consisting of 1,650 acres, petitioned by Clare Dusek. Planning Commission recommended approval and the Planning Director enumerated the following findings of the Commission:

1. The General Plan designation is Rural Estates-Agriculture (1 dwelling unit 5 - 20 acres) and therefore, this application is in conformance with the General Plan;
2. The Pleasant Valley Area Plan is currently in progress by the Department Staff and is a part of the Department's adopted and budgeted work program;
3. The advent of a major water supply system and the great number of land division proposals in existence at the time, have indicated the need for study;
4. The application of interim zoning for this area, as a temporary measure, would allow for at least four months which could be renewed for an additional eight months and then again for twelve months (two years total);
5. The proposal represents citizen concern with regard to providing  
(Continued)

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community services, i.e., police, fire protection, and maintenance of adequate road system; and,

6. The public necessity, convenience, and the health, safety and general welfare would be benefited by the approval of this proposal.

Those present and opposed to the emergency interim ordinance adoption were: Gerald Caditz; Bill Wilbur; Tom Snyder; Ron Hindry

Those present and in favor of the emergency interim ordinance adoption were: Clare Dusek; Eileen Crimm; Roger Bartlett; and Lee Anderson

A letter from the President, Taxpayers Association of El Dorado County, was received in opposition to the Emergency Interim Zoning.

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

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board concurred in the Planning Commission's findings, and the water; access problem; and the fact that the Area Plan is in progress, was reiterated, and the emergency interim zoning was approved, and the following Emergency Ordinance was adopted:

✓  
EMERGENCY INTERIM ZONING ORDINANCE NO. 1641

AMENDING THE EL DORADO COUNTY ZONING ORDINANCE  
IN THE OAK HILL AREA

(For contents, see original ordinance)

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57 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, Planning Commission was requested in the future to submit with proposals of this nature definitive answers concerning water -- whether or not they are part of El Dorado Irrigation District, or a fire district, and Health Department findings relating to sewage problems.

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890-9  
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341  
Hearing was held to consider an extension of an Interim Zoning Ordinance to place all lands presently zoned Exclusive Agricultural under the same regulations as those under the Williamson Act Contracts.

There were no protests and the Hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Walker, Kutter, and Stewart; No: Supervisor Johnson, the Board approved and adopted the following ordinance after making the following findings: That the public safety, health and welfare will be threatened by unplanned development of lands zoned Agricultural Exclusive not subject to Agricultural Preserve contracts.  
(Continued)

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ORDINANCE NO. 1642

## EXTENSION OF EMERGENCY ORDINANCE RELATING TO AGRICULTURAL EXCLUSIVE ZONINGS

(For contents, see original ordinance)

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The Board had scheduled a Hearing this date to consider a proposed amendment to the Parcel Map and Subdivision Ordinance which would prohibit any division of lands under the California Land Conservation Act Contract unless a new Agreement is approved for each resulting parcel.

At the request of the Planning Director, on motion of Supervisor Lane, seconded by Supervisor Stewart, and unanimously carried, the matter was referred to the Planning Commission for hearing prior to any Board action.

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202-4-76  
The Board had scheduled a Hearing on the Appeal filed by Jack Ryden on behalf of Frank Cline, on the Planning Commission's denial of a parcel map in the Hanks Exchange area.

At the request of the Appellant, on motion of Supervisor Walker, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Kutter, and Stewart; No: Supervisor Lane, the Hearing was continued to June 15, 1976, at 2:15 p.m.,

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285-2576  
390-402  
Hearing was held to consider the rezoning of lands in the Somerset area from Unclassified to Commercial, consisting of nine acres, petitioned by Wendell Inman, etal. The Planning Commission recommended denial, without prejudice, and the Planning Director enumerated the findings of the Commission as follows:

1. The existing General Plan Designation is General Commercial and Rural Estates Agriculture (5 - 20 acre parcels);
2. The zoning change would serve no practical purpose at this time as the existing zoning (U) also allows one acre minimum lots;
3. A Density Phasing Plan is currently under preparation by Staff, covering this area and rezoning at this time could precommit a density or use pattern out of place with that being studied;
4. A request for commercial zoning in the same general area, heard by the Commission two weeks ago, was also denied without prejudice due to the forthcoming Density Phasing Plan; and,
5. The public necessity, convenience, and the health, safety and general welfare would not be benefited by the approval of the proposal.

