

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES August 15 19 78

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. Mary Anne Kinkade, Assistant Board of Supervisors Clerk, was present. Chairman Stewart presided.

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12-9 The invocation was offered by Pastor Mike Stepanich, First Assembly of God Church.

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The Pledge of Allegiance to the Flag was led by Mary Anne Kinkade.

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The Agenda was adopted with additions to the Consent Calendar and Department Head Matters, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present.

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The Minutes of August 8, 1978, were approved as submitted, on motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried by those present.

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GENERAL ORDERS

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:

58-50-1 Warrant Register Claims for El Dorado County, and the Community Action Council Claims were approved and allowed for payment.

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Budget Transfers were approved as follows:

117 Budget Transfer No. 161 - Public Works Department - Transferring \$345,905.11 from County Road District to Road Fund (Miscellaneous Roadside Drainage and Snow Removal), being Road District Tax used.

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Budget Transfer No. 162 - County Auditor/Controller - Necessary Budget Transfers to close accounts for the 1977-78 fiscal year. (Work Sheets on file)

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Budget Transfer No. 1 - Loans until tax money is available to Pollock Pines Fire District (\$40,000), Cameron Park Community Service District (\$20,000), and Pleasant Valley Fire District (\$10,000).

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247 The Chairman was authorized to execute 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>	
Donald L. Rhoads	1505	288
Terry Hobert Cox	1404	703
Adra C. Bartlett	1256	200
Vivian Drake	1624	439
Fred Stacey	1569	533
Steven Encarnacion	1604	161
Edith M. Lee	1608	31
Chris Fellows	1608	56
Lonnie Ellison	1583	283

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123-14 Board adopted RESOLUTION NO. 168-78, Resolution of Intention Setting Hearing for August 29, 1978, at 2:30 p.m., to consider request for formation of the Connie Lane Community Services District.

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123-14 Board adopted RESOLUTION NO. 169-78, Resolution of Intention Setting Hearing for September 12, 1978, at 11:30 a.m., to consider request of Mr. Chris Harte, to abandon a non-vehicular easement on Lot 214, Tahoe Paradise Unit No. 20 Subdivision.

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23 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board set a policy review and meeting with the City Council, City of South Lake Tahoe, for September 18, 1978, at 9 a.m., in the Arts and Crafts Building, near the County Library, South Lake Tahoe.

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36 At the recommendation of the Welfare Director, on motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried by those present, the Board directed that a letter of support for Senate Bill 1806 and in opposition to Assembly Bill 3295, be forwarded as requested by the Upjohn Company (Providers of Home and Health Care Services). (Bills relate to the negotiation, term, content and funding for contracts for in-home supportive services)

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: AYES: Supervisors Johnson, Walker and Stewart; NOES: Supervisor Kutter; ABSENT: Supervisor Todd, the Board directed that a letter in opposition to the passage of Assembly Bill 817 (relating to Native American burial places) be forwarded to (continued on the next page)

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the Senate Judiciary Committee and Assemblyman Barry Keene.

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On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, and as set forth in the Personnel Letter to the Board dated August 10, 1978, the Board directed that enrollment be opened for Blue Cross to enable Employees' Association members to voluntarily shift their medical insurance coverage from the Operating Engineers plan to Blue Cross, as set forth in Item 1; authorized filling of positions as requested in Item 2 (Auditor/Controller), Item 3 (District Attorney), Item 4 (Veterans Service Officer), and Item 9 (Welfare); reinstated one CETA position as requested in Item 5 (Veterans Service Officer); approved travel requests as listed in Item 6 (Veterans Service Officer), Item 7 (Superior Court) and Item 8 (Sheriff's Department).

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On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board agreed to accept the offer of the El Dorado County Federal Credit Union to dismiss their appeal before the County Unemployment Insurance Appeals Board, in the Matter of Jeanette Blok, on the condition that the Credit Union pay 2/3 of any back wages found to be due and owing to said person; that payment of the County's portion of said wages be authorized; all without the admission of any liability by any party in the subject action.

