

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES July 25, 1978

The Board convened in regular meeting. Present: Supervisors Arliene Todd, William V.D. Johnson, Lloyd R. Kutter and Thomas L Stewart. Absent: Supervisor W.P. Walker. Mary Anne Kinkade, Assistant Board Clerk, was present. Chairman Stewart presided.

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12-7 The Invocation was offered by Pastor Victor Blakemore.

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The Pledge of Allegiance to the Flag was led by Amelia McAnnally.

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18-3 At this time, Chairman Stewart presented a placque to Jean G. Neumann, Superior Court Clerk, who is retiring after twelve years of County service.

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The Agenda was adopted as presented, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present.

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On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried by those present, the minutes of July 17, 18, and 19, were approved as submitted.

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GENERAL ORDERS

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

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

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2-17 The Chairman was authorized to execute a Release of Lien, discharging all property encumbered by the Agreement 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>	
Jean Kappes	979	410

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326
On motion of Supervisor Kutter, seconded by Supervisor Stewart, and unanimously carried by those present, the Board set a Policy Review Session for August 7, 1978, at 2 p.m., with the Probation Department re AB 90 and AB 2091.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board directed that Terry Price be a member of the delegation which will attend the Sacramento meeting re the implementation of AB 90.

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At this time, Supervisor Kutter's motion to approve Items 1, 2, 3, and 5 of the Personnel Recommendations as submitted by the Personnel Officer, died for lack of second.

118
On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board approved Item 1 (Administration) of the Personnel Recommendations.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved Item 2 (County Clerk) of the Personnel Recommendations.

The motion of Supervisor Todd, seconded by Supervisor Stewart, approving Item 3 (County Clerk) of the Personnel Recommendations, failed by reason of the following vote: AYES: Supervisors Todd and Kutter; NOES: Supervisors Johnson and Stewart; ABSENT: Supervisor Walker.

Supervisor Todd's motion to approve a Jr. Civil Engineer position in Public Works Department died for lack of second.

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Five residents of Tahoma requested Board authorization to pave 6th Street, between Oak and Poplar, at their own expense.

(124)
744
Director of Public Works spoke in favor of the project; and, a Mr. Schultz, representing the group, presented their ideas.

On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved the request in concept and directed the Department of Public Works and County Counsel to work with the residents, and try to reach an agreement or plan to do the project.

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Engineering firm of CH2M Hill reported on their inspection and investigation of the live load capacity of the South Fork American River Bridge on Peavine Ridge Road; and recommending that signs be posted at the site to advise users of the unstable condition of the truss.

Director of Public Works spoke concerning the report, and members of the audience came forward to present their views.

Six letters were received from residents and users of the area expressing concern over the condition of the bridge.

After some discussion, on motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the Board directed that warning signs be immediately posted, that the swinging rope be immediately removed, and that the Director of Public Works solicit proposals for repair of the bridge.

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Office of the County Clerk requested adoption of a Resolution placing measure on ballot for General Election on November 7, 1978, on proposition of election or appointment of El Dorado County Superintendent of Schools.

On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, RESOLUTION NO. 152-78 was adopted placing the measure on the ballot as requested.

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County Clerk requested adoption of Resolution for consolidation of the following elections with the General Election to be held on Tuesday, November 7, 1978: (1) Black Oak Mine Unified School District, Trustee Area Number 2, Governing Board Election; (2) Gold Trail Union School District Governing Board Election.

On motion of Supervisor Todd, seconded by Supervisor Kutter, and unanimously carried by those present, RESOLUTION NO. 153-78 was adopted consolidating elections as requested.

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Director of Public Works submitted engineering and traffic survey of Cameron Park streets, together with the Traffic Advisory Committee's recommendations for necessary changes and additions to the County Ordinance Code, based on said survey.

On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved the traffic control recommendations as submitted.

