

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES January 10, 1978

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 Stewart presided.

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12-1 The Invocation was offered by Supervisor Kutter.

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The Pledge of Allegiance to the Flag was led by Supervisor Walker.

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The Agenda was adopted, with one addition -- the request for use of the Board Conference Room on January 16, 1978, by the National Womens' Political Caucus, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried.

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The Minutes of December 27, 1977, and January 3, 1978, were approved as submitted, on motion of Supervisor Walker, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Kutter, and Stewart; Abstain: Supervisor Todd.

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GENERAL ORDERS

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the following "Consent Calendar" matters were considered and acted upon as follows:

28
50-1 Warrant Register Claims for El Dorado County, and Community Action Council Claims were approved and allowed for payment.

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117 The following Budget Transfers were approved: Budget Transfer No. 85 for the Recorder's Department changing line items in the Fixed Assets category in the amount of \$405.15; and Budget Transfer No. 86 for the Public Defender's Department in the amount of \$800.00.

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58-1 At the recommendation of County Counsel, the Board took no action on the Pacific Telephone Claim for Damages in the amount of \$200.00, and instructed that said Property Damage Claim be forwarded to the County's insurance carrier.

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61 At the recommendation of County Counsel, the Claim submitted by Melisse D. Oliver in the amount of \$450,000.00, plus special damages, for False Arrest, etc., was denied.

74 At the recommendation of County Counsel, the Claim submitted by Geoffrey C. Rose in the amount of \$450,000.00, plus special damages, for False Arrest, etc., was denied.

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(114-7) 233-2 The Board approved the specifications for Bid No. 933 - Mortuary Refrigerator Units for the Sheriff's Department, and authorized advertising for the bid opening to be held on January 23, 1978, with award by the Board on January 31, 1978.

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12 On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried, the Board authorized the use of the Board's Conference Room on the lower floor of Building "A" on January 16, 1978, on a one-time basis only, by the National Womens' Political Caucus.

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341 On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board set a Policy Review Session on the Pine Beetle Epidemic for 10:00 a.m. on January 27, 1978, as requested by the Agricultural Commissioner.

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113 On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board removed from the Agenda the matter of assignments of County vehicles for overnight retention; to be reagenized by the Assistant to the Board.

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(95) 141 117 At the request of County Counsel, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved the request of the Assistant County Counsel for funds for legal services in the matter of the People vs. the County of El Dorado (Rafting litigation), and the Chairman was authorized to sign the Budget Transfer in the amount of \$2,000.00 from Contingency to County Counsel's Professional & Specialized Services budget. (Budget Transfer No. 87)

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(82-13) 61 61-7 Assistant to the Board submitted a letter recommending the Chairman be authorized to sign an Addendum to the Contract with Reed, Roberts, and Associates for implementation of the Federal Unemployment Compensation Act, to include employees of County Service Areas No. 3 (Mosquito Abatement) and No. 7 (Ambulance Service).

(Continued)

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

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30-4a
Carl A. Kelly, County Clerk, submitted his resignation as a member of the Alcholism Advisory Board, and on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the resignation was accepted and the Clerk was instructed to order a plaque for his service and chairmanship of said Advisory Board.

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23
The Board considered a request from the City of South Lake Tahoe for support of the proposed Memorandum of Understanding between the City of South Lake Tahoe, California, and Douglas County, Nevada, relating to construction of a loop road in the Stateline area for the purpose of alleviating the severe and unsafe traffic congestion.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board concurred with the City of South Lake Tahoe's proposal for the loop road system.

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127
Mrs. Hazel Taylor submitted a request for reimbursement in the amount of \$75.00 for falling of a tree in the County right-of-way.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the reimbursement was authorized, inasmuch as the tree was determined to be a road hazard.

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308-3
Sierra Planning Organization requested comments on the El Dorado County Community Action Council's notice of intent to apply for funds in amount of \$26,348.00 for federal assistance for the South Lake Tahoe Energy Information Center.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the matter was continued until the grant application comes before the Board, at which time the Board will act concurrently on both matters.

