

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES January 2 1979

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

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12.7 The Invocation was offered by Supervisor Kutter.

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

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At this time, Chairman Stewart presented a plaque to Mr. Jack Mainzer, Purchasing Agent, recognizing his service to the County from September 2, 1972 to December 29, 1978.

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On motion of Supervisor Kutter, seconded by Supervisor Walker, and carried by the following vote: AYES: Supervisors Walker, Kutter and Stewart; NOES: Supervisors Todd and Johnson, the Board added to the Agenda, as a New Business Item, consideration of whether to reconsider a previously approved zoning matter. (Howard Sackett property in the Rescue and Gold Hill Area.)

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On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board adopted the Agenda, including the above addition, as submitted.

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The Minutes of December 19, 1978 were approved, as submitted, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present.

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GENERAL ORDERS

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

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

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Budget Transfers were approved as follows:

Budget Transfer No. 43 - County Library - Transferring \$96.00 from 92-2170 Office Expense to 92-2200 Rents and Leases, which was over-spent.

Budget Transfer No. 44 - Refuse Dumps - Transferring \$5,375.12 from Contingency, inasmuch as outstanding bills amount to \$10,898.07, which amount reflects in the salaries and benefits due employees.

Budget Transfer No. 45 - County Recorder - Transferring \$2,376.68 from 92-1010 Regular Employees to 92-1020 Extra Help, as previously authorized.

Budget Transfer No. 46 - County Clerk - Transferring \$5,666.00 from 92-1010 Regular Salaries to 92-1020 Extra Help and 92-2230 Special Departmental Expense.

Budget Transfer No. 48 - Health Department - Transferring \$339.30 from 92-2170 to 92-2220 and 92-1030 due to overexpenditures.

Budget Transfer No. 47 - Auditor's Office - Transferring \$1500.00 to Connie Lane Community Service District.

The Board approved Assessment Roll Changes as follows:

<u>Number</u>	<u>Name</u>
8410	Tahoe Basin Container Service
8409	Walter W. Lew
7442	Robert L. and Carol K. Wood
7437	Lee F. and Janet H. Willis

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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>	
Brian C. Falcone	1608	58
John McCrea	1669	262
David D. Brown	1245	87
Mark J. Bannes	1194	208
Jeff C. Garrett	1313	437
Christina L. Hunsucker	1701	183
Jack Greer, Jr.	1292	121
Leonard Johnstone	1123	587
Leonard Johnstone	1103	356

(Continued on following page)

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<u>Name</u>	<u>Volume</u>	<u>and Page</u>
Timothy J. Edmonds	1645	360
Hughy Logan Johnson	695	115

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58-3
The Board approved 87 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated January 2, 1979, copies of which are on file in the Board Clerk's office, beginning with the name of Fred L. Adams and ending with the name of Jeffery L. Day.

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151-13
The Board adopted RESOLUTIONS NOS. 1-79, 2-79, and 3-79, being Resolutions Authorizing an Action for the Recovery of County Funds Paid Out for the following departments: Welfare, County Clerk, County Ambulance, Probation, Public Defender, Lake Tahoe Ambulance, Library and Health (Animal Control).

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58-1
At the recommendation of County Counsel, the Board denied the claim of Sydney Donnell in the amount of \$179.07, for property damage.

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144
The Board adopted RESOLUTION NO. 4-79 authorizing the Auditor-Controller to draw a warrant in the amount of \$45.80 to replenish the Treasurer's Cash Difference Fund.

* * * *

At the recommendation of the Purchasing Agent, the Board awarded the following bid to the low bidder:

114-9
Bid No. 003 - Custom Forms for various County Departments for the period of January 1 through December 31, 1979, to Christiansen Business Systems in the amount of \$4,643.40.

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148
Board approved the deposit with the Auditor-Controller and Treasurer the County's proportionate share of the semi-annual distribution of the Weimar Trust Account funds in the amount of \$859.62, as submitted by Sacramento County.

