

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES _____ October 4, 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: Noble Sprunger, County Counsel and Connie A. Peterson, Assistant Board of Supervisors Clerk.

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12'7 The Invocation was offered by Brother Mike Stepanich, First Assembly of God Church.

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

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Ponderosa High School students were present and introduced as participants in Student Government Day.

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On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Agenda was adopted with the deletion of Item 15, Amendments to the ByLaws of the El Dorado County Manpower Planning Council, and Item 20, CETA-funded art project at the Lake Tahoe Airport Terminal Building, and the addition to the Consent Calendar of approval of Bid No. 911, Moving of existing sign at the Lake Tahoe Airport.

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On motion of Supervisor Walker, seconded by Supervisor Stewart, and unanimously carried, approval of Minutes of September 27, 1977 was continued to October 11, 1977, as they had not been completed.

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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:

38 Warrant Register Claims for El Dorado County were approved and allowed for payment.

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0847 The Chairman was authorized to sign 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>	
Loren B. Greer aka Loren B. Green	950	500
William Bruce Klingler	844	670

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Board waived formal bidding procedure and authorized Purchasing Agent to purchase two 1977 vehicles from local car dealers for the Building Department. (Budget Transfer No. 33 approved 9/27/77)

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The Board approved specifications and authorized advertising for bid opening October 24, with award by the Board on November 1, 1977, for:

- 114-7 Bid No. 911 - Move existing sign at South Lake Tahoe Airport
- 114-3 Bid No. 912 - Seal and Overlay for South Lake Tahoe Airport Ramp
- 114-7 Bid No. 913 - Leaf Mulcher for Public Works Department
- 114-7 Bid No. 914 - Rug Cleaner for South Lake Tahoe Airport
- 114-7 Bid No. 915 - Steel Posts for Public Works Department (Roads)

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423 Swansboro Country
Board authorized the release of Time Certificate, Bank of America, Account Number 8771-00301, in the amount of \$5,700.00, deposited in lieu of Monument Bond for Swansboro Country Unit No. 7, Rural Subdivision, as recommended by the County Surveyor.

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58
At the recommendation of the County Counsel, the Board denied the Claim filed by Attorney Dennis Westerberg on behalf of Michael, Wendell and Mitchell Headrick for personal injuries in the amount of \$300,000.00 each.

* * *

58-1
At the recommendation of the County Counsel, the Board denied the Claim of Mrs. Shirley Freesen in the amount of \$136.00 for property damages.

* * *

The following Budget Transfers were approved:

Budget Transfer No. 35

<u>Decrease Budget Account</u>	<u>Increase Budget Account</u>	<u>Amount</u>	<u>Purpose</u>
1-915 Data Processing	1-915 Data Processing		To purchase
92-2170 Office Expense	92-3370 Fixed Assets	\$300.00	calculator

Budget Transfer No. 36

9-900 Approp. from Contingency	1-915 Data Processing 92-3370 Fixed Assets	\$6,200.00	Replace Burster which is not functioning
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124-4
On motion of Supervisor Walker seconded by Supervisor Todd and unanimously carried, Architects Caywood, Nopp and Ward, were requested to submit a proposal for the installation of insulation and a suspended ceiling in the older section of the Public Works Building, Placerville.

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(115)
(119)
At the request of the Personnel Officer, on motion of Supervisor Stewart seconded by Supervisor Walker, and unanimously carried, RESOLUTION NO. 211-77 was adopted, AMENDING THE AUTHORIZED PERSONNEL RESOLUTION, deleting or reclassifying positions to reflect the Departments' utilization of CETA positions after adjustments were made following the start of the new fiscal year.

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29
County Clerk submitted a request from Arnold J. Folstad, Controller, Heavenly Valley, that Application for Equalization No. 12, presently set for Hearing on Monday, October 24, 1977, be continued to a later date on or about November 14, 1977.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board set the Hearing for November 17, 1977, at 9:00 a.m., and further stated that any continuances resulting from October Board of Equalization hearings will also be held on that date.

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(124)
Director of Public Works submitted a letter recommending approval of extension of completion date for Sugar Pines Townhouses Subdivision to June 30, 1978.