Those present and in favor of the rezoning were: Mr. Wendell Inman (the Petitioner) and Mr. Omar McGee. There were no protestants and the Hearing was closed.

(Continued)



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

ORDINANCE NO. 1643

AMENDING THE EL DORADO COUNTY ZONING ORDINANCE

(For contents, see original ordinance)

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## GENERAL ORDERS

355 Commission on the Status of Women submitted their proposed By-Laws for ratification.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the Board made the following amendments to said By-Laws:

Under "Purpose and Statement of the Concept", 2nd paragraph, 2nd sentence: substitute the word "advise" for "aid", and the last sentence of 2nd paragraph which begins with "It will provide an informed voice . . .", shall be stricken.

Under "Procedures", 3rd sentence of the 3rd paragraph, substitute the word, "Commission" for "quorum"

and with the aforementioned amendments, the By-Laws were approved.

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355 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board denied the request of the Commission on the Status of Women for financial support for the mailing of a monthly newsletter to interested women. (Continued from 5/25/76)

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## SPECIAL ORDERS

PLANNING MATTERS  
(Continued)

376 Hearing was held as duly advertised to consider the adoption of a Community Land Use Plan element of the General Plan for the Gold Hill area.

Mr. Beverly Brace was present and stated that only 75 acres of his 954 acre ranch is in the Gold Hill Plan and a 20-acre minimum has been set on those lands; whereas 20 adjoining acres across the road is in the Rescue Plan which has been set at a minimum of 5-acres: He requested that the Gold Hill acreage be placed at the 5-acre minimum.

Mr. Bill Pillsbury was present on behalf of Tahoe Basin Container Service and requested a 5-acre minimum zoning for Parcels 5-580-68 and -69, which are presently zoned Agricultural (10 acre-minimum).

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Mr. George Marko was present and requested clarification as to the effect of the zoning on his property.

Mr. Richard Brown was present and was opposed to the 5-acre minimum on his 16 acres bordering the golf course; he feels that it should be a higher density -- at least a 3-acre minimum.

Mr. Hal Kineck was present and opposed to the Plan.

Jane Schlappi stated she would like to see more land broken into smaller parcels along the highway.

There were no other protests.

On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried, the Board referred the Plan back to the Planning Department's staff for the purpose of reconsideration and justification of the minimum parcel designation changes requested by Messrs. Brace, Pillsbury, Marko, and Brown, and the matter was continued to June 22, 1976, at 2:30 p.m.

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On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board continued to June 8, 1976, the Deputy County Counsel's report on time limits applicable to the adoption of Community Land Use Plans, and the Planning Director's procedure required for the adoption of Community Land Use Plans.

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Supervisor Johnson left the room

Planning Commission submitted a letter declining the Board's offer of the automatic voting machine for their use in the new building.

Supervisor Stewart moved to accept the declinature; declare the item surplus; and put it up for auction. Supervisor Walker seconded the motion which failed to carry by reason of the following vote: Ayes: Supervisors Stewart and Walker; Noes: Supervisors Lane and Kutter; Absent: Supervisor Johnson.

On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the matter was continued to June 15, 1976.

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Board considered matters pertaining to the County Hospital. Jane Schlappi submitted a Petition containing 7,483 signatures of citizens requesting the re-opening of the County Community Hospital. The Board informally accepted the Petitions. Also, the Board declared that the Policy Review Session which is scheduled for June 11, 1976, at 3:00 p.m. for the consideration of possible formation of a Hospital District, will also include all matters pertaining to the Hospital.

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There being no further business, the Board adjourned to Tuesday, June 8, 1976, at 10:00 a.m.

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

By: *Carl A. Kelly*  
Deputy

APPROVED: *[Signature]*  
Chairman