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12-14
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board established a policy review session with the Health Department (Dr. Weidmer) concerning County Service Area No. 3, for January 12, 1979, at 10 a.m.; further, the Board established a Policy Review Session with the Auditor re Senate Bill 154, for January 12, 1979, at 11 a.m.; further, the Board changed the meeting with the Air Resources Board from January 12, 1979 to January 15, 1979, at 1 p.m.; further, the Board changed the Ambulance meeting from January 8, 1979 to January 10, 1979, at 9 a.m.

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115
On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, concerning personnel recommendations as submitted by the Personnel Officer in his letter of December 26, 1978, the Board adopted RESOLUTION NO. 5-79 (Amending the Salary Ordinance), RESOLUTION NO. 6-79 (Amending the Authorized Personnel Resolution), and RESOLUTION NO. 7-79 (Amending the Classification Schedule) to include the positions and salary detail of a Site Manager and Outreach Worker for the Nutrition Program; further, as recommended, the Board denied the request of the Welfare Department to waive the Nepotism Section of the Salary Ordinance to allow a husband and wife to work in the Welfare Office at Lake Tahoe.

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308-3
Airports Director submitted the Sierra Planning Organization's request for comment on the application of the California Department of Transportation for federal funding assistance to develop the California Aviation System Plan.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board reiterated their previous action of "No Comment".

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21-9
Airports Director requested authorization to consult with the County Counsel for the purpose of developing an appropriate lease with Sierra Executive Rent-A-Car, Inc., and Budget Rent-A-Car, to operate courtesy vans from the Airport Terminal to their places of business off airport property.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board denied the request and suggested that the request be considered when other rent-a-car leases are up for renewal, mid-year.

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30-14
Airports Director recommended that the Chairman be authorized to sign an Addendum to the Right of Entry for Survey and Exploration which permits Federal Aviation Administration personnel to perform (Continued on following page)

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the necessary survey work relative to the construction of a VHF Omnidirection Range (VOR) navigation aid on the Placerville Airport; said addendum to extend the agreement to June 19, 1979, and grant permission to trim trees on airport property approximately 1300 feet northerly of the VOR/DME site.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved and authorized the Chairman to sign the Addendum, as recommended, with U.S. Government (Federal Aviation Administration).

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Airports Director submitted request of Eureka Aero Industries, Inc., for the Board's support of its application to the State Public Utilities Commission for certification to provide passenger air carrier service to the Lake Tahoe Airport.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, inasmuch as the Board wishes to seek additional comments from the community and other informed persons, the Board continued this request until January 16, 1979.

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Director of Public Works submitted for the Chairman's signature, a Certificate of Acceptance of Grant Deed for a right-of-way easement on lands owned by George Carasco and William P. Barlow on South Shingle Road, with no funds involved; acceptance requested by the Planning Director as condition of parcel map.

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

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Director of Public Works recommended Chairman be authorized to sign a Certificate of Acceptance of Quitclaim Deed and Agreement for Purchase of Real Property, in the amount of \$914.00, for lands owned by Iola S. Young and Roberta Paselk, for the Pleasant Valley Road Project;

and

Director of Public Works recommended Chairman be authorized to sign Certificate of Acceptance of Quitclaim Deed and Agreement for Purchase of Real Property, in the amount of \$703.00, for lands owned by Edward D. and Veda E. Carroll, for the Pleasant Valley Road Project;
(Continued on following page)

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21-6
296-4
1-79
296-4
2-79
296-4
3-79

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and

(Book 4-77)
296-4 Pleasant Valley Road
Book 5-79
Director of Public Works recommended Chairman be authorized to sign Certificate of Acceptance of Quitclaim Deed and Agreement for Purchase of Real Property owned by David C. Wilkerson and Winifred Jeanne Wilkerson, in the amount of \$220, for the Pleasant Valley Road Project;

and

Director of Public Works recommended Chairman be authorized to sign Certificate of Acceptance of Quitclaim Deed and Agreement for Purchase of Real Property owned by David C. Wilkerson, Jeanne Wilkerson, Viola Wilkerson, and Rebecca Wilkerson, in the amount of \$414, for the Pleasant Valley Road Project.

296-4 Pleasant Valley Road
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board authorized the Chairman to sign these Certificates of Acceptance of Quitclaim Deeds and Agreements for Purchase of Real Property, as set forth above.

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350-2
Data Processing Manager submitted El Dorado Data Processing Committee's request for authorization to solicit proposals for new data processing equipment.

