

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 30, 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 Chairman asked for a moment of silence for Hugh Killebrew, South Lake Tahoe civic leader and President of Heavenly Valley, who was killed August 26, 1977, in a mid-air collision shortly after take-off from the Lake Tahoe Airport.

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

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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 Minutes of August 23, 1977, were approved as submitted, on motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried.

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GENERAL ORDERS

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, 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.

The following Budget and/or Fund Transfers were approved:

Fund Transfer No. 8 - Transferring from the Treasury \$1,500.00 to Diamond Springs Lighting Dist., and \$1,500.00 to the Georgetown Lighting District, as loans until tax money is available.

Budget and Fund Transfer No. 9 - increasing Board of Supervisors Budget 92-4280 Contributions to Other Agencies by \$6,500.00, and transferring #224 Other Trusts to #001 General - \$6,500.00 for purpose of appropriating Anti-Recession funds for Law Library per Board action on August 16, 1977

Budget Transfer No. 11 - Placerville Justice Court

Decrease	Increase	Amount	Purpose
9-900 Approp. for Contin-	2-115 Placerville	\$2,500.00	Transfer #132 5/25/77
gency	Justice		allowed for purchase
	92-3370 Fixed Assets		of 4 typewriters, but
			funds were not
			encumbered on 6/30/77

(Continued)

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117 Fund Transfer No. 12 - An Advance from the Treasury to El Dorado Hills County Water Fire Protection District in the amount of \$30,000.00 as a loan until the tax money is available.

Budget Transfer No. 13 - Special Enforcement, increasing revenues in 91-6206 Law Enforcement Services, for a Land Cruiser 92-3370 Fixed Assets, in the amount of \$4,309.00 to be reimbursed by Eldorado National Forest Service.

Fund Transfer No. 15 - An advance from the Treasury in the amount of \$5,000.00 for Garden Valley Fire District, and \$3,000.00 for Shingle Springs Fire District as a Loan until tax money is available.

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296-4
Salmon Falls Rd
At the recommendation of the Director of Public Works, the Board released Maintenance Bond No. 005 SB 018791(M) in the amount of \$41,894.00 which was held to guarantee materials and workmanship for the Salmon Falls Road Reconstruction Project; posted by Modonna Construction Company.

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The Board approved specifications and authorized advertising for bid openings on September 12, 1977, with awards by the Board on September 20, 1977, for:

- 114-7
- Bid No. 890 - Band Saw for Public Works
 - Bid No. 891 - Chute for Public Works
 - Bid No. 892 - Portable Welder for Public Works
 - Bid No. 893 - Bucket Loader for Public Works
 - Bid No. 899 - Roll Bar for Public Works
 - Bid No. 895 - Aerial Photography for Planning

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58-1 At the recommendation of County Counsel, the Board allowed the Claim submitted by Mr. Stu Harkness in the amount of \$137.47 for property damages.

At the recommendation of County Counsel, the Board denied the Claim submitted by Carey B. Gold for loss of personal property in the amount of \$140.00, and the matter was referred to the County's insurance carrier.

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(End of Consent Calendar matters)

74-86 On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board approved preliminary plans and authorized the Architect to solicit bids for the remodeling and furniture for the Sprouse-Reitz building as the Third Superior Court, South Lake Tahoe: said building being temporary until a permanent structure is completed.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board directed Staff and the Architect to make applications for transmittal to Tahoe Regional Planning Agency and to the California Tahoe Regional Planning Agency for the permanent building site, subject to a letter of concurrence from the City Council of South Lake Tahoe to the effect that the County was not obligated to them in any way for their administration building or for any land that the City occupies.

(Continued)

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(30-2)
30
On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried, the Board approved the Agreement for architectural services with Caywood, Nopp, Ward, AIA, for the pilot's lounge at the Placerville Airport, subject to an addition to paragraph 4 which limits the architectural fees to 11%, or \$3500.00; whichever is less.

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115
43-B
On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried the Board adopted RESOLUTION NO. 187-77 revising Job Specifications for Deputy County Counsel II and III.

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30-2
18-2
Airports Director submitted letter recommending the Chairman be authorized to sign Agreements with Sparkaero at the Placerville Airport, and with Georgetown Aviation Service at the Georgetown Airport for operation of the UNICOM facilities at the respective airports.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, both Agreements were approved and the Chairman was authorized to sign.

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21-39
Airports Director submitted letter recommending the Chairman be authorized to sign an Outlay Report and Request for Reimbursement for Construction Programs from the Federal Aviation Administration in the amount of \$202,300.05 for the first installment on the Taxiway Project at the Lake Tahoe Airport.

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign.