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(296-7)
Pleasant Valley
10/15/78
Director of Public Works recommended Chairman be authorized to sign Agreement for Purchase of Real Property from Jack K. and Kaye M. Sisemore, for the sum of \$75.00, together with a Certificate of Acceptance of Quitclaim Deed from said property owners, pertaining to the Pleasant Valley Road Project.

On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the Board authorized the Chairman to sign the documents as recommended.

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Airports Director recommended employment of a consultant to assist in making application to the Federal Aviation Administration (FAA) for a noise study and a permanent noise monitoring system at the Lake Tahoe Airport.

21
N.S.
The Airports Director stated the cost is mostly recoverable, and that the project would take about two weeks.

On motion of Supervisor Todd, seconded by Supervisor Kutter, and unanimously carried by those present, the Board approved the employment of a consultant as recommended.

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214
W.P.
Chief Probation Officer recommended Chairman be authorized to sign renewal of Agreement with the State Youth Authority for diagnostic services for cases pending Court disposition, at a cost of \$1,505.00 per month per diagnostic case, for Fiscal Year 1978-79.

On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, RESOLUTION NO. 154-78 was adopted, authorizing the Chairman to sign the Renewal of Agreement as recommended.

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141
(185-13)
County Counsel submitted draft Agreement with El Dorado Land Fill, Inc., a corporation to be formed consisting of South Tahoe Refuse Co., Inc., and El Dorado Disposal Service, Inc., for the operation of the Union Mine Dump. (Referred 7/18/78)

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board authorized the Chairman to sign, and directed that the County enter into, a contract with El Dorado Land Fill, Inc., for operation of the El Dorado County Dump, as presented by the County Counsel, with the following changes: Addition of Article XXIII to read: "County shall pay possessory interest taxes levied with respect to tenant's (continued on next page)

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rights in the real property under this lease"; on Page 2, line 15, after the words 'gross gate receipts', add "together with a report thereof"; on Page 3, lines 6 and 13, strike the word "gate" in each line; on Page 4, line 5, after the word 'operation.', add "No franchise garbage operator from outside the County shall be allowed to use the dump" (striking 'Only garbage collectors franchised by the County of El Dorado shall be permitted use of said dump'); said Contract to be effective August 1, 1978.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board directed County Counsel to prepare an Equipment Lease related to Union Mine Dump, to be effective August 1, 1978, which the Chairman is authorized to sign, under the following terms and conditions: Lease shall be between the County of El Dorado and El Dorado Land Fill, Inc., for D7F 94N(truck), at the rate of \$27.00 per hour; D8 58G 15A(truck)with carry-all, at the rate of \$15.00 per hour (hours to be determined from hour-meter on equipment); term of lease shall be for six (6) months or less; equipment to be used only on the leased premises for land-fill operations; all routine maintenance and fuel and servicing to be done by Lessee; payment therefor shall be on a monthly basis; operator must observe necessary precautions to prevent damage from wire and other objects which are disposed of at the dump; other standard paragraphs concerning heavy equipment leasing shall be included in this Lease.

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Hearing was held as duly advertised, on the rezoning of lands in the Shingle Springs Area from Limited Multi-Family Residential to Single Family One Half Acre Residential Zone, consisting of 3.1 acres, petitioned by John Tanner et al. The Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The proposal is consistent with the General Plan.
2. This rezoning was a condition of approval for Tentative Parcel Map No. 77-663.

There were no protests, and the Hearing was closed.

On motion of Supervisor Todd, seconded by Supervisor Kutter, and unanimously carried by those present, 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 Single Family One Half Acre Residential Zone, and ORDINANCE NO. 1900 was adopted amending the County Zoning Ordinance accordingly.

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80-1-22
59
Hearing was held as duly advertised, on the rezoning of lands in the Cameron Park Area from Exclusive Agricultural and Agricultural, to Estate Residential Five Acre Zone, consisting of 2180 acres, petitioned by Kenneth Wilkinson et al.

