

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 8, 1977

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

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The Pledge of Allegiance to the Flag was led by Amelia McAnnally, County Auditor/Controller.

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On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Agenda was adopted after the removal of two items (12 and 13), and the continuation of another item (21) to February 22, 1977.

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On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried, the Minutes of January 25, 1977, were approved as submitted.

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On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the following "Consent Calendar" matters were considered and acted upon as follows:

Warrant Register Claims for El Dorado County and Community Action Council Claims were approved and allowed for payment.

Board approved 26 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated February 8, 1977; copies of which are on file in the Board of Supervisors Office, beginning with the name of Katherine Mullan and ending with the name of Jay Oliver West.

Budget Transfers were approved as follows:

| <u>DECREASE</u>  | <u>INCREASE</u>          | <u>AMOUNT</u> | <u>PURPOSE</u>           |
|--|--------------------------|---------------|--------------------------|
| El Dorado Justice Court  | - Budget Transfer No. 60 |               |                          |
| 92-1020 Extra Help   | 92-1030 Overtime         | \$100.00      | For overtime to catch up |
| Assessor's Department  | - Budget Transfer No. 59 |               |                          |
| Utilizing excess funds in Fixed Assets (92-3370) in the amount of \$239.55 to purchase a printing calculator |                          |               |                          |

The Chairman was authorized to sign Releases of Lien discharging all property encumbered by the Agreement to Reimburse County for Public Assistance as recorded in the Official Records of El Dorado County as follows:

(Continued)

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| <u>Name</u>                      | <u>Volume and Page</u> |     |
|----------------------------------|------------------------|-----|
| Mark Alan Hughes aka Mark Hughes | 1439                   | 465 |
| Virgil R. Scott                  | 1111                   | 578 |
| David Cramer                     | 1111                   | 571 |
| Ray Montgomery                   | 1066                   | 592 |
| Melvin Knight                    | 1329                   | 519 |
| Steve Penley                     | 1203                   | 733 |
| Juliet Johnson                   | 972                    | 13  |
| Lorna A. Titeca                  | 1384                   | 238 |
| Cindi Stone                      | 1449                   | 574 |
| Maria E. Albin aka Maria Albin   | 1449                   | 570 |
| Phyllis J. Summerson             | 1363                   | 735 |
| Bruce Cornwell                   | 1238                   | 29  |
| Ronald Sidney Allison            | 1046                   | 121 |
| Thomas F. Yurkovic               | 1144                   | 377 |

42-5  
The Board authorized the release of a cash deposit in the amount of \$486.00 being held to secure faithful performance of subdivision agreement for The Highlands, Unit No. 3, as recommended by Assistant Director of Public Works.

1-1-1  
Board approved the Treasurer/Tax Collector's request to destroy cancelled 1911 Bond coupons, pursuant to Government Code.

53  
At the recommendation of County Counsel, the Board denied the Claim submitted by Attorney Peter A. Tomaino on behalf of Larry Hernandez in the amount of \$5,000.00 for personal injuries.

LHR 308-2  
The Board commented favorably on the El Dorado County Probation Department's application through the Sierra Planning Organization for grant funds for the State Offender Diversion Project, as required by AB 3121.

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7-3-76  
The Board considered Capital Outlay matters, and at the recommendation of the Architect, on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the following action was taken:

Chairman was authorized to sign Change Order No. 2, decreasing Contract C, Carpeting, by R95.00, Change Order No. 3, increasing Contract F.5, Draperies, by \$974.00, and Change Order No. 2, increasing working days by 15 for Contract H.1, Plaques; as well as Notices of Completion for the following contracts: Contract E - Site Development; Kitchen Equipment; Pedestal Floor; and Millwork; for Contract F.3 - Space Dividers; and Contract F.4 - Chalk and Tackboards: all of the aforementioned documents pertain to the County Government Center, Placerville.

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12-1-77  
On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board ratified the Chairman's signature on a letter dated February 1, 1977, which was sent to the County Public Attorney's Association regarding their salary requests and negotiation meetings.  
(Continued)

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(123)  
LHR 124-3 At the recommendation of the Assistant to the Board, on motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board waived the salary ordinance regulations and authorized the appointment of an Associate Engineer in the Public Works Department at Range 66, Step C.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried, the request for a salary increase for the Deputy Public Guardian and Assistant Veterans Service Officer, was continued to February 15, 1977.

