

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES February 28, 1978

The Board convened in regular meeting with the following present: Supervisors Arliene Todd, William V. D. Johnson, W. P. Walker, Lloyd R. Kutter, and Thomas L. Stewart. Also present: Sally Traub, Deputy Clerk. Chairman Stewart presided.

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12-7 The Invocation was offered by Supervisor Lloyd Kutter.

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

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On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Agenda was adopted.

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On motion of Supervisor Todd, seconded by Supervisor Kutter, and unanimously carried, the minutes of February 21, 1978, were approved; and approval of minutes of February 14, 1978 was continued to March 7, 1978.

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28  
50-1 The "Consent Calendar" matters were considered and acted upon as follows, on motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried:

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

\* \* \* \*

The following Budget/Fund Transfers were approved:

No. 105, Public Works Department, authorize purchase of fixed assets, two 5-drawer tables in amount of \$350.00...

47 No. 106, Public Defender 2-109; Decrease 92-2180 Professional Services; Increase 92-2150 Memberships; \$10.00; Cost of membership has increased since budget was adopted.

No. 107, Department of Agriculture 2-601; Decrease 92-2120 Maintenance of Equipment; Increase 92-2220 Small Tools; \$200.00; Due to increase in number of vapor meters in service in County, necessary to increase the capacity of Ag Office gas meter prover room.

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No. 108, Welfare Department 5-202; Decrease 92-4251 Training Costs; Increase 92-4252 Training-Child Care; \$500.00; Overdrawn in Training-Child Care classification.

No. 109, County Recorder 2-701; Decrease 92-1010 Regular employees; Increase 92-1020 Extra help; \$2,100; Regular employee on leave of absence, retain Mary Waters as extra help for 3 months that M. Mead will be off.

No. 111, Assessor's Office 1-203; Decrease 92-2170 Office Expense; Increase 92-2220 Small Tools; \$500.00; no expenditure classification in budget for small tools needed.

No. 114, Building Department 2-602; Decrease 92-1010 Regular Employees; Increase 92-1030 Overtime and 92-1020 Extra Help; \$6,000; To catch up on back log of work which is now 4 weeks in arrears.

Later in this meeting, on motion of Supervisor Johnson, seconded by Supervisor Todd and unanimously carried, the Board did not approve budget transfer No. 110 for Mental Health 4-102, Decreasing 92-2230 Special Department Expense and Increasing 92-2060 Communications in the amount of \$3,200 for a new telephone system; and Clerk was instructed to request that the Health Department submit information as to the need.

\* \* \* \*

The Chairman was authorized to sign Assignments to the Credit Bureau of El Dorado County for the following:

Shirley Holland	Lynda Kidwell	Alan R. Shaw
James E. Highley	Anthony Hobson	Vickie Lane Skaggs
Linda Faye Schamun	Richard Weese	Terri Swanberg

\* \* \* \*

Resolution No. 39-78 adopted Authorizing an Action for the Recovery of County Funds Paid Out for Welfare, Hospital, County Ambulance, Probation/Public Defender and Public Defender.

Resolution No. 40-78 adopted Authorizing Action for the Recovery of County Funds Paid Out for County Ambulance, Lake Tahoe Ambulance, Welfare, and Public Defender.

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The request for changes to the Superior Court Facility at Lake Tahoe submitted by Architects Caywood, Nopp and Ward on behalf of Judge Finney, increasing the total cost by \$1,140.00 was denied, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried.

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(12-14)  
61-7  
57  
178  
350-2  
61-2  
On motion of Supervisor Johnson, seconded by Supervisor Walker and unanimously carried, the following Policy Review Sessions were set: Data Processing Policy Review set for March 8, at 3:00 p.m. changed to March 13, at 9:00 a.m.; County Clerk Policy Review set for 10:00 a.m. March 13; Planning Department on Minor Land Division Ordinance set for March 13, 11:00 a.m.; and County Ambulance Service Area No. 7 meeting change from 2:00 p.m. on March 8, to 10:00 a.m. In a separate action, on motion of Supervisor Kutter, seconded by Supervisor Walker and unanimously carried, a field trip to County Service Area No. 2 was scheduled for March 13, at 2:00 p.m., and the Director of Public Works was requested to accompany the Board.

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The Airports Director submitting results of bid opening held February 16, 1978, for construction of the Pilot's Lounge at the Placerville Airport.