The Planning Commission recommended approval and further, recommended a minimum 200 foot setback be established by deed restriction, to be recorded, for lands adjacent to those lands owned by El Dorado Limestone Company, and Industrially zoned lands. The Planning Director enumerated the following findings of the Commission:

1. The proposal is consistent with the General Plan.
2. The proposed set back requirement will protect adjacent Industrial uses.
3. The land is capable of supporting the density proposed.

Deputy County Counsel spoke against the matter of conditional zoning.

Mr. Al Hamilton, representing Mr. Wilkinson and himself, presented a favorable viewpoint concerning the rezoning.

Mr. Doug Milton, property owner, spoke in favor of the rezoning; and Mr. Charles Marginean spoke against the buffer zone and in favor of the rezoning.

A letter from El Dorado Limestone Company opposing the rezoning was read into the record.

Mr. Brown, attorney representing Latrobe School District, Mrs. Hauser, Principal of Latrobe School, and Mr. Wolfenden, Chairman of Latrobe School Board, spoke concerning the impact this type of zoning would have on their small school district. (Possible addition of 800 to 1000 students.)

Five letters were received in protest to the rezoning.

There being no further protests, the hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Johnson, and carried by the following vote: AYES: Supervisors Johnson, Kutter, and Stewart; NOES: Supervisor Todd; ABSENT: Supervisor Walker, the Board stated that while the Board has read, considered, and approved the Environmental Impact Report, the request for rezoning is denied.

The motion of Supervisor Stewart, seconded by Supervisor Todd, to direct the Planning Department to initiate hearings concerning those lands presently zoned AE (or other zoning designation) to change the zonings on those lands from AE (or other) to A zoning, failed by reason of the following vote: AYES: Supervisors Todd and Stewart; NOES: Supervisors Johnson and Kutter; ABSENT: Supervisor Walker.

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350-2
Data Processing Manager recommended Chairman be authorized to sign Agreement for the purchase and maintenance of the currently installed data entry equipment, for a total cost of \$31,107.00. (Continued from 7/18/78)

On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the Board authorized the Chairman to sign the Agreement as recommended.

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165
Assistant to the Board submitted the request of the District Attorney's Investigators for the same medical fringe benefit given employees of the Sheriff's Department, which consists of paid medical insurance coverage for one dependent of each employee, at a total cost to the County of \$2,016.00.

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried by those present, the Board denied the request as submitted.

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22-13
On motion of Supervisor Kutter, seconded by Supervisor Todd, and unanimously carried by those present, the Board continued until August 8, 1978, the matter of the appointment to the Golden Empire Health Systems Agency Governing Body to fill the vacancy created by the expiration of Mr. Jerald Bennett's term on May 19, 1978.

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305-3
Sierra Planning Organization requested comments on the application of Diamond Place Associates, Ltd., for construction of low income/senior citizen apartments in the Placerville and Diamond Springs area. (Referred 7/18/78)

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the Board directed a memo of "No Comment" be forwarded to Sierra Planning Organization.

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134
Mrs. Guido de Ghetaldi, Jr., requested a waiver of the Uniform Building Code in order to obtain a building permit to add an 11' by 21' room to their cabin at Lake Kirkwood, since there is no electricity available as required. (Continued on the following page)

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Mrs. deGhetaldi appeared and spoke concerning her proposal, and presented a copy of a letter from the Forest Service giving their approval to the plans.

On motion of Supervisor Todd, seconded by Supervisor Stewart, and carried by the following vote: AYES: Supervisors Todd, Johnson and Stewart; NOES: Supervisor Kutter; ABSENT: Supervisor Walker, the Board approved a waiver of the Uniform Building Code, as requested.

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F.B. Gillis requested Board consideration in resolving the matter of his building permit and related fees.

137 After some discussion with Mr. Gillis, on motion of Supervisor Johnson, seconded by Supervisor Todd, and carried by the following vote: AYES: Supervisors Todd, Johnson and Stewart; NOES: Supervisor Kutter; ABSENT: Supervisor Walker, the Board directed the Building Department to issue a building permit for an additional \$75 fee, to waive the bedroom tax, and to allow Mr. Gillis to proceed.

