

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES October 31 1978

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

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10-11 The Invocation was offered by Sheriff Pacileo.

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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 Johnson, and unanimously carried by those present, the Agenda was adopted with the combining of Items 12, 18 and 25 (all relating to funding from the Contingency Fund), and addition of Supervisor Johnson's request for Board consideration of clarification of his motion re building permits (motion passed at meeting of October 17, 1978.)

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The Minutes of October 24, 1978, were approved, as submitted, on motion of Supervisor Todd, seconded by Supervisor Walker, and carried by the following vote: AYES: Supervisors Todd, Johnson, and Walker; ABSTAIN: Supervisor Stewart; ABSENT: Supervisor Kutter.

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GENERAL ORDERS

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

5-11 The Community Action Council Claims were approved and allowed for payment.

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11-1 Budget Transfer was approved as follows:

Budget Transfer No. 16 - Welfare Department - Transferring \$1,512.51 from 92-1010, 92-2200 (sub-accounts) 5-101 Welfare Adm., to 92-1020, 92-2190 and 92-2230 (sub-accounts) 5-101 Welfare Adm., being transfers needed for the fiscal year.

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The Board approved Assessment Roll Changes as follows:

278A
Number Name
8354 Pardee Volkswagen
8357 Anderson and Thompson Harrigan
7213 William and JoAnne Kitchen
7219 Elmer J. Hill et al
7218 Elmer J. Hill et al
7217 Elmer J. Hill et al

* * * *

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>	
Lawrence Smith	1660	33
Michael Sisson	1660	32
Eda M. Harrison	778	584
Eda M. Harrison	950	491
David Coleman	1439	474
Claudia M. Coleman	1374	225
John J. Fagundes and Janice R. Murillo	1487	36
David J. Deponty	1509	91
Lori K. Hurst	1487	52
Barry Pantaleo	1182	678
Barry Pantaleo	1028	733
Robin S. Meads	1505	293
Thomas Anderson Belew	1327	283
Michael R. Ward	1611	470
Jeannette Raine	1611	466
Gregory Harmon	1633	446
Lee H. Ritter and Jeanice Ritter	1013	523
Betty A. Frye	1068	703
Rodney Coburn	1057	27

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12113
The following Resolution was adopted authorizing an action for the recovery of County funds paid out: RESOLUTION NO. 224-78 (Welfare, Ambulance, Dept. of Public Works, Health Department and American River Canyon Fire Department.)

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At the recommendation of County Counsel, the Board denied the claim of Ella Wilson, submitted by Attorney Jane H. Kaupas, in the amount of \$50,000, for personal injuries.

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8-10
The Board acknowledged receipt of a Notice of Non-Renewal of Agricultural Preserve No. 20, submitted by Alburn B. and Blondina Veerkamp, and directed that it be placed on file.

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54
2-2
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board adopted RESOLUTION NO. 225-78 being a Resolution of Intention setting a hearing for November 21, 1978, at 2:15 p.m., for street name changes as follows: (1) Thunderbird Drive to "Country Club Drive" in the Meyers area; (2) Homestead Drive to "Howard Drive" in the Rescue area; (3) Marshall Road to "Lower Main Street" in the Georgetown area; (4) Pinecrest Road to "Sierra Pines Road" in the Mt. Ralston area; (5) Kehlet Drive to "Meeks Bay Avenue" in the Meeks Bay area; (6) Meadow Vale Drive to "Elk's Club Drive" in the Meyers area; and (7) Wentworth Springs Road to "Main Street" East of Georgetown.

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2-2
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board set a Policy Review Session for November 6, 1978, at 9 A.M., with the Probation Department and Board Assistant, concerning implementation of Assembly Bill 958 in El Dorado County. (Relates to temporary secure detention in Juvenile Hall of selected 601 offenders.)

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At this time, Supervisor Johnson clarified a motion made during the meeting of October 17, 1978, relative to building permits issued before the November 7, 1978 election.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board clarified a motion re building permits involving Measure "B" on the 11/7/78 ballot (said motion passed during the meeting of October 17, 1978) to the effect that all building permit applications (and fees) received by the Building Department as of November 7, 1978 at 5 p.m., (rather than November 6, 1978) will not be affected by the passage of Measure B.

