

STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES May 1, 1979

The Board convened in regular meeting. Present: Supervisors N. Arline Todd, Joseph Flynn, and Thomas L. Stewart. Absent: Supervisors William V. D. Johnson, and W. P. Walker. Ann R. Macy, Board of Supervisors Clerk was present. First Vice Chairman Todd presided.

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127 The Invocation was offered by Reverend Larry George, Foothills United Methodist Church.

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The Pledge of Allegiance to the Flag was led by Noble Sprunger, County Counsel.

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The Minutes of April 24, 1979, were approved as submitted on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present.

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57 On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the 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 No. 96 - County Service Area No. 3, for \$4,500 was approved

17 Budget Transfer No. 95 - District Attorney, for \$265 was approved

Budget Transfer No. 94 - Recorder, for \$167.28 was approved

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54 The Board approved 11 Assignments to the Credit Bureau of El Dorado County from the Collection Department for Claims against those persons named on the Assignments dated May 1, 1979; copies of which are on file in the Board of Supervisors Office, beginning with the name of William Brown and ending with the name of Raymond Brassfield.

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247 The Chairman was authorized to execute Release 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>	
Patricia Berry	1606	413
David B Price	1309	574
David B Price	1291	403
Rachel Depew	1046	124
Edna Ferruzzi	1645	347

Continued on next page ...

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Board of Supervisors to be billed for programming and printing costs estimated at \$580.00.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the request was approved provided that the \$580.00 is taken from the County Service Area No. 3 budget.

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46
#199
On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board set the request of Prentiss Moore for cancellation of a portion of his Agricultural Preserve No. 199, for hearing on May 29, 1979, at 2:30 p.m.

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50-7
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board authorized advertising for the El Dorado County Community Center Dining Room Addition for bid opening on May 24, 1979, at 9:00 a.m., and award by the Board on May 29, 1979: Board to review said bids at 9:00 a.m. on May 29, 1979.

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22-13
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board, at the request of the South Lake Tahoe Health Council, cancelled the Policy Review Session scheduled by the Board for May 8, 1979, with the Golden Empire Health Systems Agency and the South Lake Tahoe Health Council. (Will be reset after it has been placed on said Health Council agenda for discussion of the By Laws.)

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(141)
229
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board referred the letter received from Caldorado Lan-Pac dated April 19, 1979, concerning the attitudes of County departments (Surveyor, Assessor, Planning, County Counsel) in not clearing boundary line agreements or lot line adjustments, and in requiring records of surveys or parcel maps under Section 66499.20 of the Government Code, to County Counsel for response to Caldorado Lan-Pac.

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113
On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the Board acknowledged receipt of the letter of resignation from John J. Fitzpatrick, Assistant to the Board, effective September 1, 1979.

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30-14
Airports Manager submitted letter recommending that the Chairman be authorized to sign Lease Agreement with the Federal Aviation Administration (FAA) to permit Right of Entry for Survey and Exploration which permits FAA personnel to perform the necessary survey work relative to the construction of a VHF Omnidirection Range (VOR) navigation aid on the Placerville Airport; said Agreement for period April 1 through September 30, 1979.

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On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign the Lease Agreement.

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421-4
Director of Public Works submitted a request of Mike Kontich for variance of the County Encroachment Ordinance to allow a 20% driveway grade on his home, Lot 627 Cameron Park North Unit No. 2, presently under construction.

Mr. Kontich was not present, and at the recommendation of the Director of Public Works, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the variance was denied.

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61 #3
Director of Health Services submitted letter requesting authorization for expenditure of County Service Area No. 3 funds, in the amount of \$4,500.00, to procure a communication system to provide a two-way radio communication for field personnel which will increase efficiency and effectiveness of the vector control operation.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the request was approved, and the Purchasing Agent was directed to ascertain that specifications are not written for a specific type of equipment, and further, the Board directed that this expenditure shall come from the County Service Area No. 3 current budget, through savings.

