

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 7, 1977

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

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The Invocation was offered by Supervisor Lloyd R. Kutter.

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

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Elbert H. Gray, Appraiser III, Assessor's Department, was presented a plaque by the Chairman and congratulated by the Board members upon his retirement after 18 years of County service.

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The Agenda was adopted after Item 23 was continued to June 21, 1977, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present.

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The Minutes of May 31, 1977, were approved as submitted, on motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present.

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On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, 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.

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Board approved the following resolutions prepared and submitted by County Counsel Authorizing an Action for the Recovery of County Funds Paid Out for the respective County Departments or Service Areas: RESOLUTION NO. 124-77 for County Ambulance; RESOLUTION NO. 125-77 for Welfare Department; RESOLUTION NO. 126-77 for Public Defender; RESOLUTION NO. 127-77 for Probation; RESOLUTION NO. 128-77 for Mental Health; and RESOLUTION NO. 129-77 for County Airports.

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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:

<u>Name</u>	<u>Volume and Page</u>	
Maurice Harper	779	290
Harold Ziebold	1480	719
Mrs. C. Berti and Carl A. Berti	1320	457
Carl Berti and Debbie Berti	1340	130
Margie L. Horst	1480	732
Jean C. Pryor	1491	311
Margaret Knight	1466	317
Chris M. Mazurek and Joan Williams	1449	584
Sandra and Ronald Caudillo	932	12
Ronald Caudillo aka Ron Caudillo	1245	121
Dwight Grundy	1435	694
Mrs. Tina Gadow aka Tina L. Gadow	1144	379
Dale Delucchi	1357	447
Betty Jo LaTella	1309	573
Betty Jo LaTella	1314	767
Larry Shull	1094	157
Alice Brassfield	1480	734
Renee Dias	1393	513
Douglas R. Schumucker	1449	593
Adelaida Ajax aka Idela Ida Ajax	1125	180

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Board denied Claims submitted by Attorney Neil B. Leonard on behalf of Gabriel Huli Ahulau for personal injuries in the amount of \$62,000.00, and for Judity Scott Lytle for personal injuries in the amount of \$62,000.00, as recommended by County Counsel.

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At the recommendation of County Counsel, the Board denied a Claim on behalf of Janet Campbell for personal injuries in the amount of \$150,000.00, and another Claim on behalf of Timothy Campbell for personal injuries in the amount of \$150,000.00.

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At the recommendation of the Purchasing Agent, the Board approved the specifications and authorized the Purchasing Agent to advertise for bid opening on June 20, 1977, with award by the Board on July 5, 1977, for Bid No. 876, Crushed Aggregate for Public Works Department.

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27-11 On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Chairman was authorized to sign the Agreement with Al's Tropical Plant Rentals, Sacramento, to provide all labor and materials for interior plantings for the new County Library, Fair Lane, Placerville, after an insurance clause has been added under "Special Conditions".

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27 At the request of County Clerk, on motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, the Board determined to act as the 1977 County Board of Equalization; declared their intent to adopt the Property Tax Rules and Regulations; and assigned to the Clerk the responsibility for determination as to complete or incomplete applications.

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27 On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, the Clerk was authorized to publish notice of time for filing Applications for Equalization in El Dorado County.

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27 The Board then informally set an organizational meeting for the County Board of Equalization to select a Chairman and Vice Chairman, and to adopt the Property Tax Rules and Regulations on June 21, 1977, at 9:45 a.m.

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198-1 County Clerk/Registrar of Voters presented the costs of special election for a Tax Rate/Lease Authorization measure held for the El Dorado Union High School District on May 31, 1977, plus a Statement of Cost of publications for called special election to fill a vacancy on the Governing Board for the Pollock Pines School District --(no election was held by reason of only one candidate filing for office).

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the costs were approved, and the Statements of Costs were placed in the Board's records.

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31-33 At the request of the Airports Director, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the County Auditor was authorized to sign the State Division of Aeronautics-Cal Trans Grant Application indicating that the amount of \$12,318.00 in matching funds are in the Airports Budget for the Taxiway Reconstruction Project at the Lake Tahoe Airport.

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21-8 At the request of the Airports Director, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Chairman was authorized to sign a letter to Nevada Car Rentals terminating their Office Space Lease in the Lake Tahoe Airport Terminal Building effective July 7, 1977, since the space is now needed by the Airports Department for a new photocopy machine.