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216
326
Pursuant to Senate Bill 201 which establishes a procedure for providing elementary and secondary schools in rapidly growing areas, the Superintendent of Schools requested that the Board adopt the necessary ordinance which would require a subdivider to dedicate land, or fees, or both, for classrooms and related facilities upon approval of the tentative map.

On motion of Supervisor Todd, seconded by Supervisor Kutter, and unanimously carried, the matter was continued to January 31, 1978.

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118-1
118-2
(200)
Mr. Frank Nachtman, Marshall Hospital Administrator, submitted proposals from three independent professional firms to conduct a study to identify El Dorado County's true hospital bed needs.

County Health Officer, Dr. Curtiss E. Weidmer, stated his opinion that the study could be done in-house.

After discussion, on motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried, the County Health Officer was instructed to develop information for the purpose of persuading the Golden Empire Health Systems Agency to consider adjusting the bed needs formula for El Dorado County.

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132
Mr. Bud Weeks, President, California Hard Hats Association, was present and requested that the Board reconsider the matter of issuing a building permit to Robert Pershing for his home which is under construction at South Lake Tahoe. (See Minutes of September 20, 1977, Minute Book 18, Page 388). (Continued from 1/3/78)

After discussion, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board instructed that the County issue a building permit for Mr. Pershing's residence in Tahoe Paradise, subject to the following:

That the County's Chief Building Official make an on-site inspection to ascertain that the work already accomplished has been done according to County Code, and once that has been accomplished, that the permit then be treated as any other County building application that is not being issued under our Agreement with South Lake Tahoe; and that the plans would have to be checked against County ordinances; that all fees would have to be paid; and that the permit would then be issued on the condition that any other agency approvals or waivers be obtained as we were instructed by the Court in the litigation involved with the California Tahoe Regional Planning Agency vs the County of El dorado.

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341-4
101
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board referred to the Agricultural Commission, the letter received from the U. S. Department of Agriculture, Forest Service, seeking public comment on proposed regulations to allow Federal, State, and local governments and the public to comment on formulation of standards, criteria, and guidelines applicable to Forest Service programs.

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SPECIAL ORDERS

PLANNING MATTERS

216
285-3-78
The Board received a letter from John Weidman, attorney for George Straza, the petitioner for the rezoning of 1,021.66 acres of land in the Pilot Hill area to Exclusive Agricultural zone for the purpose of complying with the establishment of his Agricultural Preserve No. 211, requesting that the hearing which was continued to this date, be continued again to January 24, 1978.

On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried, the matter was continued to January 24, 1978.

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285-4-18
390-9a
Hearing was held as duly advertised, and continued to this date, on the rezoning of lands in the Georgetown area from Single Family One Acre Residential to Commercial, consisting of .43 acre, petitioned by Joe A. and Jacquelyn Wilkey. This hearing was continued for the purpose of receiving comments from the Georgetown Advisory Committee. There were none forthcoming, so the Chairman proceeded with the hearing.

The Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The manager of Georgetown Divide Public Utility District has indicated a program is in progress to abandon the ditch on the property;
2. The access is provided by an existing driveway from State Highway 193, and a logical building site, including parking, can be developed;
3. Services available: Water: Public -- Georgetown Public Utility District; Sewage Disposal: Septic system; Fire Protection: Georgetown Fire District.

Letters in opposition to the rezoning were received from: Don H. and Jeanne O'Connor; Carol and James Wageman; Alvine Wageman; and Carol J. Davis.

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

On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried, the Board concurred in the findings of the Commission the Negative Declaration was accepted; the rezoning was found to be in conformity with the General Plan; and the rezoning was approved to Planned Commercial (with the concurrence of Mr. Wilkey), and ORDINANCE NO. 1853 was adopted amending the County Zoning Ordinance accordingly.

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282-1-78
Hearing was held as duly noticed on the Appeal of Mr. Duane Willis on the Planning Commission's denial of Parcel Map No. 77-657, due to the roads being only 18 feet wide instead of 20 feet, as required by the Minor Land Division Ordinance.

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Mr. McArthur was present representing Mr. Willis. He stated he felt that the 18-foot road was adequate for all the parcels fronting on the road. He also said that the road was constructed before the Parcel Map Ordinance was adopted.