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115
The Personnel Letter dated October 26, 1978, directed to the Board, was considered and various items listed therein approved as follows: On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board approved the request of the County Museum for additional funds for communications and a Security Alarm System, as set forth in Item 1; on motion of (Continued on next page)

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Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved the request of the Sheriff's Department as set forth in Item 2, except that the request for an additional Deputy Sheriff II was not approved; on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board authorized payment of excessive compensatory time due two employees, as set forth in Item 3 (request of County Clerk) and will consider at a later time the addition of a Legal Process Clerk; on motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved the recommendation of the Board Assistant pertaining to Item 4, request of Agricultural Commissioner, and added one position of Agricultural Biologist to the department; on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board approved the request of Placerville Justice Court, as set forth in Item 5, for \$6,000 additional funds for their Professional and Special Services fund; on motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board restored the position of half-time Typist Clerk II to full-time, as requested by the Superior Court, in Item 6; on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board continued the request of the Planning Department as set forth in Item 7, until November 21, 1978, as recommended by the Board Assistant; on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, as requested by the Administration Department, in Item 8, the Board restored the position of Personnel Officer and authorized replacement of a Personnel Technician; on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, pertaining to Item 9, Buildings and Grounds, the Board approved the recommendation of the Board Assistant and authorized the addition of two Custodians and one additional laborer for ground maintenance for the County Office Center; on motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved the addition of a Librarian I, Library Assistant II, and Extra Help, as requested by the County Library in Item 10; on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board requested the Board Assistant prepare, for review on November 21, 1978, the staffing patterns of the Lake Tahoe County Library, with a view to keeping the library open forty hours per week; on motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved the recommendation of the Board Assistant pertaining to Item 11, Lake Valley Justice Court, to change a Typist Clerk II position to Justice Clerk II, and delete a Typist Clerk I position in favor of Justice Clerk I.

At this time, the Board informally requested the Board Assistant to work up budget transfers (from the Contingency Fund) for all of the above requests, and present the transfers to the Board.

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Director of Community Programs requested an additional \$5,500 be added to the Community Programs Budget for the Fiscal Year 1978-79; said funds to be used for recreational and social activities conducted for senior citizens on the Western Slope of the County.

On motion of Supervisor Todd, seconded by Supervisor Walker, and unanimously carried by those present, the Board requested the Director of Community Programs to prepare a document stating how the \$5,500 will be expended, and to present it to the Board for consideration.

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Voluntary Action Council of South Lake Tahoe requested reconsideration of their request for funds for the 1978-79 Fiscal Year. (Continued from 10/17/78)

The motion of Supervisor Stewart, seconded by Supervisor Johnson, to approve the funding for administrative costs in the amount of \$8,000 for the Voluntary Action Council, failed by the following vote: AYES: Supervisors Johnson and Stewart; NOES: Supervisors Todd and Walker; ABSENT: Supervisor Kutter. Therefore, the request was denied.

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Director of Public Works recommended that the Chairman be authorized to sign Supplement No. 2 to Local Agency-State Agreement for Federal Aid Safer Off-System Roads Projects; said Supplement providing for use of State funds in the amount of \$14,229, to be used in lieu of County funds for the local match on the Bass Lake Road Project.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board adopted RESOLUTION NO. 226-78, authorizing the Chairman to sign Supplement No. 2, as recommended.

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Director of Public Works submitted results of bid opening for repairs of the County Bridge on Peavine Ridge Road crossing the South Fork of the American River; with sole bidder being Lotus Construction.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board continued the awarding of this bid until November 21, 1978, (so that possible funding from the Forest Service may be investigated).

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On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved amendment of the Agreement, as recommended.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board adopted ORDINANCE NO. 1941 amending, repealing, and adding various sections to the building and health ordinances, especially relating to mobilehomes.

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117
On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board, at the request of Mr. Gordon R. MacDonald, Business Representative of the Public Employees Council of Operating Engineers, removed from the Agenda the request of Gary Fernandez, Manager, Public Employees Council of Operating Engineers, to appear before the Board to discuss the conduct of the Meet and Confer process.

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422
122
Mr. Glenn L. Jones requested abandonment of a 60-foot radius turnaround easement on Lot 29 and South View Drive, in the Pine Forest Acres Rural Subdivision in Georgetown.

122
On motion of Supervisor Todd, seconded by Supervisor Walker, and unanimously carried by those present, the Board concurred with the recommendation of the Assistant Director of Public Works that Mr. Jones' purpose can be more easily accomplished by requesting a variance from the zoning ordinance allowing reduced building setback rather than abandoning the easement, and requested the Planning Director to work with Mr. Jones in preparing a request for a variance for hearing by the Planning Commission.

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122
Roy C. Abrams, South Lake Tahoe City Attorney, submitted his resignation from the El Dorado County Law Library Board of Trustees due to his acceptance of employment with the City of Palo Alto.

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried by those present, the Board accepted the resignation of Mr. Abrams, and directed that a letter and certificate of appreciation be sent to him; further, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried (Continued on the following page)

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2000
1-10-78
Fallen Leaf Lake Protection Association requested Board approval of the gate closure of Fallen Leaf East Side Road to wheeled vehicles during heavy snow periods; with said Association offering to supply the gates at no cost to the County, and to participate in their installation.