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22-1
Director of Health Services submitted letter recommending that the Chairman be authorized to sign Agreements with Sierra Family Medical Clinic; James Evans, M.D.; Randall Goethals, M.D.; Phillip Charney, M.D.; Jean Babcock, M.D.; H. Roy Rosen, M.D.; and Jeffrey Rabinovitz, M.D. for physician and consultant services, at a cost of \$30.00 per hour.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign the Agreements.

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428
Criminal Justice Advisory Group letter recommending that the Chairman be authorized to sign Agreements with the following agencies for services to be funded with the County Justice System Subvention funds (AB 90):

- a. New Morning, Inc., in amount of \$64,123.00 for Placerville Runaway Youth Services
- b. Tahoe Human Services in amount of \$18,731.00 for Tahoe Runaway Youth Services
- c. South Lake Tahoe Voluntary Action in amount of \$2,569.00 for the Court Referral Program
- d. Placerville Police Department in amount of \$23,577.00 for Juvenile Diversion Program

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the matter was continued to May 8, 1979.

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6-16
At the recommendation of the Program Manager, County Training Programs, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign Modification No. 1 to the 1979 Summer Youth Employment Program, Title IV, for funds in the amount of \$318,069.00 for the period January 1 through September 30, 1979.

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27-3
Principal Analyst submitted letter recommending the Chairman be authorized to sign Lease Agreement with Michael Sebastian Lengyel for the Georgetown Branch Library premises for period May 1, 1979, through April 30, 1981, at a cost of \$160 per month.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign.

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151-6
Program Manager, County Training Programs, submitted letter recommending the Chairman be authorized to sign CETA Balance of State/County Agreement Modification No. 10 to add Special Provisions as specified.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Chairman was authorized to sign, and RESOLUTION NO. 109-79 was adopted accordingly.

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(74-124)
151
Principal Analyst submitted letter recommending that the Chairman be authorized to sign the Agreement with J. M. Ryan Construction Company for remodeling the Welfare Office at South Lake Tahoe; also, recommending Board authorize payment of \$126 to said Construction Company to cover additional cost of labor and materials bond.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign the Agreement.

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(212)
353
County Counsel submitted a proposed Resolution Establishing Policy Regarding Use of County Highways for special pedestrian, equestrian, and vehicle events, together with form letters to be used when responding to requests for said use of roads. (Referred 3/27/79)

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, RESOLUTION NO. 110-79 was adopted on the Use of County Highways for Special Events, and the form letters were approved for use, as submitted.

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423
Hearing was held as duly noticed to consider the question of returning some or all of the Swansboro Subdivision public roads back into private ownership.

Numerous homeowners in the Swansboro Subdivision were present. The gist of their complaints was that there presently existed a 55 MPH speed limit
Continued on next page

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which is far in excess of the safety factor, and over which they have no control; and, that they also have no control over the load limit. Heavy vehicles, including logging trucks, have consistently been tearing up their roads. Those present who spoke and were members of the Swansboro Country Property Owners Association were: Ernest Smith, Chairman; Walter Curtiss, Board of Directors; Michael Suza, Board Member; Jane Provance; Fred Spier, Board of Directors; Jim Hynes; and Ronald Darr.

Those present who spoke and were not members of the Swansboro Country Property Owners Association, but were either in the Subdivision (Section 9 which was excluded from the Association), or were property owners prior to the subdivision of the land, or property owners of land near the subdivision were: Don Barker; Eufalla Halladay; John Mahoney of Lumbermen's Mortgage Company; Mr. Provance; Willie Wysneskey; Leo Andette; Robert Hansen; Henry Alder, Forester for Michigan-California Lumber Company; Leo Schloe; Mrs. Kinman; and Charles Smay, District Ranger, Eldorado National Forest. The gist of the comments was that the Swansboro roads were their only access to their places of residence and they did not want to be land-locked. In the case of Mrs. Sysneskey, she was concerned that if she would subdivide her 40-acres, would the buyers of her property be able to use the Swansboro roads. Mr. Alder of Michigan-California Lumber Company was concerned with his company's rights insofar as their heavy logging trucks traversing the roads; he stated they were willing to pay their way. Mr. Smay, the District Ranger, was also concerned with the U.S. Forest Service's commercial use of the roads for timber hauling.