(423)
(Sugar Pines)
On motion of Supervisor Stewart, seconded by Supervisor Walker, and unanimously carried, the extension was granted as requested, and the Board directed that the applicant be notified that this is the last extension that will be allowed.

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(221)
296-3
Director of Public Works submitted a cost estimate to plow Omo Ranch Road under normal snow conditions from the east side of town to Highway 88, in response to Indian Diggings School District's request for this service.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Public Works Department was authorized to provide snow removal on this road, at a minimal level of service, for the winter of 1977-78.

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314
Chief Probation Officer, as a member of the Board of Advisers for the El Dorado County Chapter of Big Brothers and Sisters of America, submitted a letter requesting space and furnishings be made available, possibly at Pioneer Hospital, for this organization.

The motion of Supervisor Walker that this matter be referred to the Board's Assistant to work with the Big Brothers and Sisters of El Dorado County to see what can be done about finding space for them was seconded by Supervisor Todd, and not carried by reason of the following vote: Abstain: Supervisor Todd, (who is a member of the Board of Advisers of the group); Aye: Supervisor Walker; Noes: Supervisors Kutter, Stewart and Johnson, therefore no action was taken.

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County Counsel submitted comments on Tahoe Regional Planning Agency's Volume I, Water Quality Problems and Management Program of the Lake Tahoe Basin Water Quality Management Plan. (Continued from 9/27/77)

70
On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board's Assistant was requested to combine the comments from County Counsel with comments of the Planning Director and the Public Works Director, submitted on September 13, 1977, into a final position paper to be brought back to the Board on October 11, 1977 for approval.

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(2182-41-77)
124
County Counsel submitted for the Chairman's signature an Agreement with Petrolane, Inc., granting the right to encroach across property on Coach Lane in the Cameron Park area for installation of a liquified petroleum gas line. On July 26, 1977, the Board of Supervisors considered an Appeal filed by Petrolane on Public Works Department's denial of an encroachment permit to install said gas line, and, at that time, the County Counsel and Public Works Director were requested to work out a form of agreement with Counsel for Petrolane.

On motion of Supervisor Todd, seconded by Supervisor Kutter, and unanimously carried, the Agreement was approved and the Chairman authorized to sign, and the Board directed that a regular Encroachment Permit be attached to said Agreement to enable Public Works Department to collect the proper fees.

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233-2
County Counsel recommended termination of maintenance and safety inspection contracts with Ken Collins Motors and termination of maintenance contract with Golden West Garage and Towing for the Sheriff's Department for failure to perform under said contracts, and that bidder 1, 2 and 3 preference made on April 12, 1977 for maintenance contract be moved to bidders 3, 4 and 5, Stancil's Toyota, Patterson Motors and Service Center Garage; and bidder preference for safety inspection, made on April 26, 1977, be moved to bidder 2, Stancil's Toyota.

(continued)

10/4/77

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On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried the recommendations of the County Counsel were approved.

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(233-4)
101
Board's Assistant, submitted for the Chairman's signature, Addendum No. 3, to Cooperative Agreement between the Sheriff's Department and U. S. Department of Agriculture, Eldorado National Forest, providing reimbursement to the County, not to exceed \$2,300.00, for radio-related equipment and installation.

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

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(95)
66
Communication was received from the Taxpayers Association of El Dorado County requesting a public hearing be set to determine why the Board of Supervisors should not repeal Ordinance No. 1675 which regulates the use of waterways on the American River from Chili Bar Dam to Salmon Falls. After discussion was held, on motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried, the request was denied.

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50-402
On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the appointment to the Alcoholism Advisory Board from District II was removed from the Agenda, and is to be placed back on the Agenda at Supervisor Johnson's request.

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50-402
On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board accepted resignation of Mr. Gary Davis from the Alcoholism Advisory Board, and directed that a Certificate of Appreciation be sent to Mr. Davis for his service.