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21-15
Airports Director submitted Agreement for the Chairman's signature with Raymond Vail and Associates for consulting services on the Master Plan, Part A, for the future expansion of the Lake Tahoe Airport Terminal, at a cost of \$10,800.00. (Continued from August 23, 1977)

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the matter was set for Policy Review Session at 10:00 a.m. on August 31, 1977, and rescheduled for the Board's Agenda on September 6, 1977.

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213
County Auditor/Controller submitted the proposed Tax Rate for Fiscal Year 1977-78. On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried, RESOLUTION NO. 188-77 was adopted Adopting the Final County and District Tax Rates for Fiscal Year 1977-78, and establishing the delinquency allowance at the rate of 5%.

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61
#2
Supervisor Kutter presented a request to the Board from the Four Corners Land Owners Association, for a tax increase to the maximum of .50 per 100 dollars assessed valuation; said Association being within the County Service Area No. 2.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the Board directed that said Association be advised that the tax rate can only be set on the budget submitted for the Service Area during budget sessions.

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(Rec'd 10-77)
296-4
Latrobe
PK
At the recommendation of the Department of Public Works, Right of Way Division, on motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Chairman was authorized to sign Certificate of Acceptance of Grant Deed from Pacific Mutual Investment Company for the Latrobe Road Project No. F.A.S. W-700(1).

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39-1
At the recommendation of the Director of Public Works, on motion of Supervisor Todd, seconded by Supervisor Walker, and unanimously carried, RESOLUTION NO. 189-77 was adopted giving notice of intention to obligate the 1977-78 Federal Aid Secondary funds in the amount of \$138,403.00, and State Highway Matching Funds in the amount of \$69,202.00.

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101
Assistant Director of Public Works submitted letter recommending Chairman be authorized to sign Project Agreement No. 12 with the U. S. Forest Service to make minor improvements on Park Creek Road, and Hazel Valley Road, and for County acquisition of a right of way where Hazel Valley Road crosses private land.

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried, the Board instructed Public Works to enter into negotiations with Mr. Floyd Poole regarding acquiring an easement on the road crossing his property, which has been requested by the Forest Service.

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22-7
Director of Health Services submitted letter recommending that the Chairman be authorized to sign a one-year Agreement commencing July 1, 1977, with Kidwell's Guest Home for board and care service for County Mental Health Division referrals at a daily cost of \$3.33 for regular referrals, and \$15.00 for emergencies.

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign the Agreement.

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50-6
At the recommendation of the Director, County Training Programs, on motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign Modification No. II to the Fiscal Year Title I Program (Summer Youth Program No. 7600-7530), increasing the amount of obligated funds by \$100,000.00.

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50-6
At the recommendation of the Director, County Training Programs, on motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Chairman was authorized to sign Modification No. I to the Fiscal Year Title III Summer Youth Program extending said Program to December 31, 1977. (Summer Youth Program No. 7700-3909)

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50-7
At the recommendation of the Assistant to the Board, on motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign contracts with Voluntary Action of South Lake Tahoe for the Meals-on-Wheels Program in the amount of \$14,538.00 for Fiscal Year ending June 30, 1978; and for Court Referrals and Volunteer Legal Services in the amount of \$14,049.00, for Fiscal Year ending June 30, 1978.

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198-5
On motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried, the Board continued to September 6, 1977, the responses from the County Department Heads on the 1976-77 Grand Jury Report, as submitted by the Assistant to the Board.

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(70)
233
County Counsel submitted for reconsideration, the Agreement with the State Lands Commission for the installation of navigational buoys at Lake Tahoe. (Considered 7/12/77)

On motion of Supervisor Johnson, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Kutter, Walker, Todd, and Johnson; No: Supervisor Stewart, the Board instructed that the State Lands Commission be advised that the terms and conditions of the Agreement are not acceptable to the County of El Dorado.

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(141)
31
WA
Supervisor Walker requesting authorization to appropriate funds for legal services to protect the County's interest in the South Fork of the American River litigation. (Continued from 8/23/77)

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board authorized the transfer of \$5,000.00 from Contingency Fund to County Counsel's Professional and Specialized Services budget, for this purpose.

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813
Hearing was held as duly advertised to consider the request of Sierra Disposal Company for an increase in rates for collection and disposal of refuse in the Georgetown area.

Warren Johnson was present representing Sierra Disposal Company. The County Sanitarian, Robert Karrasch, was present and stated that the rate increase is in order and he recommended Board approval.

There were no protests, and the Hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried, RESOLUTION NO. 190-77 was adopted increasing rates for the collection and disposal of refuse in the Georgetown area, by the Sierra Disposal Company.

