

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES November 7 1978

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

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The Invocation was offered by Supervisor Lloyd R. Kutter.

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The Pledge of Allegiance to the Flag was led by John Fitzpatrick.

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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 addition (as New Business) of a request by Supervisor Johnson for clarification of a Board motion made in the meeting of May 16, 1978, relating to a Special Use Permit for a "hardship" mobilehome for Mrs. Betty J. Stahlman.

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The Minutes of October 31, 1978, were approved, as submitted, on motion of Supervisor Walker, seconded by Supervisor Johnson, and carried by the following vote: AYES: Supervisors Todd, Johnson, and Walker; ABSTAIN: Supervisor Kutter; ABSENT: Supervisor Stewart.

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GENERAL ORDERS

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

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

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Budget Transfer was approved as follows:

Budget Transfer No. 18 - Building Department - Transferring \$5,200 from Federal Revenue Sharing (Contingency) to General Fund for use in Budget Account No. 2-602 (Building Department) for Extra Help (\$2,200.00) and Professional and Specialized Services (\$3,000.00).

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The Board approved Assessment Roll Changes as follows:

211A
Number Name

7319 Robert W. and Joyce M. Koser
7322 Robert and Norma Bennett
7321 John and Dianne Jones
7302 Sidney R. Niles
7315 Audry Corine Zink

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247
The Chairman was authorized to execute a Release of Lien, discharging all property encumbered by an Agreement to Reimburse the County for Public Assistance, as recorded in the Official Records of El Dorado County, as follows:

Name Volume and Page

Leo M. Gallegos and
Janet B. Gallegos 652 13

* * * *

716
42
The Board acknowledged receipt of a Notice of Non-Renewal for a portion of Agricultural Preserve No. 2, consisting of twenty acres, in the Folsom Reservoir area, submitted by Robert F. Dixon and Joyce D. Dixon, and directed that the Notice be placed on file.

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12015
The Board adopted RESOLUTION NO. 227-78 Setting Hearing to consider a request for the formation of the Hickok Road Community Services District, for November 21, 1978, at 2:30 p.m.

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At the recommendation of the Purchasing Agent, the Board awarded the following bids to the low bidders:

- 114 = 1
114 = 1
114 = 4
Bid No. 996 - Snow Wing for South Lake Tahoe Airport awarded to sole bidder, North American Equipment Company, in the amount of \$11,861.20.
Bid No. 997 - Two Fire Pumps for Sheriff's Department awarded to George M. Philpott Company, in the amount of \$624.98.
Bid No. 998 - Snowmobile and Trailer for Fish and Game Department awarded to low bidder, Smalley Sales & Services, in the amount of \$2,252.50.

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At the request of Melvyn L. French, General Manager, Delta Industrial Communications and Engineering, and on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board set a Policy Review Session with this firm, for November 22, 1978, at 4 p.m., re radio maintenance problems and costs.

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On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board acted upon the Personnel Recommendations as submitted by the Personnel Officer, in his letter dated November 2, 1978, as follows: The Board adopted RESOLUTION NO. 228-78 Amending the Authorized Personnel Resolution, and reflecting the changes approved by the Board on October 24, 1978; the Board approved the appointment of James Peters as Accountant-Auditor, as requested by the Auditor's office (at Step C-JCN 1100); the Board approved the transfer of \$5,200 from Appropriation for Contingencies for Extra-Help and Professional and Special Services, for the Building Department; the Board further approved, at the request of Building Department, the retention of a Building Inspector, to be placed under contract, for plan checking at a cost of \$8 per plan.

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Acting County Clerk requested Board authorization for a Court Reporter to be present at the Board of Equalization hearings commencing December 6, 1978.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board authorized the use of a Court Reporter, as requested.

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Airports Director recommended that the Chairman be authorized to sign a land-use Lease with Algimantas Balciunas, M.D. for a period of one year, to permit the placement of a portable hangar on Placerville Airport property, with the Lessee to pay the County a rental of 75% of the annual tie-down fee established by Resolution of the Board.

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

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WATER AGENCY MINUTES November 7 19 78

50-6
Program Manager, County Training Programs, recommended that the Chairman be authorized to sign a Maintenance Agreement with San Sierra Business Systems, Inc., for maintenance of a Savin Copier, at a cost of \$525 for one year.

On motion of Supervisor Johnson, 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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Director of Public Works submitted the request of Kenneth Nowak for a variance on his encroachment permit for a driveway to Lot 512 in Cameron Park, and recommended that said request be denied.

124
Mr. Cort and Mr. Nowak presented their viewpoints; Supervisors Walker and Todd also informed the balance of the Board of the situation (inasmuch as they had made an on-site inspection).

