

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES March 27 1979

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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102-7 The Invocation was offered by Reverend Broadbent of the El Dorado Community Church.

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The Pledge of Allegiance to the Flag was led by Amelia McAnnally, County Auditor.

2576 SECTION  
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On motion of Supervisor Todd, seconded by Supervisor Flynn, and unanimously carried, the Board adopted the Agenda, with the addition as Item 8A (Consent Calendar) the adoption of a resolution establishing a \$50 petty cash fund for the South Lake Tahoe Building Department Office.

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The minutes of March 20, 1979, were approved, as submitted, on motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried.

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## GENERAL ORDERS

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

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

\* \* \* \*

117 Budget Transfer No. 87 was approved - Treasurer/Tax Collector - Transferring \$2,750.00.

\* \* \* \*

58-3 The Board approved seven (7) Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named in the Assignments, dated March 27, 1979, copies of which are on file in the Board of Supervisors Office, beginning with the name of Billy R. Durrett and ending with the name of Robert E. Layson.

\* \* \* \*

278A The Board approved Assessment Roll Change No. 7586, Myrtle E. Norcom.

\* \* \* \*

As recommended by the Principal Analyst, the Board took the following actions to accomplish the proposed remodeling of approximately 2500



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square feet of office space at the South Lake Tahoe Government Center:

- 74-8a
- a. Awarded a contract for said remodeling to sole bidder, J.M. Ryan, in the amount of \$11,888.00;
  - b. Approved Change Order No. 1, in the amount of \$742.00, to eliminate one divider wall in the Treasurer's-Veterans Service area and to create an additional enclosed office in place of the open reception area originally proposed; and
  - c. Approved the transfer of \$13,000 from the Welfare Budget to Plant Acquisition to cover the cost of said contract.

\* \* \* \*

As submitted by the Principal Analyst, the Board approved specifications and authorized advertising for bid opening on April 9, 1979, at 2:00 p.m., with award by Board on or after April 17, 1979, for the following bids:

- 114-7
- Bid No. 016 - One Microfiche Cabinet for Recorder's Office;
  - Bid No. 017 - One Sieve Shaker for Public Works;
  - Bid No. 018 - One Film Stripping Kit for Public Works;
  - Bid No. 019 - Six model 59 S&W Pistols and eight model 870 Remington 12 Ga. Shotguns for Sheriff's Dept; and
  - Bid No. 020 - One Fingerprint Comparator and one Fingerprint Camera for Sheriff's Dept.

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The Board considered the results of Bid No. 012 - Vehicles for Public Works Department and awarded the Bid as follows:

114-4

Award of bid for one four-door sedan to low bidder, Shehadi Motors, in the amount of \$6,100.00; award of bid for two 1/2-ton pickup trucks to low bidder, Patterson Motors, in the amount of \$5,583.51; award of bid for one 25,000 GVW Cab and Chassis to low bidder, Harrell Motors, in the amount of \$13,262.08.

\* \* \* \*

114-4

The Board approved waiver of bidding procedure and authorized purchase of two Micor Motorola Mobile Radio Units from Motorola, Inc., for the Sheriff's Department, to maintain compatibility with the existing communications system. (Sole Source Procurement.)

\* \* \* \*

296-4  
Pleasant Valley  
Road #  
29

As recommended by the Director of Public Works, the Board authorized the Chairman to sign an Agreement on Acquisition of Land owned by Robert and Gwendolyn Simas, at a cost of \$2,679.00, for the Latrobe Road Project, FAS W700(1).

\* \* \* \*

As recommended by the Director of Public Works, the Board authorized the Chairman to sign a Certificate of Acceptance of a Quitclaim Deed and Agreement on Acquisition of Land owned by Anthony R. and Elizabeth R. Rizzo, at a cost of \$380.00, for the Pleasant Valley Road Project, SS-28.

\* \* \* \*



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by

FOX RIVER

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132-4

RESOLUTION NO. 88-79 was adopted establishing a Petty Cash Fund for the El Dorado County Building Department at South Lake Tahoe, in the sum of \$50.00.

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74-86

At the request of Richard Zeiner, Architect, the Board informally agreed to meet at 9 a.m., April 3, 1979, to discuss the final layout for Tahoe Superior Court office space with Mr. Zeiner.

