

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES June 14, 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 Reverend Read Chatterton, El Dorado Community Church.

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

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The Agenda was adopted, with one addition, on motion of Supervisor Kutter, seconded by Supervisor Stewart, 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 the Community Action Council Claims were approved and allowed for payment.

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Budget Transfers were approved as follows:

<u>DECREASE</u>	<u>INCREASE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
<u>Budget Transfer No. 153 - County Fish and Game Committee</u>			
92-2230 Spl. Dept. Exp.	92-3370 Fixed Assets	\$1,325.00	10 radio collars & a radio receiver

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Budget Transfer No. 151 - Sheriff's Department

2-202 Special Enforcement	2-202		
92-1020 Extra Help	92-3370 Fixed Assets	\$7,500.00	To purchase 3 cu.ft. air compressor and a radar unit

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The Board approved 39 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated June 14, 1977, commencing with the name of Myrtle Walker and ending with the name of Janet Page Moreno.

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58 At the recommendation of the County Counsel, the Board denied the Claim submitted by Attorney William K. O'Brien on behalf of John Falvey as guardian of Cecilia J. Falvey, a minor, for personal injuries in the amount of \$150,000.00.

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247 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:

<u>Name</u>	<u>Volume and Page</u>	
Bernard P. Buck	367	368
Ida Wakelee by George M. Smith, Conservator	1222	724

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74-38(12) On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board approved the Architect's recommendation to purchase wall carpet for the Veterans Service Officer's Office in the amount of \$1,700.00, from Barwick Wallcraft, and also to purchase drapes for the Service Unit and Assessor's Offices in the amount of \$245.00.

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(115) 122-1 On motion of Supervisor Stewart, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Stewart, Kutter, and Todd; No: Supervisor Johnson, the Board, after consideration of the Chief Building Inspector's request for a salary increase to \$1,874.00 per month, voted that their be no change in his salary.

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21-800 At the recommendation 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 Advertising Space Lease with Nephele for space in the Lake Tahoe Airport Terminal Building, at a rental of \$518.00 per year, commencing June 15, 1977.

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21 m.p. Airports Director submitted results of bid opening held June 6, 1977, for the paving project at the Placerville Airport. On motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried by those present, the Board referred the matter to the Auditor and to the Board Assistant to see what they could work out regarding funds for this project. Later in the meeting, the matter was brought up again; the funding having been worked out, and on motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried by those present, the contract was awarded to low bidder, A. Teichert & Son, Inc., Sacramento, in the amount of \$16,439.50

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22-42
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At the recommendation of the Director of Health Services, on motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, RESOLUTION NO. 132-77 was adopted designating the Environmental Health Division of the Health Department as the enforcement agency for the Solid Waste Management Program, and designating the Board of Supervisors as the Hearing Panel, exclusive of the Cities of Placerville and South Lake Tahoe.

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(25)
Director of Health Services submitted a request for approval to conduct a hydrologic survey in conjunction with the Planning Department's preparation of the area land use plans.

On motion of Supervisor Kutter, seconded by Supervisor Stewart and carried by the following vote: Ayes: Supervisors Stewart, Kutter, and Todd; No: Supervisor Johnson; Absent: Supervisor Walker, the request was approved.

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22-1
Director of Health Services submitted letter requesting an increase in the Crippled Children Services budget in the amount of \$7,500.00 as matching funds for said Services.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the request was approved, with the understanding that monies shall come from another line item in the Health Department's budget.

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249-2
Treasurer/Tax Collector submitted letter from Edward F. Lamp requesting relief from penalties on taxes, due to reasonable cause and circumstances beyond the assessee's control.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the relief from penalties was authorized, pursuant to Revenue and Taxation Code, Section 2617.5 and 2617(B).

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30-7
Director, Community Programs, submitted letter containing the recommendation of the Commission on Aging that one-time only funding in the amount of \$6,719.00 be made available through the Area 4 Agency on Aging, be allocated for use to continue one paralegal slot at South Lake Tahoe for the period June 1, 1977, through December 31, 1977, and the remainder to be used for gas, oil, and maintenance on one senior bus for the Transportation Program.

