

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 7, 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: Noble Sprunger, County Counsel and Connie A. Peterson, Assistant Board of Supervisors Clerk.

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12-7 The Invocation was offered by Supervisor Kutter.

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The Pledge of Allegiance to the Flag was led by John Fitzpatrick Board's Assistant.

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The Agenda was adopted on motion of Supervisor Walker, seconded by Supervisor Johnson and unanimously carried, with the addition of the following items: Recreation Commission personnel item; Proposed California Tahoe Regional Planning Agency litigation; Comments on the State Department of Aging's assessment of Senior Nutrition Program Project; and Request that Certificate of Appreciation be sent to District Conservationist Denis Nickel, Lake Tahoe Soil Conservation District.

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The minutes of January 31, 1978 were approved as submitted, on motion of Supervisor Todd, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Todd, Johnson, Walker and Kutter; Abstain: Supervisor Stewart.

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GENERAL ORDERS

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

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

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117 Budget Transfer No. 98, County Clerk, Elections 1-502 to 92-3370, Fixed Assets, \$300.00, Microfiche reader in elections as registration has increased 50% in the last year, approved.

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58-3 The Chairman was authorized to sign assignments to the Credit Bureau of El Dorado County for the following:

Quinton E. Jones	David H. Leonhard	Ellen Phillips
Glen Perry Shippey	Terry/Connie Smith	Jeffrey M. Mueller
Claude/Marlene Wilson		

* * *

246 The Chairman was authorized to sign the following Assessment Roll Changes: Robert France, No. 7078; Robert F. and Barbara Jacoby, No. 7080.

* * *

247 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>	
David Joseph Sunderland aka David Sunderland	1556	646
Wanda LaMade	1189	456
Fay E. Hansen	1194	220
Med Dean Carnett aka Med D. Carnett	1203	691
Med D. Carnett	920	674
Kathleen M. White aka Kathy White	1569	534
Barbara M. L'Etoile	1515	397
Barbara M. L'Etoile	1515	396
Jerome Allen Wade	1543	141
James Fritschi	1396	328

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151-13 RESOLUTION NO. 18-78 adopted, Authorizing an Action for Recovery of County Funds Paid Out for the Welfare Department and County Ambulance.

RESOLUTION NO. 19-78 adopted, Authorizing an Action for Recovery of County Funds Paid Out for the County Ambulance, Public Defender and Welfare Department.

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misc Certificate of Appreciation to be sent to Denis Nickel, District Conservationist, Lake Tahoe Soil Conservation District.

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50-1 Community Program Director authorized to forward comments on State Department of Aging's assessment of El Dorado County's Senior Nutrition Program Project.

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74-80
141
(66)
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unani-
mously carried the County Counsel was authorized to bring court action
to contest California Tahoe Regional Planning Agency's denial of El Dorado
County's application to add building to County facilities at South Lake
Tahoe to house the new Superior Court, and authorization was also granted
to order a transcript of CTRPA's proceedings of February 3, 1978.

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12-13
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unani-
mously carried the Board set the following Policy Review Sessions:
Board's Assistant-Social Security - 9:00 a.m., March 1, 1978;
Assessor-Senate Bill 380 - 10:00 a.m., March 1, 1978;
Recreation-Bayley House - 11:00 a.m., March 1, 1978.

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(43)
115
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unani-
mously carried, RESOLUTION NO. 20-78 was adopted, amending the Authorized
Personnel Resolution, deleting five Deputy Jailers and adding eight
Deputy Sheriff II's.

* * *

(43)
112
On motion of Supervisor Johnson, seconded by Supervisor Kutter, and
carried by the following vote: Ayes: Supervisors Johnson, Walker, Kutter
and Stewart; No: Supervisor Todd, RESOLUTION NO 21-78 was adopted, amend-
ing the Authorized Personnel Resolution, adding one Librarian I position.

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83
On motion of Supervisor Todd, seconded by Supervisor Johnson, and unani-
mously carried, Mr. Michael Pettengill, District I representative, was
removed from the Recreation Commission, pursuant to Section 1708 of the
County Ordinance Code.

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216
702
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unani-
mously carried, the Board waived reading of the introductory ordinance
relating to providing interim elementary or high school classroom and
related facilities and continued the matter to February 14, 1978 for
adoption.