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326

Responding to correspondence received from Mr. Les Cohen, Lobbyist, concerning strengthening County Government, on motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board directed a letter of favorable comment be forwarded to Mr. Cohen, concurring with the Regional Council of Rural Counties' position re a joint interim legislative study strengthening "rural" county government.

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82-11

As requested by the Sacramento Safety Council, Inc., on motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried, the Board directed that a letter be forwarded to Governor Brown urging continuance of the 55 m.p.h. maximum speed limit.

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115

82-7

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried, the Board took the following actions concerning personnel matters:  
Referring to the Personnel Letter of March 16, 1979, the Board approved Item 3, and allocated one Administrative Assistant and two Steno-Clerk II positions to the Planning Department, and approved Item 4, and allocated one Index Clerk position to the Recorder;  
Referring to the Personnel Letter of March 23, 1979, the Board approved Item 1, which was the Memorandum of Agreement with the Department Heads Association, approved Item 2, authorizing Board participation in the Bennett Park Steering Committee, approved Item 3 and allocated and authorized two extra-help employees in the Auditor's office, and approved the advancement of a Sanitarian II to Step C effective March 31, 1979, Environmental Health Department.  
RESOLUTIONS NO. 89-79 (establishing Department Head's salaries) and 90-79 (amending the Authorized Personnel Resolution) were adopted accordingly.

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115

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board directed inclusion of the County Counsel and Board Assistant under the same terms of employment as the balance of the Department Heads.

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At this time, the Board considered the selection of a consultant firm to prepare a Master Plan for the South Lake Tahoe Airport.

21-3

On motion of Supervisor Johnson, seconded by Supervisor Flynn, and carried by the following vote: AYES: Supervisors Johnson, Flynn, Stewart, and Walker; NOES: Supervisor Todd, the Board selected the joint venture of Burns, McDowell and Pillsbury (as discussed and set out in executive session), and requested the Interim Airport Manager to thank the balance of the firms for their efforts and submittals.

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Director of Public Works submitted the request of John Schindler for a variance to allow a rock retaining wall to remain on his lot in the Rancho Ponderosa Subdivision; said wall constructed in the road right-of-way, without an encroachment permit.

423  
Rancho Ponderosa  
#1  
(421)

The motion of Supervisor Todd, seconded by Supervisor Flynn, to grant the variance, failed by the following vote: AYES: Supervisors Todd and Flynn; NOES: Supervisors Johnson, Stewart and Walker.

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On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, as requested by the project engineer, and recommended by the Director of Public Works, the Board extended to May 31, 1979, the completion date for improvements in Sugar Pine Townhouses Subdivision.

423  
Sugar Pine  
Townhouses

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Auditor-Controller submitted for Board approval, a mileage claim on behalf of Janet Atwood for use of her auto to make cash collection deposits from the Placerville Airport; \$170.24 of said claim is beyond deadline for claim submittal as employee was not aware such claim could be made.

119

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board approved the claim, as submitted.

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On motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, as requested by the Agricultural Commissioner and Farm Advisor, the Board authorized the University of California Extension Service and the Department of Agriculture to use County jeeps in cooperation with the El Dorado Irrigation District and the Bureau of Reclamation, for conducting irrigation studies.

(341)  
303

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341

On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board approved exploration of the feasibility of the County entering into a contract with Alpine County for agricultural services, as requested by the Agricultural Commissioner.

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22-1

Director of Health Services recommended that the Chairman be authorized to sign an amended Agreement with Dr. Erron Plosker for his services in the Maternal and Infant Care Program at South Lake Tahoe.

On motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board authorized the Chairman to sign the Amended Agreement, as recommended (with a change of the term date to December 31, 1979.)

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50-6

Program Manager, County Training Programs, recommended that the Chairman be authorized to sign Title IV Planning Subgrant for the 1979 Summer Youth Program, for period April 1, 1979 through June 30, 1979; also, recommended that the Chairman be authorized to sign new Assurances and Certifications and Standards of the Program.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board approved the Subgrant Modification, and authorized the Chairman to sign, as recommended.

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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. (Continued from 3/20/79)

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The motion of Supervisor Stewart to continue this matter for one week and to appoint the Chairman and Vice-Chairman as a committee to look the area over and come back to the Board with recommendations, died for lack of second.