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On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, at the request of the Board Assistant, the Board directed that election be conducted in early September amongst County employees, with the ballot question to be "Should the County of El Dorado withdraw from the Social Security System?"

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DEPARTMENT HEAD MATTERS

County Clerk recommended acceptance of the offer of Cubic Corporation to supply equipment maintenance and election support for the General Election to be held on November 7, 1978, and that the Chairman be authorized to sign the Agreement.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board authorized the Chairman to sign the contract with Cubic Corporation as recommended.

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County Clerk requested a Resolution for consolidation with the General Election to be held on Tuesday, November 7, 1978:

(1) Tahoe Resource Conservation District, Election of Directors;
(2) El Dorado Resource Conservation District, Election of Directors;
(3) Georgetown Divide Resource Conservation District, Election of Directors; (4) Cameron Estates Community Services District, Proposed Measure; (5) Lake Valley Fire Protection District, Election of Directors.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board adopted RESOLUTION NO. 170-78 Consolidating the Above Districts with the General Election, as requested.

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At this time, the Board adjourned as the Board of Supervisors, and reconvened as the Board of Directors of El Dorado County Service Area No. 3.

County Clerk requested adoption of a Resolution of the Board of Directors of County Service Area No. 3, calling an Election and Requesting Consolidation with the General Election of November 7, 1978, placing measure on ballot on the proposition to impose a maximum service fee.

On motion of Director Johnson, seconded by Director Stewart, and unanimously carried by those present, the Board adopted RESOLUTION NO. 172-78 Calling an Election and Requesting Consolidation with the Statewide General Election in 1978, as requested.

The Board of Directors of El Dorado County Service Area No. 3 adjourned, and reconvened as the Board of Supervisors.

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County Clerk requested adoption of a Resolution for consolidation with the General Election to be held on Tuesday, November 7, 1978, concerning Tahoe City Public Utility District, placing the measure on the ballot as requested.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried by those present, the Board adopted RESOLUTION NO. 171-78 Consolidating said Election with the General Election as requested.

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County Clerk requested adoption of Resolution Ordering Consolidation of Election with the General Election on November 7, 1978, for County Service Area No. 3 proposed measure.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board adopted RESOLUTION NO. 173-78 Consolidating the Election as requested.

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Airports Director requested authorization to enter into negotiations with Mr. Vance Means (and others) for construction and operation of a deluxe restaurant-dinner house facility at the Placerville Airport.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board granted authorization, as requested, for the Airports Director to enter into negotiations with Mr. Vance Means, as well as any other parties who may be interested, for construction of a facility at the Placerville Airport as outlined above.

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Airports Director requested direction relative to entering negotiations with Carter Aircraft Company regarding their proposal to construct and operate a facility at the Georgetown Airport for the manufacture of aircraft and for aircraft research; said facility would employ approximately 280 people.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board authorized the Airports Director to continue discussions with representatives of Carter Aircraft Company regarding construction of a facility at Georgetown Airport.

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Director of Public Works requested approval of a policy to pay overtime to any Public Works employee required in an emergency situation to work over 40 hours in one work week, in accordance with the current Memorandum of Agreement with the employees' union.

After some discussion, on motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board approved the proposed policy, as requested, (which basically pays overtime when the department has to call an employee out at night, or on a weekend, for "emergency" services) to the extent funds are available in the Department's budget.

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Director of Public Works requested approval of specifications and authorization to advertise for bids for construction of the Pioneer Trail Left Turn Channelization, with bid opening on August 31, 1978, and award by the Board on September 5, 1978.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the specifications, as requested, and authorized advertising for bids.

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Director of Public Works requested approval of specifications and authorization to advertise for bids for construction of the Bass Lake Road Project, with bid opening on September 7, 1978, and award by the Board on September 19, 1978.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the specifications, as requested, and authorized advertising for bids.