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(30-2)  
On motion of Supervisor Todd, seconded by Supervisor Johnson, and carried by the following vote: Ayes: Supervisors Todd, Johnson, and Kutter; Noes: Supervisors Walker and Stewart, this matter was removed until such time as there is a Fixed Base Operator at the Placerville Airport, and the Airports Director was authorized to immediately solicit bids on the floor plan provided by the architect for a pre-engineered or modular building; and in a separate action, on motion of Supervisor Kutter, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Kutter, and Stewart; Noes: Supervisor Todd, the matter was continued to March 7, 1978.

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101  
Director of Public Works requested Chairman be authorized to sign Agreement No. 14 for the improvement of a portion of PIPI Road by the Forest Service and right of way acquisition by the County.

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

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22  
At the request of the Director of Health Services, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign a Contract with Alpine County for the provision of services to tuberculosis patients, at a cost of \$1,500.00, with an expiration date of June 30, 1978.

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(61-3)  
233-8  
Request of Agricultural Commissioner for transfer of two surplus snowmobiles from the Lake Tahoe Sheriff's Office to County Service Area No. 3, was approved, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried.

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50-6 Director, County Training Programs, submitted request that Chairman be authorized to sign the necessary close-out documents for the Title III Summer Youth Program for Economically Disadvantaged Youth and the Title III Youth Employment Training Program of the Comprehensive Employment Training.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Chairman was authorized to sign the close-out documents.

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Purchasing Agent submitted a proposal from Cola Electric for installation of a call system for the Supervisors' offices, at a cost of \$295.00.

12 On motion of Supervisor Walker, seconded by Supervisor Kutter and unanimously carried, the proposal was approved.

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(56) 115-13 On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Chairman was authorized to sign the Concession Agreement with the El Dorado Rod and Gun Club granting said Club the right of management and control of shooting range site at the El Dorado County Dump for a period of ten years.

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22-10 9 Mr. George Moorhead of the Sierra/Sacramento Valley Emergency Medical Services presented a slide/sound overview of the EMS system as it has developed to date within the eight-county region. No action required.

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Mr. Steve Ginsburg requested 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.

141 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board set a Hearing for March 21, 1978, at 11:30 a.m., and both parties were requested to bring evidence to that hearing of attempts to reach an Agreement.

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308-3 At the request of the Sierra Planning Organization, on motion of Supervisor Kutter, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Todd, Kutter, and Stewart; Noes: Supervisors Johnson, and Walker, the Board commented favorably on Sierra/Sacramento Valley Emergency Medical Services Agency's application for federal grant in the amount of \$497,752.00 for Expansion and Improvement of the Regional Emergency Medical Services System.

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390-2  
(178-1)  
4801  
On motion of Supervisor Johnson, seconded by Supervisor Kutter, and carried by the following vote: Ayes: Supervisors Johnson, Walker, Kutter, and Stewart; Absent: Supervisor Todd, ORDINANCE NO. 1872 was adopted amending Ordinance No. 1185 effecting a minor change in boundaries between Placerville Judicial District and Georgetown Divide Judicial District (Section 1. Section 2202, Chapter 2, Part 2 and Section 3. Section 2204, Chapter 2, Part 2) (Introduced 2/21/78) as requested by the County Clerk.

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32-70  
At the request of the El Dorado County Mental Health Advisory Board, on motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors: Johnson, Walker, Kutter, and Stewart; Absent: Supervisor Todd, Carilyn Lee was removed from said Board as she has attended only one meeting.

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Supervisor Todd returned.

(141)  
124  
The request of Mr. Francis M. North that the Board take necessary action to transfer ownership of a small parcel of County property to him, as a portion of his machine shop has been on said property in Smithflat for approximately 35 years, was referred to County Counsel and Director of Public Works to be resolved, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried.

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(339)  
Library Commission submitted a recommendation that the Board consider computerization of the County's library system.

350-2  
27  
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the letter was placed on file and Date Processing was instructed to provide the Library Commission with cost information.

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Sacramento County Board of Supervisors requested the Board adopt a Resolution opposing Senate Bill 382, as amended, relative to General Assistance Program Funding.

326  
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board supported Sacramento County in their stand in opposition to Senate Bill 382, and RESOLUTION NO. 41-78 was adopted accordingly.

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Sacramento Safety Council submitted a request that a letter from the Board of Supervisors be written in support of their application to the National Safety Council for expansion of their chartered service area to include El Dorado County.