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Thereafter, on motion of Supervisor Flynn, seconded by Supervisor Todd, and carried by the following vote: AYES: Supervisors Todd, Flynn, Stewart and Walker; NOES: Supervisor Johnson, the Board continued this matter until April 10, 1979, and requested that the Board Assistant submit possible alternatives for use of space in Building A and Building B, and if possible, to leave the Air Pollution Control Officer where he is.

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At this time, the Chairman recognized and welcomed visiting eighth grade students from Gold Trail School.

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At this time, a hearing was held, as duly advertised, to consider the request of Tahoe City Disposal Co., Inc., for adoption of a proposed rate increase for garbage pick-up in the Tahoma-Emerald Bay franchise area.

80-8  
Mr. Achiro, owner of the Company, stated that while the majority of his pickups are in Placer County, he does serve about 200 summer residents in El Dorado County, and 50 winter residents; he further stated the rate for his service in this County has not been raised since 1965.

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

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board adopted RESOLUTION NO. 91-79, increasing rates to those established for Placer County.

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424A  
County Counsel submitted the request of Jess Robert Saylor and Carol Saylor for a Certificate of Compliance to separate two contiguous parcels which are presently combined, and recommended that the Chairman be authorized to sign said Certificate.

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

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141  
County Counsel recommended that the Board designate a Conflict of Interest Officer, and direct the same to develop procedures for adoption of Conflict of Interest Codes.

On motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, the Board directed County Counsel, Personnel Officer, and County Clerk to develop procedures, select possible appointees, and submit the proposal to the Board within sixty days. (Continued for 60 days.)

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32  
Veterans Building Council requested that the County make necessary repairs in the kitchen of the Veterans Memorial Building, and replace all fire hoses, as directed by the Placerville Assistant Fire Chief following his inspection of the premises on December 27, 1978. (Referred 3/13/79)

No action was taken on this request, as the Director of Public Works stated the repairs and replacements are being accomplished.

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19 79

390-30

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried, the Board adopted ORDINANCE NO. 1989 amending Ordinance Code Section 6331 to establish a \$15.00 fee for the initial exotic animal permit and a \$5.00 fee for annual renewal of the permit.

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(19)

390-7

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board adopted the following 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:

- ORDINANCE NO. 1990, amending Section 7627 (Through Streets);
- ORDINANCE NO. 1991, amending Section 7670 (Intersection Yield Locations);
- ORDINANCE NO. 1992, amending Section 7622 (Speed Restrictions);
- ORDINANCE NO. 1993, amending Section 7651 (Through Highways).

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50-6

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried, the Board approved the appointment of Paul Berman to the Local Manpower Planning Council, to represent Public Assistance Agencies, as requested by the Program Manager of County Training Programs.

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212

At the meeting of March 20, 1979, 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. At this time, referring to this matter, County Counsel requested that criteria be developed concerning this type of function, as he is concerned that even by acknowledgement thereof, the Board may, at some future date, be subject to some liability.

Therefore, on motion of Supervisor Flynn, seconded by Supervisor Johnson, and unanimously carried, the Board referred consideration of this matter to the Director of Public Works for comments and development of a policy, if indicated. (Concerning future requests for use of County Roads for various bicycle and foot races.)

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104-17

Mosquito Fire Protection District requested that its present indebtedness to the County General Fund be stricken, due to loss of tax revenue since the passage of Proposition 13.

On motion of Supervisor Johnson, seconded by Supervisor Stewart, and carried by the following vote: AYES: Supervisors Todd, Johnson, Stewart and Walker; NOES: Supervisor Flynn, the Board denied the (Continued on following page)



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request; however, the Board members stated they would look favorably on extending the repayment period.

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74-35(2)

Mr. Arthur C. Oetting requested a boundary line adjustment on County property adjoining his, on the North side of Ray Lawyer Drive, bringing Mr. Oetting's property to the road frontage. (Continued from 3/6/79)

After some discussion, during which Mr. Oetting stated that some unknown persons had been doing some concrete work on the property, on motion of Supervisor Stewart, seconded by Supervisor Johnson, and unanimously carried, the Board directed that this matter be removed from the Agenda until such time as the County Counsel can research legality of work that has been done on the County portion of the property, and County Surveyor can submit a description of the proposed adjustment.

