

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES _____ October 12, _____ 19 76 _____

The Board convened in regular meeting. Present: Supervisors Franklin K. Lane, William V. D. Johnson, W. P. Walker and Lloyd R. Kutter. Absent: Supervisor Thomas L. Stewart. Also present: Noble Sprunger, County Counsel and Connie A. Peterson, Assistant Board of Supervisors Clerk. Chairman Lane presided.

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12 The Invocation was offered by Reverend Read Chatterton, El Dorado Community Church.

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

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

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

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On motion of Supervisor Kutter, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Walker and Kutter; Abstain: Supervisor Johnson, Absent: Supervisor Stewart, the minutes of October 5, 1976 were approved as submitted.

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GENERAL ORDERS

28
30-1 Warrant Register Claims for El Dorado County and Community Action Claims were approved and allowed for payment, on motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present.

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Airports Director submitted for Board approval and the Chairman's signature an updated Layout Plan for the Lake Tahoe Airport as required by the California Department of Aeronautics.

21 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Layout Plan was approved, and the Chairman authorized to sign.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES _____ October 12, _____ 19 76 _____

31-2
At the recommendation of the Airports Director, on motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Chairman was authorized to sign an Airport Use Agreement with California Air Commuter, for the period October 15, 1976 through April 14, 1977, for the following fees: Landing fees, \$1.00 per landing; counter space in the terminal building, \$100.00 per month.

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18
At the request of the Airports Director, on motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, the Board waived formal bidding procedure and authorized the Airports Director to solicit informal bids for removal of a mound of dirt at the Georgetown Airport, at a cost not to exceed \$4,000.00, to provide an adequate parking area; the material removed will be used to correct an erosion problem at the airport.

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31
Airports Director requested that the Chairman be authorized to sign Change Order No. 1 to contract with M. Lukins & Sons, Inc., for additional work on the drainage ditch cleaning project at South Lake Tahoe Airport, to improve snow removal operations, at a cost of \$4,475.00, to be funded by California Division of Aeronautics funds. This item was continued from October 5, 1976, as a 4/5 vote of the Board is required to approve a Change Order that exceeds 10% of the original contract amount, and only three Board members were present at the October 5, 1976 meeting.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the request was approved, and the Chairman authorized to sign Change Order No. 1.

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24-24(12)
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the report by the Director of Public Works on drainage on the Henningsen-Oetting property from the new County Government Center site, Placerville, was continued to October 26, 1976.

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323
(206-4)
At the request of the Public Works Director, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign an Agreement with El Dorado Irrigation District for relocation of a section of water line in conjunction with the Meder Road project, at an estimated cost to the County of \$1,500.00; work is necessitated due to installation of a drainage culvert proposed with the road improvement.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 12, 1976

Director of Health Services submitted for approval, an addendum to the final El Dorado County Mental Health Plan and Budget for Fiscal Year 1976-77. (Plan was originally approved 3/9/76 by Resolution No. 64-76).

On motion of Supervisor Kutter, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Lane, Walker and Kutter; No: Supervisor Johnson; Absent: Supervisor Stewart, the addendum was approved, with the provision that any proposed expansion to the Mental Health facility would have to be brought back for Board approval, and the following resolution was adopted:

RESOLUTION NO. 258-76

APPROVING ADDENDUM TO 1976-77 MENTAL HEALTH PLAN

(For contents, see original resolution)

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At the request of the County Clerk, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the following resolutions were adopted for conduct of General Election to be held Tuesday, November 2, 1976:

RESOLUTION NO. 259-76

RATE OF COMPENSATION FOR ELECTION OFFICIALS
PRECINCT BOARDS AND ABSENTEE CANVASSING BOARD

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RESOLUTION NO. 260-76

RATE OF COMPENSATION FOR ELECTIONS OFFICIALS REQUIRED
FOR TABULATION OF VOTES AT CENTRAL COUNTING PLACE

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RESOLUTION NO. 261-76

DESIGNATION OF PLANNING COMMISSION MEETING ROOM AS LOCATION FOR
TABULATION OF VOTES BY ELECTRO-MECHANICAL DEVICES

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RESOLUTION NO. 262-76

COUNTY CLERK DIRECTED TO CONDUCT CANVASS OF VOTES
CAST AT THE GENERAL ELECTION, NOVEMBER 2, 1976

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(continued)

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 12, 19 76

RESOLUTION NO. 263-76

CANVASS OF RETURNS OF VOTE, 11/2/76 GENERAL ELECTION
TO BE CONDUCTED AT COURTHOUSE, PLACERVILLE

(For contents, see original resolutions)

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17)
247
At the request of the Assessor, on motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Chairman was authorized to sign a Contract with the State Board of Equalization to have the business tax auditors of the State Board perform county audits of taxpayers' business property statements, as required under Section 469, Revenue and Taxation Code, at a maximum cost of \$500.00, and the following enabling resolution was adopted:

RESOLUTION NO. 264-76

AUTHORIZING CHAIRMAN TO SIGN AUDITING SERVICE CONTRACT
WITH THE STATE BOARD OF EQUALIZATION

(For contents, see original resolution)

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County Counsel submitted for Board's review and comment Draft No. 1 of Agreement with El Dorado Union High School District for the District's maintenance and operation of Bennett Park.