On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the allocation of funds was approved as recommended.

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281 Assistant to the Board submitted results of proposals received for the conduct of the General County Audit, including the special State Report required of the Child Support System; Airport Concessionaires; and Fixed Base Operator, and recommending the Chairman be authorized to sign the contract with the low bidder.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Chairman was authorized to sign the Contract with Bartig, Basler & Ray, low bidders, in the amount of \$10,725.00.

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75 At the recommendation of the Assistant to the Board, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, RESOLUTION NO. 133-77 was adopted authorizing the Chairman to sign the Contract with the California Highway Patrol for Abandoned Vehicle Abatement for Fiscal Year 1977-78, in the amount of \$18,000.00.

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94-87 At the recommendation of the Purchasing Agent, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Chairman was authorized to sign Agreement with John Davies for placement of vending machines in the Government Center at South Lake Tahoe, as his was the only proposal received, and wherein the Contractor agrees to pay the County a commission of 10% of the gross sales from each vending unit.

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87 The Board informally withdrew the request of Norman Gwinnup for authorization to place on his 10 acres, a 520 square foot mobilehome, which is 80 square feet less than the minimum requirement, as requested by Mr. Gwinnup.

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Supervisor Kutter submitted a request of the Four Corners Land Owners Association that ordinances prohibiting camping in residential areas, and specifically at Lake Arrowbee, be strictly enforced.

125 (61)02 On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, the matter was referred to the District Attorney to resolve.

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22 On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the Board authorized the loan of one office equipment table, one portable minor surgery light, and one sterile instrument cabinet to Georgetown Divide Health Care Council, with the understanding that it be returned when needed by the County, or when it is no longer needed by the Health Care Council.

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At the recommendation of the Purchasing Agent, on motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, as a result of bid openings on May 31, 1977, the Board awarded the bids as follows:

114-3 Bid No. 857 - Rejuvenating Agents for Public Works Department - was awarded to sole source vendors, Teichert Tectonics, Sacramento, for Gilsonite at \$250.00 per ton, and for Gilsabind at \$282.00 per ton, and to Sheldon Oil Co., Suisun, for Reclamite at \$157.60 per ton.

and the following bids were awarded to low bidders in each case:

114-1 Bid No. 858 - Culverts, Couplers, Guard Rails and Grates for Public Works Department - awarded to Pittsburgh-DesMoines Steel for \$7,672.03

114-3 Bid No. 859 - (a) Dust Oil for Public Works Department - awarded to Teichert Tectonics, Sacramento, for \$46,656.00
(b) Emulsified Dust Oil for Public Works Department - awarded to Sheldon Oil Co., Suisun, for \$44,889.60

114-3 Bid No. 860 - Liquid Asphalts for Public Works Department for F.Y. 1977-78 - awarded to Chevron USA Inc., Oakland, for \$227,328.00

114-1 Bid No. 861 - Coarse Salt for Public Works Department - awarded to Leslie Salt Co., Newark, for \$4,311.00

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51 On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board appointed Ken Milam, Planning Director; G. Arthur Cort, Director of Public Works; and Steve Walker, Director of Environmental Health, to the Joint Technical Advisory Committee on future development of Kirkwood Meadows.

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101 At the request of the U. S. Forest Supervisor, on motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the Chairman was authorized to sign Project Agreement No. 11 to the Forest Development Road Cooperative Agreement for Peavine Ridge Road.

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23 (22-90) Communication was received from the Interim Chairman, South Lake Tahoe Health Council, submitted for review and consideration, proposed ByLaws and Membership List for said Council.

After consideration, on motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board amended Sections 4 and 5 of the ByLaws specifically to require ratification of the Board of Supervisors of nominations by the Council to fill vacancies of unexpired terms; and that actions of the Council shall be by the majority of the total Council (one-half membership, plus one).

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(23)
74-800 City of South Lake Tahoe presented drawings of the proposed landscaping of the City Administrative Center in South Lake Tahoe.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried by those present, the drawings of the projected landscaping were approved as presented.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board authorized that the Library at South Lake Tahoe be painted as soon as feasible, and that the color be coordinated with City Hall.