After discussion, the Board members indicated their desire to continue the resolution of this matter until such time as all Board members could be present, whereupon the Chairman announced that the hearing would be left open for additional input.

Supervisor Flynn then moved to continue the hearing to May 15, 1979, at 11:00 a.m. Supervisor Stewart seconded the motion and it was unanimously carried by those present.

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56 The Board considered the request of Attorney James Lemmond on behalf of Mr. and Mrs. Keith Klinger, that the County temporarily revoke the Special Use Permit No. 77-82 issued to the El Dorado Rod and Gun Club on July 28, 1977, for a skeet, trap, rifle, and pistol range, and to not issue a building permit, and to provide a public meeting to discuss the seemingly adverse effects of the proposal. (Continued from 4/17/79)

Mr. Lemmond was present and stated that the terms and conditions contained within the 10-year Concession Agreement should have been made a part of the Special Use Permit. He also stated that the Klingers did not receive a notice of the hearing on the Special Use Permit, and that it would be to everyone's interest to temporarily revoke the permit and deny issuance of a building permit until the staff of the Planning Commission has gone back and taken a look at what the people in that area have asked for.

County Counsel advised that there is no jurisdiction in which to revoke the Special Use Permit absent any violations of that Permit's conditions. Continued on next page . . .

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19 79

Mr. Klinger was present and was given an opportunity to voice his comments. He stated that he had not received a notice of the hearing before the Planning Commission; that according to County records, the Club had not gotten a building or construction permit; they had not complied with the Special Use Permit insofar as environmental impact is concerned -- the road into the area was only 15 feet wide; he spoke of the noise and the disturbance to the residents of the area.

Richard Lamparter was also present and advised the Board that his property looks right down on the site, and that he was opposed because of the noise that would be created.

Bill Baxter, President, El Dorado Rod & Gun Club, was present and stated that 30 days after issuance of the Permit, construction was commenced.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board denied the request for revocation of Special Use Permit No. 77-82.

The motion of Supervisor Stewart, seconded by Supervisor Todd, to direct the Planning Department to determine if the El Dorado Road & Gun Club is living up to the conditions of their Special Use Permit and their contractual arrangements with the County, failed to pass by reason of the following vote: Ayes: Supervisors Stewart and Todd; No: Supervisor Flynn; Absent: Supervisors Walker and Johnson.

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SPECIAL ORDERS

PLANNING MATTERS

*Castlewood
Subdiv.
423*
Planning Director submitted the Tentative Map for Castlewood Subdivision in the Pollock Pines area consisting of 21.5 acres, comprising 43 lots; Subdivider: Castlewood Enterprises. 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 Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the Tentative Map was approved subject to the conditions set forth by the Planning Commission, and the added condition (Condition No. 7) that the Final Map approval shall be subject to a driveable emergency access on a planned right-of-way, to complete the loop to Ridgeway, and the Board accepted the Negative Declaration based upon the findings of the Planning Commission: (1) It complies with the R1, One Family Residential zone; (2) It conforms to the adopted General Plan; and (3) It complies with the minimum design and improvement standards of the Subdivision Ordinance.

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*3/11/79
Planning
(57)*
The Planning Director submitted for Board review, a draft copy of a proposed Small Dams Ordinance.

After consideration, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board tabled any further County activity on this matter.

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57 El Dorado County Association of Land Surveyor's, Civil Engineer's and Geologists submitted letter requesting that the Board consider changing the Planning Department's office hours open to the public back to 8:00 a.m. to 5:00 p.m.

After consideration, on motion of Supervisor Todd, seconded by Supervisor Stewart, and unanimously carried by those present, the matter was referred to the Planning Director for his response to the request.

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212 Western Slope Committee for the Disabled submitted letter requesting that the Board declare the Week of May 13 - 19, 1979, as Disabilities Awareness Week in El Dorado County.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign the Proclamation.