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Director of Public Works recommended Subdivision Improvement Letter of Credit in the amount of \$174,850.00, for Ridgeview Village Unit No. 3, be reduced by \$89,057.70, leaving a balance of \$85,792.30.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board approved the reduction of the Letter of Credit, as recommended.

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Director of Public Works recommended Chairman be authorized to sign Certificate of Acceptance of Street Easement from Southern Pacific Transportation Company for installation of automatic crossing gates at South Shingle Road.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board adopted RESOLUTION NO. 174-78 Authorizing Chairman to Execute and Accept the Easement as recommended.

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Director of Health Services submitted contract providers' responses to problems identified by the Auditor-Controller in her recent review of their accounting practices.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board directed that the (continued on the following page)

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responses be filed in the Board Clerk's records, and requested that that Director of Health Services attempt to implement the recommendations.

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Director of Health Services recommended Chairman be authorized to sign the following Agreements:

- ✓ (a) With Circle B Ranch for continuing care of a minor at a cost of \$3,828.00, said Agreement to be terminated in October of 1978 when the minor becomes 18 years of age;
- ✓ (b) With Kidwell's Guest Home for board and care services to Mental Health referrals on an ongoing basis, as well as on a short-term emergency basis, at a cost not to exceed \$10,000.00;
- ✓ (c) With Public Guardian for conservatorship services at a cost not to exceed \$33,000.00.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board authorized the Chairman to sign the Agreements, as recommended.

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Chief Probation Officer recommended the Chairman be authorized to sign a revised contract with Fouts Springs Boys Camp, for placement of wards of the Juvenile Court, at a monthly cost of \$840 per ward, a monthly increase of \$95 resulting from Assembly Bill 90, which deleted the \$95 State subsidy.

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

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Assistant to the Board recommended adoption of a Resolution clarifying the peace officer status of Mr. Charles W. Mahin, Welfare Fraud Investigator, to allow him to carry a firearm in the performance of his duties.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board adopted RESOLUTION NO. 175-78 Designating Charles W. Mahin as a Peace Officer, as recommended.

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Sheriff submitted for Chairman's signature Joint Operating and Financial Plan between Sheriff's Department and the Lake Tahoe Basin Management Unit for patrol and law enforcement services, for period October 1, 1978, through September 30, 1979. (Referred 8/8/78.)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board authorized the Chairman to sign the Plan as submitted.

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Data Processing Manager submitted for review and approval, a proposal for developing a long range data processing plan.

285
After some discussion by the Data Processing Manager, and upon his recommendation, on motion of Supervisor Kutter, seconded by Supervisor Johnson, and carried by the following vote: AYES: Supervisors Johnson, Walker, and Kutter; NOES: Supervisor Stewart; ABSENT: Supervisor Todd, the Board established a Management Information Executive Committee, to be composed of nine members, as outlined in the proposal; Supervisor Walker was appointed as representative of the Board; and, the first action of the Committee shall be to review the proposed plan, and make recommendations on it to the Board. (Data Processing Manager will organize the Committee.)

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119
Auditor/Controller submitted a listing of the proposed apportionment of State surplus funds for Special Districts, in the amount of \$861,155.21.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board expressed approval of the proposed apportionment as submitted, and expressed their thanks to the Auditor/Controller for her efforts in assimilating this material.

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Auditor/Controller submitted for the Chairman's signature a Certification to the Controller of the State of California, stating, in effect, that the County of El Dorado has not provided, and will not provide, a cost of living wage or salary increase in the 1978-79 fiscal year for its employees.

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Inasmuch as the requirement for this Certification was related to acquisition of the State surplus funds, there was some negative discussion regarding this matter.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board authorized the Chairman to sign the Certification, and directed that the comments of Supervisor Kutter to the effect that "they are opposed to this policy, that it is not the most effective way to run a Government; further, that County government needs dedicated, motivated employees, and such a policy may work to the detriment of an effective work force", be sent to the Governor of the State of California. (Copy to the State Controller)

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Supervisor Kutter requesting Board consideration of designating a contact person to coordinate with the Governor's Office of Appropriate Technology (OAT) in addressing problems of resource conservation and community self-reliance.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board, after indicating that their action did not necessarily denote approval of this program, designated Supervisor Kutter as contact person, as suggested by the Executive Director of the program in his correspondence to the Board.