82-11  
Supervisor Johnson moved to place the letter on file, seconded by Supervisor Walker; Supervisor Kutter then made a motion to amend the original motion to add that we reply to their letter and honor their request. The vote was called for on the amendment to the motion, which failed by reason of the following vote: Ayes: Supervisors Todd and Kutter; Noes: Supervisors Johnson, Walker, and Stewart. The vote was then called for on the original motion which carried by reason of the following vote: Ayes: Supervisors Johnson, Walker, and Stewart; Noes: Supervisors Todd and Kutter.

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On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried the Board supported Senate Bill 1449 which would require any proposal to change an existing elective office to an appointive office or vice-versa for any city, county, school district, community college district or special district to be presented to the electors.

326  
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried the Board opposed Assembly Bill 2335 even though A.B. 2335 only affects Orange County at this time, we believe that this would be a bad precedent to establish in Orange County as it would shortly spread throughout the State. Mr. Johnson informally requested that the action on both S.B. 1449 and AB 2335 be transmitted to County Supervisors Association of California, the Regional Council of Rural Counties and our Legislators.

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Hearing was held as duly advertised on a request for rezoning of lands in the Camino area from Agricultural to Estate Residential Five Acre, consisting of 30.242 acres, petitioned by Eldon Olson. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. Five acre parcels are compatible with the uses in the area;
2. Mrs. Grace Larsen, a long-time resident and one of the persons indicating support by letter, has previously commented the subject land is unsuitable for agricultural use.

Mr. Eldon Olson stated that he wishes to build a home on the property and cannot afford to build on 10 or 30 acres, and that he felt the homes would benefit the area as most of the surrounding property is in small acre parcels. He also stated that there is plenty of water.

Mr. Gene Thorne, Engineer, stated that the soil was very good for septic system and there is plenty of water.

Mr. Gene Bolster stated that he has no objection to the proposal.  
(Continued)

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Donna Webb, Mrs. Davidson, Norma Parker, Douglas Shepherd, and Floyd Weston all spoke in support of this proposal.

Mr. Vern Cassell spoke in opposition to the proposal as it does not support agriculture in the area, and requested that this be continued until after the General Plan is amended to incorporate the new Camino/Fruitridge Area Land Use Plan.

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

On motion of Supervisor Kutter, seconded by Supervisor Todd, and carried by the following vote: Ayes: Supervisors Todd, Johnson, and Kutter; Noes: Supervisors Walker and Stewart; the rezoning was approved and the negative declaration was accepted based on the findings and recommendations of the Planning Commission, and ORDINANCE NO. 1873 was adopted accordingly.

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Hearing was held as duly advertised to consider a request for rezoning of lands in the Pleasant Valley/Oak Hill/Sly Park area from Unclassified to Planned Commercial, consisting of 13 acres, petitioned by Carl and Lorraine Gutenberger. Planning Commission recommended Planned Commercial zoning on lands north and south of Pleasant Valley Road, as included in the Gutenberger's original request, but to exclude that portion lying east of Buck's Bar Road, at its intersection with Pleasant Valley Road, and to remove the potential park designation from that same portion, and the Planning Director enumerated the following findings of the Commission:

1. The area recommended for commercial zoning, consisting of approximately 11 acres, conforms to the proposed Pleasant Valley/Oak Hill/Sly Park Area Plan;
2. The added commercial is compatible with the recommended Pleasant Valley/Oak Hill/Sly Park Area Plan;
3. The extension of water and sewer lines to serve the additional commercial uses is feasible;
4. Topography, access and other applicable items for commercial land usage are satisfactory for the proposed commercial area.

Mrs. Gutenberger submitted a letter to the Board in support of her proposal to rezone the entire 13 acres to Planned Commercial.

There were no protests and the Hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: Ayes: Supervisors Todd, Johnson, and Walker; Noes: Supervisors Kutter and Stewart, rezoning was approved for the entire 13 acres as requested to Planned Commercial, and the negative declaration was accepted, and ORDINANCE NO. 1874 was adopted accordingly.

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Hearing was held as duly noticed to consider the request of Mr. Robert Dixon for cancellation of a portion of Agricultural Preserve No. 2, consisting of 20 acres in the Folsom Reservoir area. A letter was received from the Agricultural Commission recommending denial of this request based on the following: The 20 acres that is being requested for cancellation is located in the center of Agricultural Preserve No. 2; the 20 acre parcel contains one of the major water sources for the preserve, plus it contains access to the remaining portion of the preserve; and a change of zoning on this 20 acre parcel would allow uses other than agriculture and could have possible adverse effects on the entire agricultural preserve.