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30-2 Airports Director submitted results of the bid opening held on June 2, 1977, for the Fixed Base Operation at the Placerville Airport; bids having been received from David K. Sparks, Brigham City, Utah; Altair Aviation Corporation, Sacramento; and Gilbert's Flight Service, Delano, Ca.

The Airports Director submitted a summary of the proposals received, and recommended that the County enter into a Lease Agreement with Mr. David K. Sparks for the Placerville Fixed Base Operation.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and carried by the following vote: Ayes: Supervisors Stewart, Kutter, and Johnson; No: Supervisor Todd, the bid was awarded to David K. Sparks, Brigham City, Utah (he will relocate his family to Placerville), and the Chairman was authorized to sign the Lease Bid document wherein Lessee shall pay the County \$500.00 minimum monthly rental or 5% of gross sales, whichever is greater each month, and shall pay Tiedown Fees: 50% transient and 50% monthly.

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21-7 On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, Board continued Advertising Space Lease with Nephele for space in the Lake Tahoe Airport Terminal Building, to June 14, 1977.

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-1 Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried by those present, authorized the increase in pipeline size from 2" to 6", in connection with the Georgetown Airport Construction Project for the Runup Pad and Wash Rack, and the County Auditor/Controller was authorized to determine from where the extra funds (approximately \$2,000.00) will come.

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(22)
80% Director of Health Services submitted a recommended policy for adoption by the Board relating to revenues generated by non-profit organizations who are also receiving County contributions.

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, the following policy was adopted:

1. That all revenues received from direct services rendered under the contract be used solely for the purposes of the contract budget approved by the Board of Supervisors.

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2. That revenues from donations and other non-contract-related activities not be viewed as revenue to offset the County-supported programs. These funds should be accounted for separately and not comingled. A financial statement of these funds shall be included in the proposed budget.
3. That each corporation submit a proposed as well as a final budget for its entire operation as depicted in Exhibit A (form attached to letter). The proposed budget, to be submitted in the Spring, would include estimations of expenditures, revenues and cash balances (i.e., a financial statement) for the current year. The final budget, to be submitted in July, would depict actual expenditures, revenues and cash balances of previous fiscal years, including the fiscal year just completed.
4. That if, during the course of the year, it appears that the revenues generated within the contract will exceed the expenditures significantly, then the corporation would have the following options: (a) to submit a revised budget describing how the increased revenues would be used to augment or expand their program for formal approval by the Board of Supervisors, or (b) to return all excess funds to the County at the end of the fiscal year, except as below.
5. That in order to assist contractors with cash flow problems, the Board of Supervisors may choose to approve a reserve fund of the non-profit corporation. Funds for these reserves must be deposited in a separate account. No State or County match funds can be used as reserves. Reserve funds should not be shown in Short-Doyle or Alcoholism budgets submitted to the State. A limit of \$5,000 for reserve accounts is established, subject to change by the Board of Supervisors. Reserve accounts shall be subject to audit.

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Director of Public Works submitted letter requesting authorization to advertise for bids for construction of the County Government Center Access Road (Ray Lawyer Drive), with bid opening on June 23, 1977, and award by the Board on June 28, 1977, at an estimated cost of \$460,000.00, and also requesting authorization to prepare a separate contract for installation of street lights, with the funding to come from the 1977-78 budget.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, advertising was authorized as requested.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board authorized the preparation of a separate contract for the installation of street lights along the access road: Ray Lawyer Drive.

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Executive Director, Community Action Council, submitted letter requesting authorization to employ up to ten Summer Youth Employees to conduct a County-wide human services needs assessment to aid in preparation of a Multi-Year Planning document for submission to the State by August 31, 1977, and authorization to utilize the Data Processing computer to
(Continued)

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compile the data collected.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and carried by the following vote: Ayes: Supervisors Stewart, Kutter, and Todd; No: Supervisor Johnson, the Board found no objection to the Community Action Council's approach, and authorized them to proceed.

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Assistant to the Board submitted the Fiscal and Management Audit Report of the County's Manpower Programs for 1974-75 and 1975-76, performed by the Audit Division of the State Employment Development Department.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the Audit Report was acknowledged and placed on file.

