

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES January 3, 1978

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

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The Pledge of Allegiance to the Flag was offered by Supervisor Stewart.

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The Chairman declared nominations open for the 1978 Chairman of the Board; First Vice Chairman; and Second Vice Chairman.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, Supervisor Stewart was nominated, and thereupon declared elected as Chairman of the Board for 1978.

Supervisor Johnson handed the gavel to Chairman Stewart, who declared nominations open for First and Second Vice Chairman.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, Supervisor Kutter was nominated and thereupon elected First Vice Chairman of the Board for 1978.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, Supervisor Walker was nominated and thereupon elected Second Vice Chairman of the Board for 1978.

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On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Agenda was adopted, with one addition regarding the use of the Atrium in the County Government Center Building B, for a marriage ceremony on January 14, 1978.

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The Minutes of December 27, 1977, were not completed and, therefore, were informally continued for approval to January 10, 1978.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the "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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Budget Transfer No. 80 was approved for the Planning Department as follows:

<u>DECREASE</u>	<u>INCREASE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
92-2230 Spl Dept. Exp.		(\$1,350.00)	For the hiring
	92-2170 Office Expense	150.00	of an Asst.
	92-3370 Fixed Assets	1,200.00	Geologist

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The Board approved 11 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated January 3, 1978, copies of which are on file in the Board of Supervisors Office, beginning with the name of William E. Rainey and ending with the name of Toni Wheeler.

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At the recommendation of County Counsel, the Board denied the Application for Leave to File Late Claims on behalf of P. Dennis Keenan and Arlene Y. Keenan, and confirmed their prior action of November 15, 1977, when the Claim was considered and rejected as a Late and Insufficient Claim.

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At the recommendation of County Counsel, the Board denied the Claim submitted by Attorney H. L. Koelewyn on behalf of Linda Marie Williams for personal injuries in the amount of \$55,000.00.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, RESOLUTION NO. 1-78 was adopted amending the Salary Ordinance by Setting the Compensation for Law Enforcement and Investigative Personnel, effective January 1, 1978; pursuant to Proposition "A", and the enabling Budget Transfer No. 82 in the amount of \$126,367 was approved and the Chairman authorized to sign, and further, the Board adopted a Procedure for Resolving Complaints of Discrimination in El Dorado County, since it is mandatory that the Health & Welfare Departments must conform to Personnel Standards of the State Personnel Board as a condition for receiving Federal and State funds.

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Assistant Director of Public Works recommended that a resolution be adopted notifying the State Department of Transportation to obligate \$25,094.00 to match the apportionment of \$122,513.00 for the Safer Off-System Roads Program for Fiscal Year 1977-78; and requested that he be directed to draw up an agreement for the distribution of said funds between the Cities of South Lake Tahoe and Placerville, and the County.

(Continued)

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On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, RESOLUTION NO. 2-78 was adopted Notifying the State Department of Transportation to obligate \$25,094.00 to match the apportionment of \$122,513.00 for the Safer Off-System Roads Program for Fiscal Year 1977-78, and further, the Board directed that an Agreement be drawn up for the distribution of said funds, by the Department of Public Works.

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132
353
Chief Building Inspector submitted for adoption by the Board, a policy for the Building Department relating to Conflict of Interest, and on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved of the prohibitions listed as 1, 2, 3, and 4 in the Chief Building Official's letter of December 29, 1977, and adopted them as their policy, but directed that the words "after his or her probationary period" be stricken from the sentence which commences, "If any employee is found in violation of this policy", -- and said policy was referred to County Counsel to be put into proper form.

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74-7
Assistant to the Board submitted the Appraisal of the former County Office Center located on 2850 Cold Springs Road in Placerville, as accomplished by F. L. Blaesi, MAI, SREA, SR/WA, and Richard E. Haasch, SRPA, CRA.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Appraisal was placed on file.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Assistant to the Board was requested to submit the questions posed by the Assistant Assessor to the Appraiser, and also, to contact the El Dorado Union High School District as to whether or not they still have an interest in the building, and the matter was continued to the January 17, 1978, Agenda.