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(80-3)
80-4
80-6
80-7
County Sanitarian submitted letter requesting Board acceptance of Certified Audits as of March 31, 1977, in lieu of the required July 1st C.P.A. Audit for the following refuse collectors: Sierra Disposal Company, South Tahoe Refuse Company, Amador Disposal, and American River Disposal. (Continued from 8/23/77)

M.D.
KAW
9/6/77
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board waived the franchise requirement that a C.P.A. Audit each year be submitted by July 1st, and instructed the County Sanitarian to accept certified audits as of March 1st each year for the disposal companies listed above.

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2980
Proper notices having been sent, hearings were held on escaped assessments as listed below. No protests were received and the hearings were closed.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the following assessment roll changes were approved as presented:

Glen R. or Marta Jan Hood, No. 8140	Rudy C. McDaniel, No. 6487
Bene or Harriet Cerrito, No. 8141	Bruce D. Wilson, No. 6485
Clifton Wills, Nos. 8137 & 8138	Joseph Rodrigues, No. 6484
Steven J. Malone, No. 8129	James H. Ingram, No. 6483
Van Gas, Inc., No. 8127	Harvie G. Linville, No. 6482
Avco Financial Service So. Calif., No. 8126	Philip E. Davis, No. 6481
Ray Argyle Fernsten, No. 8125	Brian J. Bethel, No. 6488
Warren B. More, No. 6527	Odette Siebert, No. 6490
	Robert D. Bender, No. 6486

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Purchasing Agent submitted results of bid openings held August 22, 1977, for the following:

- 114-4 Bid No. 883 - Antifreeze for El Dorado County Vehicles; bids having been received from: Lobo Oil Company, Reno, Nevada; W. N. Hunt & Sons, Placerville; Maclin Oil Company, Placerville; Union Oil Company, San Francisco; and Tahoe Auto Parts, South Lake Tahoe
- 114-4 Bid No. 884 - Grader Blades for Public Works; bids having been received from Roder Equipment Company, Sparks, Nevada; Pioneer Equipment Co. of Nevada, Reno; Wescott Equipment & Manufacturing, Inc., W. Sacramento; and Industrial Parts Depot, Inc., Torrance, Calif.
- 114-9 Bid No. 881 - Special Tax Roll Binders for Tax Collector; bid having been received from only source meeting specifications, West Coast County Services, Sacramento

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the bids were awarded to low bidder in each case, as recommended by the Purchasing Agent, as follows: Bid No. 883 was awarded to Lobo Oil Company for \$2.43 per gallon; Bid No. 884 was awarded to Roder Equipment Company, Sparks, Nevada for \$14,596.00; and Bid No. 881 was awarded to only bidder meeting specifications, West Coast County Services for total bid of \$2,818.27.

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233 On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Board introduced the ordinance submitted by the Sheriff, regulating the speed of watercraft within the confines of Emerald Bay on Lake Tahoe, waived the reading thereof, and continued the ordinance for adoption to September 6, 1977.

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233 On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, the Board set a Policy Review Session for 11:00 a.m., August 31, 1977, to consider the request of Mr. Vel Hooe regarding more lenient visiting hours at the County Jail.

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151 (151-4) On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board continued to September 6, 1977, the Welfare Director's recommendation that the Chairman be authorized to sign an Agreement with the Sacramento Service and Development Corporation for distribution of Federal Food Stamps commencing October 1, 1977.

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SPECIAL ORDERS

PLANNING MATTERS

28531-76
57-6
Hearing was held as duly advertised on the rezoning of lands in the Shingle Springs area to comply with the adopted Land Use Plan for said area.

Mr. Arlan Nickel, Project Planner, Planning Department, reviewed the maps of the Shingle Springs area, comparing the "zoning" map with that of the map which reflects the General Plan designations. He advised the Board that the Plan represents a significant reduction in the total potential population as compared to the existing Plan: he pointed out the high densities in the community core area which is served by the necessary public support facilities during the projected 5-year life span of the Plan.

Mrs. Glenna Barret was present and objected to the government arbitrarily zoning anyone's property.

Yvonne Brown was also present and objected to the present zoning of her property as R1A. They have had a commercial business there for many years, and she stated she felt that it should be zoned Commercial.

Ruth Laufenbein was present and once again objected to the Commercial zoning of the Kiholm-Weston-Shepherd acreage (40 acres) at Shingle Springs Road and Highway 50.

Mr. Fred Pearson was present and stated that he was in favor of the Commercial zoning of the Shingle Springs and Highway 50 property (mentioned above).

Mr. Douglas Shepherd, one of the owners of the 40-acre property hereinabove mentioned, was present and stated that all of the objections to his property being zoned Commercial, seemed to be primarily because of the lack of sewer facilities. He stated that they could put their own sewer system right on the property for approximately \$30,000.00, so therefore it presents no problem. He further stated that he had a letter from the State Water Resources Control Board, Division of Water Quality, which stated that he could hook up to the Deer Creek Waste Treatment Plant so long as it was done with private funds and did not infringe upon any part of the Plant provided by Federal funds.