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Regional Council of Rural Counties submitted for Board review, the current financial condition of said Council since the passage of Proposition 13.

Supervisor Johnson spoke concerning this matter, and no action was taken.

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285-31-79

Hearing was held as duly advertised to consider rezoning of lands in the Mt. Aukum/Fairplay/Somerset area from Timber Preserve Zone to RA 20 (Residential Agricultural 20-Acre) Zone, over a ten-year roll-out period, consisting of 141.6 acres, petitioned by Richard B. Brown and Walter M. Saunders, Jr. Planning Commission recommended denial stating that:

- a) the buyer was aware of the TPZ zoning at the time of purchase;
- b) the land is compatible with TPZ zoning; and
- c) the recommendation(of denial) applies to both immediate and roll-out rezoning.

Mr. Van Nord, attorney representing both parties, presented the petitioners reasons for wanting the rezoning, and Mr. Saunders spoke concerning access. There were no further comments, and the hearing was closed.

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On motion of Supervisor Johnson, seconded by Supervisor Flynn, and unanimously carried, the Board denied the petition for rezoning, as recommended by the Planning Commission, setting forth the findings of the Planning Commission as their own, and further, found that there is no basis for rezoning at the present time to a more compatible use.

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32-285-79  
Hearing was held as duly advertised to consider rezoning of lands in the Diamond Springs Area from Unclassified to Commercial Zone, consisting of 5,840 square feet, petitioned by H.M. Lumsden. Planning Commission recommended approval, and the Planning Director listed the following findings of the Commission:

1. The request is consistent with the General Plan;
2. Necessary services are available (sewer, water, fire protection.)
3. It is a logical extension of existing uses.

Mr. Lumsden was not present and there were no comments from the audience; therefore, the hearing was closed.

On motion of Supervisor Flynn, 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. 1994, which amends the County Zoning Ordinance accordingly.

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33-285-79  
Hearing was held as duly advertised to consider rezoning of lands in the Georgetown Area from Estate Residential Five Acre Zone to Single Family Two Acre Residential Zone, consisting of 5 acres, petitioned by John Davis, Jr. Planning Commission recommended denial, and the Planning Director enumerated the following findings of the Commission:

1. This rezoning would be an intrusion into an area of larger zoning;
2. The rezoning would be premature in light of the recent acceleration of the General Plan Program in the Georgetown Area.

Mr. John Davis was present and explained his position. There were no further comments from the audience, and the hearing was closed.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and carried by the following vote: AYES: Supervisors Todd, Johnson, Flynn and Stewart; NOES: Supervisor Walker, the Board denied the petition for rezoning, as recommended by the Planning Commission, setting forth the findings of the Planning Commission as their own, and further, found that the closeness of the Airport is a detrimental factor.

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423 Sierra Springs Unit # 2  
Planning Director recommended abolishment of a non-vehicular access easement on a lot owned by James and Mary Sweany, which fronts Starks Grade Road in the Sierra Springs Unit No. 21 Subdivision, to provide a more practical driveway location. (Referred 3/13/79)  
(Continued on following page)



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Mr. Jerry Hardin spoke on behalf of the Sweanys. Assistant Director of Public Works presented the views of that Department.

Thereafter, on motion of Supervisor Flynn, seconded by Supervisor Johnson, and carried by the following vote: AYES: Supervisors Todd, Johnson, Flynn and Walker; NOES: Supervisor Stewart, the Board adopted RESOLUTION NO. 92-79 abandoning a portion of a non-vehicular access easement along Starks Grade Road (as recommended by the Planning Department), thereby approving an access to Starks Grade Road, under the condition that the applicant enters into an agreement to accept a non-vehicular access frontage on Five Spot Road. (As recommended by Department of Public Works.)

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Planning Director submitted a Tentative Map for Cameron Park Townhouses, consisting of 1.60 acres, comprising 23 units and one common area; subdivider: Garry M. Vivaldi. Planning Commission recommended approval, subject to conditions (said conditions being on file in the office of the Clerk of the Board of Supervisors.)