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Hearing was held on the Appeal of Francis E. Leighton, Architect, on behalf of Mr. and Mrs. W.L. Ehrlicia, on the Department of Public Works' denial of an encroachment permit for road access onto Howard Circle in Diamond Springs, for a proposed office building and parking area.

Mr. Leighton presented his views; after which, Director of Public Works commented on the imminent dangers of the access as requested.

There were no protests, and the hearing was closed.

After some discussion, on motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, the Board directed the Department of Public Works to make the determination with Mr. Leighton as to whether the encroachment permit can be granted, based on the proposed modification of an 18 foot road access onto Howard Circle.

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Tal Land Corporation requested acceptance of improvements in Rubicon Palisades Subdivision. (Continued from 8/8/78)

Mr. Sherman Bliss appeared before the Board and presented his views, as apparently, this matter has been held in abeyance for some time.

The Director of Public Works also spoke and reminded the Board of the existing Cease and Desist Orders issued by the State Regional Water Quality Control Board, affecting this area.

After some further discussion, on motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried by those present, the Board denied the request for acceptance of the improvements in Rubicon Palisades Subdivision.

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Marlon and Dolores Ginney requested waiver of ordinance to allow a double-wide mobilehome on their construction site.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, the Board waived the ordinance, allowed the request, and directed that no extension of the building permit for the third year be issued unless this matter comes back before this Board. (To insure that construction of their home is proceeding and that the mobilehome is not a permanent dwelling.)

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SPECIAL ORDERS

PLANNING MATTERS

Hearing was held as duly advertised to consider the rezoning of lands in the Cool area from Agricultural to Estate Residential Five Acre zone, consisting of 28.7 acres, petitioned by John Dalton. Planning Commission recommended approval, and the Planning Director enumerated various findings of the Commission.

Mrs. Sturtin, concerned citizen, and Mr. Corbett, owner of adjoining lands, spoke in opposition to the rezoning. There were no further protests.

The Hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried by those present, the Board found that the public necessity, convenience and welfare, does not require the change in zoning as requested, and the request was denied.

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2574
Hearing was held as duly advertised to consider the rezoning of lands in the Placerville Area from Estate Residential Five Acre to Single Family Two Acre Residential zone, consisting of 7.6 acres, petitioned by Olan R. Thornton. Planning Commission recommended approval, and the Planning Director enumerated the findings of the Commission.

There were no protests, and the hearing was closed.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, the Board approved the rezoning due to the fact that public water is available to the property; that under the Minor Land Division Ordinance, the existing road will be improved; and, that the rezoning be conditioned that it not become effective until filing of the final map for P77-79, under the name of L.D. Clevenger; further, the Negative Declaration was accepted, and ORDINANCE NO. 1906 was adopted, which amends the County Zoning Ordinance accordingly.

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31-1
Hearing was held as duly advertised to consider the rezoning of lands in the Camino Area from Agricultural to Estate Residential Five Acre Zone, consisting of 19.89 acres, petitioned by Wallace M. Thomas. Planning Commission recommended approval, and the Planning Director enumerated the findings of the Commission.

There were no protests to this rezoning; however, County Counsel recommended a continuance until the results of a pending lawsuit are known, and stated he would obtain a stipulation from the applicant to this effect.

The Hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, upon advice from County Counsel, the Board continued this matter for 30 days (until the meeting of September 12, 1978).

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295
Hearing was held as duly advertised to consider the rezoning of lands in the Rescue Area from Commercial to Single Family One-Half Acre Residential Zone, consisting of approximately 6 acres, initiated by the Board of Supervisors, on lands owned by Guy Dunning.