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57
Supervisor Walker submitted a letter re received from Mrs. Lorraine Gutenberger requesting that the Board direct the Planning Commission to hear and make a decision on her rezoning request that was filed in August 1976.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Johnson, Walker, and Stewart; No: Supervisor Kutter; Absent: Supervisor Todd, the Board directed the Planning Department to schedule a hearing on this rezoning request for the Planning Commission's meeting on January 26, 1978.

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22-9a
On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried by those present, the resignations submitted by the El Dorado Health Planning Council, of Harriet Rose and Yvette Perryman from said Council, were accepted, and the Board appointed Gregory A. Joy, M.D. and Suzanne Croft Wootton, R.N. to fill said vacancies, as recommended by the Council.

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22-9a
At the recommendation of the El Dorado Health Planning Council, on motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, Florence Thomas was removed from said Council as she had missed three consecutive meetings.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the request of Attorney Ben T. Allen that the Board accept a Release of Lien on certain real property owned by his clients Mr. and Mrs. Paul Bailey, was continued at his request, to January 10, 1978, and the Clerk was instructed to so notify Mr. Allen and allot him a time if he so desires.

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212
The Board considered the request received from Brian N. DeBerry and Karen Shenefield to use the Atrium in the County Government Center Building B for their marriage ceremony on January 14, 1978.

On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried by those present, the Assistant to the Board was authorized to open Building B on Saturday, January 14, 1978, as needed.

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Mr. Bud Weeks, President, California Hard Hats Association, submitted a letter requesting reconsideration of issuance of a building permit to Robert Pershing, at South Lake Tahoe. (Continued from 11/29/77)

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the matter was continued to January 10, 1978, at 11:30 a.m.

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SPECIAL ORDERS

PLANNING MATTERS

285-1878
Hearing was held as duly advertised to consider rezoning of lands in the Placerville area from Agricultural to Single Family One Acre Residential, consisting of 24.61 acres, petitioned by Wendell Moulton. Planning Commission recommended denial, and the Planning Director enumerated the following findings of the Commission:
(Continued)

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1. The proposal would eliminate the buffer zone for the agricultural preserve just north of the subject parcels, and jeopardize its operation;
2. Subsurface sewage disposal is considered to be marginal;
3. Access to this proposal is questionable.

Mr. Robert Lung, owner of adjoining property on two sides of Mr. Moulton's property, was present and stated that Mr. Moulton did not have a public access to the property, but instead had a deeded access, and that access was only 10-foot wide and crosses a gully approximately 20-foot deep. There were no other protestants, and the Hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Walker, Kutter, and Stewart; No: Supervisor Johnson, the Board concurred in the Planning Commission's findings, and upheld the Commission's recommendation of denial of the rezoning request.

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285-2-78
370-9a
Hearing was held as duly advertised to consider rezoning of lands in the Garden Valley area from Unclassified to Commercial, consisting of 1.25 acres, petitioned by AAA & Air, Inc. 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 and the Citizen Committee recommendation for the Garden Valley Community Area Plan;
2. The proposed parcel has the required public services for a Commercial designation;
3. Some commercial development exists across Marhsall Grade Road, just southwest of this parcel.

Mr. Lloyd Lurras was present on behalf of Mr. Don Lurras. There were no protests and the Hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried by those present, the rezoning was approved; the Board having concurred with the Planning Commission's findings, and accepted the Negative Declaration, and ORDINANCE NO. 1852 was adopted amending the County Zoning Ordinance accordingly.

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336
At the recommendation of the Planning Director, on motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign a letter to the California Department of Fish and Game; Department of Parks and Recreation; and the Department of General Services expressing concern over impending sale of 300 acres of land in the Pine Hill area which is a unique geological and botanical site.

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57 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board continued to January 10, 1978, the request of the Planning Director that a policy be adopted to the effect that Tentative Parcel Maps will not be accepted unless the applicant is also the owner of record.

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There being no further business, the Board adjourned to Tuesday, January 10, 1978, at 10:00 a.m.

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

By: Carl A. Kelly
Deputy

APPROVED: [Signature]
Chairman