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(141)
27112
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unani-
mously carried, the letter from Steve Ginsburg requesting the Board grant
him private power of condemnation, under Civil Code 1001 and Code of Civil
Procedure 1245.350, to enable him to obtain easement for utility services
was continued to February 28, 1978 at 11:30 a.m., as requested by Mr. Ginsburg

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Supervisor Walker left the room.

(21)
124-A
Airports Director submitted a letter requesting Resolution be adopted amending the Resolution Fixing Rates and Charges on County Airports changing Paragraph 2 to read Limousines and Buses carrying 14 or more passengers.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, RESOLUTION NO. 22-78 was adopted as requested.

Supervisor Walker returned.

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50-1
Director, Community Programs, submitted a letter recommending the Chairman be authorized to sign the Direct Service Area Contract and Budget for Title III funds under the Older Americans Act. The Community Programs Director was present and advised this item should also authorize the Purchasing Agent to procure a vehicle.

On motion of Supervisor Kutter, seconded by Supervisor Walker and unanimously carried, the Chairman was authorized to sign the Contract and Budget with said authorization to include purchase of a bus.

(See page 55 of minutes this date for further action on this item.)

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50-1
(50-5)
At the request of the Executive Director, Community Action Council, on motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried, the Contract with the State Economic Opportunity Office to supplement the County's present Weatherizing Assistance Program in the amount of \$26,050.00 was removed from the Agenda.

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50-6
Director, County Training Programs, submitted recommendations for appointment to the newly-formed Youth Planning Council, to be advisory to the Manpower Planning Council, pursuant to requirement of the Youth Employment and Training Program. On motion of Supervisor Johnson, seconded by Supervisor Stewart and unanimously carried, the following persons were appointed as recommended: Bart Tamblyn; Richard Crow; Clarence Kissler-Alternate; Pat Clow; Bill Thorpe; Meg Firebaugh-Alternate; Pat Booth; John O'Leary; Kay McVey; Roger Pringle; Tom Martin; Carl Borelli-Alternate; Keene Busche; Susan Keck; Arlene Jue; Ray Sides; Mike Forest; Nancy Pulera; Phyliss Grey and Jane Worley.

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(34-1)
2
23
At the recommendation of the Director of Public Works, on motion of Supervisor Johnson, seconded by Supervisor Kutter and unanimously carried, the Chairman was authorized to sign an Agreement with the Cities of South Lake Tahoe and Placerville for the distribution of Federal Aid for Safer Off-System Roads funds for 1976-77 and 1977-78 fiscal years.

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2/7/78

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278-5
Director of Public Works submitted a letter recommending the Chairman be authorized to sign a Joint County Agreement with the County of Amador for the reconstruction and maintenance of Mt. Aukum Road Bridge crossing the South Fork of the Cosumnes River and the County line.

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

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132
Communication received from Mr. Jim Gray, requesting a refund of his building permit fees and also requesting that action be taken to insure that adequate inspections are made by the Building Department.

On motion of Supervisor Walker, seconded by Supervisor Johnson and unanimously carried the Board requested that a copy of the Building Department's comments on this item be forwarded to Mr. Gray.

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(127)
21
Director of Public Works submitted a letter requesting Ordinance be adopted designating the airport access road at South Lake Tahoe a one-way street, and designating the portion of Sudbury Road in Cameron Park that is split level as being one-way on each level.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried reading of introductory ordinance was waived and the matter continued to February 14, 1978 for adoption.

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127
Director of Public Works submitted a letter recommending adoption of an Ordinance to amend a portion of the County Ordinance Code covering the care and maintenance of roadside trees to reference the Director of Public Works instead of the Agricultural Commissioner in various sections.

On motion of Supervisor Johnson, seconded by Supervisor Walker and unanimously carried the Board waived reading of the introductory ordinance and continued the matter to February 14, 1978 for adoption.

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22-9a
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried the resignation of Sandra Nomer as a member of the El Dorado Health Planning Council was accepted and the Clerk directed to send a Certificate of Appreciation to Miss Nomer.

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247
Communication was received from Attorney Stephen B. R. Keller submitting, on behalf of Toya and Stephen Roseveare, an offer of settlement of lien. On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, this item was continued to February 14, 1978 and referred to the County Counsel for recommendation.