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(22)
22-13 Director of Health Services submitted letter responding to the Golden Empire Health Systems Agency's proposal that an eight-county Task Force on County Health Programs be established to encourage cooperative planning and problem solving. (Referred 4/3/79)

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the matter was continued to May 8, 1979.

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22-117 Board considered the request of the Latrobe School Board that action be taken to stop land splitting in the Latrobe School District until a Master Plan can be developed for that area. (Referred 4/24/79)

Upon the advice of County Counsel that any action involving an interim zoning measure would require a 4/5ths vote of the Board, and there being only three Board members present, the Board on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, continued the matter to May 15, 1979, at 2:30 p.m.

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(32)
22-13 El Dorado Health Planning Council submitted the County Health Officer's study documenting the skilled nursing bed need of this County, along with a resolution adopted by said Council in support of that study which projects a need of 121 additional beds for 1982; also, requesting Board communicate its endorsement of this study to the Golden Empire Health Systems Agency Governing Body, and request the Statewide Office of Health Planning utilize the most recent population figures certified by the State Department of Finance for health planning projections.

On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Board endorsed the study and instructed that the Governing Body of GEHSA be so advised, and directed a letter requesting the Office of Health Planning utilize the most recent population figures certified by the State Department of Finance.

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51-4
At the request of the Alcoholism Advisory Board, on motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, the Board declared by RESOLUTION NO. 111-79 the month of May 1979 as "It Is OK Not To Drink" Month in El Dorado County to increase community awareness of alcoholism and alcohol-related problems.

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165-2
At the recommendation of the Assistant to the Board, on motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman was authorized to sign Agreements with James Neves and Harold V. Cates, Special Investigators, to investigate and testify at trials regarding violations of County ordinance and State laws concerning the sale and development of real property.

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406-4
Assistant to the Board submitted letter advising that the Lease with Dr. Meyer Friedman for the Georgetown Justice Court will expire June 30, 1979, and Dr. Friedman does not wish to renew said Lease; therefore, requesting authorization to seek new office space for the Court and negotiate a lease for Board's review.

On motion of Supervisor Flynn, seconded by Supervisor Stewart, and unanimously carried by those present, authorization was granted as requested.

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346-4
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Public Works Department was directed to remove the snow on Echo Lake Road, as they have in the past, and to have it open and available for public use by May 25, 1979.
E. J. R. R.

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249-3
On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the appointment to Happy Homestead Cemetery District to fill the expired term of Louis DeLallo, was continued to May 15, 1979.

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1327
The City of South Lake Tahoe submitted its Resolution No. 1979-40 prohibiting Receipt of Applications for the Issuance of Building Permits for Commercial Projects for which Sewer Connections or Other Methods of Waste Disposal are Needed.

On motion of Supervisor Stewart, seconded by Supervisor Todd, and unanimously carried by those present, the Board adopted RESOLUTION NO. 112-79 ; a corresponding resolution.

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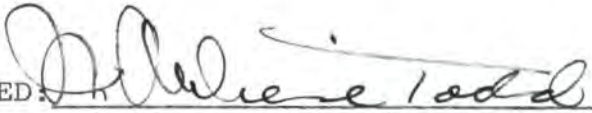
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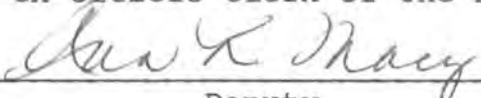
124-0
On motion of Supervisor Stewart, seconded by Supervisor Flynn, and unanimously carried by those present, the Chairman and Vice Chairman were requested to discuss, and come back to the Board with recommendations, on the matter of custodial services for the Government Center complex (Buildings A and B).

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There being no further business, the Board adjourned to Tuesday, May 8, 1979, at 10:00 a.m.

APPROVED: 
N. Arliene Todd, Vice Chairman

ATTEST: Dolores Bredeson, County Clerk
and ex-officio Clerk of the Board

By: 
Deputy