On motion of Supervisor Kutter, seconded by Supervisor Walker, and unanimously carried, the Board approved the request to solicit proposals as outlined in the memo from the Data Processing Manager dated December 19, 1978.

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50-7
Executive Director Community Action Council, requested \$3,556.46 from the Contingency Fund to purchase a 15-passenger, lift-equipped van for use in programs for the elderly and handicapped at South Lake Tahoe, funding to be 80% federal and 20% local.

On motion of Supervisor Walker, seconded by Supervisor Stewart, and carried by the following vote: AYES: Supervisors Todd, Walker, Kutter and Stewart; NOES: Supervisor Johnson, the Board approved the request and authorized payment of funds.

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50-7
Director of Community Programs recommended that the Chairman be authorized to sign an Agreement with the State Department of Aging for funds in the amount of \$77,931.00 to operate this County's Senior Program for the calendar year 1979.
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On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board authorized the Chairman to sign the Agreement, as recommended.

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507 Director of Community Programs recommended that the Chairman be authorized to sign an Agreement with the State Department of Aging for funds in the amount of \$129,917.00 to operate this County's Senior Nutrition Program for the calendar year 1979.

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

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County Counsel advised of a bequest of \$500 to the County Library from the Estate of Edith Gantt, and requested that the Auditor-Controller be instructed to either increase this year's Library budget or hold until next year's budget.

31 Normadene Carpenter, President of the Friends of the Library, spoke on behalf of the Friends and gave some background on Ms. Gantt and her wishes concerning available funds; further, Ms. Lengyel of Georgetown suggested that a memorial fund be set up so that other persons may contribute to the fund in memory of Ms. Gantt.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board directed that the Edith Gantt Memorial Trust Fund be established, with disposition of the funds therein to be at the recommendation of the Friends of the Library, subject to Board approval.

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(354) Assistant to the Board recommended that the Chairman be authorized to sign an Agreement with Tahoe Human Services, Inc., to provide alternative services for juvenile 601 status offenders in the Tahoe Basin, for the period January 1, 1979 to June 30, 1979, at a cost of \$6,541.00.

227
214 On motion of Supervisor Johnson, seconded by Supervisor Walker, 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 submitted for adoption, a Resolution stating policy for the lease of County Buildings to private organizations, and a Resolution stating policy for use of County meeting or conference rooms by private organizations. (Referred 12/19/78)

253
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board adopted RESOLUTION NO. 8-79 making public record of its policy as to use of public property by any entity, organization or person, and RESOLUTION NO. 9-79, setting forth specific policy and procedure for use of county meeting and conference rooms by groups and/or individuals.

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420-3
Assistant to the Board recommended that the Board authorize the payment of outstanding claims for 18 incidents or adjustment services where the County retained liability under former insurance policies; said payment, in the amount of \$2014.14, to be forwarded to Welch & Company. (Payment to be made from Insurance Budget - Direct Damages.)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board authorized payment, as recommended.

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50-7a
Commission on Aging recommended that Winston Walker (District II) and Esther Gust (District III) be appointed to said Commission with terms to expire January 2, 1981, to replace Homer H. Christian and Clara D. Thran, whose terms expired October 29, 1978.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board approved the appointments, as recommended; further, the Board directed that Certificates of Appreciation be forwarded to Mr. Christian and Ms. Thran.

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29R
Mercy Hospitals of Sacramento requested cancellation of delinquent tax bill on Parcel No. 26-072-04, in the amount of \$139.44, for years 1975-76, 1976-77, and 1977-78.

Assessment Office Manager appeared before the Board and explained the circumstances, and requested Board direction. (The prior use of this property was as a road, and the property was donated to a governmental entity, the City of South Lake Tahoe, at no charge.)

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board approved cancellation of the delinquent tax bill, as requested.

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57-10
Association of Civil Engineers, Land Surveyors, and Geologists, and Citizens for Sensible Growth submitted their Task Committee Report on County Road Improvement Requirements for Land Developments, and offered their resources in developing a reasonable and equitable solution to the matter; Citizens for Sensible Growth requested that the Board set public hearings on various planning matters before concluding deliberations on pending planning policies.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board accepted the report, and directed that it be filed; further, the Board directed that both the Association of Civil Engineers and the Citizens for Sensible Growth be informed that the Board will have a Policy Review Session before any policy is adopted.