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George R. Shtaway requested waiver of Bedroom Tax on his building permit, which was originally issued in May of 1977.

137 Mr. Shtaway explained the unusual circumstances surrounding his failure to file his plans.

On motion of Supervisor Todd, seconded by Supervisor Stewart, and carried by the following vote: AYES: Supervisors Todd, Johnson and Stewart; NOES: Supervisor Kutter; ABSENT: Supervisor Walker, the Board directed that the ordinance be waived; that the Building Department allow new plans to be submitted; that the plan check fee to be \$75; and further, that the bedroom tax be waived.

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Planning Director recommended release of \$2500 cash deposit for surety of improvements on Gold Trail Acres Subdivision, as said improvements have been completed.

(425)
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2/10/78
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved the release of the deposit as recommended.

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576
Planning Director submitted for approval, a sample survey form to be used in evaluating housing needs of this County, as expressed by the citizens, for preparation of a Housing Element to the General Plan in accordance with California Government Code Section 65302.

Supervisor Kutter's motion to approve the sample survey form died for lack of second, and no further action was taken.

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83-11
Planning Director recommended funds originally set aside for the Diamond Springs Lions Club Park be reallocated to the Shingle Springs Plaza Park.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board adopted RESOLUTION NO. 155-78 reallocating funds as requested.

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Director of Planning and Recreation requested direction in matters regarding the restoration and operation of the Bayley House.

83
On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried by those present, the Board directed that Recreation Commission and Staff advertise and make selection of a caretaker for the Bayley house; that utilities are to be allowed up to \$30 per month; that \$500 setup fee for a mobile-home be allowed; and that the period of time involved be for one year.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board authorized the purchase of a pump for the well, at a cost of \$834.00.

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried by those present, the Board set a policy review session and tour of the Bayley House for August 21, 1978, at 9 a.m.

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423
Fence Pump
Deer Valley Oaks
5/22
Planning Director submitted Tentative Maps for Four Springs Ranch Subdivision, consisting of 168 acres, comprising 33 lots, petitioned by Bobbe Sanford, and Deer Valley Oaks Unit No. 2 Subdivision, (Continued on following page)

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consisting of 182 acres, comprising 36 lots, petitioned by Deer Valley Oaks Investment Group.

On motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried by those present, the Board continued these two tentative maps for consideration at the meeting of December 12, 1978. (After next General Plan Amendment hearings)

57 On motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried by those present, the Board directed that the next General Plan Amendment hearings commence November 13, 1978.

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37 Planning Director requested Board comment on his proposal to close the public counter in the Planning Department on Thursdays and Fridays due to reduction in staff.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the Board continued this matter until August 1, 1978.

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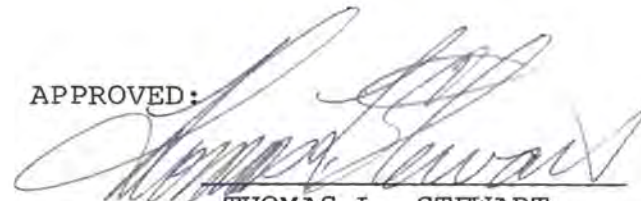
12-6 At this time, after some discussion, on motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the Board directed that consideration of reducing the number of Agendas produced each week, be continued until August 1, 1978.

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At this time, the meeting was recessed until Thursday, July 27, 1978, at 3 p.m., for the purpose of an advertised hearing concerning distribution of State funds for special districts.

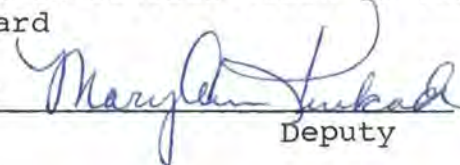
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APPROVED:



THOMAS L. STEWART
Chairman

Carl A. Kelly, County Clerk
and ex-officio Clerk to the
Board

By 
Deputy