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(2)
296-7
Communication was received from the City of Placerville, stating the City had established a Cedar Ravine Action Committee, regarding existing traffic problem on Cedar Ravine Road, to consist of two Council members, two Board members, with the City and the Board to each appoint one citizen member, and requesting the Board to advise names of its appointees. On motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried, Supervisors Walker and Kutter appointed, and Mr. Richard Vargas was appointed as the citizen member.

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222-7.76
Communication was received from Rex L. and Catherine C. Waldron, requesting that the variance issued to them April 13, 1976, for a caretaker mobilehome placed near their business, Snowline Engineering, Inc., located at 2965 Gatlin Road, Placerville, be extended for an additional 18 months.

On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried, the extension was granted for an 18 month period, conditioned on the following: Mobilehome will be used for caretaker use for precision machine shop, Snowline Engineering, Inc.; Mobilehome will not be used as a rental; Mobilehome will not be replaced; and, Mobilehome variance will terminate upon removal of the business from the property.

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508.3
Sierra Planning Organization submitted a letter requesting comments on:
a. Placerville Airport Critical Area Treatment for erosion prevention;
b. Continue Mountain-Valley Information and Communication Library Network.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board commented favorably on both projects.

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SPECIAL ORDERS

PLANNING MATTERS

285-41.77
390-9w
Hearing was held as duly advertised on the rezoning of lands in the Diamond Springs Area, from Unclassified to Commercial, consisting of 8,000 square feet, petitioned by Roy E. Carter. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The parcel is on Highway 49, within the commercial district of Diamond Springs; and,
2. The parcel is adjacent to existing businesses on three sides.

There were no protests, and the Hearing was closed.

On motion of Supervisor Walker, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Todd, Walker and Johnson; Absent: Supervisors Kutter and Stewart (who returned late for the afternoon session), the Board concurred with the findings of the Planning Commission; the Negative Declaration was accepted; the rezoning was approved, and ORDINANCE NO. 1823 was adopted, amending the County Ordinance Code.

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285-61-77
390-92
Hearing was held as duly advertised on the rezoning of lands in the Latrobe area from Agricultural to Industrial, consisting of 6.2 acres, petitioned by Thiele and Varozza, a partnership. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The property is adjacent to industrial zoning and represents a logical extension of the zone; and,
2. The property is on the same side of South Shingle Road as the other industrial zoned land.

There were no protests and the hearing was closed.

On motion of Supervisor Todd, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Todd, Walker, Kutter and Johnson; Abstain: Supervisor Stewart, who arrived after hearing had started, the Board concurred with the findings of the Planning Commission; the Negative Declaration was accepted; the rezoning was approved and Ordinance No. 1824 was adopted, amending the County Ordinance Code.

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285-63-77
390-92
Hearing was held as duly advertised on the rezoning of lands in the El Dorado Area from Agricultural to One Acre Residential, consisting of 1 1/3 acres, petitioned by Margaret Berardo. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The proposal is in conformity with the General Plan;
2. The proposal is in an area of residential lots and existing single family homes; and,
3. The area is served by public water and sewer, structural fire protection and existing public roads.

There were no protests, and the hearing was closed.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unani-
mously carried, the Board concurred with the findings of the Planning
Commission; the Negative Declaration was accepted; the rezoning was
approved and ORDINANCE NO. 1825 was adopted, amending the County Ordinance
Code.

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285-63-77
390-92
Hearing was held as duly advertised on the rezoning of lands in the Placerville area, from Agricultural to Estate Residential Five Acre, consisting of 22.29 acres, petitioned by Basel Oliver. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The property is adjacent to R1A on three sides along Beal's Road;
(continued)

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2. The General Plan indicates a much higher density (1 to 5 dwelling units per acre);
3. The four, five acre parcels, if and when created, will have to meet the Health Department requirements for sewage disposal; and,
4. Water is available by wells at the present time and it was stated at the meeting by Mr. Jim Barden that El Dorado Irrigation District's plans call for a line extension into the property with service subject to the alleviation of drought conditions.

The following were present and spoke in favor of the rezoning:

Messrs. Donald Christopherson; Jim Barden; Danny Oliver; and Larry Christopherson.