Ilene Crimm was present and requested that the Board consider the number of potential parcels that the road in question will provide access to.

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

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board granted the Appeal, conditioned upon the execution of a Road Maintenance Agreement between the property owners along the 3500 feet of road prior to the filing of the Parcel Map.

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At the recommendation of the Planning Commission, on motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, the Board approved the subdivider's request for extension of the Tentative Map of Pilot Hill Estates No. 3 to December 31, 1978, in order to complete the required road improvements.

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On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board approved the Tentative Map of Char Mar Estates Unit No. 1 Subdivision; Subdivider - Char Mar Development Company, consisting of 47 acres and 112 lots in the Cameron Park area, subject to the nine conditions imposed by the Planning Commission, after condition 8 has been amended to read: "Subject to the project being annexed into the Cameron Park Community Services District, including the Variance to allow the reverse curve on Turner Circle.

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Planning Director submitted a letter requesting that the Board establish a policy to the effect that Tentative Parcel Maps will not be accepted unless the applicant is also the owner of record, for the purpose of eliminating the possibility of more than four parcels being created via the Parcel Map Ordinance. The Planning Director listed two alternatives for consideration.

On motion of Supervisor Stewart, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Todd, Walker, and Stewart; Noes: Supervisors Johnson and Kutter, alternative 1 was adopted as follows: Any bona fide purchaser who proposes to divide property by parcel map must provide evidence that the title to subject property will transfer upon receipt of an approved Tentative Parcel Map. And on motion of Supervisor Walker, seconded by Supervisor Stewart, and carried by the following vote: Ayes: Supervisors Todd, Johnson, Walker, and Stewart; No: Supervisor Kutter, the first portion of alternative 2 was adopted as follows: No subdivider may file a Parcel Map or Maps, the aggregate of
(Continued)

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which creates five or more parcels, except where such map or maps create a subdivision as described in Section 66426(a), (b), (c), and (d) of the California Government Code.

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GENERAL ORDERS

APPOINTMENTS TO COUNTY COMMISSIONS AND COMMITTEES

93 On motion of Supervisor Johnson, seconded by Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, Supervisor W. P. Walker was reappointed to the El Dorado County Chamber of Commerce, for a term ending January 2, 1979.

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345 The Board instructed that the appointment for District IV to the El Dorado County Commission on the Status of Women, be held in abeyance until Supervisor Kutter makes a selection. (This action was informal.)

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50-12
M.D.
2/11/78
M.D.
On motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Kutter, and Stewart; Abstain: Supervisor Todd, the Board reappointed Supervisors Arliene Todd and Lloyd R. Kutter, with Supervisor Johnson as Alternate, to the El Dorado County Community Action Council for terms expiring on January 3, 1979.

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354 On motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Todd, Johnson, Walker, and Stewart; Abstain: Supervisor Kutter, the Board reappointed Allen Tuttle (District I); Shirley Wells (District I); Richard Pacileo (District III) and William A. White (District III/Alternate); and Supervisor Kutter was appointed in place of Supervisor Stewart (District V), to the El Dorado County Drug Abuse Advisory Board, for terms to expire on January 1, 1981.

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183-2 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board reappointed Karen Guthrie and John Weidman to the El Dorado County Law Library Committee, and Ray Abrams was appointed to replace Melvin Laub; all for terms expiring on January 3, 1979.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Clerk was requested to send a Certificate of Appreciation to Mr. Laub.

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32-10 On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board reappointed Kenneth L. Milam and Elvis R. Ferguson to the El Dorado County Safety Committee, for a six-month term expiring on June 6, 1978.

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318-3 On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried, Supervisor W.P. Walker was reappointed, and Supervisor William V. D. Johnson was reappointed as Alternate, to the Sierra Planning Organization.

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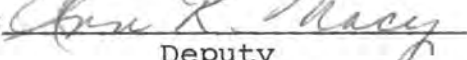
317-4 On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried, the Board reappointed Donald Wylie and James Hardy to the Kelsey Cemetery District.

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There being no further business, the Board adjourned to Tuesday, January 17, 1978, at 10:00 a.m.

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

APPROVED: 
Chairman

By: 
Deputy