

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES March 20 19 79

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

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12-1 The Invocation was offered by Pastor Neville Arroues of the First Baptist Church.

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

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On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Agenda was adopted.

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The minutes of March 13, 14 and 15, 1979, were approved, as submitted, on motion of Supervisor Todd, seconded by Supervisor Flynn, and unanimously carried.

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## GENERAL ORDERS

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

50-1 The Community Action Council Claims were approved and allowed for payment.

\* \* \* \*

58-2 The Board approved 21 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated March 20, 1979, copies of which are on file in the Board of Supervisor's Office, beginning with the name of Lois Clum and ending with the name of Deborah Beggs.

\* \* \* \*

278A The Board approved Assessment Roll Changes numbered 7593 and 7592.

\* \* \* \*

151-12 The Board adopted RESOLUTION NO. 82-79 Authorizing an Action for the Recovery of County Funds Paid Out, submitted by the Collection Department, against those persons listed in said Resolution, beginning with Charles Edward Curry and ending with Diane Soza.

\* \* \* \*

(Continued on following page)

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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>	
Edward E. Eyler	910	88
Thomas L. Bosley	904	359
Marilyn Baker	1038	249
Mary Catherine Barnes	1023	561
Charles and Vada Baxley	3667	397
Charles and Vada Baxley	3667	396
Donna Marie Norris	1575	40
Michael Roy and Mitzi A. Robins	1094	163
Clyde and Joann Spencer	1092	297
Deborah Belt	1645	727
Terry Lee and Mary Thompson	1543	142
Wilbur Gary Brosmemer	1423	323
David C. Yandell	1023	522
Sandra J. Garcia	1431	23
Ben William Dicksion	1684	648

\* \* \* \*

The Board authorized payment of \$2,834.60 to Kronick, Moskovitz, Tiedemann and Girard, Attorneys at Law, for legal services rendered in the matter of the river rafting litigation.

\* \* \* \*

The Board adopted RESOLUTION NO. 83-79, authorizing County Counsel to perform on behalf of the Board of Supervisors, any act required or authorized under Revenue & Taxation Code Section 4675, and authorizing the Auditor-Controller to record each act performed under said section. (Referred 2/27/79)

\* \* \* \*

The Board adopted RESOLUTION NO. 84-79 designating the City of South Lake Tahoe as lead agency for the proposed Library-Museum at South Lake Tahoe, and that all reviews and proposals be processed through their departments. (Referred 2/27/79)

\* \* \* \*

Escrow instructions and payment of title fees for lands owned by the following persons for the Pleasant Valley Road Project, were approved:

a. The Heirs and Devisees of Cyrus O. and Bessie L. Dewitt in the amount of \$293.50 (Agreement of Acquisition approved by Board on 2/27/79);

b. Bruce W. and Diane W. Wirtanen, in the amount of \$352.50 (Agreement of Acquisition approved by Board on 2/27/79).  
(Submitted by Director of Public Works)

\* \* \* \*

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296-4  
M-O  
28-79

As recommended by Director of Public Works, the Board authorized the Chairman to sign a Certificate of Acceptance of Quitclaim Deed and Agreement on Acquisition of Land owned by John B. Allen, at a cost of \$2,801.00, for the Mormon Emigrant Trail Project.

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326

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board adopted RESOLUTION NO. 85-79, in support of Assembly Bill 226, which would increase certain public service fees and allow the County to collect the proper revenue from which to fund these services; and, RESOLUTION NO. 86-79, in support of Assembly Bill 425, which would increase certain Superior Court filing fees, and allow the County to collect the proper revenue from which to fund these court services.

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233-9  
115

Concerning the personnel recommendations as submitted by the Board Assistant in his letter of March 16, 1979, on motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried, the Board approved Item (2), i.e., a Memorandum of Agreement with the Sheriff's Management Unit for the calendar year 1979; further, the Board continued until March 21, 1979, (Wednesday), Item (1), being the building inspection services in the Tahoe Basin; and, finally, the Board continued until March 27, 1979, Items (3) Planning, and (4) Recorder's Office.

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221-1  
221-2  
Child Abuse

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board approved the statement of costs of elections held on November 7, 1978 for the following school districts, pursuant to Section 5421 of the Education Code: (1) Black Oak Mine Unified School District, in the amount of \$323.20; and (2) Gold Trail Union School District, in the amount of \$313.69, as submitted by the County Clerk.