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308-3
Communication received from Sierra Planning Organization requesting comments on the application of Georgetown Divide Public Utility District for a federal grant in the amount of \$28,000.00 for a critical area stabilization project to control erosion.

On motion of Supervisor Johnson, seconded by Supervisor Kutter and unanimously carried, the Board approved that favorable comment be made.

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82-4
Communication received from El Dorado County Federal Credit Union requesting the Chairman be authorized to sign a renewal lease for office space in Building A, County Government Center, Placerville, at a cost of \$600.00 per year, with authorization included to use the County's Centrex telephone system and photocopy machines at the Credit Union's expense. On motion of Supervisor Stewart, seconded by Supervisor Walker and unanimously carried this item was referred to the Board's Assistant for a recommendation back to the Board.

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326
Communication received from the State Assembly Ways and Means Committee and Senate Committee on Finance requesting the Board provide them with a summary analysis of the impact that the passage of the Jarvis-Gann property tax initiative would have on El Dorado County. On motion of Supervisor Johnson, seconded by Supervisor Kutter and unanimously carried, the comments submitted by the Board's Assistant were approved for transmittal to said Committees.

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SPECIAL ORDERS

PLANNING MATTERS

57-6
Hearing was held as duly advertised to consider the adoption of a Community Land Use Plan for the Greenstone Area.

Presentation was made by Doug Noble and Arlan Nickel of the Planning Department on the proposed Plan.

Communications were received from the following persons:
(continued)

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Mr. Peter Melnicoe, President, Greenstone Area Landowners' Association, objecting to four actions proposed by the Planning Commission; expansion of medium density residential classifications in the eastern portion of the plan area; an island of unsewered high-density multiple residential zoning in the same area; a commercial zone at the El Dorado Road interchange on Highway 50 and classification of the entire Sweeney ranch in five acre residential.

Mr. Mike Wolterbeek, Corresponding Secretary, Environmental Planning and Information Council, Inc., requesting that the north part (Sweeney ranch) of the plan be restored to 10 acre minimum.

Mr. Leon Gastaldi, protesting the proposed zoning for his property, and stating that if his land is not designated Commercial then he would like R1A for entire parcel rather than R1A and R5 as proposed.

Mr. Norman Branco, requesting that his property be designated R5.

Glenn E. Shaffer, Jr., objecting to commercial zoning adjacent to Echo Lane off El Dorado Road.

Pat Stroth, objecting to 5 acre proposed zoning for the Sweeney ranch.

Mr. Glenn Shaffer was present and objected to his land being designated 10 acre minimum, and stated if he cannot remain in Agricultural zoning then he would like to have 5 acre zoning because of proximity to lands with lower zoning.

Mrs. Hilton and Mrs. Perser were present and asked questions regarding clarification of proposed zoning for their properties.

Ruth Loeffelbein was present and read a letter from Environmental Planning and Information Council, Inc.

Discussion was held and the hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Stewart and carried by the following vote: Ayes: Supervisors Johnson, Kutter and Stewart; Noes: Supervisors Todd and Walker, RESOLUTION NO. 23-78 was adopted, adopting the Community Land Use Plan for the Greenstone Area as presented on the Map submitted by the Planning Department, which depicts the Sweeney Ranch as 10 acre minimum, and the Board approved the acceptance of the Environmental Impact Report.

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285-8-78
390-9a
The Board at this time considered adoption of an ordinance for interim emergency zoning of lands in the Pleasant Valley-Oak Hill-Sly Park Plan area to amend the boundaries of Single Family Residential, Single Family Residential 2 acre, Single Family Residential 3 acre, Estate Residential 5 acre, Agricultural 10 acre, Unclassified zone and Industrial zone by deleting the same lands consisting of approximately 40,640 acres.