13)
On motion of Supervisor Lane, seconded by Supervisor Walker, and unanimously carried by those present, this item was continued to October 19, 1976, and the County Counsel requested to incorporate changes to paragraph 4, requiring Board approval for any changes to the existing Master Plan; paragraph 8 regarding termination notice; and clarification in line 11, page 2, relating to improvements.

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34
79-3
214-1A
100
74-3
11-25
Supervisor Lane requested that a brochure be prepared on the new Government Center, Placerville, for distribution to the State Highway Commission members and the Department of Transportation staff, emphasizing the need for Highway 50 overpass.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Assistant to the Board was requested to work with the Planning and Public Works Departments and to oversee preparation of this booklet, with funding to come from the Board of Supervisors' budget.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES _____ October 12, 19 76

34
15-17
On motion of Supervisor Lane, seconded by Supervisor Johnson, and unani-
mously carried by those present, the Chairman was authorized to sign
letters to State Highway Commission, Cal-Trans, District III, and legis-
lative representatives, re-stating the County's priority position on
the new alignment of Highway 49 from Placerville to Coloma.

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On motion of Supervisor Walker, seconded by Supervisor Johnson, and unani-
mously carried by those present, the following resolution was adopted:

RESOLUTION NO. 265-76

112
DECLARING THE WEEK OF OCTOBER 17, 1976, AS UNITED STATES WEEK
AND OCTOBER 23, 1976, AS UNITED STATES DAY

(For contents, see original resolution)

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344
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unani-
mously carried by those present, authorization was granted for placement
of a street light on Crestview Drive in the Diamond Springs Lighting
District. (Auditor's office advised funds were available.)

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83-4A
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unani-
mously carried by those present, the Chairman was authorized to sign a
letter to the County's concessionaire at Finnon Lake, requesting that he
comply with sections of the Harbors and Navigation Code relating to
flotation devices in rental boats.

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At the recommendation of the Purchasing Agent, on motion of Supervisor
Johnson, seconded by Supervisor Walker, and unanimously carried by those
present, bids were awarded as a result of bid openings held on September 27,
1976, to the low bidder in each case, as follows:

114-4
Bid No. 799, Caterpillar Maintenance Puller for Public Works Department,
awarded to Tenco Tractor Inc., Sacramento, \$1,917.50;

114-7
Bid No. 800, Washer and Dryer for County Jail to Lava-Tex Equip., Richmond,
\$3,722.63;

Bid No. 801, Portable Steam Cleaner for County Jail to Henderson Bros.,
Sacramento, \$695.80;

Bid No. 802, Clothing Lockers for County Jail, to California Office
Furniture, Sacramento, \$774.49.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 12, 19 76

80-7 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unani-
mously carried by those present, the Board waived reading of an introductory
ordinance reflecting the garbage franchise assignment to Amador Disposal
Service, Inc., and the granting of two additional options to renew for
five years each under the same terms and conditions as exist at exercise
of said option, and continued it for adoption on October 19, 1976.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unani-
mously carried by those present, the following resolutions were adopted:

RESOLUTION NO. 266-76

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY FUNDS PAID OUT
(County Ambulance and Lake Tahoe Ambulance)

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RESOLUTION NO. 267-76

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY FUNDS PAID OUT
(Welfare)

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RESOLUTION NO. 268-76

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY FUNDS PAID OUT
(Probation)

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RESOLUTION NO. 269-76

AUTHORIZING AN ACTION FOR THE RECOVERY OF COUNTY FUNDS PAID OUT
(Public Defender)

(For contents, see original resolutions)

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Director, Community Programs, submitted the recommendation of Commission
on Aging that Clara Thran and Homer Christian be reappointed for two year
terms as members at large on said Commission.

50-70 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unani-
mously carried by those present, Clara Thran and Homer Christian were re-
appointed for terms ending October 29, 1978 to the El Dorado County Commission
on Aging as members at large.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 12, 19 76

4-72
At the recommendation of the Mental Health Advisory Board, on motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried by those present, the following appointments were made to the Mental Health Advisory Board: Mr. Pat Patrick appointed to fill existing vacancy for term ending on April 30, 1979, and Ms. Judy Strain appointed to fill the unexpired term of Jeannette Porter, ending on April 30, 1978.

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3-26
Regarding the request for a proposed stand opposing Proposition No. 13, which would allow dog race gambling, the following motion made by Supervisor Kutter to oppose said proposition was seconded by Supervisor Lane, and did not carry by reason of the following vote: Ayes: Supervisors Lane and Kutter, Abstain: Supervisors Johnson and Walker; Absent: Supervisor Stewart, therefore no action was taken.

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4-35
10-01
Project Coordinator, Dorado Industrial Development Corporation, submitted a letter requesting the County Counsel be authorized to prepare required documents to establish an Assessment District to provide local matching funds in the amount of \$120,000.00 relating to application for Federal funds to develop Diamond Industrial Park.