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(2-2)
City of Placerville submitted for the Chairman's signature, an Agreement with the City to provide a non-sworn Juvenile Diversion Officer to coordinate a program designed to resolve delinquency problems on the Western Slope before they reach the Courts; AB 90 funds to be utilized for said program.

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

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(92)
104-C
State Department of Parks and Recreation advised that Pioneer Cemetery requires repairs estimated at \$14,000.00 before it can be accepted as an addition to Marshall Gold Discovery State Historic Park.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board requested that Supervisor Kutter draft a letter to the Director of the State Department of Parks and Recreation explaining the financial problems of the County because of the passage of Proposition 13; further, the Board directed that a letter be sent to Native Sons requesting that they intervene in this matter, and endeavor to convince the State to accept this property.

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221-16
Pioneer Union School District Board of Trustees requested that the Board review its request of October 1977 for County Counsel to initiate a Quiet Title Action in an effort to determine the District's interest in the old Mt. Aukum School property.

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Apparently, the District had requested this action in October of 1977 and were advised by the County Counsel consistently that the matter "would take a little more time"; thereafter, in June of 1978, Proposition 13 was passed, eliminating/^{some} funds and personnel in the County Counsel's office, and the County Counsel advised the District that at this time, they would undertake this action on their behalf for a fee of \$30.00 per hour.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and carried by the following vote: AYES: Supervisors Todd, Johnson, Walker and Kutter; NOES: Supervisor Stewart, inasmuch as this request to initiate a Quiet Title Action was received prior to the passing of Proposition 13, the Board directed the County Counsel to complete the action without charge to the School District.

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94-3 High Sierra Resource Conservation and Development Area submitted a statement for this County's 1978-79 dues, in the amount of \$150.00.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board authorized payment, as submitted, from the Board's budget.

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87-1 Sacramento-Mother Lode Regional Association of County Supervisors submitted a statement for this County's 1978-79 dues, in the amount of \$369.00.

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried, the Board authorized payment, as submitted, from the Board's budget.

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308-3 Sierra Planning Organization requested that the Board comment on the application of the State Department of Parks and Recreation for the Marshall Gold Discovery State Historic Park General Plan and Environmental Impact Report.

The Director of Public Works submitted comments in writing concerning this matter, and the Planning Director presented his views.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board adopted the comments of the Director of Public Works as their own, to be submitted to the Sierra Planning Organization.

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100-3
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board directed that the comments of the Planning Director be included and incorporated with the comments of the Director of Public Works, for submission to the Sierra Planning Organization.

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285-01-79
Hearing was held as duly advertised to consider rezoning of lands in the El Dorado area, from Agricultural to Planned Commercial and Industrial zones, consisting of approximately 31 acres, petitioned by Sonia Wilson. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The rezoning is consistent with the General Plan as amended;
2. Adequate services can be provided as follows: Water - E.I.D.; Sewage Disposal: Mother Lode Service Area; Fire Protection - El Dorado Fire Protection District.

The applicant was present to answer questions; there were no protests, and the hearing was closed.

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried, the Board concurred in the Planning Commission's findings; the rezoning was found to be in conformity with the General Plan; the Negative Declaration was accepted; and, the rezoning was approved and adopted by ORDINANCE NO. 1959, which amends the County Zoning Ordinance accordingly.

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215-02-79
Hearing was held as duly advertised to consider the rezoning of lands in the Diamond Springs/El Dorado area from Single Family One Acre Residential zone to Commercial zone, consisting of 10,842 square feet, petitioned by George Williams. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. All services are available;
2. This is a natural extension of existing Commercial uses;
3. The zoning is consistent with the General Plan as amended.

There were no protests, and the hearing was closed.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board concurred in the Planning Commission's findings; the rezoning was found to be in conformity with the General Plan, the Negative Declaration was accepted, and the rezoning was approved and adopted by ORDINANCE NO. 1960, which amends the County Zoning Ordinance accordingly.