The Planning Commission recommended approval and the Planning Director enumerated the following findings of the Commission:
(continued)

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1. The Pleasant Valley-Oak Hill-Sly Park Area Plan was recommended for adoption by the Planning Commission on January 12, 1978 with all of the area's lands being placed in a more appropriate designation, based upon topography, access, available services, etc.
2. Based upon the consulting geologist's report, continued development in some portions of the Plan area may create, from residential septic systems, possible ground water contamination. This could tend to endanger the public health, safety and welfare.
3. There are currently on file in the Planning Department a significant number of parcel map applications that propose to create lots of less area than the recommended Plan would permit.
4. The proposal represents citizen concern with regard to providing community services, fire and police protection, and maintenance of an adequate road system for the area.
5. The application of interim zoning for this area, as a temporary measure, would allow at least four months initially which could be renewed for an additional eight months to allow more time for considering the proposed plan and adoption thereof.
6. The public necessity, convenience, and the health, safety and general welfare would be benefitted by the approval of the proposal.

Letters were received from the following in support of the proposed ordinance: Mr. and Mrs. L. A. Walker, Cecil and Louise Rhoads, Ralph and Helen Cosens; Anton S. and Lillian B. Walker; Alta M. Wood; Dick V. and Isabel Dickson; Roger S. and Melba Bartlett; Charlotte R. and Richard L. Kimberlin; George W. Peabody; Mr. and Mrs. Orvis Box; Ann and Jeffrey Smith; R. T. and Judith Mercer; Enid Reeves; Eileen Crim and Mike Wolterbeek-EPIC.

George Peabody, Eileen Crim, Ruth Loeffelbein and Bob Proctor were present and spoke in favor of the Plan.

Mr. Lee Ritchie was present and stated his land was up for five acre zoning and wanted to be able to parcel said land.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board concurred with the Planning Commission's findings and adopted Emergency Ordinance No. 1856 for interim zoning of lands in the Pleasant Valley-Oak Hill-Sly Park Plan Area, and approved that anyone that has a parcel map now on file that has not been acted upon may revise his plan to fit the zoning or may withdraw his parcel map and his fee will be refunded.

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285-7-98
290-92
(57)
The Board considered adoption of Emergency Ordinances rezoning certain lands to Timber Preserve Zone (List B) pursuant to the Forest Taxation Act of 1976, consisting of 7,565.95 acres. (Ordinance introduced and hearing held on 1/31/78.)

Based on the following findings, on motion of Supervisor Kutter, seconded by Supervisor Todd and unanimously carried, the following emergency ordinances were adopted: ORDINANCE NO. 1857, rezoning 609.9 acres from Exclusive Agricultural to TPZ; ORDINANCE NO. 1858, rezoning 10.96 acres from Estate Residential 5 Acre to TPZ; ORDINANCE NO. 1859, rezoning 160 acres from Residential Agricultural 40 acre to TPZ; ORDINANCE NO. 1860, rezoning 2,846.53 acres from Unclassified to TPZ; ORDINANCE NO. 1861, rezoning 3,938.56 acres from Agricultural to TPZ;

The Board finds that the public safety, health and welfare require that ordinances be enacted on an emergency basis because the owners of lands zoned by this ordinance will be deprived of the benefits of lower taxes authorized by law if zoning is not effective on the March 1, 1978 lien date. Such early operation of the provisions of the regulations for the Timber Preserve Zone will insure an orderly transition to the method of taxing timberland provided by law.

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57
Planning Commission submitted a letter recommending that the Board adopt Interim Zonings on Land Use Plans as soon as possible after the Commission makes its recommendation and until such time as the Area Plan is adopted by the Board.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Planning Department was authorized to prepare a policy for Board consideration, as outlined.

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57-16
On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board set additional hearing date of March 6, 1978 at 2:00 p.m. to consider amendments to the County General Plan.

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GENERAL ORDERS

207
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried Item No. 3 on Personnel letter dated 2/1/78 for Community Programs to make two legal aid program attorneys regular County employees was continued to February 14, 1978 and Board to reconsider an item heard earlier this date on the Direct Service Agency Contract for Title III funds under the Older Americans Act.

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43
120
On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried RESOLUTION NO. 24-78 was adopted, amending the CETA Authorized Personnel Resolution for an additional Typist Clerk II in the Welfare Department, South Lake Tahoe, and the Board approved the transfer of a 1973 Maverick automobile from Administration to the Health Department.

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115
132
On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried the Board approved the appointment of five Building Department employees to the middle step of the Building Inspector II classification.

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There being no further business, the Board adjourned to Tuesday, February 14, 1978, at 10:00 a.m.

APPROVED


Chairman

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

By Connie A. Peterson
Deputy