Planning Director briefly presented the background of this proposed rezoning, and the Attorney for Mr. Dunning spoke of their concern if the matter is delayed further.
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Several letters, as well as a petition containing 49 signatures, were received in opposition to Commercial zoning.

County Counsel spoke of the findings that will be necessary, no matter what decision is reached at this hearing.

Several persons from the audience spoke in protest to Commercial zoning.

At this time, the Hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried by those present, the Board declared its intention to rezone the land to Single Family One-Half Acre Residential and continued the matter until August 22, 1978, at which time County Counsel is to have in readiness adequate findings for Board consideration.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, at the request of T & L Development Corporation, the Board continued until August 22, 1978, their consideration of the Tentative Map for Governor's Village Unit No. 8 consisting of 10 acres; Subdivider: El Dorado Homes, Inc. (Continued from 8/8/78) (Engineer needs additional time to prepare the new map requested by the Board at the 8/8/78 meeting.)

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Planning Director recommended modification of the scope of work in contract with Genge Aerial Survey, pertaining to digital magnetic tapes, decreasing work at a savings to the County of \$8956.00.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board continued this matter off-calendar, and requested the Planning Director to re-agendize the contract after further consideration has been given to the modification.

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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. (Continued from 8/1/78)

After some discussion, the Board realized that the Building and Environmental Health Departments should be involved in any change (continued on the following page)

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in the Planning Department's hours, as the work of these departments is closely related.

Therefore, on motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, the Board continued this matter until August 22, 1978, and directed that the Planning, Building and Environmental Health Departments come to a mutual agreement concerning hours their offices should be closed.

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Pacific Gas and Electric Company requested an easement on County Dump property in Georgetown, to install a utility pole and anchor for providing electrical service to property owned by Daniel and Ruby Keaveny.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board adopted RESOLUTION NO. 176-78 Authorizing the Chairman to Sign the Easement, as requested.

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Commission on the Status of Women requested clarification of current status of County Ordinance pertaining to compensation for said Commission, inasmuch as they have been advised they will not be funded for 1978-79, and also clarification regarding their use of duplicating services of the Service Unit.

On motion of Supervisor Stewart, seconded by Supervisor Kutter, and unanimously carried by those present, the Board continued this matter until August 29, 1978.

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Sierra Planning Organization requested Board comment on application of Sierra Economic Development District for Energy Conservation Management Strategies in the District Economic Sectors.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, the Board directed favorable comment be forwarded to Sierra Planning Organization.

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California Regional Water Quality Control Board (Central Valley) submitted Cease and Desist Order No. 78-106 prohibiting new sewage connections to Sanitation District No. 1, including 108 apartments for which building permits were issued in the name of James Barnes on February 21, 1978.

(Continued on following page)

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A representative of E.I.D. requested a continuation of this matter until after their Board meeting in the morning of August 29, 1978.

Therefore, on motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried by those present, the Board continued this matter until August 29, 1978, at 3.p.m., at which time E.I.D. will submit further information.

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At this time, the Board reviewed the following requested annexations to County Sanitation District No. 2:

- (a) Armstrong requested, dated July 20, 1978, 11.5 acres unimproved property, located approximately 500 feet from Pleasant Valley Road, and approximately 1/8 mile from Highway 49, Diamond Springs area. (Environmental Documents filed with Diamond Place Subdivision.)
- (b) Request of Hazel Nastrini and Roy Carter, dated June 19, 1978, 28 acres of unimproved property, zoned R1A, Residential 1 Acre and Industrial, located at the Missouri Flat Road and Forni Road intersection, Diamond Springs area. (Negative Declaration filed)

No action was taken. (These items will be under consideration at the next LAFCO meeting.)

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On the motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, the Board scheduled final budget hearings for Wednesday and Thursday, August 23 and 24, 1978, at 9 a.m.

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There being no further business, the Board adjourned to Tuesday, August 22, 1978, at 10 A.M.

APPROVED:


THOMAS L. STEWART, Chairman

ATTEST:

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

By 

Deputy

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