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124 Jean Tindel, Chairwoman, Advertising Council for the County Chamber of Commerce, presented the County's display model for the State Fair this year; and also requested that the Board consider erecting a sign in front of the former County Office Center directing visitors to the County Museum.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the display model was approved as presented, and the Chairman was authorized to sign the Agreement with Skidmore Displays, Inc., in the amount of \$4,000.00.

On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the Department of Public Works was requested to construct a road sign to show the direction to the County Museum from Cold Springs Road.

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Proper notice having been sent, hearing was held on escaped assessment for El Dorado Hills Golf Corporation. No protests were presented and the hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the assessments were approved to be placed on the Assessment Rolls, for Assessment Roll Nos. 8028; 8029; 8030; and 8031.

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SPECIAL ORDERS

PLANNING MATTERS

232-677
The Chairman opened the hearing which had been continued from May 31, 1977, on the Appeal filed by the Ajapa Yoga Foundation, Inc. on the Planning Commission's granting of a Special Use Permit for a meditation retreat on Paso Diablo Road, Placerville, with the condition that no more than 15 people be allowed on the premises at any one time. (See Minute Book 18, Pages 230-231)

(Continued)

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Attorney David Combella was present on behalf of the Ajapa Yoga Foundation, Inc. and expressed the opinion of the Foundation that once the Appeal was withdrawn, there was no Appeal before the Board. He further stated that it was his belief that the Board had no jurisdiction in this case.

Harry Ludlam, a resident of the area, stated that the Uniform Building Code refers to a "family" as a group of not more than five persons who need not be related by blood or marriage, living together in a dwelling unit. (See Minute Book 18, Page 230, re: "family")

Others present and opposed to the Appeal were: Bob Nelson; Roland Cook, who spoke of the deteriorating effect of numbers of people on the access to the property which is by a steep, rocky road which crosses a narrow bridge; Josh (?) Vervalle, who requested that the Board declare that they have jurisdiction in this matter, or else turn the matter back to the Planning Commission for another hearing.

At this point the Deputy County Counsel advised the Board that she did not believe that the Board would have a good case, insofar as jurisdiction is concerned. The Board then recessed for an executive session with Deputy County Counsel.

The Board reconvened and the Chairman declared that the Board would take no action on this matter.

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At the recommendation of the Planning Commission, on motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, the request of the Engineer for Pilot Hill Estates Unit No. 3 for a variance to the grade requirements for roadways as required in the County's Draft Design Manual, was approved.

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GENERAL ORDERS

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On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board declared their intent to act in unison with the City of South Lake Tahoe in requesting the Building Department to not accept any more applications for building permits for single family dwellings in the unincorporated area of South Lake Tahoe.

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151-2
On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board approved the request of the Welfare Director to waive the \$800.00 institutional placement limit, and place a 10-year old child in the Sacramento Treatment Center's Auburn unit, at a monthly cost of \$963.00.

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68
County Counsel submitted a draft letter to the California Tahoe Regional Planning Agency (CTRPA) regarding the additions (interlineations) made by said agency to the Board's letter of comment on CTRPA's draft Environmental Impact Report (EIR) and Regional Transportation Plan, and published in the agency's final EIR: said draft letter requests that the EIR booklets be corrected to show that these interlineations are the agency's and not the Board's, or that they be removed from the County's letter altogether.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the Chairman was authorized to sign the letter to the California Tahoe Regional Planning Agency, as drafted.

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(95-7)
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Project Director, County Nutrition Program for the Elderly, submitted a letter stating that the Purchasing Agent received no bids on the project to remodel the County Senior Nutrition Program's central kitchen with State funds which must be encumbered by the end of June, or they are lost.

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 Board authorized the Purchasing Agent to contact a contractor to accomplish the remodeling project of the El Dorado County Senior Nutrition Program's kitchen, within the sum of \$6,000.00.

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There being no further business, the Board adjourned to Tuesday, June 21, 1977, at 10:00 a.m.

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

By: Ann K. Racy

Deputy

APPROVED: William D. Johnson

Chairman