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried by those present, the Board directed the County Counsel and Director of Public Works to present a proposal as to how this may be legally and physically accomplished at the Board meeting of November 7, 1978. (The Association would like Public Works people there to advise on the gate installation, so the public would be aware it is a County-endorsed action; and, further, the County Counsel has some concerns about closing a county-maintained road.)

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2000
1-10-78
Director of Public Works recommended a \$116,482.50 reduction of a Subdivision Improvement Letter of Credit for Ridgeview Village Unit No. 3, leaving a balance of \$58,367.50, to cover the remainder of improvements to be completed.

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

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2000
1-10-78
Director of Health Services recommended the Chairman be authorized to sign an Agreement with Midtown Manor for board and care of patients referred by the Mental Health Program at a cost of \$5.10 per day per patient for a maximum of four patients per day; with maximum dollar amount of Agreement not to exceed \$7,950.00. (Balance of care costs picked up by Social Security.)

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

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2000
1-10-78
Director of Health Services recommended that the Board approve amending the County's Agreement with Dr. Erron Plosker for prenatal care of Medi-Cal patients at South Lake Tahoe, to change the beginning date of Agreement from January 2, 1979 to December 4, 1978.

(Continued on following page)

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by those present, the Board requested the County Counsel to develop a Resolution of appreciation for presentation to Mr. Abrams at the November 21, 1978 meeting, together with a copy of "I Remember". (A book concerning the history of El Dorado County, written by Betty Yohalem.)

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On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board directed that arrangements be made to present copies of "I Remember" to Legislative Advocates Tim Leslie, Tom Van Horn, Dale Wagaman, and Victor S. Potorff, as a token of appreciation from the County, at the annual County Supervisors Association of California Convention to be held the week of November 13, 1978.

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On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board directed that a copy of "I Remember" be presented to Supervisor Sig Sanchez of Santa Clara County, on the occasion of his retirement dinner, to be held November 9, 1978, for his commendable assistance to the Counties of California, through his efforts with the County Supervisors Association of California.

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Sierra Planning Organization requested that the Board comment on the application of El Dorado County Community Action Council, Inc., to operate a County Anti-Poverty Program for the Fiscal Year 1979.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board directed a "Favorable" comment be sent to Sierra Planning Organization.

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At this time, Gary Fernandez, Manager, Public Employees Council of Operating Engineers, presented a proposed Agreement between the County of El Dorado and the El Dorado County Employees' Association.

After some discussion, on motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the Board ratified the Agreement between the County of El Dorado and the El Dorado County Employees Association, as previously ratified by the Employees Union, with monies to cover the expense thereof to be taken from the Contingency Fund. (Amount required: approximately \$190,000.00.)

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At this time, Chairman Stewart left the meeting, and Second Vice-Chairman Walker presided.

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Hearing was held as duly advertised to consider the rezoning of lands in the Camino area from Single Family One Acre Residential to Commercial zone, consisting of 0.206 acre, petitioned by Donald E. Christopherson. Planning Commission recommended approval. (Continued from 9/26/78)

County Counsel advised that litigation involving this area had not been resolved as yet.

The Hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, this matter was continued off calendar until judicial determination is made concerning this area.

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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 20 acres, petitioned by C. L. O'Donnell, Sr., and Chester A. Ansley. Planning Commission recommended approval. (Continued from 9/26/78)

County Counsel advised that litigation involving this area had not been resolved as yet.

The Hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, this matter was continued off calendar until judicial determination is made concerning this area.

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Hearing was held as duly advertised to consider the rezoning of lands in the Lotus/Coloma area from Estate Residential Five Acre to Estate Residential Ten Acre Zone, consisting of 10 acres, petitioned by Chris Whitworth. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The proposal represents a reduction of land use intensity.
2. The property is adjacent to existing RE-10 zoning to the East and West.

Mr. Whitworth was present to answer any questions, and a resident of the area, Ron Murphy, was present, asking what it was all about. (Continued on following page)

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There were no protests, and the Hearing was closed.

On motion of Supervisor Todd, seconded by Supervisor Walker, and unanimously carried by those present, the Board concurred in the findings of the Planning Commission, found the land to be in conformity with the General Plan, accepted the Negative Declaration, and the rezoning was approved and adopted by ORDINANCE NO. 1942, which amends the County Zoning Ordinance accordingly.

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Hearing was held as duly advertised to consider the rezoning of lands in the Cool area from Agricultural to Single Family Two Acre Residential zone, consisting of 38.86 acres, petitioned by Robert E. Nixon. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The Environmental Health Department reviewed the percolation data submitted by Mr. Nixon, and found the soil could support the density proposed.
2. The private road access is adequate for the proposed density.
3. The terrain is suitable for the proposed parcel sizes.