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(124)  
LHR 21-8a At the recommendation of the Airports Director, on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign the following renewal leases for advertising space in the South Lake Tahoe Airport Terminal Building: with "The Dory's Oar" for approximately 29" x 46" of wall space at an annual rental of \$300.00 commencing February 1, 1977; and with Larry Surano dba Pacifica Lodge and Tahoe Hacienda Motel for wall space approximately 35" x 54" for an annual rental of \$750.00 commencing February 1, 1977.

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The revised ordinance relating to fees for impounding animals was removed from the Agenda when the Agenda was adopted.

LHR 22-6  
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(125)  
AP The request of Mrs. Paul Skarry for a Special Use Permit for the placement of a mobilehome on her property in the Pleasant Valley area for medical hardship, was removed from the Agenda when the Agenda was adopted.

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(126)  
On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the proposed amendments to the Bylaws of the Regional Council of Rural Counties submitted by the President of the Council for Board review prior to consideration by the Board of Directors on February 16, 1977, were approved as submitted.

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(127)  
Communication was received from the Curator, El Dorado County Historical Museum, requesting the Board assign future responsibility for the Bayley House to the El Dorado County Recreation Commission.

On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried, the Recreation Commission was designated as an Advisory Board for the restoration and the planning for recreational uses of the Bayley House, and said Commission was granted the authority to appoint an ad hoc committee to work with them in this respect.

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LHR 101  
174  
Communication was received from the U. S. Department of Agriculture, Tahoe National Forest, requesting comments on their proposed annual program for vegetation management in tree plantations for 1977.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the matter was referred to the Agricultural and Environmental Health Departments for comment and report back in two weeks; February 22, 1977.

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1717  
Communication was received from the California State Attorney General requesting he be supplied with a schedule of events leading to adoption of a County Solid Waste Management Plan by March 15, 1977.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, County Counsel was instructed to revamp the status report submitted by the County Environmental Health Director into a letter response to the Attorney General and to the State Solid Waste Management Board, for the Chairman's signature, and the Board waived formal bidding procedure and awarded the contract to low informal bidder, Ace Copy, in the amount of \$1400.00 for printing 400 booklets of said Solid Waste Plan.

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(111-2)  
1111  
Communication was received from Junius Finke requesting that he be granted access to his land-locked property from Black Bart Avenue and Pioneer Trail in Lake Tahoe.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board adopted as their official position, the comments submitted by the Assistant County Counsel to the effect that it is probable that Mr. Finke has "legal" access in the sense that he has a private prescriptive right of access to his lots over the abandoned portion of Pioneer Trail because of his historic use of that access, but that the County is not in a position to provide a document evidencing that right; and due to Mr. Finke's absence, the Board directed that he be advised that he was appropriately notified by letter dated January 26, 1977, that the Board would be considering his request on this date.

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## SPECIAL ORDERS

## PLANNING MATTERS

285-109-76  
390-9a  
Hearing was continued from September 14, 1976, to this date to consider the possibility of rezoning lands in the American Flat/Spanish Flat/Bear Creek area from Agricultural to Estate Residential 10-acre zone; said lands comprising approximately 4,475 acres (See pages 469-470 of Minute Book 17).

Mr. Donald Guerness was present and opposed to the rezoning to RE-10 stating that he had applied for and proceeded through the process of (Continued)

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rezoning his lands to Agricultural, and he believed that the arbitrary rezoning of his lands now to RE-10 would be an unconstitutional act by the Board: the RE-10 zone being a more restrictive zone than Agricultural. There was no other opposition, and the Hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Todd, Kutter, and Stewart; Noes: Supervisors Walker and Johnson, the rezoning to RE-10 was approved; the Board having found it to be in conformance with the General Plan, and that the Negative Declaration was previously filed on the rezoning to Agricultural, and Ordinance No.1759 was adopted accordingly.

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The Sacramento Safety Council's request for an \$18,000.00 contribution from El Dorado County as this County's equal share toward the construction of a Safety Center in Sacramento was put over until February 22, 1977, at 11:45 a.m., at the request of said Council, when the Agenda was adopted.

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There being no further business, the Board adjourned to Tuesday, February 15, 1977, at 9:30 a.m.

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

By:

Ann H. Macy  
Deputy

APPROVED:

William H. Johnson  
Chairman