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

Supervisor Walker then moved to adopt the zoning of the Shingle Springs General Plan as presented, except for the two parcels on Highway 50 and Shingle Springs Drive presently (the Shepherd property mentioned above) shown as Commercial, and Estate Residential 10-Acre zoning, and they be zoned Estate Residential-5 Acre. Supervisor Stewart seconded the motion, but it failed to carry by reason of the following vote: Ayes: Supervisors Stewart and Walker; Noes: Supervisors Kutter, Todd, and Johnson.

Supervisor Kutter then moved to adopt the Shingle Springs zoning as presented. The motion failed to receive a second.

(Continued)

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On motion of Supervisor Stewart, seconded by Supervisor Kutter, and carried by the following vote: Ayes: Supervisors Stewart, Kutter, Walker, and Todd; No: Supervisor Johnson, the Board continued their decision on the rezoning of lands in the Shingle Springs area to comply with the adopted Land Use Plan, to September 6, 1977, at 2:00 p.m.

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423
Cameron Oaks
Comm. Subdiv.
Planning Commission submitted the request of Mr. Louis Gonzales for an extension of time for his Tentative Map of Cameron Oaks Community Subdivision; this being the second extension request. The Planning Commission recommended approval based upon the following reasons: (1) The applicant and his attorney did not receive personal notice of the hearing; (2) The project itself is so near completion; and, (3) The uncertainty surrounding Section 66452.6 of the Government Code regarding extensions.

On motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried, the Board granted a six-months' extension of time to Mr. Gonzales to March 18, 1978.

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57
At the recommendation of the Planning Director, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board adopted RESOLUTION NO. 191-77 which waives the initial filing fee (\$200.00) for the period November 1 to December 30, 1977, on individual owner applications for Timberland Preserve Zone rezoning requests.

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(57)
141
Deputy County Counsel submitted a letter recommending the Chairman be authorized to sign Certificates of Compliance for Orval Whitney, Donald Perdue, and Robert Slater verifying that certain lands divided prior to implementation of the County's Parcel Map Ordinance, provided for under the provisions of the Subdivision Act, are legally valid parcels.

On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign Certificates for Messrs. Whitney and Slater, and the Board referred the Certificate for Mr. Perdue to the Planning Department to obtain a parcel map -- and Planning was authorized to waive the fees therefor, and further, the Board adopted RESOLUTION NO. 193-77 authorizing the Chairman to sign such Certificates presented to him in the future for land divisions claimed to have been accomplished by instruments other than deeds prior to the effective date of the Parcel Map Ordinance, when such documents fall into one of the four following categories: (1) Recorded contracts of sale; (2) Recorded Trust Deeds; (3) Recorded Notices of Completion; and (4) Unrecorded documents noted in (1), (2), and (3), provided the date of execution can be individually established beyond a reasonable doubt; and also, the Applicant who wishes such a Certificate must provide the County with: (1) A guarantee of chain of title of the parcels he wishes recognized, and (2) certified copies of the recorded documents that he claims created the parcels in question.

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Executive Director, Local Transportation Commission, recommended a letter be written to the District Director of California Department of Transportation opposing the suggested recisions of freeway designation and agreement for the 9.7 mile Route 50 Freeway through the Meyers area and the City of South Lake Tahoe.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board authorized the letter, as recommended.

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GENERAL ORDERS

241 At the recommendation of the Agricultural Commissioner, on motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried, ORDINANCE NO. 1811 was adopted for the Control of Pear Psylla in El Dorado County, and RESOLUTION NO. 192-77 was adopted adopting the Inspection and Control Policy of Pear Psylla in El Dorado County.

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51-42 On motion of Supervisor Todd, seconded by Supervisor Kutter, and unanimously carried, Jean Thomas was appointed to the Alcoholism Advisory Board for District I, and the appointment for District II was continued to September 13, 1977.

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52-42 On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the letter received from Nancy Holmes advising that she is unable to accept her appointment to the County Mental Health Advisory Board, was acknowledged and placed on file. (Appointed 8/16/77)

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58 On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board authorized County Counsel to serve a 10-day cancellation notice on Ashurst & Kincade Cable Television relating to non-compliance with the franchise ordinance.

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On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board set a Policy Review Session regarding a Youth Recreation Center, for 11:00 a.m. on September 19, 1977.

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59 On motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Stewart, Walker, Todd, and Johnson; No: Supervisor Kutter, the Planning Department was instructed to set public hearings regarding proposed Mobilehome Subdivisions in El Dorado County.

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There being no further business, the Board adjourned to Tuesday, September 6, 1977, at 10:00 a.m.

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

By: Carl A. Kelly
Deputy

APPROVED: William N. Johnson
Chairman