A petition with 10 signatures in favor of the rezoning was presented. Mr. George Hood was present and stated that he did not oppose the rezoning, however because of the accident rate on Cold Springs Road he wanted the Board to give thought to the road conditions before approving this subdivision.

Mr. Ollan Pittman was present and stated his concern with the number of people using Beals Road.

There were no other protests and the hearing was closed.

On motion of Supervisor Todd, seconded by Supervisor Walker, and unanimously carried, the Board concurred with the findings of the Planning Commission; the Negative Declaration was accepted; the rezoning was approved and ORDINANCE NO. 1826 was adopted, amending the County Ordinance Code.

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110-8-44
Hearing was held as duly advertised to consider the abandonment of County Road No. 2005 (Tamarack Court) and County Road No. 2004 (Audrain Way) in Audrain Subdivision No. 2. Abandonment was requested in a petition signed by 11 persons, and set for hearing pursuant to Resolution No. 198-77 adopted by the Board on September 20, 1977.

The petition set out the following reasons for the requested abandonment: in the past five years, no public moneys have been expended for maintenance of the roadway; the road has been impassable for vehicular traffic for at least five years during the winter months; the roadway serves only the property owners in the Audrain tract.

Mr. Ken Milam, County Planning Director, recommended that the Board not approve the abandonment because the property to the rear, if developed, would not be able to have a loop system road if the roads in question were no longer public roads.

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Betty Muegge, Attorney, representing the Audrain tract property owners, was present, and stated she also was a property owner in the subdivision, had sign the petition, and said they wished to preserve the smallness of the area, felt any additional development would over-use the road and the bridge, further that the property owners had been responsible for the upkeep of the road and bridge, and pursuant to State code, if the road has not been maintained by the County then the Board may abandon it.

Mr. Roy Spencer, property owner, requested to know who would own to the centerline of the roads if abandoned, and would taxes be adjusted accordingly. Deputy County Counsel Jean Klotz advised that under normal conditions contiguous property owners would acquire title, but that a definite answer could not be given without researching the matter fully.

After discussion was held, on motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Hearing was continued to October 18, 1977 at 2:30 p.m., to allow Planning Department to make a field trip to the site, and Public Works Department requested to inspect the roads and bridge as to safety factors involved.

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The Board adjourned as the Board of Supervisors and convened as the Board of Directors of County Service Area No. 2.

ASSESSMENT AND SPECIAL DISTRICTS COUNTY SERVICE AREA NO. 2

41-82
Director Kutter requested that the Four Corners Landowners Association be notified that all County Service Area No. 2 expenditures require Board approval, and that contracts are to be awarded only by the Board.

On motion of Director Johnson, seconded by Director Kutter, and unanimously carried, the Board requested Deputy County Counsel to prepare two letters for the Chairman's signature to be sent to the Four Corners Landowners Association and to the Hidden Lakes Association, the first letter advising that the Board of Supervisors is the Board of Directors of the County Service Area and said Board must approve all expenditures and award all contracts; the second letter is to inform the associations of the appropriate steps to be taken to change a County Service Area to a Community Services District.

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The Board of Directors of the County Service Area adjourned and reconvened as the Board of Supervisors.

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GENERAL ORDERS

On motion of Supervisor Walker, seconded by Supervisor Todd, and unani-
mously carried, the Board approved that the 1975 Fair Site Selection
Committee Report be removed from its confidential status and made public
information.

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On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unani-
mously carried, the Board's Assistant was requested to prepare a letter
for the Chairman's signature to the County Fair Board, relating to the
removal of the fence marking the boundary line between the Fairgrounds
and the property currently being developed on Placerville Drive, and the
following were appointed to a Committee to check into the status of
other developments regarding this item: Supervisor Walker, County
Surveyor, Assistant Director of Public Works, County Counsel and Board's
Assistant.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unani-
mously carried, the above-named Committee was also requested to check on
the possible disposal of the water tower on the Fairgrounds.

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There being no further business, the Board adjourned to Tuesday,
October 11, 1977, at 10:00 a.m.

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APPROVED

William V. D. Johnson
William V. D. Johnson, Chairman

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

By Connie A. Peterson
Deputy