The Planning Commission also submitted a letter recommending denial of the request based on the following findings:

1. The Agricultural Commission has recommended denial;
2. Cancellation would jeopardize the operation of the entire Preserve;
3. This property is currently operating economically in sustaining cattle;
4. The location of the parcel proposed for cancellation would create additional problems for operation of the surrounding preserve lands.

Mr. Ronald Dixon, owner of 80 acres of Agricultural Preserve No. 2, submitted a letter in opposition to this cancellation as all of the free flowing water available to livestock on the balance of the preserve is contained within the 20 acres; withdrawal of this 20 acres parcel would land-lock the remaining acreage; and he felt that the 20 acres in question could not support itself financially without splitting.

Mr. Robert Dixon stated that he wishes to remove this land so that he can build a home on it.

Mr. Ronald Dixon spoke in opposition as he felt this would lead to the development of this property, and that it would cut off the water and access to the remainder of the preserve.

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

On motion of Supervisor Todd and seconded by Supervisor Kutter, and unanimously carried, the Board upheld the Planning and Agricultural Commissions' recommendations and findings and denied the request for cancellation of this 20 acres.

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Supervisor Johnson left the Chambers

At the request of Deputy County Counsel, on motion of Supervisor Todd, seconded by Supervisor Kutter, and unanimously carried by those present, the Introductory Ordinance establishing the three following combining Zone Districts, to be added selectively to a basic zone: Historic Design (-DH), Sierra Design (-DS) and Scenic Corridor Design (-DC), was continued to March 7, 1978.

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Mr. Ken Anders was present and requested that the Board waive the Parcel Map Ordinance requirement for structural fire protection which would require that his 1/2-acre parcel, on which he wishes to obtain a construction loan, be annexed for water, sewage, and fire coverage to the El Dorado Hills County Water District. Mr. Anders stated that his property was already bonded through the El Dorado Irrigation District for water and sewage, and that his bank would not agree to any further liens, which this annexation would require.

The motion of Supervisor Walker, seconded by Supervisor Stewart, to waive the ordinance requirement and allow the Parcel Map as presented, conditioned upon the placement of a 2" fire hydrant with hose attached, in or near the building to allow some protection; said waiver being based upon the following findings:

1. The full enforcement of the ordinance would deprive the property owner of the rights enjoyed by others in the same area and under similar zoning and development circumstances; and
2. The property surrounding this is substantially developed and this is the last remaining parcel in the area that could be developed; and also, it is a small parcel.

was not carried by reason of the following vote: Ayes: Supervisors Stewart and Walker; Noes: Supervisors Kutter and Todd; Absent: Supervisor Johnson.

Supervisor Walker then moved to continue the matter for two weeks, to March 14, 1978.

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The Board took no action on the comments submitted by the Planning Department on the Tahoe Regional Planning Agency's Compact Directives and Recommended General Plan Goals and Objectives. (Continued from 2/14/78)

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Supervisor Johnson returned

A Petition was received containing 29 signatures requesting that the Board of Supervisors bring the zoning of the six acre parcel on North Shingle Road owned by Guy Dunning into conformity with the General Plan, as it is presently zoned Commercial and shown on the General Plan as High Density Residential.

On motion of Supervisor Todd, seconded by Supervisor Walker, and unanimously carried, the matter was continued to March 14, 1978.

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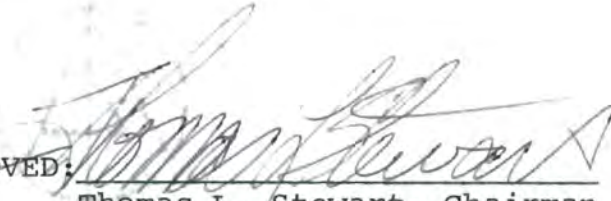
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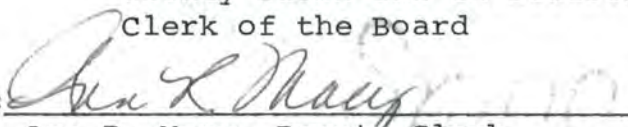
(83)  
141  
Recreation Commission submitted a recommendation that the Board accept the donation of 2.74 acres located in Pilot Hill that is presently owned by Mr. Marty Hess, and that the County Counsel be directed to clear the title to said property.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, County Counsel was requested to draw a Quitclaim Deed for Mr. Hess' signature.

There being no further business, the Board adjourned to Monday, March 6, 1978, to consider the first group of General Plan Amendments.

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

APPROVED:   
Thomas L. Stewart, Chairman

By:   
Ann R. Macy, Deputy Clerk

By: \_\_\_\_\_  
Sally A. Traub, Deputy Clerk