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21-6

Airports Manager submitted the request of Aspen Airways, Inc., for terminal space at the Lake Tahoe Airport to operate an air commuter service from Burbank to Lake Tahoe.

Mr. Thomas Miles, Vice President of Marketing for the Airways, was present to answer any queries concerning size of aircraft which will be used, etc.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board approved the request as set forth, with the proviso that the size of the aircraft used is not to exceed the limitations of the "Electra" plane.

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342  
124  
(34-1)  
Director of Public Works recommended that the Chairman be authorized to sign Annual Transportation Fund Claims, in the amount of \$565,593.00 to be submitted to the Local Transportation Commission for the 1979/80 and \$368,407 for the 1978/79 Fiscal Year Apportionments to the Western Slops.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board adopted RESOLUTION NO. 87-79, authorizing the Chairman to sign the Claims, as recommended.

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(34)  
124  
Director of Public Works advised of the State Department of Transportation's proposal to construct car pool parking lots near Highway 50 interchanges with Cambridge Road, South Shingle Road and Missouri Flat Road; said sites to be maintained by the County at a cost of approximately \$1,000 per year, and requested Board comments on the proposal.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board directed favorable comment, and authorized entering into the Agreement, as proposed.

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164  
Air Pollution Control Officer/Emergency Services Coordinator requested that the Board reconsider its action of March 13, 1979, to relocate his offices in an effort to relieve overcrowded conditions in the working spaces of the Sheriff's Department.

On motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, the Board directed continuance of this matter until March 27, 1979, for reconsideration.

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27  
County Librarian recommended that the Board appoint a representative to serve as a member on an Advisory Board to the Mountain Valley Library System, and recommended that an alternate member be appointed also.

On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board appointed Mrs. Enid Reeves to serve on the Advisory Board.

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501  
(50-8)  
Executive Director of the Community Action Council recommended that the Chairman be authorized to sign Amendment No. 4 to the Agreement with the State Office of Economic Opportunity for the U.S. Department of Energy's low-income Weatherization Assistance Program, to extend said Agreement from March 31, 1979 to June 30, 1979.

On motion of Supervisor Todd, seconded by Supervisor Flynn, and unanimously carried, the Board authorized the Chairman to sign the Amendment, as recommended. --//--

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Assistant to the Board submitted for the Chairman's signature a Lease Agreement with Earline Guttenberger to operate the County cafeteria.

74-9a  
On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board authorized the Chairman to sign the Agreement, and requested that the cafeteria be re-opened at the earliest possible date.

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Assistant to the Board submitted for approval a two-year Memorandum of Agreement with the Sheriff's Association for 1979 and 1980.

233-9  
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board authorized the Chairman to sign the document, as submitted.

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Assistant to the Board submitted the following:

- 114-9
- a. A request that the Board authorize purchase of a large commercial hot water heater for the Sheriff's Department, at a cost of \$1750, to replace one which is out of service and beyond repair; and
  - b. A request that the typewriter which has been missing from the Building Department since March 6, 1979, be declared stolen, if not found within thirty days, and that the Board authorize the purchase of a replacement typewriter at a cost of \$859.00.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board authorized and ratified the purchase of the hot water heater, with the funding to come from the Sheriff's budget; and further, the Board declared the typewriter in the Building Department stolen as requested, and authorized purchase of new typewriter, with funding to come from the Contingency fund.

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County Counsel recommended that the Chairman be authorized to sign a Quitclaim Deed for the State's acquisition of Coloma Cemetery as an addition to Marshall Gold Discovery State Historic Park.

92  
On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board authorized Judge Byrne to sign the Deed, with the addition of the description submitted by the Surveyor; further, the Board directed that a letter of thanks be sent to Mr. Cahill, Director of State Department of Parks and Recreation, for his efforts on behalf of the County.

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22-6  
As recommended by the Director of Health Services, an ordinance amending Section 6331 of the Ordinance Code to establish a \$15.00 fee for the initial exotic animal permit and a \$5.00 fee for the annual renewal of the permit, was introduced, reading thereof was (Continued on following page)

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waived, and the Ordinance was continued until March 27, 1979, for adoption, on motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried by those present.

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19 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried, the Board introduced, waived the reading thereof, and continued until March 27, 1979, for adoption, four ordinances amending specified sections of the County Ordinance Code, as recommended by the Traffic Advisory Committee and approved by the Board on July 11, 1978. (Said recommendations resulted from traffic surveys on 18 separate locations in the County road system.)