After some further discussion, on motion of Supervisor Walker, seconded by Supervisor Todd, and carried by the following vote: AYES: Supervisors Todd, Walker and Kutter; NOES: Supervisor Johnson; ABSENT: Supervisor Stewart, the Board granted a variance, and directed that this action is not to be considered as setting a precedent.

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2-2-
6-78
Frank DeBenning requested a waiver of County Ordinance Section 9419 to allow Planning Commission to hold hearing on his request for Special Use Permit for a hardship mobilehome on his property in Diamond Springs zoned Generalized Commercial.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board allowed a variance to the Ordinance Code (rather than waiver) and advised Mr. DeBenning to go through normal procedures with the Planning Department, and make application for a Special Use Permit.

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124
(296-5)
Director of Public Works submitted a proposal to widen the bridge at Webber Creek on Newtown Road by twelve feet, at an estimated cost of \$21,250.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the proposal, as submitted.

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124
Director of Public Works requested approval to use County Engineer Budget Funds to review existing road signs in Golden West Paradise Subdivision and on Oak Dell Road leading to Charles Brown School from Highway 49, as these are not County-maintained roads and County Road Funds cannot be used.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board approved the use of the funds, as requested.

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Director of Public Works recommended Chairman be authorized to sign Escrow Instructions, and requested approval for payment of claims for purchase of rights-of-way and title fees for lands owned by the following persons, for the Pleasant Valley Road Project:

- 9 a. Velvendy B.V. and Hester W. Hooe, in the amount of \$17,482.00. (Agreement of Acquisition and Certificate of Acceptance approved by Board on 7/18/78.)
- 10 b. Jack K. and Kaye W. Sisemore, in the amount of \$160.50. (Agreement of Acquisition and Certificate of Acceptance approved by the Board on 7/25/78.)
- 12 c. Ralph W. and Patrice J. Brewer and Department of Veterans Affairs, in the amount of \$116.50. (Agreement of Acquisition and Certificate of Acceptance approved by the Board on 8/29/78.)
- 13 d. Lloyd E. and Kathleen Elliott, in the amount of \$1637.50. (Agreement of Acquisition and Certificate of Acceptance approved by the Board on 9/5/78.)
- 14 e. Richard M. and Carolyn J. Harwell, in the amount of \$147.50. (Agreement of Acquisition and Certificate of Acceptance approved by the Board on 9/5/78.)
- 15 f. James A. and Evelyn Eliassen, in the amount of \$256.50. (Agreement of Acquisition and Certificate of Acceptance approved by the Board on 9/19/78.)
- 17 g. Gloyd D. Zeller, Jr., in the amount of \$3282.50. (Agreement of Acquisition and Certificate of Acceptance approved by the Board on 9/19/78.)
- 16 h. Marie D. Hunt, in the amount of \$160.50. (Agreement of Acquisition and Certificate of Acceptance approved by Board on 9/19/78.)
- 20 i. Barbara M. Stratton, in the amount of \$189.50. (Agreement of Acquisition and Certificate of Acceptance approved by Board on 10/3/78.)
- 19 j. Howard A. and Barbara M. Stratton, in the amount of \$153.50. (Agreement of Acquisition and Certificate of Acceptance approved by the Board on 10/3/78.)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board authorized the Chairman to sign the Escrow Instructions, and approved payment of claims, as recommended.

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22-1 Director of Health Services recommended that the Board establish a fee of \$18.00 per physical examination for State required health screening and physical examination of children entering (Continued on following page)

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County day care centers.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board adopted RESOLUTION NO. 229-78, establishing the fee, as recommended.

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Executive Director, Community Action Council, recommended that the Chairman be authorized to sign said Agency's Project Progress Review Report to be submitted to the Community Services Administration, for the period of March through August, 1978.

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

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John C. Weidman submitted his resignation as an appointee of the Board of Supervisors to the Sierra Economic Development District (SEDD) Board of Directors, as he is unable to attend SEDD Board meetings.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board accepted his resignation, and directed the Board Assistant to order a plaque for "superior service" for presentation at a later meeting.

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El Dorado Irrigation District requested authorization to refer certain applications for commercial agricultural water rates to the County Agricultural Commission for their judgment on classifying the activity as a commercial agricultural enterprise.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board authorized referring the application to the Commission, as requested.

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Mr. and Mrs. Jamie Burkett requested that the County make necessary repairs on Rattlesnake Bar Road, bringing it up to safe condition so that the school district will resume school bus travel.

Several members of the audience related problems in travelling the road. Two letters were received, as well, requesting assistance. (Continued on the following page)

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On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried by those present, the Board directed that the two letters received, from Mr. and Mrs. Burkett and Ms. Laura Smith, plus a letter from the Board (requesting assistance from the State in improving road safety and indicating that the County will have representatives available to meet and discuss the problem), be sent to Assemblyman Waters, with a copy to Senator Garamendi, and the Department of Public Works.