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285-03-79
Hearing was held as duly advertised to consider rezoning of lands in the Diamond Springs Area from Unclassified zones to Professional Office Commercial zone, consisting of 1,586 acres, petitioned by Robert A. Pack. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. All services are available;
2. This is a natural extension of existing Commercial uses;
3. Zoning is consistent with the General Plan, as amended.

There were no protests, and the hearing was closed.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board concurred in the Planning Commission's findings; the rezoning was found to be in conformity with the General Plan; the Negative Declaration was accepted, and the rezoning was approved and adopted by ORDINANCE NO. 1961, which amends the County Zoning Ordinance accordingly.

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285-04-79
Hearing was held as duly advertised to consider rezoning of lands in the El Dorado/Diamond Springs Area from Single Family One Acre Residential Zone to Industrial and General Commercial Zones, consisting of 71.2 acres, petitioned by Diamond Development, a Partnership. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The location is suitable for the land use proposed;
2. The land is suitable for the density proposed;
3. Adequate services are available: Water - E.I.D.; Sewage Disposal - County Sanitation District No. 2; Fire Protection - Diamond Springs Fire Department;
4. Zoning to become effective with the recording of the final map for Diamond Development Subdivision.

Harold Prescott, Engineer, was present to answer questions. There were no protests, and the hearing was closed.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board concurred in the Planning Commission's findings; the rezoning was found to be in conformity with the General Plan; the Environmental Impact Report was accepted and certified; zoning to become effective with filing of final map for Diamond Development Subdivision; and, a further finding that changes or alterations have been required in or incorporated into such project which mitigate or avoid significant environmental effects thereof as identified in the completed Environmental Impact Report; the rezoning was approved and adopted by ORDINANCE NO. 1962 which amends the County Zoning Ordinance accordingly.

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Planning Director submitted for approval a Tentative Map for Diamond Development Subdivision in the El Dorado/Diamond Springs Area, consisting of 71.2 acres, comprising 31 lots; Subdivider: Diamond Development, a Partnership. Planning Commission recommended approval, subject to conditions, said conditions being on file in the office of the Clerk of the Board of Supervisors.

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried, the Board approved the map for Diamond Development Subdivision, subject to the conditions set forth by the Planning Commission, certified the Environmental Impact Report as being properly prepared, found that changes or alterations have been required in or incorporated into such project which mitigate or avoid significant environmental effects thereof as identified in the completed Environmental Impact Report, found the Map and rezoning to be in conformity with the General Plan, subject to the adoption of the Final Map. (Engineer Prescott agreed informally to accept and resolve any mitigating problems.)

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57-2
Planning Commission requested waiver of \$100 filing fee on the application of Loli Sergo for a Special Use Permit; said permit was requested, on advice of the Planning Commission, in lieu of a General Plan Amendment and Rezoning petition.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried, the Board waived the fee, as requested.

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11-2
On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried, the Board approved payment, as submitted, of a statement from Loring Brunius Construction in the amount of \$1,450.00, for grading and graveling of roads in the Arrowbee area.

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285-77-78
At this time, the Board considered whether to reconsider a previously approved zoning matter, being the rezoning of the Howard Sackett property in the Rescue and Gold Hill Area. (Ordinance No. 1955 adopted December 19, 1978, effectuating the rezoning.)

Mr. Sackett was present, and was represented by his Attorney. The motion of Supervisor Kutter to reconsider the matter died for lack of second.

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On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board directed that future interpretation of Section 1114 of the Ordinance Code, would be that a Board member voting in the majority has to make a motion for reconsideration of a previous action.

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The meeting was recessed until 10 a.m., Wednesday, January 3, 1979.

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The Board reconvened in regular session on January 3, 1979, at 10 a.m. All board members present, except Supervisor Kutter. Chairman Stewart presided.

124-A

At this time, the Board considered the matter of the appointment of an Airports Director.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: AYES: Supervisors Todd, Johnson, Walker and Stewart; ABSENT: Supervisor Kutter, the Board appointed William Edward Schultz as Airport Director, at a salary of \$19,540.00.

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There being no further business, the Board adjourned until January 9, 1979.

APPROVED:

Thomas L. Stewart
THOMAS L. STEWART, Chairman

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

By *Mary Ann Kutter*
Deputy