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Voluntary Action Center of South Lake Tahoe submitted letter requesting consideration of an interim funding in the amount of \$5,040.00 for their agency's Court Referral Program for minor offenders for the period June through December 1977, if a funding allocation is not forthcoming from the City of South Lake Tahoe.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the request was approved, with funds to be taken from the Contingency Fund.

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On motion of Supervisor Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board continued to June 21, 1977, the revisions to the El Dorado County Fair Association By-Laws which were submitted for approval by the Secretary/Manager, El Dorado County Fair Association, Inc. The Board then, informally, requested County Counsel to review the By Laws, together with the Articles of Incorporation.

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On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, Board removed from Agenda the request of Mr. Norman Gwinnup for authorization to place on his 10 acres, a 570 square-foot mobilehome, which is 30 square feet less than the requirement.

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Commission on the Status of Women submitted a letter requesting authorization to distribute a letter and questionnaire regarding employment conditions to all County employees with their next paycheck.

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The motion of Supervisor Kutter, seconded by Supervisor Todd to refer the request to the Assistant to the Board to work out a plan with said Commission to secure the information desired, was amended by Supervisor Stewart, and seconded by Supervisor Todd, to instruct the Assistant to the Board to also contact the Employees Association Union and fully inform them of the contents of the questionnaire in order that they may submit comments and/or criticisms. The Chairman called for the vote on the amendment to the motion, and it was unanimously carried by those present. The Chairman then called for the question on the original motion, and it was unanimously carried by those present.

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132 City of South Lake Tahoe submitted for approval, their appointee Barbara Radke as the third committee member to the Building Permit Review Committee at South Lake Tahoe, and two alternates; David Kurtzman and Paul DeLeon.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried by those present, the Board approved the appointments.

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22-0 Lake Tahoe Humane Society, Inc., submitted a letter requesting authorization to utilize the Public Works Department's fueling station for gasoline for their vehicles inasmuch as they are having security problems with their large gasoline holding tank.

After consideration, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board requested that before they approve or disapprove this request, that the Society try to locate another source to supply this service, or that they consider the installation of an underground tank.

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SPECIAL ORDERS

PLANNING MATTERS

285 88-77
370-72 Hearing was held as duly advertised on the rezoning of lands in the Missouri Flat area from Agricultural to Single Family One Acre Residential, petitioned by Elizabeth M. Barringer, consisting of 8.07 acres. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The proposal is in conformity with the existing County General Plan;
2. Access is provided by County road frontage (El Dorado Road);
3. The property is in the El Dorado Irrigation District; Sewage Disposal will be by septic tank (Environmental Health stated percolation test rate was typical of the area); and fire protection would be by the Diamond Springs Fire Department.

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There were no protests, and the Hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board concurred in the findings of the Planning Commission; accepted the Negative Declaration; and ORDINANCE NO. 1791 was adopted rezoning said lands in the Missouri Flat area.

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285-37 77
370-92
Hearing was held as duly advertised on the rezoning of lands in the Garden Valley area from Unclassified to Commercial, petitioned by Robert and Laraine Rolfe, consisting of two acres. Planning Commission recommended approval, and the Planning Director enumerated the following findings of Commission:

1. The proposal is in conformity with the existing General Plan;
2. The property is presently used for commercial establishments;
3. Access is provided directly from a County road; and,
4. The following services exist: Water - Georgetown Divide Public Utilities District; Sewage Disposal - Septic Tanks; and, Fire Protection - Garden Valley Fire Protection District.

There were no protests, and the Hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, the Board concurred in the findings of the Planning Commission; accepted the Negative Declaration; and ORDINANCE NO. 1792 was adopted rezoning said lands in the Garden Valley area.

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116-63
Hearing was held to consider the request of Robert D'Agostini, Administrator of the Estate of John D'Agostini, for cancellation of a portion of Agricultural Preserve No. 65, consisting of 127.147 acres; notices of the hearing having been sent to other owners of Preserves within one mile. The Agricultural Commission recommended denial based upon the view that arbitrary cancellations of portions of preserves, or preserves, are contrary to the intent of the California Land Conservation Act (Williamson Act). The County Assesor submitted the calculated cancellation fee for Parcel No. 46-080-69 (parcel considered for cancellation) in the amount of \$8,750.00; being 50% of the cancellation value of \$17,500.00 of said parcel. The Planning Commission recommended approval of the removal of 127.147 acres form Agricultural Preserve No. 65 for the following reasons:

1. The parcel in question is not necessary for the continued production of food and fiber in the County;
2. The parcel has natural boundaries, severed by a road;
3. The cancellation would not be incompatible with the Williamson Act since the remaining portion of the land would be kept intact; and,
4. The Commission recognizes the need to pay inheritance taxes by the family due to the death of John D;Agostini as this would allow his son to carry on the primary agricultural operations; a turkey ranch and walnut orchard.