Engineer Everett Thorne was present to answer questions. Planning Director stated four letters in opposition to the Map had been received by the Commission, the principal objection having been lack of adequate parking, although the developer is providing 70% more than the required number of spaces; i.e., 1.70 spaces per unit, rather than 1.0 space as required by our ordinance.

On motion of Supervisor Johnson, seconded by Supervisor Flynn, and carried by the following vote: AYES: Supervisors Johnson, Flynn and Walker; NOES: Supervisors Todd and Stewart, the Board approved the tentative map for Cameron Park Townhouses, subject to the conditions proposed by the Planning Commission, and accepted the Negative Declaration, based on the findings: 1) the map submitted meets the requirements of the Subdivision Ordinance and Design Manual; 2) the proposed subdivision is consistent with the General Plan; and 3) the development, as proposed and conditioned, will not have a significant impact on the environment. (Zoning variance applied for and allowed, inasmuch as the use of the land is for townhouses, which is an extraordinary use, and not a grant of special privilege.)

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Planning Director submitted a proposed revision of a Tentative Map approved April 25, 1978, for Green Acres Estates Subdivision in the Rescue area; said revision to delete Condition No. 8 pertaining to gravelled pedestrian walkways.

Several residents in the area appeared and offered comments, and the Planning Director pointed out that the Map has been approved and the County can not require any road changes at this time. (Continued on following page)



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On motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried, the Board approved the revised map and deletion of Condition No. 8, and accepted the negative declaration, finding that the proposed subdivision is consistent with the General Plan for the area, and the subdivision conforms to the Subdivision Ordinance and Design Manual.

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The Board of Supervisors adjourned and reconvened as the Board of Directors of County Service Area No. 2.

61-2  
On motion of Director Johnson, seconded by Director Flynn, and unanimously carried, the Board approved payment of a statement submitted by Sierra Rock in the amount of \$68.09, for 12.08 ton of aggregate base rock for Arrowbee Drive in Arrowbee Ranch Estates.

\* \* \* \*

61-2  
On motion of Director Johnson, seconded by Director Todd, and unanimously carried, the Board directed that the comments submitted by County Surveyor and County Counsel relating to the proposed road system in Service Area No. 2, be forwarded to County Service Area No. 2 Advisory Committee, for comments.

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The Board of Directors adjourned and reconvened as the Board of Supervisors.

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22-96  
South Lake Tahoe Health Council submitted for approval revised By-Laws for said Council. (Continued from 3/20/79)

After some discussion, on motion of Supervisor Johnson, seconded by Supervisor Stewart, and unanimously carried, the Board submitted the by-laws to the County Counsel for review, and continued the matter until May 1, 1979.

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81  
Supervisor Harold R. Duarte of Alpine County requested Board comment on a proposed reorganization of the County Supervisors Association of California (CSAC) Board of Directors which will abolish 16 rural seats.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried, the Board directed that this correspondence be filed in the office of the Board Clerk.

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EXCELERASE

by



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California Exposition and State Fair submitted Rules and Regulations for the 1979 Maid of California Pageant, and requested the Board's participation by sanctioning a County representative to the Pageant.

212

On motion of Supervisor Johnson, seconded by Supervisor Todd, and carried by the following vote: AYES: Supervisors Todd, Flynn, Stewart, and Walker; ABSTAIN: Supervisor Johnson, the Board referred this matter to the County Fair Board for action, and directed that the California Exposition and State Fair be informed of the Board's action.

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141

As discussed and delineated in executive session, on motion of Supervisor Flynn, seconded by Supervisor Todd, and unanimously carried, the Board moved to undertake the defense of a public official (Government Code Section 995) under a reservation of rights to be developed by County Counsel.

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92

Supervisor Todd left the room. On motion of Supervisor Flynn, seconded by Supervisor Stewart, and carried by the following vote: AYES: Supervisors Johnson, Flynn, Stewart and Walker; ABSENT: Supervisor Todd, the Board adopted RESOLUTION NO. 93-79 encouraging State Government to protect, preserve and acquire the natural scenic beauty and historic heritage which is Mount Murphy.

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There being no further business to come before the Board, the meeting was adjourned until April 3, 1979, at 10 a.m.

APPROVED:

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

ATTEST:  
DOLORES BREDESON, County Clerk  
and acting Board Clerk

By Mary Ann Loukade  
Deputy