Mr. Larry Pact, acting as agent for Mr. Nixon, appeared to explain special circumstances surrounding this rezoning request, (the property is part of an estate which needs to be settled and is saleable only under different zoning), and to answer any questions the Board might have.

A telephoned message was received from Dr. Denning, Chairman of Supervisor Kutter's Cool-Pilot Hill Advisory Committee, requesting that this matter be continued until such time as the committee is able to discuss the proposal.

Planning Director reminded the Board that it was not Board policy to consult an advisory committee at this point in time in a rezoning matter. (Inasmuch as the matter had already been in public hearing before the Planning Commission, etc.)

There being no protests, the hearing was closed.

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried by those present, the Board concurred in the findings of the Planning Commission, found the land to be in conformity with the General Plan, accepted the Negative Declaration, and the rezoning was approved and adopted by ORDINANCE NO. 1943, which amends the County Zoning Ordinance accordingly.

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Hearing was held to consider an appeal filed by Carol Jane Kirkpatrick on a Special Use Permit issued by the Planning Commission to Thomas O. McInturff, for use of a mobilehome as housing for a caretaker on 10 acres zoned Unclassified in the Somerset area.

Mrs. Kirkpatrick read a statement signed by fifteen residents of the area. (In opposition to the issuance of the Permit). Opponents believe mobilehome will be used as a rental, and not for caretaker. Mr. McInturff presented his views, and stated this was not a rental, but a mobilehome for a caretaker for his property.

There were no further protests, and the hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board denied the appeal on the Special Use Permit, and further, directed that the Permit shall state "shall not be used for a rental."

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Planning Director recommended release of cash bond in the amount of \$1,365 to William H. York, as subdivision improvements for York Estates Rural Subdivision have been completed.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved release of the bond, as recommended.

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Planning Director submitted for approval Tentative Map for Green Springs Ranch 3 and 4 Rural Subdivision in the Rescue area; subdivider: E. W. Greenhalgh; consisting of 244 acres, comprising 39 lots. Planning Director recommended approval, subject to conditions.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved the Tentative Map of Green Springs Ranch Units 3 and 4, and certify that the final E.I.R. previously prepared for the entire subdivision is acceptable and based upon the findings that:

1. It complies with the RE-5 zone approved in July of 1976, to become effective with the final map.
2. It conforms to the adopted General Plan.
3. It is consistent with the design and improvement standards of the subdivision ordinance.

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7/10/78
Planning Director submitted for approval Tentative Map for Mountain View Ranch Subdivision in the Cameron Park Area; subdivider: Kerd Corporation; consisting of 172 acres, comprising 34 lots. Planning Commission recommended denial.

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried by those present, in compliance with a written request from the subdivider, the Board continued this matter until November 21, 1978 meeting.

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4/20/78
The Board considered the Final Map of Pilot Hill Estates Unit No. 3 Rural Subdivision, Pilot Hill Area; consisting of 28 lots; Subdivider: A.A. Schneider.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Final Map was approved; all improvements were found to be completed; the Clerk was authorized to sign the Final Map, and the Chairman was authorized to sign the Agreement.

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4/20/78
The Board considered the Final Map of Showplace Ranches Rural Subdivision, Mt. Aukum area; consisting of 24 residential lots; Subdivider: Andrew Klemm.

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried by those present, the Final Map was approved, the Performance Bond in the amount of \$160,000.00 was found to be sufficient; the Clerk was authorized to sign the Final Map, and the Chairman was then authorized to sign the Agreement.

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1/11 (302-2)
Local Agency Formation Commission (LAFCO) recommended that the Board direct applicants for annexation to County Sanitation District No. 2 to provide a cost estimate for the expansion of the plant represented by the amount of capacity from such annexation proposals, to insure available capacity in the future to properties which have been in the District since its inception.

The Board informally gave the Planning Director some direction in this matter, but no action was taken by the Board.

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On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board continued until November 21, 1978, the matter of the resignation of Bert Gatten from County Service Area No. 2 Advisory Committee. (Mr. Gatten submitted his resignation by letter dated October 24, 1978.)

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On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board directed that their present policy (re budget control) that no single line item may be over-spent without prior approval of the Board of Supervisors, shall be continued.

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There being no further business, the Board adjourned the meeting until November 7, 1978.

APPROVED:

W.P. Walker

W.P. WALKER, 2nd Vice Chairman
Chairman Pro-Tem

ATTEST:

DOLORES BREDESON, Acting County
Clerk and ex-officio Clerk to
the Board

BY *Mary Anne Turkade*

Deputy