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On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Stewart, Johnson, and Todd; No: Supervisor Kutter; Absent: Supervisor Walker, the Board concurred with the findings of the Planning Commission, and authorized the cancellation of Parcel No. 46-080-69 from Agricultural Preserve No. 65, having found that this would be in the public interest and would not be inconsistent with the objectives of the Williamson Act, and upon the payment of the \$8,750.00 cancellation fee.

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282-777
Hearing was held to consider the Appeal filed by Hans Hanson on behalf of Mr. and Mrs. Robert Williams, on the Planning Commission's selection of Option No. 1, as a condition for approval of Parcel Map No. 77-74 in the Wentworth Springs Road area near Uncle Tom's Cabin.

Mr. Hans Hanson was present and advised the Board that the objection to option No. 1 was the RA-40 zoning; that he was a potential purchaser of a portion of the property, and that if it carried the RA-40 zoning he would be unable to ultimately divide the property to leave a parcel to each of his two heirs.

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

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, the Board denied the Appeal and upheld the Planning Commission's selection of Option No. 1 as a condition for approval of Parcel Map 77-74.

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El Dorado County Association of Civil Engineers, Land Surveyors, and Geologists submitted for consideration proposed changes to four areas of the Minor Land Division Ordinance adopted on April 26, 1977.

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Deputy County Counsel commented on the proposed changes and, generally, approved the recommendations for revisions to the Ordinance.

After consideration, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board approved Deputy County Counsel's recommendations for use in the preparation of an ordinance amendment.

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(115)
57-4
At the recommendation of the Assistant to the Board, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board waived Salary Ordinance rules to permit the appointment of Wendy Reid as Senior Planner, Planning Department, at Step C.

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426-4
On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, the Board adopted RESOLUTION NO. 130-77 expressing appreciation for public service rendered by Judge Ralph E. Cole as Judge of the Justice Court for the Georgetown Judicial District from March 1974 to January 1977.

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22-1
On motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried by those present, the Board approved a form Contract for use in employing doctors to treat pregnant patients at South Lake Tahoe, referred by the County; said Contract is contingent upon the receipt of the \$75,000.00 State grant.

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55-6
On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board directed the Assistant to the Board to send telegrams to the Executive Director, State Employment Development Department, requesting an allocation for CETA Title VI Operation through September 30, 1978, in the amount of \$4,492,826; requesting an obligational authority of \$465,287.00 for a 6-month period commencing May 3, 1977; and requesting an advance of \$510,000.00 against said obligational authority; and (2nd telegram) requesting an allocation for CETA Title II Operation through September 30, 1978, in the amount of \$1,931,988; requesting an obligation authority of \$238,008.00 for a 6-month period commencing May 13, 1977; and requesting an advance of \$120,000.00 against said obligational authority.

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On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board set a Policy Review Session for June 29, 1977, at 9:00 a.m. to consider a proposed ordinance relating to wells and well drilling.

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27-4
On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the Board directed that the Director of the Alcoholism Council of the Sierra Nevada be apprised of the inability of the County Auditor/Controller's Office to obtain records of the Sierra Council on Alcoholism, Inc. in order to perform an audit for the Fiscal Year ending June 30, 1976, and advised that unless this condition is rectified by the Executive Officer so that an audit can be performed, there will be no contract.

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370-18
On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board adopted Emergency ORDINANCE NO. 1793 amending and adding certain sections of the Building Allocation Ordinance relating to South Tahoe Public Utilities Discharge Problems.

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The Chairman adjourned the meeting to Monday, June 13, 1977, at 7:00 p.m. for a Continued (Adjourned) Meeting for a noticed Hearing on the adoption of the Shingle Springs Area Plan.

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

APPROVED: William D. Johnson
Chairman

By: Carl A. Kelly
Deputy