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(296 of Green Valley Rd.)  
390-7  
Traffic Signs  
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board adopted ORDINANCE NO. 1985, amending Section 7621 of the Ordinance Code, to provide a stop sign at the intersection of Greenstone and Green Valley Roads.

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50-4a On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board accepted the resignation of Ms. Jean Thomas as a member of the County Alcoholism Advisory Board, and directed that a Certificate of Appreciation be sent to Ms. Thomas.

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Glen and Carol Eales requested approval to install a composting toilet in their home now under construction in the Somerset area.

22-11A The motion of Supervisor Flynn, seconded by Supervisor Stewart, to grant approval for installation of experimental composting toilets subject to conditions 2, 3 and 4 contained in Environmental Health Department's letter of March 19, 1979, failed by the following vote: AYES: Supervisors Flynn and Stewart; NOES: Supervisors Todd, Johnson and Walker. By failure of this motion to pass, the request was denied.

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Residents of local mobilehome parks submitted petitions requesting County intervention to control rapidly increasing space rental rates in mobilehome parks throughout the County. (Continued from 2/27/79)

57-1 Forty eight letters and 5 petitions totalling 441 signatures were received in favor of establishing a rent-review commission. Messrs. Hurlbut, Chatterton and Smith made presentations in favor of the Commission. (All mobilehome park residents)

Mrs. Yates, Mrs. Elliott, Mr. Porchek and Mr. Upton (owners of various parks) spoke concerning their problems. Mrs. Yates also presented a plan for establishment of a voluntary rent mediation council.

(Continued on following page)

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On motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, the Board continued this matter for sixty days; during this interim period, the Tenants Association and the Park Owners Association will each provide the names of three persons to meet and confer with either Supervisor Flynn or Supervisor Todd to work out a voluntary system of rent review; all rent increases not previously announced shall be withheld until end of sixty-day period.

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*423 Garden Park Subdivision*  
On motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, the Board continued until April 3, 1979, the matter of the Petition signed by 40 residents of Garden Park Subdivision in Garden Valley, requesting maintenance of roads within said subdivision by the County Public Works Department.

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*35-28  
98 79*  
Mr. Stewart and Mr. Johnson were away from the meeting room. Hearing was held as duly advertised to consider rezoning of lands in the El Dorado Area from Estate Residential Five-Acre Zone to Single Family Three -Acre Residential Zone, consisting of 6.75 acres, petitioned by Claire and Marion McLoed. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

1. The proposal is in conformity with the General Plan and is adjacent to existing R3A zoned land to the East.
2. The property has access to a public road, public water, and is within the Mother Lode Sewer Service Area.

Mr. Ed Reinecke was present representing the applicants. There were no further comments from the audience, and the hearing was closed.

On motion of Supervisor Todd, seconded by Supervisor Flynn, and carried by the following vote: AYES: Supervisor Todd, Flynn and Walker; ABSENT: Supervisors Johnson and Stewart, the Board concurred in the findings of the Planning Commission; 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. 1986, which amends the County Zoning Ordinance accordingly.

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*35-29  
98 79*  
Supervisors Stewart and Johnson returned. Hearing was held as duly advertised to consider rezoning of lands in the Pleasant Valley Area from Agricultural zone to Estate Residential Five-Acre zone, consisting of 14.36 acres, petitioned by John M. Barnett. Planning Commission recommended approval, and the Planning Director enumerated the following findings of the Commission:

(Continued on following page)

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1. The rezoning is consistent with the recently approved Pleasant Valley General Plan; and
2. Public water is available.

Petitioner was not present, nor was his representative. No one spoke in opposition to the rezoning, and the hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board concurred in the Planning Commission's findings; the Negative Declaration was accepted, and the rezoning was approved and adopted by ORDINANCE NO. 1987, which amends the County Zoning Ordinance accordingly.

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30-19  
Hearing was held as duly advertised to consider rezoning of lands in the Pleasant Valley Area from Agricultural zone to Estate Residential Five Acre zone, consisting of 10.17 acres, petitioned by Margaret Wickham. Planning Commission recommended approval and found that the proposal is in conformity with the recently adopted Pleasant Valley Area Plan, which determined the area to be suitable for five-acre parcel minimums.