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Tammi and Sanders, Certified Public Accountants, submitted the annual audit report for certain grants administered by the El Dorado County Community Action Council for a period of one year, ending February 28, 1978.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board directed that the report be filed in the Board Clerk's records.

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70
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 Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board adopted RESOLUTION NO. 230-78, authorizing closure of the road, as requested.

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73
Committee on Building Permit Allocations submitted for Board approval, a Proposed Building Permit Allocation Plan for the City of South Lake Tahoe and the unincorporated area of the Tahoe Basin. (Continued from 10/24/78)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board adopted the plan as altered in two meetings with the City of South Lake Tahoe, requested the County Counsel and City Attorney to develop an ordinance to implement the procedure, and requested the Board Assistant to begin negotiations for building inspection contracts with the City of South Lake Tahoe.

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Board of Supervisors of Carson City, Nevada, submitted its "Resolution Rejecting Proposed Changes in the Tahoe Regional Planning Compact, and Calling for a Convention of Concerned Political Entities to Resolve the Issues Concerning the Tahoe Regional Planning Agency", and also urged all local political bodies on Lake Tahoe to pass similar resolutions to be sent to Governors and Legislators of both States and to Congressional delegations.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board continued this matter until November 21, 1978.

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At this time, Supervisor Johnson requested Board consideration of a motion made May 16, 1978 in a regular meeting, relating to a "hardship" mobilehome requested by Mrs. Betty J. Stahlman, for her mother, Mrs. Tome, (See M.B. Page 220) so that the motion may be clarified.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board clarified the previous motion to the effect that the \$50 occupancy fee is waived, the bedroom tax is waived, a special use permit is to be issued, and the Planning Department is to review the matter in two years.

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On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, an Ordinance establishing the following zoning districts: Special Commercial (SC), Special Industrial (SI), and Special Multi-Family Residential (SRM), was introduced, the reading thereof was waived, and consideration of the Ordinance was continued until December 5, 1978, at which time a public hearing will be held.

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On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board continued the request of Mr. Llewellyn B. Bauder for a waiver of the County Ordinances to allow a permanent mobilehome on 1.48 acres in the Rescue Area, until November 21, 1978.

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On motion of Supervisor Todd, seconded by Supervisor Walker, and unanimously carried by those present, the Board continued the matter of a Tentative Map for Diamond Development Subdivision in Diamond Springs, consisting of 71.2 acres, comprising 31 lots, submitted by the subdivider: Diamond Development, a Partnership, until the General Plan Amendment hearing on this subdivision, (Continued on following page)

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to be held November 30, 1978.

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The Board considered adoption of a Resolution establishing a policy relative to the method of application for annexations to County Sanitation Districts Nos. 1 and 2.

After some discussion, and changes to the proposed resolution presented to the Board by the County Counsel, the Board, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, adopted RESOLUTION NO. 231-78, establishing a policy concerning application forms and procedures for annexation to County Sanitation Districts Nos. 1 and 2.

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Local Agency Formation Commission (LAFCO) submitted for approval, the application of Roy and Bea McNew for annexation of two acres in the Diamond Springs area, to County Sanitation District No. 2.

After some discussion, the Board, on motion of Supervisor Walker, seconded by Supervisor Todd, and carried by the following vote: AYES: Supervisors Todd, Johnson and Walker; NOES: Supervisor Kutter; ABSENT: Supervisor Stewart, adopted RESOLUTION NO. 232-78, approving the annexation of two acres designated "Annexation No. CS2-78-3 McNEW", as recommended by LAFCO.

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At this time, on motion of Supervisor Johnson, seconded by Supervisor Kutter, and carried by the following vote: AYES: Supervisors Todd, Johnson and Kutter; NOES: Supervisor Walker; ABSENT: Supervisor Stewart, the Board rescinded their motion of April 25, 1978, (See M.B. Page 187), concerning annexation to County Sanitation District No. 2, referring especially to allowing LAFCO to waive its "contiguity" policy. (With this motion, LAFCO will no longer be allowed to waive the "contiguity" policy, i.e., a property to be annexed must be contiguous to a property previously annexed.)

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There being no further business, the Board adjourned until November 21, 1978. (The meeting of November 14, 1978, had been cancelled in a previous meeting, inasmuch as the majority of the Board members will be attending a County Supervisors Association of California Convention the week of November 13, 1978.)

ATTEST:
DOLORES BREDESON, Acting County
Clerk and ex-Officio Clerk to
the Board
By Mary Ann Burkhardt
Deputy

APPROVED:

Lloyd R. Kutter
LLOYD R. KUTTER, 1st Vice Chmn
Chairman Pro-Tem