After discussion was held, on motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, County Counsel was requested to contact bond counsel regarding the use of the 1913 Act and 1911 bond procedure for financing this project.

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30-2
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the results of bid proposals received by the Airports Director for the Fixed Base Operator at the Placerville were continued to October 19, 1976, as there had not been adequate time for review of the proposals by the Airports Director and others.

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95
Messrs. Leonard Fisk and Jerry Mensch were present, representing the State Department of Fish and Game, for discussion on their Department's proposal to include the South Fork American River within the State's Protected Waterways Program. No action was taken by the Board.

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29-2
Proper notice having been sent, hearing was held on escaped assessment for the following: Evelyn Kaldenbach, No. 5953 and Esther V. Fitzgerald, No. 5972. No protests were received and the hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the assessment roll changes were approved as presented.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES _____ October 12, _____ 19 76 _____

SPECIAL ORDERS

PLANNING MATTERS

Hearing was held as duly advertised to consider the adoption of a Community Land Use Plan for the Rescue Area of 21,300 acres.

Planning Commission recommended adoption of the Land Use Plan, including an appendix and written text, further that the Plan was based on a program formulated by the citizens in the community, while at the same time allowing growth to proceed in a rational and orderly manner, preserving the real and aesthetic values recognized by the area residents, and the Commission recommended acceptance of the Negative Declaration.

Planning Director was present and said that the Kurtz Agricultural Preserve, within the Land Use Plan, was cancelled by the Board, it is zoned AE, and it would be appropriate at this time to consider an amendment to this area.

The following persons were present and spoke on the proposed Plan:

Carl Light, Marian Foreman, Bobbie Sanford, who requested five acre zoning for their lands;

Mr. B. O. Brace, who was in agreement for five acre zone for his land;

Mr. Ken Lane, who spoke in opposition to the Plan and requested lands be left in Agricultural zone;

Mr. Ralph Gerke, stated that the written text was in conflict with the map, specifically page 9, 2b, relating to 20 acre parcels and map does not show any 20 acre parcels;

Mr. Meredith, opposed to changing Agricultural lands and wishes his property to remain in Agricultural zone;

Mr. Richard Hilton, Glen Williams Engineers, requested that the B. O. Brace lands be excluded until everything has been worked out with Planning regarding his proposed subdivision;

Mr. Hardin, opposed to the Plan, wants lands left in Agricultural zone;

Mr. Tom Snider, representing Mrs. Kurtz, requested that lands be considered for five acre zone, with portion to be in 10 acre zone.

Several people were afforded the opportunity to speak a second time, and the Chairman closed the public hearing.

After discussion was held, on motion of Supervisor Lane, seconded by Supervisor Kutter, and unanimously carried by those present, the matter was referred back to the Planning Commission for comment specifically on the proposed designation for the Kurtz property, and those properties that fit the "20 acre" policy statement on page 9, 2b, of the accompanying text, and to be brought back to the Board for their hearing on November 9, 1976.

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STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 12, 1976

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board directed that the rezoning request of Lillie Mae Cates, Pleasant Valley Area, from U to CP, .45 acre, be readvertised for hearing as the applicant had requested zoning from U to C; and the Board further waived the reading of introductory rezoning ordinances and set the hearings thereon for October 19, 1976, at 2:00 p.m., as follows:

<u>Area</u>	<u>Petitioner</u>	<u>From</u>	<u>To</u>	<u># Acres</u>
Meadowbrook	John H. Cox	A	RE	10.47
Camino/Cedar Grove/ Pollock Pines	Eugene Harper, Lutheran Church of America	R1 & C	CP	1.188

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GENERAL ORDERS

Program Developer, Legal Center for the Elderly, submitted for approval and comment, a proposal for 1977, Area IV funding of the Placer/El Dorado County legal services program. The accompanying narrative stated that the Area IV Legal Services Program would supplement the CETA program, and in Placer and El Dorado Counties two attorneys, two paralegals and two legal secretaries would be hired for this program.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, the program was approved with the stipulation that CETA funding is to come from the State, and not from El Dorado County.

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2:30 p.m. this date, being the time advertised to hold bid opening for proposed garbage franchise in the Kirkwood Lake Area, and no bids were received.

At the recommendation of Deputy County Counsel, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board authorized that negotiations be carried out by the Environmental Health Department with the refuse collector who serves the vicinity of Kirkwood Lake Area.

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Continued hearing from October 5, 1976 was held to consider the proposed ordinance establishing a Timber Preserve Zone (TPC).

Mr. Omer McGee was present and stated that he felt two existing parcels should be allowed two houses by right, further he took exception to E(d) requiring boundary locations, etc. No other protests were presented, and after discussion was held the hearing was closed.

(continued)

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 12, 19 76

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

ORDINANCE NO. 1699

ESTABLISHING TIMBER PRESERVE ZONE DISTRICT
(Chapter 4, Section 9432)


(For contents, see original ordinance)

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There being no further business, the Board adjourned to Tuesday, October 19, 1976, at 9:30 a.m.

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APPROVED


Franklin K. Lane, Chairman

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

By: Connie A. Peterson
Deputy