Mrs. Wickham was present to answer questions. There were no comments from the audience, and the hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board concurred in the findings of the Planning Commission, the Negative Declaration was accepted, and the rezoning was approved and adopted by ORDINANCE NO. 1988, which amends the County Zoning Ordinance accordingly.

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134  
(296-d  
Fallen Leaf  
K.M. Road)  
South Tahoe Public Utility District (STPUD), in conjunction with the Fallen Leaf Lake Home Owners Association, and H.M. Byers Construction Company, requested the Department of Public Works be authorized to commence removal of snow on roads into Fallen Leaf Lake on April 2, 1979.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board approved the request and authorized the Department of Public Works to commence removal of snow on roads into Fallen Leaf Lake on April 2, 1979.

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59  
Fair Board of Directors requested that the Fair bookkeeping materials and process be returned to the Fairgrounds from the County Auditor-Controller's Office.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board approved the request.

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(224)  
22-9a  
El Dorado Health Planning Council requested that the Board approve payment of this County's proportionate share of the 2¢ per capita to the Golden Empire Health Systems Agency for the Fiscal Year 1978/79.

Mrs. Normadeane Carpenter, President of the Council, appeared and discussed this matter with the Board.

On motion of Supervisor Flynn, seconded by Supervisor Johnson, and unanimously carried, the Board directed that the amount of \$1184 (based on 2¢ per capita shown on 1975 census) be forwarded to the Agency, as requested, with a letter to the Director of Health Services requesting the payment of this amount from his budget.

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Fair Board of Directors requested financial assistance to purchase a tractor for use at the fairgrounds, at a cost of \$12,200.00.

59  
Secretary/Manager of the Fair, Ester P. Armstrong, presented the facts concerning the existing tractor, and stated that if the Board could assist at least partially in this matter, possibly the State would contribute some funds to purchase this tractor.

On motion of Supervisor Walker, seconded by Supervisor Flynn, and unanimously carried, the Board approved the request to the extent of advancing \$6,000 from the Contingency Fund, and authorized the Fair Manager to approach the State for an additional \$6,000.

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222-579  
Rex L. and Catherine C. Waldron requested that their caretaker mobilehome permit, which was approved April 6, 1976, and extended for 18 months on October 4, 1977, be extended for another 18 months or granted permanently with specific conditions.

On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board approved an 18 month extension, as requested.

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2  
City of Placerville submitted notices of proposed assessment of land owned by the County, for the proposed acquisition and construction of improvements as part of the Downtown Economic Revitalization Project. (Continued from 3/13/79)

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried, the Board acknowledged receipt of the Notices and directed they be filed in the Board Clerk's records.

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South Lake Tahoe Health Council submitted for approval, revised By-Laws for said Council.

21-92  
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board continued consideration of this matter until March 27, 1979.

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15-14  
On motion of Supervisor Flynn, seconded by Supervisor Johnson, and unanimously carried, the Board set the following Policy Review Sessions for March 30, 1979: 2 p.m. - with the Veterans Service Officer, concerning space; 3 p.m. - with the Fair Board concerning Fair Site.

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212  
On motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, the Board acknowledged receipt of correspondence concerning a foot race to be held April 22, 1979, in Garden Valley, by Golden Sierra School, and directed that a letter be sent, wishing them success.

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132  
As recommended by County Counsel, the Board authorized County Counsel to correspond with the City of South Lake Tahoe concerning the legality of the Tahoe Building Permit lottery, and the returning of excess funds to all applicants, after expenses of returning the money are calculated, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried.

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At this time, the meeting was continued until Wednesday, March 21, 1979, at 3 p.m.

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The Board reconvened in regular session, with all members present, at 3 p.m., Wednesday, March 21, 1979.

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(132-4)  
132  
Building inspection services in the Tahoe Basin were discussed, inasmuch as the City wants a subsidy of \$52,248 to continue the service, and the revenue is estimated at \$95,000. The question at this point being whether or not the program can be successfully operated by the County for less than \$147,248.

On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board authorized the Board Assistant, Personnel Officer and Building Official to work out the details, and proceed to establish a Building Department Branch Office at South Lake Tahoe.

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There being no further business to come before this Board, the meeting (Continued on following page)

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was adjourned until March 27, 1979, at 10 a.m.

APPROVED: W.P. Walker  
W.P. "Dub" WALKER, Chairman

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

By Mary Ann Takade  
Deputy